

August 2019 - August 2022

COLONIAL DIARY

**A REPOSITORY OF SETTLER COLONIAL DIKTATS
IN
INDIAN OCCUPIED JAMMU & KASHMIR**

**PREPARED BY
LEGAL FORUM FOR KASHMIR - LFK**

August 2019 - August 2022

COLONIAL DIARY

**A REPOSITORY OF SETTLER COLONIAL
DIKTATS IN INDIAN OCCUPIED JAMMU
& KASHMIR**



Legal Forum for Kashmir – LFK
www.lfkashmir.com

TABLE OF CONTENTS

Summary	01
The Jammu & Kashmir Reorganization Act 2019	03
Delegation of powers of collector land acquisition	05
Acquisition of lands for Defense Purpose in J&K	06
Amendment in the J&K grant of Domicile Certificate Rules	07
Guidelines to be observed by all Govt employees	08
Recruitment of registered Kashmiri Pandits(migrants and non-migrants)	09
Large-Scale encroachment and illegal take over of Waqf properties in Jammu	10
Amendments in Panchayati Raj act, 1989	18
Conduct of Elections to the district Development Councils- Constitution of committees	21
Appointments under J&K Water Resources Act 2020	22
Apportionment of Assets and Liabilities between Union Territory of J&K and union territory of Ladakh	23
PAGD official statement on Amendments to the Land Laws	24
Transfer and Posting of Inspector General of Registrations, J&K	25
Grant of land, eviction notices under Roshni Act	26
House owner verification, Tenants' particulars proforma	27
Notice to JK-HCBA for mentioning 'advocacy for Kashmir issue' as an objective in its constitution	28
Inclusion of Kashmiri migrant pandits to the census database for implementation of SEHAT scheme	29

Public Notification to a violator/encroacher of Waqf properties	30
Notice pertaining to impediments by District administration to conduct JK-HCBA election 2020-21	31
List of BJP candidates for DDC / ULB polls for Kashmir region 2020	32
Encroachment of Auqaf Land by Government departments	35
Eviction of Gujjars and Bakerwals from their forests	37
Formation of teams for collecting residential data of structures over state land in District Jammu	43
Formation of UT level monitoring committees to implement Forest Rights Act	44
Order by High Court of J&K, Jammu for designating listed advocates as Senior Advocates	47
Revision of Market value/Stamp duty rates	48
Special secretary Revenue Department, J&K files review petition against the judgement of earlier petition that sought for review of all benefits under Roshni Scheme	49
J&K government seeks a review of Roshni Scheme Judgment	53
Notices served by Assistant Commissioner Nazool, Srinagar, to the Nazool property holders	57
High Court J&K directs Union of India & to furnish the list of Inquiries being held against officers including All India Services	58
Revised rate list of land and structures by Deputy Commissioner, Pulwama	59
Centre extends New Industrial Development Scheme for J&K, 2021	60
Amendment of J&K Re-organisation Act (2019) pertaining to J&K cadre of Civil services	64

Notification by revenue department For the appointment of Sub-Registrars in 5 districts of J&K	65
Ordinance issued by President of India to amend the J&K Reorgansiation Act, 2019	66
Show cause notice by joint directorate information to weekly newspaper	69
Delimitation of Constituencies in J&K according to Reorganization act 2019	70
Forest Rights Act and its implementation	71
Revised Guidelines by Ministry of Education for holding online/virtual conferences/Seminar	83
Grant of Government awards on the republic day 2021	84
Directions by Home Department J&K for Temporary Suspension of Telecom Services	85
J&K Stones Crushers/ Hot and wet Mixing Plants Regulation Rules, 2021	86
Transfers and postings of IAS and KAS officers in J&K	92
Article on the issue of Drug Menace by referring to the use of various kinds of drugs	93
All parties Sikh coordination committee seeks investigation in Chattisinghpora massacre	95
Allotment of land measuring 496 kanal 17 marla to TTD for temple construction	97
Constitution of special task force for identifying, srutinizing cases of government employees	98
Orders of dismissal from Government service under 311(2) (c) of the constitution of India	99
Dilution of the basic essence of abrogation of Article 370 by Chief Secretary, J&K	100

Creation/Rationalization of new Patwar Halqas and Girdawar Circle	105
Sanjeevani Sharda Kendra - RSS affiliate group conducted a three-day Navreh (Hindu new year) programme to urge the migrant Kashmiri Pandits to return to Kashmir	106
Arrest and detention of Trade leader for rude behavior with officials during public darbar	107
Document pertaining to census carried out by J&K State and political agencies	109
Amendment in the J&K civil Services instructions, 1997	112
Cancellation of residential accommodation of government employees	115
Formation and authorization of delimitation commission	116
Directive by Divisional Commisioner Kashmir for Installation of Indian Flag at Hari Parbat, Srinagar	117
Letter of Commandant 3-Bn CRPF to Deputy Commissioner, Bandipora with details of LAnd Demarcation for establishment of Camp site	118
Memorandum by All Sikh Guruduwara committee to Home Minister of India to declare Sikhs as minority in J&K	119
IGP Vijay kumar serves show-cause notice to Editor-in-Chief of the Wire, New Delhi	122
The Politics of Delimitation in J&K	123
Two different proposals for delimitation commission by National Conference	133
Orders of dismissal from Government service under 311(2) (c) of the constitution of India	138
Notices served by Assistant Commisioner Nazool, Srinagar, to the Nazool property holders	139
Order forwarded by DSEK to all CEO's asking for all details of private schools	140

Order by finance Department J&K to Review of performance of the government Employees	141
Detail of land earmarked for establishment of battalion campaign site	142
Press Statement issued by Muttahida Majlis-e-Ulema regarding ban on sacrifice of bovine animals	143
Amendment order for issuance of domicile certificate (Procedure) Rules, 2020	144
Order mentioning change in the Reorganization nomenclature from 'The High Court of Jammu and Kashmir' to 'The High Court of Jammu & Kashmir and Ladakh'	146
Amendments to the Jammu and Kashmir Reservation Rules, 2005	147
Comminique by Deputy Commissioner Bandipora pertaining to the land earmarked for establishment of CRPF battalion camp	148
Constitution of committee to oversee the Implementation of Manpower audit	149
Circular issued by SSP, CID, Special Branch- Kashmir for ensuring a strict verification process for passport related service	150
Concerns by civil society over Administration's order about the Moharram Procession	151
Order related to the year-wise, state-wise information on cases being investigated by NIA (2015-2021)	152
Guidelines for the digitization of records/files of darbar move offices	153
Transfer of state Land for establishment of Border Battalion Headquarters, for Jammu zone	156
Constitution of Committee to re-visit the APR Guidelines	157
Official Statement of Lt Governor on the occasion of foundation stone laying ceremony of Yatri Niwas	158

Constitution of teams to monitor Punctuality in various Department of Civil Secretariat Jammu-region	161
Circular by JKBOSE seeking information regarding nature of land, quantum of land and ownership rights of land used by private schools	162
Order related to the issue of purchase or intent of purchase of property in J&K post abrogation of Article 370	163
Data on custodial deaths provided , by MHA ,in reply to the question raised by Rajya Sabha MP	164
Government data on cases under UAPA (2014-2019)	166
Order pertaining to information on acquisition of non-agricultural land by government in J&K	172
Order related to Information on Properties of Hindus in Kashmir	173
Data on cases investigated, cases charge sheet filed (CSF)	174
Circular Declaring 14 August Independence day of Pakistan as Partition Horrors Remembrance Day	175
Notification by Principal District and sessions Judge, Shopian for unfurling Indian flag on august 15 at the Court Premises	176
Grant of land in favor of Shri Amarnath Shrine Board for construction of office and Yatri Niwas	177
Termination order of Civil Judge / Munsiff	178
Termination orders under section 311 (2) (c)	179
Transfer of land measuring 974 kanal 3 marla, in favour of Airport Authority of India for Expansion of Jammu Airport	183
Dismissal from service under article 311 (2) c	184
Transfer of 20 kanal land in favour of Police department at niloora, litter pulwama	185
Transfer of land measuring 524 kanal 11 marla in favor of establishing CRPF Battalion Camping Sites	186

