

THE JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT

Notification

Srinagar, the 23rd of June, 2022.

S.O.6311.ô Whereas, on 10-01-2022, the Police Station, Pahalgam, received a written docket to the effect that a person namely Shakir Ahmad Mir S/o Ghulam Mohammad Mir R/o Yanner, Pahalgam, who went missing from his home on 29-12-2021 and was traced on 02-01-2022. It came to the fore that during the missing period, the said person indulged in anti-national activities to damage the sovereignty and territorial integrity of India; and

2. Whereas, based on the above, a Case FIR No. 02/2022 under Sections 13 of ULA (P) Act, was registered in the Police Station, Pahalgam and the investigation of the case was set into motion; and

- 3. Whereas, during the investigation, the accused viz. Shakir Ahmad Mir, was arrested in the case and during the investigation, 09 Posters of HM banned outfit were recovered from him which had been provided to him by some unknown person, whose identification could not be ascertained during the investigation, with the direction to paste the same at the different places of Pahalgam, with the intention to terrorise the general public; and
- 4. Whereas, during the course of the investigation, a site plan of the place of occurrence and the seizure memos were prepared and the statements of witnesses acquinted with the facts and circumstances of the case were recorded under the relevant provisions of law; and
- 5. Whereas, during the investigation, it was established that the accused viz. Shakir Ahmad Mir, left his home on 29-12-2021 and during the missing period the accused indulged in unlawful activities with the intention to disrupt the sovereignty and territorial integrity of India; and
- 6. Whereas, on the basis of investigation, and other evidence collected the Investigating Officer has established, *prima facie* involvement of below mentioned accused in the commission of the offence punishable under the Section of the Unlawful Activities (Prevention) Act, 1967, as shown against his name :ô

S.No.	Name of the accused	Offence
ô ô ô 1.	ô ô ô ô ô ô ô ô ô ô ô ô ô ô ô ô ô ô ô	ô ô ô ô ô ô ô ô ô 13 ULA (P) Act

7. 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 a *prima facie* case is made out against the above accused; and

8. 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 the powers conferred by Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Shakir Ahmad Mir for the commission of offence punishable under Section 13 of ULA(P) Act, arising out of FIR No. 02/2020 of Police Station, Pahalgam.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner/Additional Chief Secretary.