

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT

Notification

Srinagar, the 29th June, 2020.

SO-208.66Whereas, on 31-12-2019, Police Station, Bijbehara during checking at Padshahi Bagh arrested one Aasif Ismail Malik S/o Mohammad Ismail Malik R/o Arwani and recovered 20 posters of HM outfit from his possession; and

- 2. Whereas, a Case FIR No. 177/2019 under section 13 Unlawful Activities (Prevention) Act, 1967, came to be registered in Police Station, Bijbehara and investigation was set into motion; and
- 3. Whereas, during the course of investigation site plan of place of occurrence and seizure memo of recovered posters was prepared, statement of witnesses acquainted with the facts and circumstances of the case were recorded under section 161 Cr. PC.; and
- 4. Whereas, during the course of investigation it was revealed that the accused Aasif Ismail Malik was working as OGW for HM outfit and he was given assignment of pasting the posters in the area to spread terror among the general public of the area; and
- 5. Whereas, on the basis of investigation, statement of witnesses recorded and other evidence collected, the Investigating Officer has *prima facie* established involvement of the accused namely, Aasif Ismail Malik S/o Mohammad Ismail Malik R/o Arwani for commission of offence punishable under section 13 of Unlawful Activities (Prevention) Act, 1967; and
- 6. Whereas, the Authority appointed by the Government under subsection (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967 has independently examined the case diary file and all the other relevant documents relating to the case and has come to the conclusion that *prima facie* case is made out against the above accused; and
- 7. Whereas, after perusing the Case Diary File, the relevant documents and also taking info consideration the views of the Authority appointed under- sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above mentioned accused for their prosecution under the provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accords sanction for launching prosecution against the above mentioned accused for the commission of offence punishable

By order of the Government of	Jammu	and	Kashmir.
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Principal Secretary to Government, Home Department.