Right to fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013	187
Dismissal from services under Article 311 (2) (c)	194
Acquisition of land 103 kanal 04 Marla for Border Fencing along the International Border By BSF in Kathua	195
Constitution of Committee for examining of J&K Land Grant Rules 2021	196
Constitution of Committee for monitoring online services of land records in J&K	197
Transfer of Land Measuring 06 Kanal in favour of Rural Development Department	198
Deputation of Tehsildar for institutionalizing online services of Revenue department	199
Allotment of land in favour of shri amrnathji shrine board for construction of Yatri Nilwas	200
Transfer of land in favour of Construction of Housing and urban development department	201
Acquisition of land measuring 344 kanal 11 marla by BSF for construction of border posts and fencing	202
Transfer of Land measuring 148 Kanal In favour of Prisons Department for construction of high security prison	204
acquisition of land measuring 32 kanal 09 marla by BSF in jammu	205
Dismissal from service order issued by Principal Secretary GAD under Article 311 (2) (c) being	206
constitution of a committee for demarcation/delimitation of land in Chatterhama village, Tehsil Srinagar	208
Acquisition of land measuring 53 Kanal 02 marla for Transit Camp of central reserve police	209

Dismissal from services under Article 311 (2) (c)	210
Transfer of land measuring 1 kanal 10 marla at Sidhra, jammu in favour of Dharamarth trust	212
Transfer of land measuring 35 KANAL in favour of subsidiary Intelligence Bureau, MHA India	213
Dismissal from Services ordered by Principal Secretary, GAD, under Article 311 (2) (c)	214
Annexure i	216

01

SUMMARY

The documents below are the numerous orders, notifications, and press releases by the Indian State after the abrogation of Article 370. It also includes various articles on different issues like Forest Rights Act, Domicile certificate etc. The orders have diverse themes including Land acquirement for military purposes, Roshini Act, Termination of government employees under 311 (2) (c), Waqaf properties, Pandit Migration, re-organisation act (2019), Domicile Certificate, Delimitation Commission etc.

For instance, the various orders and notifications illustrate different aspects of Roshni Scheme, post August 2019. It is being mentioned that on October 9, 2020, High Court ordered retrieval of land under Roshni scheme. However once the process began it became evident that the majority of the beneficiaries were from BJP & Sangh (RSS) affiliates. After which BJP demanded a conditional reversal of October 09 decision to make a demarcation between common and influential people. Moreover data has indicated that land holdings under this scheme were held more by people in Jammu than in Kashmir. Also, RTI applications are referred, wherein BJP leader Kavinder Gupta has been named as one of the beneficiaries of the land. Interesting point is that those from Kashmir who had applied under the scheme had already the lease rights of the same land.

From the below orders frequent land transfer to military establishment for diverse reasons and purpose can also be seen as a regular phenomenon post abrogation of article 370.

02

In case of the termination of government employees, 311 (2) c has been used as an instrument for the collective punishment of Kashmiri populace. Employees on the radar of security agencies or having links (or sympathizer) with banned outfit of Jammata e Islami have been either terminated or targeted.

Orders with regard to Kashmiri Migrants (Pandits) questions have been raised pertaining to property and return issues of Kashmir Pandits. Special recruitment packages have been issued under PM scheme for migrants.

Order on Delimitation commission indicates how Indian state is trying to divide areas to suit their political interests. Furthermore, new orders related to domicile certificate demonstrates the motive of demographic change by easing out the process of attaining local citizenship certificate.

Over all the amalgam of the below orders shows how numerous rules aided by law have been used by Indian State as cannon fodder to achieve their goals and objectives. The briskness in the process of issuing various dictates and implementation of those orders is of one the essential feature in this.

03

THE JAMMU AND KASHMIR REORGANISATION ACT, 2019

On August 05, 2019 Parliament of India unilaterally passed the Jammu and Kashmir Reorganisation Act, 2019 containing provisions to reconstitute the Indian occupied Jammu and Kashmir, a part of the larger region of Kashmir which has been the subject of UN recognized disputed territory between India and Pakistan since 1947, into two union territories (UTs) called Jammu and Kashmir, and Ladakh, and became effective on 31 October 2019.

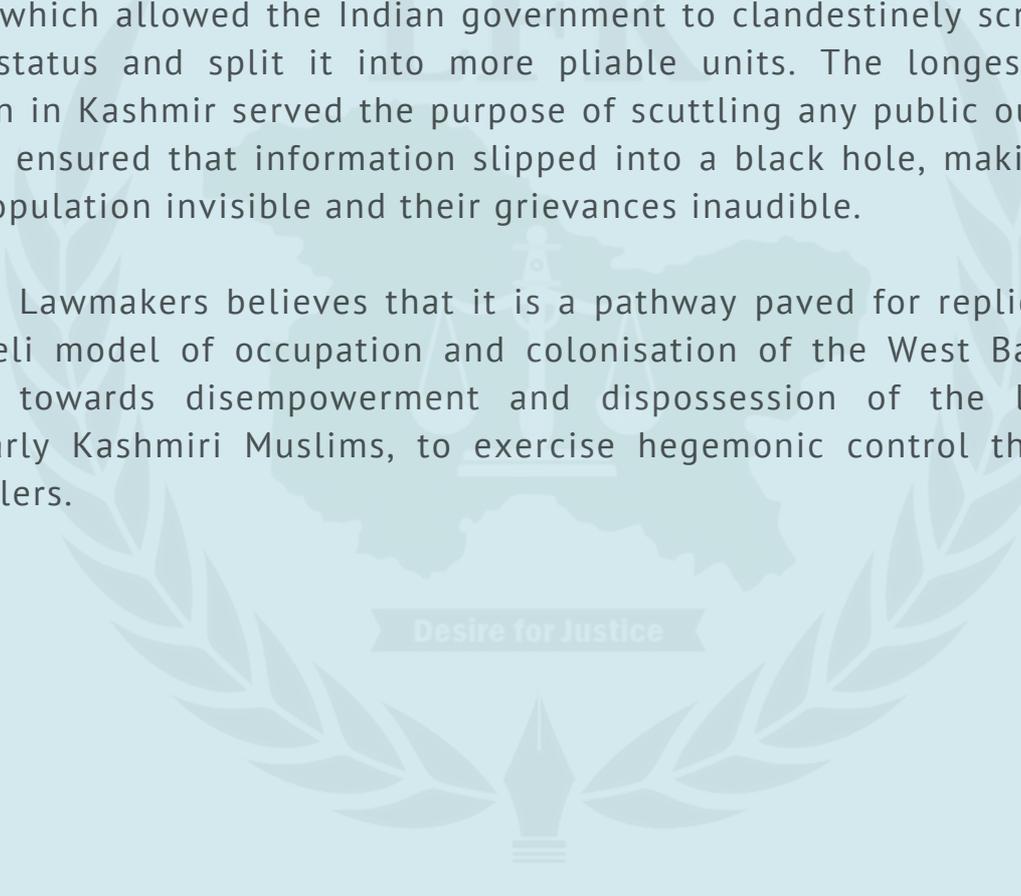
A bill for the act was introduced by the Minister of Home Affairs, Amit Shah, in the Rajya Sabha on 5 August 2019 and was passed on the same day. It was then passed by the Lok Sabha on 6 August 2019 and it received the president's assent on 9 August 2019.

The act consists of 103 clauses, extends 106 central laws to the UTs, repeals 153 state laws, and abolishes the Jammu and Kashmir Legislative Council among other things. The introduction of the bill was preceded by a presidential order which indirectly amended Article 370 of the Indian constitution and revoked Jammu and Kashmir's special status. The act has also given powers to the central government to pass a number of executive orders in relation to both the union territories. These orders have resulted in the modification or repeal of over 400 state and central laws with respect to the union territories. The act has been challenged in court through a number of petitions, which are pending for disposal

04

A day before constitutional onslaught a stringent clampdown on J&K under military boots including an absolute communication blockade was ordered which allowed the Indian government to clandestinely scrap its special status and split it into more pliable units. The longest-ever lockdown in Kashmir served the purpose of scuttling any public outrage and also ensured that information slipped into a black hole, making an entire population invisible and their grievances inaudible.

