

EXTRAORDINARY

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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, J&K

Notification

Srinagar, the 3rd November, 2022.

SO-574.ôôWhereas, on 08-11-2013, the Police Station, Kupwara received a docket to the effect that after the friday prayers an unruly mob headed by Hurriyat Chairman, Syed Ali Shah Geelani and Mohammad Yousuf Lone S/o Abdul Rehman Lone R/o Kralpora,

2 The J&K Official Gazette, 3rd Nov., 2022/12th Kart., 1944. [No. 31-h
Kupwara, came out from Jamia Masjid, Kupwara and raised anti-national slogans against the Government of India and also pelted stones upon the Police/Security Forces. The Hurriyat leaders also instigated the general public against the sovereignty and territorial integrity of the Union of India ; and

2. Whereas, based on the above, a Case FIR No. 279/2013 under Sections 148, 336, 171-C, 171-F RPC and Section 13 of ULA (P) Act, was registered in Police Station, Kupwara and the investigation of the case was set into motion. Subsequently, during the investigation, the Section 148 RPC was dropped from the case ; and

3. Whereas, during the course of investigation, the site plan of the place of occurrence and 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 the investigation, the accused viz. Mohammad Yousuf Lone, was arrested in the case and it was found that the accused along with Hurriyat Chairman, Syed Ali Shah Geelani, on the date of occurrence gathered a mob outside the Jamia Masjid, Kupwara and delivered a provocative speech and raised anti-national slogans against the Government of India, besides, instigated the general public against the sovereignty and territorial integrity of the Union of India ; and

5. Whereas, the accused viz. Syed Ali Shah Geelani, has expired and the proceedings under the law would abate against him ; 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 offences punishable under section of the Unlawful Activities (Prevention) Act, 1967, as shown against his name :

S. No.	Name of accused person	Offence
1.	Mohammad Yousuf Lone S/o Abdul Rehman Lone R/o Kralpora.	13 of ULA (P) Act.

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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. Mohammad Yousuf Lone, for the commission of offence punishable under Section 13 of ULA (P) Act, arising out of FIR No. 279/2013 of Police Station, Kupwara.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/
Additional Chief Secretary (Home).