

EXTRAORDINARY

REGD. NO. JKô 33



THE

JAMMU & KASHMIR GOVERNMENT GAZETTE

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Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR

CIVIL SECRETARIATô HOME DEPARTMENT

Notification

Jammu, the 17th January, 2020.

S.O.-26.ôWhereas, on 28-06-2012 P/S, Zainpora received a written
docket from HC Gh. Nabi No. 46/Spn. Camp Manihal to the effect that he
along with other Nafri was deployed for patrolling duty at Manihal, Shopian.

2. The J&K Govt. Gazette, 17th Jan., 2020/27th Pausa, 1941. [No. 42-b
In the meantime Hurriyat activists of Geelani Group namely, Shakeel Ahmad Itoo, Mohd Yousuf Ganie @ Falaie, Shakir Mir, Nazir Ahmad Mantoo, Mohd Ashraf Sehraie, Mohd Amin Parray, Mohd Amin Ahanger and Javid Ahmad Fallay organized a gathering at Jamia Masjid, Manihal and delivered anti-national speeches. These separatists incited the people to protest against the State Government, flared up the sentiments of the people by spreading false propaganda that the Dastgeer Sahib RA, Shrine has been set ablaze by State machinery ; and

2. Whereas, a case FIR No. 57/2012 under sections 153-A RPC, 13 ULA(P) Act, 1967 was registered at Police Station, Zainapora and investigation was taken up ; and

3. Whereas, during the course of investigation, statement of witnesses acquainted with facts and circumstances of the case were recorded under relevant provisions of law. Besides statement of material witnesses were recorded under section 164-A Cr. P. C. statement of witnesses so recorded would *inter alia* reveal that above mentioned accused persons are affiliated with Hurriyat (Geelani) group, who organized a gathering at Jamia Masjid, Manihal and delivered anti-national speeches. These separatists incited the people to demonstrate and protest against the State Government, flared up the sentiments of the people by spreading false propaganda that the Dastgeer Sahib (RA), Shrine has been set ablaze by State machinery. The accused persons in their speech urged the people to continue struggle till J&K State is seceded/liberated from the India ; and

4. Whereas, during the course of investigation, the Investigating Officer on the basis of statement of witnesses recorded under relevant sections of law and other evidence, established a *prima facie* case against the accused persons namely, 01. Shakeel Ahmad Itoo S/o Gh. Nabi Itoo R/o Manihal, Shopian, 2. Mohammad Yousuf Ganai @ Falaie S/o Gh. Mohd R/o Muloo, Chitragam, 3. Shakir Ahmad Mir S/o Gh. Mohammad Mir R/o Zainapora, 4. Nazir Ahmad Mantoo S/o Gh. Hassan R/o Kanihama, Shopian, 5. Mohammad Ashraf Khan @ Sehraie S/o Shams-ud-Din R/o Lolab, Kupwara, 6. Mohammad Amin Parray S/o Gh. Nabi R/o Kundalan, 7. Mohammad Amin Ahanger S/o Gh. Hassan R/o Sangden, Shopian and Javid Ahmad Fallay S/o Mohammad Ahsan R/o Ganowpora, Shopian under section 13 of the Unlawful Activities (Prevention) Act, 1967 ; and

5. Whereas, the Authority appointed by the Government of Jammu and Kashmir under sub-section (2) of section 45 of the Unlawful Activities

No. 42-b] The J&K Govt. Gazette, 17th Jan., 2020/27th Pausa, 1941. 3
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6. Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the observations/views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government of Jammu and Kashmir is of the view that there is sufficient material and evidence available against the accused persons for their prosecution under the aforesaid 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 of Jammu and Kashmir hereby accords sanction for launching prosecution against the accused persons namely, 1. Shakeel Ahmad Itoo S/o Gh. Nabi Itoo R/o Manihal, Shopian, 2. Mohammad Yousuf Ganaie @ Falaie S/o Gh. Mohd R/o Muloo, Chitragam, 3. Shakir Ahmad Mir S/o Gh. Mohammad Mir R/o Zainapora, 4. Nazir Ahmad Mantoo S/o Gh. Hassan R/o Kanihama, Shopian, 5. Mohammad Ashraf Khan @ Sehraie S/o Shams-ud-Din R/o Lolab, Kupwara, 6. Mohammad Amin Parray S/o Gh. Nabi R/o Kundalan, 7. Mohammad Amin Ahanger S/o Gh. Hassan R/o Sangden, Shopian and Javid Ahmad Fallay S/o Mohammad Ahsan R/o Ganowpora, Shopian for the commission of offences punishable under section 13 of Unlawful Activities (Prevention) Act, 1967, arising out of FIR No. 57/2012 of P/S, Zainapora.

By order of the Government of Jammu and Kashmir

(Sd.).....

Principal Secretary to the Government,
Home Department.

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