Kashmiri Lawmakers believes that it is a pathway paved for replicating the Israeli model of occupation and colonisation of the West Bank in Kashmir towards disempowerment and dispossession of the locals, particularly Kashmiri Muslims, to exercise hegemonic control through new settlers.

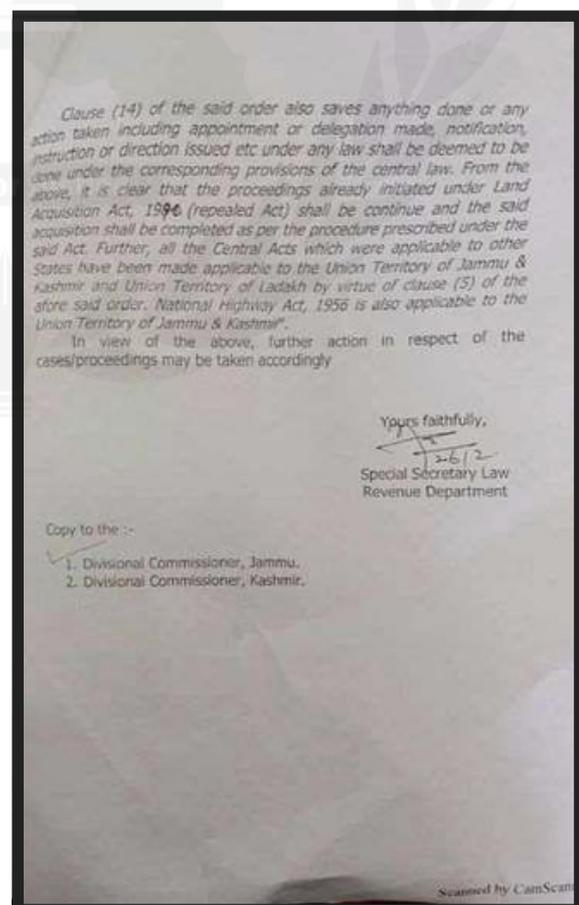
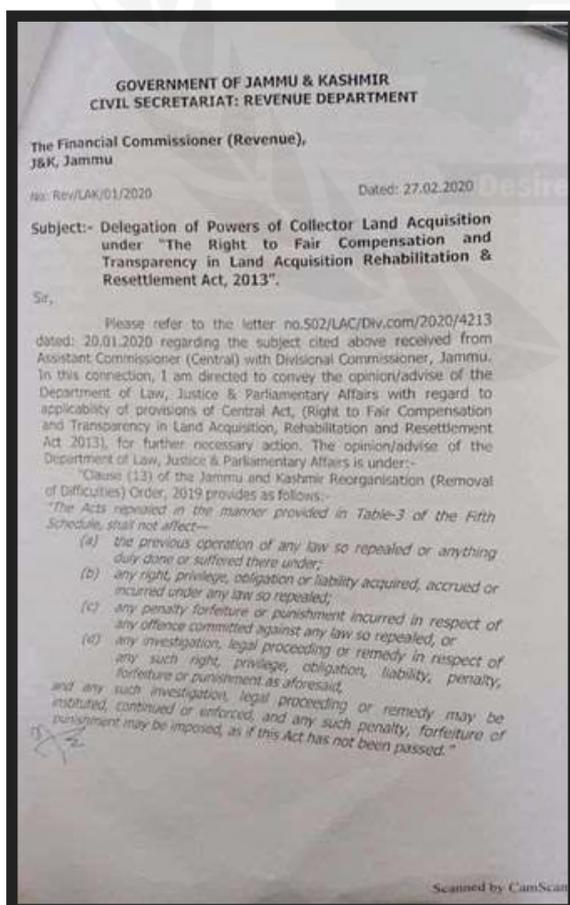


Desire for Justice

Note: The Jammu and Kashmir Reorganization Act, 2019 is attached as Annexure i

DELEGATION OF POWERS OF COLLECTOR LAND ACQUISITION

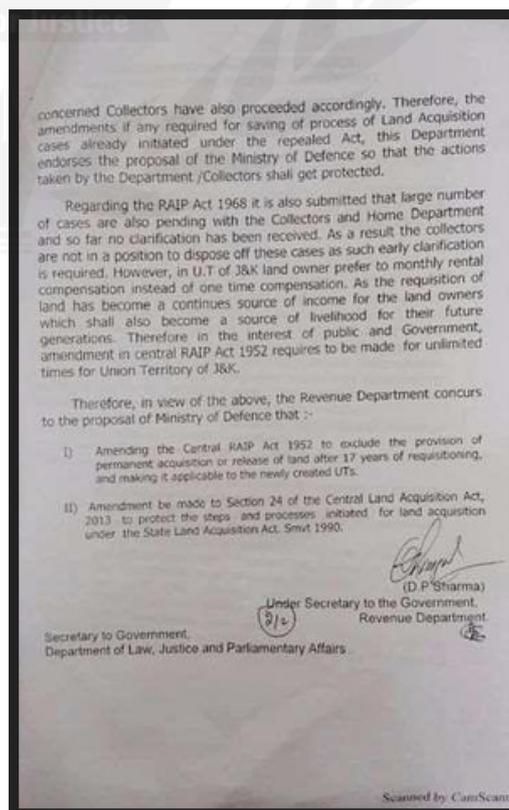
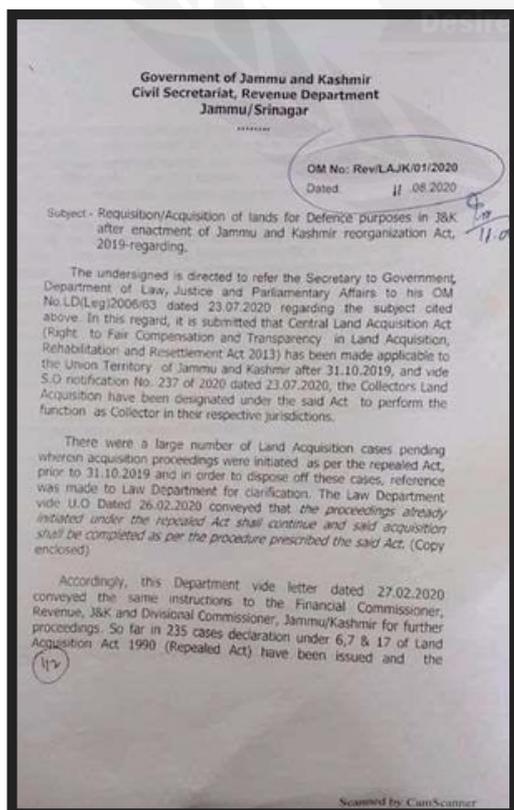
In the following order dated: 27-02-2020; Communication is being made by Special Secretary Law, Revenue Department to Financial Commissioner (Revenue), J&K to ensure proper delegation of powers of Collector Land Acquisition, under "The Right to Fair Compensation and Transparency in Land Acquisition Rehabilitation and Resettlement Act, 2013". The opinion/advice of the Department of Law, Justice & Parliamentary Affairs has also been conveyed. It has been impressed that all Central Acts are to be followed for Land Acquisition purposes. Communication has been copied to Divisional Commissioner Jammu and Kashmir as well.



06

ACQUISITION OF LANDS FOR DEFENSE PURPOSES IN J&K

In the following order issued by Under Secretary , Revenue Department , Civil Secretariat Jammu/Srinagar, dated 11-08-2020: It is submitted that Central Land Acquisition Act, 2013 has been made applicable to UT of J&K after 31-10-2019 and reiterated again vide order no 237 of 2020 dated 23.07.20. It has been mentioned that large number of Land Acquisition cases were pending and proceedings have been initiated in addition to already on-going proceedings. So far in 235 cases declarations have been issued and the concerned Collectors have proceeded accordingly. Endorsement of the proposals of Ministry of Defence in a protected manner is also considered. Many cases under Central RAIP Act 1952 are pending with the Collectors and Home Department. Therefore amendments are being done to Central RAIP Act 1952 to exclude the provision of permanent acquisition of land or release of land after 17 years of re-acquisitioning.



