

EXTRAORDINARY

REGD. NO. JK633



THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 133]

Jammu, Mon., the 5th Oct., 2020/13th Asv., 1942. [No. 27-e

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 SECRETARIAT& HOME DEPARTMENT

Notification

Srinagar, the 5th October, 2020.

SO-307.& Whereas, on 25-12-2009 Police Station, Sumbal received a reliable information that after Friday Prayers JKLF Chairman, Mohammad Yaseen Malik S/o Gh. Qadir Malik R/o Maisuma, Srinagar suddenly appeared at Bus Stand, Hajin and raised Anti National Slogans, resulting gathering of large number of people on the spot ; and

2. Whereas, a Case FIR No. 239/2009 under section 13 of Unlawful Activities (Prevention) Act, 1967, came to be registered in Police Station, Sumbal and investigation was set into motion ; and

3. Whereas, during the course of investigation site plan of place of occurrence was prepared, statement of witnesses acquainted with the facts and circumstances of the case were recorded under sections 161 and 164-A Cr. P. C. ; and

4. Whereas, during investigation it came to the fore that the accused had threatened the unity and integrity of India, by raising the Anti-National Slogans ; 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 Mohammad Yaseen Malik, Chairman JKL S/o Gh. Qadir Malik R/o Maisuma, Srinagar for commission of offence punishable under section 13 of Unlawful Activities (Prevention) Act, 1967 ; and

6. Whereas, the Authority appointed by the Government under sub-section (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 into 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 his 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 under section 13 of ULA (P) Act, in case FIR No. 239/2009 of Police Station, Sumbal.

By order of the Government of Jammu and Kashmir.

(Sd.)

Principal Secretary to Government,
Home Department.