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Separate paging is given to this part in order that it may be filed
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PART I—B

Jammu and Kashmir Government—Notifications.

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

Notification

Jammu, the 30th December, 2022.

SO-734.—Whereas, on 09-09-2011, an information was received by the Police Station, Kunzer, to the effect that the JKLF Chairman Mohd. Yaseen Malik alongwith his associate namely Siraj Din Mir S/o Gh. Hassan Mir R/o Karahma, Kumar, assembled a gathering at Karhama, Kunzer, and delivered provocative speech and also raised

anti- national slogans against the Sovereignty and Territorial Integrity of Union of India ; and

2. Whereas, based on the above, a case FIR No. 95/2011 under Sections 120-B, 153 RPC was registered in Police Station, Kunzer, and investigation of the case set into motion. Subsequently, during the investigation, the Section 13 of ULA (P) Act was added in the case ; and

3. Whereas, during the course of investigation, the site plan of the place of occurrence and the seizure memos were prepared and the statements 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. Siraj Din Mir, was arrested in the case and the accused viz. Mohd. Yaseen Malik, was arrested by NIA and is presently lodged at Tihar Jail, Delhi. During investigation, it was established that the accused viz. Mohd. Yaseen Malik and Siraj Din Mir, were members of JKLF, now a banned association, and on the date of occurrence delivered a provocative speech and instigated the general public against the Sovereignty and Territorial Integrity of the Union of India ; and

5. Whereas, on the basis of investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer, has established a *prima facie* involvement of the below mentioned accused for the commission of offences punishable under Sections of Unlawful Activities (Prevention) Act, 1967, as shown against their name :—

S.No.	Name of the accused	Offence
1.	Mohd. Yaseen Malik S/o Gh. Qadir Malik R/o Maisuma, Srinagar.	13 of ULA (P) Act.
2.	Siraj Din Mir S/o Gh. Hassan Mir R/o Karhama, Kunzer.	

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 Dairy 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. Mohd. Yaseen Malik and Siraj Din Mir, for the commission of offences punishable under Section 13 of ULA (P) Act, arising out of FIR No. 95/2011 of Police Station, Kunzer.

By order of the Government of Jammu and Kashmir.

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