

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT, J&K

Notification

Srinagar, the 7th July, 2022.

S.O.-328.ô Whereas, on 24-08-2009, the Police Post, Hajin received an information to the effect that a person namely, Showkat Ahmad Hajam @ Hakeem, District President Muslim League, J&K S/o Gh. Mohammad Hajam R/o Paribal, Hajin, boarded on a vehicle along with his associates appeared at Village Markundal, and raised anti national slogans through mike/loud speaker, resulting in the gathering of large number of people on the spot, besides, pasted posters on the walls, thereby intended to disrupt sovereignty and territorial integrity of India; and

- 2. Whereas, based on the above, a Case FIR No. 162/2009 under Section 13 of ULA (P) Act, was registered in Police Station, Sumbal and the investigation of the case was set into motion; and
- 3. Whereas, during the course of investigation, the site plan of place of occurrence and the seizure memos were prepared and the statement of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law; and
- 4. Whereas, during investigation accused viz. Showkat Ahmad Hajam @ Hakeem, along with his associates namely, Bashir Ahmad Parray S/o Mohammad Maqbool Parray, Umar Rasool Mir S/o Gh. Rasool Mir Residents of Hajin and Ab. Rashid Bhat (Driver) S/o Gh. Mohammad Bhat R/o Kelam, Kulgam, were arrested on the spot and some incriminating material i. e. banners and objectionable material were recovered from the accused; and
- 5. Whereas, during the further investigation, it was established that the accused viz. Showkat Ahmad Hajam @ Hakeem, (District President), Bashir Ahmad Parray, Umar Rasool Mir and Ab. Rashid Bhat, were affiliated with the Muslim League, Jammu and Kashmir and on 24-08-2009, raised anti national slogans in Village Markundal, Hajin, against the integrity, sovereignty and security of India and questioned the accession of J&K with the 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 section of the Unlawful Activities (Prevention) Act, 1967, as shown against their name :ô
- - Showket Ahmad Hajam @ Hakeem
 S/o Gh. Mohammad Hajam R/o Paribal, Hajan.
 Act.
 - 2. Bahir Ahmad Parray S/o Mohammad Maqbool Parray R/o Hajin.
 - 3. Umar Rasool Mir S/o Gh. Rasool Mir R/o Hajin.

- 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 relevent 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 their 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. Showkat Ahmad Hajam @ Hakeem, (District President), Bashir Ahmad Parray, Umar Rasool Mir and Ab. Rashid Bhat, for the commission of offence punishable under Section 13 of ULA (P) Act, arising out of FIR No. 162/2009 of Police Station, Sumbal.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.