07

AMENDMENT IN THE J&K GRANT OF DOMICILE CERTIFICATE RULES

In the following notification of 19th September, 2020: Amendment has been made in J&K Grant of Domicile Certificate (procedure) Rules, 2020 with reference to Article 309 of the Constitution of India to be read along with section 15 of the J&K Civil Services (Decentralization and Recruitment) Act, 2010, wherein procedures for issuance of Domicile Certificate has been simplified. The Tehsildar and Naib-Tehsildar have been made as the issuing authority which apparently seems paving way for some sinister design of altering demography of J&K. It seems the rushness of issuing domicile certification is done, so that good number of binaries can be achieved.

**Government of Jammu and Kashmir
General Administration Department
Civil Secretariat, Srinagar.**

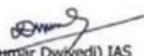
**Notification
Srinagar, the 19th of September, 2020**

S.O. 294.- In exercise of the powers conferred by Article 309 of the Constitution of India, read with Section 15 of the Jammu and Kashmir Civil Services (Decentralization and Recruitment) Act, 2010, the Government hereby makes the following amendment in the Jammu and Kashmir Grant of Domicile Certificate (Procedure) Rules, 2020:-

In Rule 5, in table appended thereto, Clause 1 shall be substituted as follows:-

I Sl./ Rule	II Category of Domicile	III Relevant section of the Jammu and Kashmir Civil Services (Decentralization and Recruitment), Act, 2010	IV Competent Authority for issuance of Domicile Certificate	V Documents to be annexed with application	VI Appellate Authority
1.	(a) Permanent Resident Certificate Holder	Section 3A (1) (a) of the Jammu and Kashmir Civil Services (Decentralization and Recruitment) Act, 2010	TEHSILDAR/ NAIB-TEHSILDAR	(a) Permanent Resident Certificate	Deputy Commissioner
	(b) Children of persons possessing Permanent Resident Certificate	Section 3A (2) (b) read with 3A (1) (a) of the Jammu and Kashmir Civil Services (Decentralization and Recruitment) Act, 2010	TEHSILDAR/ NAIB-TEHSILDAR	(a) Permanent Resident Certificate of the parent; and (b) Birth Certificate issued by Competent Authority	

By order of the Lieutenant Governor.


(Manoj Kumar Dwivedi) IAS
Commissioner/Secretary to the Government

No. GAD/Mtg/RB-IV/92/2019 Dated: 19.09.2020

Copy for information to the:

1. Ld. Advocate General, J&K.
2. All Financial Commissioners.

08

GUIDELINES TO BE OBSERVED BY ALL GOVT EMPLOYEES

In the following order dated 23-09-2020: Circular is being issued to strictly ensure that no government employee expresses or criticizes government decisions or policies on J&K through any medium of communication. Decree has been issued to the employees to follow the Employee Conduct Rules. Reference has also been made that some employees are engaging in political discourse and criticism of government policies thereby responsibility has been put on Head of the Departments concerned to ensure taking action the violators. Moreover, non-involvement/participation of employees in any political activity (or party) is being pointed out in this order. This order seems to suppress the political activity of employees of J&K.


 ADMINISTRATION OF UNION TERRITORY OF LADAKH
 GENERAL ADMINISTRATION DEPARTMENT
 Civil Secretariat, Ladakh
 E-mail:- gadladakh@gmail.com

Subject:- Guidelines to be observed by all government employees- adherence to conduct rules thereof.

Circular No:- 08-LA (GAD) of 2020
Dated:- 23- 09- 2020

In terms of the Employees Conduct Rules, every government employee shall at all times maintain absolute devotion to duty and do nothing which is unbecoming of a government servant.

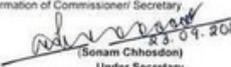
2. Further the aforesaid rule provides that
 - a. no government servant shall take part or be associated or subscribe with any political party and canvass/ take part in elections. He /She shall maintain political neutrality at all times;
 - b. no government servant shall in any radio/ telecast/ electronic media/ document communicate in his own name or anonymously, pseudonymously or in the name of any other person to the press or in any public utterances, make any statement of fact or opinion which has the effect of an adverse criticism of any current or recent policy/ action of government.
3. It has come to the notice of the Administration that many of the government employees are engaging/ taking part in political discourse and making adverse criticism of government policies on several mediums of information including social media.
4. In the light of above to ensure strict adherence to the conduct rules it is hereby impressed upon all government servants to observe the said rules in letter and spirit at all times and do nothing which is unbecoming of the public servant.
5. It shall be the responsibility of the Head of the Department concerned to ensure taking prompt action on any such violation of Conduct Rules.

Sd/-
(Ajay Kumar Sahu)IAS
Commissioner/Secretary
General Administration Department
Dated:- 23. 09. 2020

No.LA(Circular) UTL/2019(01)

Copy to the:-

1. Commissioner/Secretary (RS)
2. Secretary (SB)/ Divisional Commissioner, Ladakh.
3. Inspector General of Police, Ladakh.
4. Secretary Law Department, Ladakh.
5. Administrative Secretary, (RK) Ladakh.
6. Deputy Commissioner/CEO, LAHDC, Leh/Kargil
7. All Directors/ Chief Engineers/ Registrar, University of Ladakh/ Head of the Departments, Ladakh.
8. OSD to Hon'ble Lt. Governor, Union Territory of Ladakh for information of Hon'ble LG.
9. District Informatics Officer, NIC, Ladakh for uploading on UT website.
10. Private Secretary to Advisor to Hon'ble Lt. Governor for information of Advisor to Hon'ble LG.
11. Private Secretary to Hon'ble Chief Executive Councilors, LAHDC, Leh/ Kargil for information of Hon'ble CECs.
12. Private Secretary to Commissioner/Secretary, GAD for information of Commissioner/ Secretary.
13. Circular File/ Office File.


 (Sonam Chhosdon)
 Under Secretary
 General Administration Department
 Dated:- 23-09-2020

09

RECRUITMENT OF REGISTERED KASHMIRI PANDITS(MIGRANTS AND NON-MIGRANTS)

In the following order of 28-09-2020: Sanction being provided as per the directions of the Administrative Council Decision, by Department of Disaster Management, Relief and Reconstruction for withdrawal of 1997 posts in 18 Departments which were meant for open category. However, through this order some posts have been reserved for Kashmiri Migrants and non-migrant Kashmiri Pandits under special PM package directions for simplifying (easy way) the procedures have been laid down. In addition the JKSSB has been directed to conclude the recruitment process within six months.

GOVERNMENT OF JAMMU AND KASHMIR,
DEPARTMENT OF DISASTER MANAGEMENT, RELIEF, REHABILITATION & RECONSTRUCTION
Civil Secretariat, Srinagar

Subject: Re-allocation of 1997 no. of supernumerary posts for recruitment registered Kashmiri migrants and non-migrants Kashmiri Pandits under the PM Package and simplifying procedures in respect thereof.

