

JAMMU AND KASHMIR OFFICIAL GAZETTE

Jammu and Kashmir Government-Notifications.

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

Notification

Jammu, the 11th November, 2022.

S.O.-593.ô Whereas, on 03-06-2016, an information was received by the Police Station, Pulwama to the effect that one Mohd Rafiq Ganie S/o Ab. Aziz Ganie R/o Tailwani, Anantnag delivered a provocative speech at Jamia Masjid, Kakapora and 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. 201/2016 under Section 13 of ULA (P) Act, was registered in Police Station, Pulwama 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 the investigation, it was established that the accused viz. Mohd Rafiq Ganie, was Chairman of Muslim League, Jammu and Kashmir, and on the date of occurrence delivered a provocative speech in Jamia Masjid, Kakapora and raised anti-national slogans, besides, instigated the general public against the sovereignty and territorial integrity of the Union of India ; and

5. 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 :ô

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Name of accused person
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1.Mohd Rafiq Ganie S/o Ab. Aziz13 of ULA (P)Ganie R/o Tailwani, Anantnag.Act.

6. 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

7. 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 provision 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

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.