

EXTRAORDINARY

REGD. NO. JKô 33



**THE  
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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.**

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIATô HOME DEPARTMENT

Notification

Srinagar, the 8th October, 2022.

SO-487.ôôWhereas, on 04-04-2022, an information was received by Police Station, JIC, Jammu (SIA) along with a copy of an article titled ôThe shackles of slavery will break,ö written by one Aala Fazili and published in the digital magazine (portal) ôThe Kashmir Wallaö to the effect that the article so published was part of an ongoing operation to build and propagate the false narrative to sustain the secessionist-cum-terrorist campaign within J&K and to disrupt the territorial integrity of Union of India, by seceding J&K with Pakistan ; and



No. 27-s] The J&K Official Gazette, 8th Oct., 2022/16th Asv., 1944. 3  
online portal The Kashmir Walla and through the corresponding bank  
account of the portal has received foreign contributions in contravention  
of the Foreign Contribution (Regulation) Act, 2010 ; and

8. Whereas, the investigation with respect to the other accused shall  
remain to continue to bring their role in the case who are the part of  
the conspiracy ; and

9. Whereas, on the basis of investigation, and other evidence  
collected, the Investigating Officer has established, *prima facie*, involvement  
of the below mentioned accused in the commission of the offences  
punishable under sections of the Unlawful Activities (Prevention)  
Act, 1967, Indian Penal Code and the Foreign Contribution (Regulation)  
Act, 2010, as shown against each :

S. No.	Name of the accused	Offence
1.	Abdul Aala Fazili S/o Late Mohd Rafi Fazili R/o Humhama Chowk, Airport Road, Budgam.	13, 18 of ULA (P) Act 121, 153B, IPC.
2.	Peerzaada Fahad Shah S/o Peerzaada Nisar Shah R/o Samboora, Pulwama A/P Dawood Colony, Aanchar Soura, Srinagar.	13, 18 of ULA (P) Act 121, 153B IPC 35 & 39 FCRA.

10. Whereas, the Government 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 under Sections 153-B & 121 Indian Penal  
Code ; and

11. Whereas, the Government has 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 also made out against the  
above accused viz. Peerzaada Fahad Shah, under Sections 35 & 39 of  
the Foreign Contribution (Regulation) Act, 2010 ; and

12. Whereas, the Authority, appointed by the Government under  
Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention)

4 The J&K Official Gazette, 8th Oct., 2022/16th Asv., 1944. [No. 27-s  
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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

13. 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, and in pursuance of Section 196 of the Code of Criminal  
Procedure, 1973, and Section 40 of Foreign Contribution (Regulation)  
Act, 2010, Government hereby accord sanction for launching prosecution  
against the accused viz. Aala Fazili and Peerzaada Fahad Shah for the  
commission of offences punishable under relevant sections, indicated  
against each at para (8), arising out of FIR No. 01/2022 of Police Station  
(JIC), Jammu.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/  
Additional Chief Secretary.