

EXTRAORDINARY

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as a separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

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

Notification

Srinagar, the 11th November, 2022.

S.O.-594. Whereas, on 01-07-2016, the Police Station, Pulwama, received a docket to the effect that one Mohd Rafiq Ganie S/o Ab. Aziz Ganie R/o Tailwani, Anantnag of Muslim League came to Gundibagh for condolence of killed terrorist namely Manzoor Ahmad Dar and delivered a provocative speech at Gundibagh, Kakapora after

[illegible]

2. Whereas, based on the above, a Case FIR No. 249/2016 under Section 13 of ULA (P) Act, was registered in the 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 the 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 General Secretary of Muslim League, Jammu and Kashmir, and on the date of occurrence delivered a provocative speech at Gundibagh, 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 the investigation, and other evidence collected, the Investigating Officer has established, *prima faice*, 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

S. No.	Name of accused person	Offence
1.	Mohd Rafiq Ganie S/o Ab. Aziz Ganie R/o Tailwani, Anantnag.	13 of ULA (P) 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

No. 32-i] The J&K Official Gazette, 11th Nov., 2022/20th Kart., 1944. 3
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. Mohd Rafiq Ganie, for the
commission of offence punishable under Section 13 of ULA (P) Act,
arising out of FIR No. 249/2016 of Police Station, Pulwama.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,
Financial Commissioner/
Additional Chief Secretary.