Reference: Administrative Council Decision No. 130/20/2020 dated 23.09.2020

Government Order No.80- JK(DMRRR) of 2020
Dated:28.09.2020

In pursuance of the Administrative Council Decision No. 130/20/2020 dated 23.09.2020, sanction is hereby accorded to the following:-

- (i) Withdrawal of the 1997 un-filled encumbrance free posts from the 18 Departments, as Annexed at "A".
- (ii) Consequent upon withdrawal, re-allocation of 1997 un-filled encumbrance free un-filled posts to the following Departments as under:-

No.	Department	Name of post	Qualification	Cadre	No. of posts
	Finance Department	Sub-Inspector Commercial Taxes (State Taxes Department)	Graduation from any recognized University	Division (K)	350
		Assistant Comptroller	10+2	Division (K)	647
	Agriculture Production Department	Field Assistant.III	10 + 2 with Science subject	Division (K)	50
		Field Supervisor Mushroom	10 + 2 with Science subject	Division (K)	50
		Assistant Store Keeper	10 + 2 with Science subject	Division (K)	50
	Department of Food Civil Supplies & Consumer Affairs	Depot Assistant	Matriculation from any recognized Board of Examination	District	300 (30 posts per District of Kashmir Division)
	Revenue Department	Class-IV	The minimum and maximum qualification for appointment under direct recruitment shall be Matric and 10+2	District	550 (55 posts each District of Kashmir Division)
Total					1997

10

LARGE-SCALE ENCROACHMENT AND ILLEGAL TAKE OVER OF WAQF PROPERTIES IN JAMMU

MUZAMIL JALEEL

The following report gives an insight into the systematic extermination of Jammu Muslims since 1947. Pessimistic role of Sheikh Abdullah since 1949 is also mentioned. Existence of WAKF board and its role has been mentioned. However focus has been on encroachment of Wakf properties by non muslims, government and security agencies.. Many incidents of Wakf properties being encroached/converted into Temples and Gurdwara has also been referred to. Non-implementation of Rehabilitation ct 1982, its subsequent repealment in 2019 has also been mentioned.

The Sangh and its affiliates have launched a vicious campaign based on falsehoods against Jammu Muslims. This is not happening in isolation, or for the first time, but, it is a culmination of a process of complete disempowerment of Jammu Muslims, their deliberate and criminal sidelining, and a total silence about the genocidal violence they faced right from the day in 1947 when they were massacred across Jammu.

In those few months in fall of 1947, Jammu Muslims were completely uprooted, their homes and lives destroyed, as they were forced to abandon their homes in large numbers.

There are independent historical accounts about how these Muslims were besieged in Jammu city's Muslim-majority localities of Talab Khatikan and Ustad Mohalla, where they were at the receiving end of intermittent small-arms fire and were even denied water supply and food.

In her book, 'Indian Summer' Alex Von Tunzelmann says that by the time the massacre was halted, 'more or less the entire Muslim population of Jammu, amounting to half a million, was displaced'.

11

On August 10, 1948, The Times estimated that 237,000 Muslims had disappeared from the eastern Jammu province.

It said that they were “systematically exterminated”.

The scale and intensity of the large scale massacre of Jammu Muslims was evident in the data from the 1961 census – the first in J&K after 1947. As per the 1941 census, the Muslims accounted for 77.1 per cent of the J&K’s population excluding in areas that came under Pakistan’s control after 1947.

As per the 1941 census, the Muslims accounted for 77.1 per cent of the J&K’s population excluding in areas that came under Pakistan’s control after 1947. Their population had gone down by almost 10 per cent and plummeted to 68.29 per cent in 1961.

The plight of Jammu Muslims, however, didn’t end after the massacre was halted. It continued.

They had faced unimaginable trauma. Scores of their loved ones didn’t even get a proper burial and were dumped in large trenches dug in the darkness of the night to bury the proof of the massacre.

They had witnessed women being raped in front of their own eyes. They had lost everything. Those who were left behind tried to rebuild their lives silently. They didn’t have power or influence to raise their voice and seek justice.

And there was no justice.

The leadership that took over the reins didn’t care about them. In fact, the entire pro India Kashmiri leadership ignored the Jammu massacre because they didn’t consider those who were massacred and uprooted as their constituency.

12

Sheikh Mohammad Abdullah who took over as the Prime Minister of J&K had in fact sealed the fate of Jammu Muslims in 1939, when they literally became “unwanted” in the scheme of things that followed. The decisions of 1939 finally paved way for November 1947 massacre and the total disempowerment of the survivors of that massacre afterwards.

Today, as the Sangh and its affiliates are again targeting this disempowered minority in Jammu by falsely claiming that they were benefited through Roshni scheme to get ownership of land in Jammu’s Hindu majority districts, the facts on ground are altogether different.

The beneficiaries of this scheme were primarily the top politicians like Raman Bhalla, Sharma brothers etc and leading Jammu businessmen like Bansi Lal etc.

As per records, out of a total 44,912 kanals of land that was given to their occupants through Roshni scheme in Jammu district, only 1,180 kanals is vested to Muslims.

This means Muslims formed 2.63 percent beneficiaries of Roshni scheme in Jammu.

To understand how Jammu Muslims were systematically dispossessed of their lands and properties ever since November 1947, it is important to look at how the Waqf properties (places of worship, shrines, graveyards) have been illegally and forcibly encroached upon, apart from the land and property of those Jammu Muslims who were massacred and forced to abandon their home in 1947.

After 1947, the government had set up a Waqf Council to “manage and safeguard” the Waqf properties belonging to Jammu Muslims. It didn’t come under the Waqf Board that looked after the Muslims’ religious places in Kashmir.

One of the reason to keep it separate from the Waqf Board was clearly to avoid any scrutiny of its functioning and misuse and encroachment of the Waqf property in Jammu.

13

In 2008, I learnt that there has been widespread encroachment of the Waqf properties in Jammu by both government agencies and private parties and as Jammu Muslims lacked a political voice, this systematic removal of Muslim places of worship, their ancestral graveyards and other Waqf property was happening unhindered.

I started investigating these large scale encroachments of the Waqf properties in Jammu for a story, and found out the details of widespread encroachment, and that the government was not acting against the encroachers despite full knowledge about it.

I also came to know that various government departments were also singularly targeting the Waqf properties in Jammu and clandestinely taking them over. I also found out that private individuals and businessmen in Jammu were illegally taking over these Waqf properties.

During my research, I was able to access the minutes of a meeting in Revenue and Haj and Auqaf ministry on February, 2, 2006 where the issue of this illegal occupation of Waqf property was discussed. On June 17, 2008, I contacted the then Secretary Masood H Samoon (an IAS officer who is now retired) to seek his comments. He asked me to write an email to him with the details. I wrote a detailed email in which I gave details of the encroachment of Waqf properties in Jammu till 2008. He never responded. I am reproducing that email because it shows the scale of the encroachment of the Waqf properties belonging to Jammu Muslims. “after our phone conversation this afternoon regarding the status of Waqf Council properties that have been encroached upon by government departments, police and private parties in Jammu. My information is that the government and private parties have illegally occupied 3,144 kanals of Waqf land which includes graveyards.

I have seen the minutes of a meeting called by your predecessor in Revenue and Haj and Auqaf ministry on February, 2, 2006 where the issue of this illegal occupation of Waqf property was discussed. The issue of Jamia Masjid in R S Pora, Ziyarat sharief in Chand Nagar Jammu had been raised – both these religious places have been illegally taken over by encroachers and desecrated.

14

The details of other encroachments of Waqf Council properties are in detail here.

The Waqf Council owns 46 kanal and nine marla (khasra number 275, 367, 563, 593, 593 min) with a Masjid at Chattha Gujran, block Marh in Jammu tehsil. The entire property has been illegally occupied by the Education department that has raised a school building in it. The Masjid has been turned into a Gurudwara and local residents have constructed houses and an approach road on one part of the land.

One kanal and 12 marla of compound of Ziyarat Sherief of Peer Baba Subhan Ali Shah in Chand Nagar, Jammu has been “illegally and forcibly occupied”. According to official records, the case for restoration of this Waqf land is pending with the deputy commissioner, Jammu, ever since.

At Thilori Gujran, Tehsil Samba, the Waqf Council owned 49 kanal and five marla (khasras 200, 201, 206) of graveyard which has been encroached upon. A temple and a government girls school building have come up in the graveyard.

Another 65 kanal and seven marla land (khasras 200, 193, 222, 206, 194, 201) of Waqf Council have been illegally occupied and a police training institute, a playground and a temple have been raised over it.

The 34 kanal and 10 marla (Khasra 39) Rehari graveyard and Waqf property has been encroached upon by the army.

Though the commission constituted by the government has twice reported in favour of the Waqf, the army does not vacate the occupied graveyard.

