

JAMMU AND KASHMIR OFFICIAL GAZETTE

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-575.66Whereas, on 08-04-2015, the Police Station, Kralgund received a docket to the effect that Muslim League activist namely Masrat Alam Bhat and Abdul Ahad Para S/o Mohd Sultan Para R/o Badrah Bala along with other associates visited Lalbugh and Ganapora and conducted meetings in the houses of Khazir Mohd Dar S/o Haji Gh. Qadir Dar R/o Lalbugh and Abdul Rashid Bhat S/o Shams-ud-Din Bhat R/o Ganapora respectively, besides, delivered a speech and raised antinational slogans, thereby 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. 30/2015 under Sections 147 RPC and Section 13 of ULA (P) Act, was registered in Police Station, Kralgund and investigation of the case was set into motion. Subsequently, during the investigation, the Section 147 RPC was dropped and Section 120-B RPC was added in 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, it was found that the accused viz. Masrat Alam Bhat S/o Abdul Majeed Bhat R/o Zanidar Mohalla, Srinagar, Abdul Ahad Para S/o Mohd Sultan Para R/o Badrah Bala and Ab. Rashid Bhat S/o Shams-ud-Din Bhat R/o Ganapora along with other person identified as Mohd Akram Najar S/o Ab. Gaffar Najar R/o Bicherwara, attended the meeting and led a mob to raise anti-national slogans. Subsequently, the accused viz. Ab. Ahad Parra, Ab. Rashid Bhat and Mohd Akram Najar, were arrested in the case. The accused viz. Masrat Alam Bhat, is lodged in Tihar Jail under the provisions of the Public Safety Act, 1978; and
- 5. Whereas, during the investigation, it was established that the accused viz. Masrat Alam Bhat, Abdul Ahad Para, Ab. Rashid Bhat and Mohd Akram Najar, were affiliated with the Muslim League and on the date of occurrence delivered a provocative speech and raised anti-national slogans, besides, instigated the general public against the sovereignty and territorial integrity of the Union 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 offences punishable under section of the Unlawful Activities (Prevention) Act, 1967, as shown against their name :ô
- - 1. Masrat Alam Bhat S/o Abdul Majeed 13 of ULA (P) Act. Bhat R/o Zanidar Mohalla, Srinagar.

- Abdul Ahad Para S/o Mohd Sultan Para R/o Badrah Bala.
- 3 Abdul Rashid Bhat S/o Shams-ud-Din Bhat R/o Ganapora.
- 4. Mohd Akram Najar S/o Abdul Gafar Najar R/o Bicherwara.
- 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 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. Masrat Alam Bhat, Abdul Ahad Para, Ab. Rashid Bhat and Mohd Akram Najar, for the commission of offence punishable under Section 13 of ULA (P) Act, arising out of FIR No. 30/2015 of Police Station, Kralgund.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.