Meanwhile, the provincial rehabilitation officer (custodian) has allotted 1785 sq ft (khasra 39) from this graveyard to Ayoudhya Kumari, widow of Bal Krishan Anand.

More than 60 kanals of this graveyard land have been allotted to the District Police without any permission from the Waqf Council.

Another 15 marlas of the graveyard have been occupied by the Jammu Municipal Corporation which forcibly constructed a bathroom on one edge of the graveyard while a local resident constructed a cowshed with the cow dung drainage going straight into the graveyard.

15

The Waqf owns 98 kanal and 10 marla (Khasra 295) land at Keli Mandi in tehsil Samba. The Zila Sainik Board, Samba, has grabbed 16 kanal area of it, the education department has occupied seven marlas to construct the zonal education office while another 16 kanals have been encroached upon by villagers.

The 14 kanal (Khasra 18) graveyard at Rehal Domanian, tehsil Bishna, has been grabbed by the education department which has illegally constructed the government middle school building over it.

The Waqf's 20 kanal and two marla (Khasra 43) land at village Chinor in Jammu tehsil has been encroached upon by the Incharge Police Post.

At Bachyal in block Marh of Jammu tehsil, the Waqf Council's 39 kanal and 12 marla (Khasra 50, 43 and 42) land has been grabbed by the health department for a public health clinic; by the rural development department for a panchayat garh; while the villagers have also built their houses in it.

In village Mera Jagir, Tehsil Akhnoor, the Waqf's 65 kanal (Khasra 383) graveyard has been surveyed by public works department for construction of a road while as the locals have started illegal constructions in the graveyard.

Desire for Justice

At Makhan Pur Gujran, in R S Pora Tehsil, the Waqf Council owned 132 kanal and seven marla (Khasra 347, 348) graveyard. The police have illegally taken over 37 kanal and 10 marla of it for its Border Police Lines while the local people too have grabbed a part of it. According to recent records, only 10 kanal of this land remain for burial purpose. In Pata Bohri, Tehsil Jammu, the Waqf owned 13 kanals and 16 marlas (Khasras 696, 918, 1126, 1089, 119). The education department built a school building while locals constructed shops and residential houses on the land.

The 26 kanal and six marla land (khasras 190, 445, 191, 197, 381 and 226) belonging to the Waqf Council at Aqal Pur, block Marh is now under a school building and a public health center. The rest of the land has been encroached upon by villagers.

16

The Council's 25 kanal and 13 marla (khasras 387, 388, 389, 390, 391) at Dhatrayal, block Marh has been grabbed by sericulture department, which has turned it into a mulberry nursery.

The education department has grabbed three kanals of Waqf property at Targah in tehsil Akhnoor, 17 marla at Mera Jagir, 39 kanal and three marla at Kangral Sangral (Sohal) tehsil Akhnoor, eight kanal at Pindi Sarochan Kalan and four kanal and 11 marla at Mamka in tehsil R S Pora.

The total encroachment till 2006 is 3,144 kanal in which 663 kanal is in Jammu city, 1,055 kanal in Akhnoor, 1,046 kanal in R S Pora, 30 kanal in Bishna and 350 kanal in Samba.

I would request you to reply to few questions regarding this issue.

1. What is the government doing to resolve this issue of encroachments?
2. Did the Revenue/Haj and Auqaf department do any further review after the February, 2, 2006 meeting?
3. What are the measures that the Revenue/ Haj and Auqaf department has taken to vacate the encroachment of shrines, mosques and graveyards and thus restore their sanctity?

Regards.”

There was no reply from the government. There was also no move to remove these encroachments. Instead the encroachment and illegal take over of Waqf properties continued. The reason why I put these details in public domain is to explain the real reason behind the communal and bigoted targeting of Jammu Muslims that is going on currently.

After decades of systematic disempowering of Jammu Muslims politically, socially and administratively, this false, concocted and derogatory narrative of so called “Land Jihad” is only aimed to create an atmosphere for a repeat of November 1947.

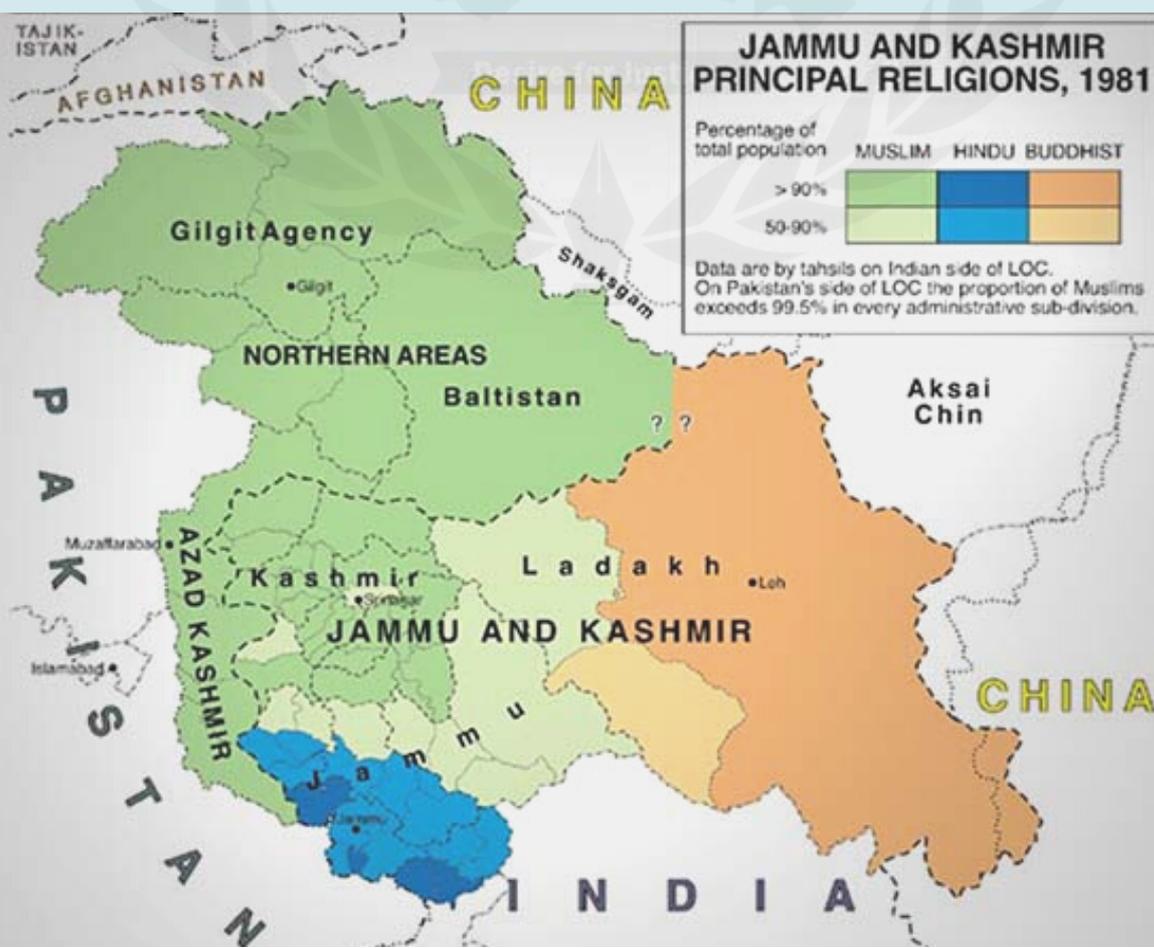
17

There is an immediate need to highlight the illegal takeover and encroachment of Waqf properties belonging to Jammu Muslims.

This current vicious targeting of Jammu Muslims is a part of the same campaign that prevented the implementation of Rehabilitation Act, passed as a law in 1982 by J&K Legislature, disallowed to be implemented for 37 years and finally repealed in 2019.

Thus apart from the illegal takeover of Waqf properties belonging to Jammu Muslims, there is also a need to look at who has taken over the properties and lands of those Jammu Muslims who were massacred and forced to leave their homes in November 1947.

The list of current occupiers/owners of these lands and properties that are called Evacuee Properties itself explains the tragic story of Jammu Muslims.



18

AMENDMENTS IN PANCHAYATI RAJ ACT, 1989

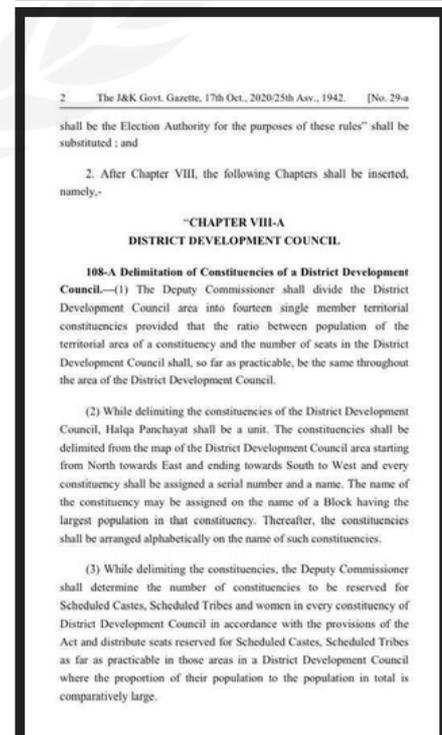
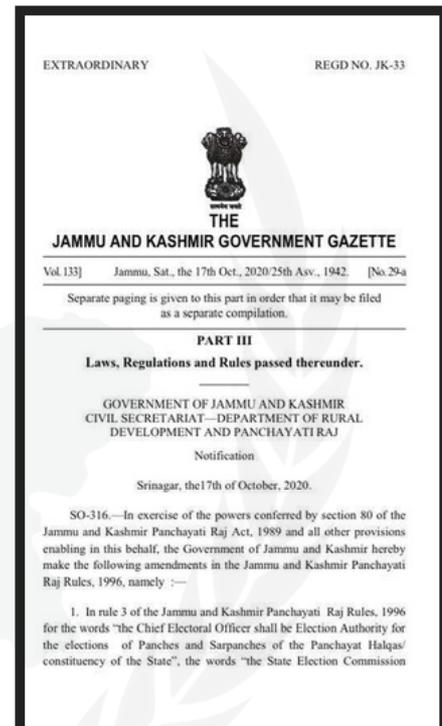
The following ordinance is the amendment for the existing J&K Panchayati Raj Rules, 1996 made under section 80 of the J&K Panchayati Raj Act, 1989. Key Amendments made are:

1- Change of nomenclature from Chief Election officer to Election Authority and others also like State Election Commission into Election Commission.

2-Key focus has been on redrawing of boundaries through delimitation process. The Deputy Commissioner is being entrusted with the Task of redrawing the boundaries into 14 single member constituencies in each District. District Commissioners have to determine the number of constituencies to be reserved for SCs, STs and women in every constituency.

3-Section 108 (A) (4) mentions that DCs shall cause to publish a proposal for delimitation of constituencies by dividing a DDC area into single member constituencies and indicate the territorial limit of each such constituency . Moreover he has to receive objections , if any raised, and forward the same to Director Rural Development.

Afterwards the process of carrying out electoral process is mentioned in the amendment.



No. 29-a] The J&K Govt. Gazette, 17th Oct., 2020/25th Assv., 1942. 3

(4) The Deputy Commissioner shall cause to publish a proposal for delimitation of constituencies by dividing a District Development Council area into single member constituencies and also indicate the territorial limit of each such constituency and shall keep the proposal open for inspection in the office of Halqa Panchayat, Block Development Council and District Development Council falling within the District and by affixing a copy of such proposal at two conspicuous places within each Halqa Panchayat area for inviting public objections thereon.

(5) The Deputy Commissioner on receipt of objections, if any, under sub rule (4) shall forward the same to the Director, Rural Development concerned who shall place the proposal along with objections received before the Election Authority. The Election Authority shall thereon inquire or cause an inquiry to be made and dispose of the objections. Thereafter Election Authority shall issue final order of delimitation after recording in brief the reasons for acceptance or rejection of such objections.

108-B. Notification of Delimitation of Constituencies.—The delimitation made under rule 108-A shall be notified by the Election Authority.

108-C. Electoral Rolls.—The electoral rolls of the constituency for election of the elected members of the District Development Council shall be prepared in such manner as may be prescribed by the Election Authority :

Provided that the Election Authority, in consultation with the Government, may nominate Electoral Registration Officer and Assistant Electoral Registration Officer for revising and updating the electoral rolls of the constituency for election of the elected members of the District Development Council.

6 The J&K Govt. Gazette, 17th Oct., 2020/25th Assv., 1942. [No. 29-a

(3) The nomination form shall be accompanied by security deposit of Rs 500/- in the shape of a bank draft pledged in the name of Returning Officer of the constituency payable at any branch of nationalised bank in the district :

Provided that in case of Scheduled Castes, Scheduled Tribes and Women candidates, the amount of security deposit shall be Rs. 250/- only :

Provided further that the security deposit of candidate getting 1/6th or more of the total valid votes polled will be refunded by the Returning Officer within a period of 90 days from the declaration of results. In case the candidate gets less than 1/6th of the total valid votes polled, his/her security shall be forfeited :

Provided also that in case of election to the seats reserved for Scheduled Castes or Scheduled Tribes, the nomination papers shall be accompanied by certificate issued by the Competent Authority specifying particular caste or tribe of the candidate who intends to contest such elections.

108-I. Scrutiny of nomination papers.—(1) At the time and on the date fixed for scrutiny of nomination papers under clause (b) of rule 108-G, the candidates or their authorized agents or proposers may attend such place as Returning Officer may appoint for scrutiny and Returning Officer shall give them reasonable time and opportunity for examining the nomination papers of all candidates.

(2) The Returning Officer shall then after examining the nomination papers, decide all objections which may be raised to any nomination paper and after doing so reject any nomination paper on the grounds contained in rule 108-J.

No. 29-a] The J&K Govt. Gazette, 17th Oct., 2020/25th Assv., 1942. 5

108-G. Announcement of Dates.—As soon as notification under rule 108-F is issued in accordance with the said rules the Election Authority shall, by notification in the Official Gazette, appoint—

- (a) the last date of submission of nomination papers by the candidates for elections;
- (b) the time, date and place for scrutiny of the nomination papers which shall be the date immediately following last date for submission of nomination;
- (c) the time and date for the withdrawal of candidature, which shall be the day immediately the date for scrutiny the nominations; and
- (d) the time and date or dates on which the poll shall take place shall be a date not later than 20 days, after last date of withdrawal of candidature :

Provided that the Election Authority may for sufficient reasons to be recorded in writing extend the period prescribed under this rule.

108-H. Public Notice of Elections and Presentation of Nomination Papers.—(1) Immediately after issuance of notice under rule 108-F, the Returning Officer shall give public notice of the intended election in such form and manner as may be prescribed by the Election Authority, inviting nominations for conduct of such election and specifying the time and place at which nomination papers are to be delivered.

(2) On or before the date appointed in clause (a) rule 108-G each candidate shall, either in person or through authorized agent, deliver the nomination papers to Returning Officer in the prescribed form duly subscribed by the candidate for the purpose of such election.

No. 29-a] The J&K Govt. Gazette, 17th Oct., 2020/25th Assv., 1942. 7

108-J. Rejection of Nomination Papers.—(1) The Returning Officer may reject any nomination paper in any of the following grounds :—

- (i) that the candidate has not correctly filled in the particulars required in the prescribed form;
- (ii) that the candidate for his election suffers from any disqualification which debars him for being chosen as member of Panchayat Halqa under any provisions of the Act; and
- (iii) that the candidate has not deposited the security deposit as prescribed under sub-rule (3) of rule 108-H :

Provided that Returning Officer may :—

- (a) permit any clerical error in the nomination papers in regard to the names and numbers to be corrected in order to bring them in conformity with the corresponding entries in the electoral rolls; and
- (b) wherever necessary, direct that any clerical or printing error in the said entries shall be overlooked.

(2) If any nomination paper is rejected after hearing objections made by any person or persons, the Returning Officer shall record reasons for rejecting the nomination papers.

(3) Any person aggrieved by an order passed under this rule may appeal to the Election Authority with 07 days of the receipt and decision on such appeal shall be final. Election Authority shall forthwith communicate his decision to the Returning Officer.

108-K. Withdrawal of candidature.—(1) Any candidate may withdraw his candidature by a notice in prescribed form duly subscribed

8 The J&K Govt. Gazette, 17th Oct., 2020/25th Asv., 1942. [No. 29-a]

and delivered personally to the Returning Officer on the day fixed as provided in the clause (c) of rule 108-G. Notice once given cannot be withdrawn.

(2) Immediately after the expiry of the date and time for withdrawal under sub rule (1), the Returning Officer shall publish list of validly nominated candidates for contesting election whose name shall be in alphabetical order.

(3) Where after the publication of the list of the candidates, the Returning Officer finds that the number of candidates in a constituency is only one, he shall forthwith declare such candidate as having been duly elected.

(4) Where the number of candidates in a constituency exceeds one, a poll shall be taken.

108-L. Publication of List of Candidates.—After the expiry of date of withdrawal the Returning Officer shall publish a list of contesting candidates in alphabetical order. The alphabetical order shall be determined with reference to the names of the candidates.

108-M. Admission to Polling Stations.—The Presiding Officer shall regulate admission of voters at the polling stations and shall exclude from it all other persons except—

- (i) Polling Officer, if any ;
- (ii) Police Officers and other public servants on duty ;
- (iii) Each candidate or his authorised agent ;
- (iv) A child in arms accompanying a voter ; and
- (v) The companions of blind or infirm voters who cannot move without help.

12 The J&K Govt. Gazette, 17th Oct., 2020/25th Asv., 1942. [No. 29-a]

108-V. Issue of Ballot Paper to Electors.—The Polling Officer shall while issuing a ballot paper to a voter, place a tick mark against the number of such voter in the copy of the voters list in use with him to denote that the voter has received a ballot paper and direct an indelible ink mark to be put on his left fore-finger.

108-W. Sealing of Ballot Boxes.—Immediately before the commencement of the poll, the Presiding Officer shall satisfy such candidates or their agents as may be present that the ballot box is empty and then lock the ballot box and seal it.

108-X. Manner of Casting Vote.—A voter shall on receiving the ballot paper issued under rule 108-V forthwith proceed to the polling compartment, and mark his ballot paper by affixing a seal provided to him by the Presiding Officer opposite the name (or on the symbol) of the candidate in whose favour he desires to cast his vote and put the ballot paper so folded up in the ballot box which shall be placed within the view of the Presiding Officer.

108-Y. Assistance to Illiterate and Infirm Voters.—If a voter owing to illiteracy or physical infirmity is unable to record his vote in the manner laid down in rules, the Presiding Officer or Polling Officer shall do so according to the direction of the elector and shall record on the counterfoil of the ballot paper the reasons for such action.

108-Z. Spoiled Ballot Papers.—An elector who has inadvertently dealt with his ballot paper in such a manner that it cannot conveniently be used as such may, on delivering it to Polling Officer and satisfying him of the inadvertence, obtain another ballot paper in place of the spoiled ballot paper and such spoiled ballot paper, together with its counterfoil shall be marked by the Polling Officer as cancelled.

108-ZA. Return of Ballot Papers.—If any elector, after obtaining a ballot paper for the purpose of casting his vote, decides not to use the

10 The J&K Govt. Gazette, 17th Oct., 2020/25th Asv., 1942. [No. 29-a]

nomination papers and shall subject to any general or special direction issued in this behalf by the Election Authority,—

- (a) allot a separate symbol to each contesting candidate in conformity, as far as practicable, with his choice ; and
- (b) if more than one contesting candidate have indicated their preference for the same symbol, decide by a lot to which candidate such symbol will be allotted.

(2) The allotment by the Returning Officer of any symbol to a candidate shall be final unless it is inconsistent with any directions issued by the Election Authority in this behalf in which case the Election Authority may revise the allotment in such manner as it thinks fit.

(3) Every candidate shall forthwith be informed of the symbol allotted to the candidate and be supplied with a specimen thereof by the Returning Officer.

108-Q. Different Procedure For Allotment of Symbols.—Notwithstanding anything to the contrary contained in rules 108-N and 108-O, the Election Authority shall be competent to prescribe a different procedure for allotment of symbols to the contesting candidates in the event of conduct of elections on non-party basis.

108-R. Preparation of Ballot Paper.—Ballot paper shall be prepared in prescribed form in such language or languages as the Election Authority may direct.

108-S. Death of a Contesting Candidate.—If a contesting candidate dies and a report of his death is received by the Presiding Officer before the commencement of the poll and the number of candidates contesting is more than one, the symbol in respect of the candidate who has died shall be deemed to have been cancelled and Presiding Officer shall order a poll to be taken accordingly.

No. 29-a] The J&K Govt. Gazette, 17th Oct., 2020/25th Asv., 1942. 11

108-T. Identity of electors.—Immediately before the ballot paper is delivered to a voter, the Polling Officer shall satisfy himself as to the identity of the voter with reference to the entries relating to that voter in the voters list. He shall also hear and decide, then and there, any objection raised in this behalf. He may refuse to issue a ballot paper to any person who declines to answer any reasonable question put to him for the purpose of ascertaining such identity or whose identity is not established to his satisfaction, but issue of ballot papers shall not be refused merely on the ground of any clerical error or omission in the relevant entries in the voters list, if the identity of the voter is otherwise established.

108-U. Marking of Attendance.—(1) Every voter about whose identity the Presiding Officer or the Polling Officer, as the case may be, is satisfied shall allow his/her left forefinger to be inspected by the Polling Officer Incharge of the indelible ink and mark it with indelible ink.

(2) If any Elector refuse to allow his/her forefinger to be inspected or marked in accordance with sub-rule (1) or has already such a mark on his left forefinger or does any act with a view to remove the ink mark, he/she shall not be supplied with any ballot paper to vote.

(3) Any reference in this rule to the left forefinger of any elector shall, in case where the forefinger of a voter is missing, be construed as a reference to any other finger of his/her hand and in case where all the fingers of his/her hand are missing be construed as a reference to the forefinger or any finger of his/her right hand, and shall in case where all his/her fingers of both hands are missing be construed as a reference to such extremity of his/her left or his/her right arms as he/she possesses.

(4) In case of a re-poll, the Election Authority shall prescribe the finger to be marked.

21

CONDUCT OF ELECTIONS TO THE DISTRICT DEVELOPMENT COUNCILS- CONSTITUTION OF COMMITTEES

The following order dated 19-10-2020; is a subsequent following of the amendments made in the J&K in the J&K Panchayati Raj Act. It is important to note that amendments have been made on 17-10-2020, immediately after 2 days viz 19-10-2020 committee formation for conduct of DDC polls is made. Moreover, the committees are ordered to submit the roadmaps in a week viz 27-10-2020. Another important point made is that all three committees viz Apex Level, Kashmir Division and Jammu Division have more people from police and Home Administrative side. Also, the Chairperson has been made Principal Secretary Home, which should have least domain in such matters.

**GOVERNMENT OF JAMMU AND KASHMIR
GENERAL ADMINISTRATION DEPARTMENT
Civil Secretariat, Srinagar**

Subject: Conduct of elections to the District Development Councils- Constitution of Committee(s) thereof.

**Government Order No.958-JK(GAD) of 2020
Dated:19.10.2020**

Sanction is hereby accorded to the constitution of Apex level Committee and Divisional Level Committees, comprising the following to draw roadmap and detailed schedule for conducting elections to the District Development Councils in the Union territory of Jammu & Kashmir:-

A. Apex Level Committee:

1	Principal Secretary to the Government, Home Department	Chairman
2	Director General of Police, J&K	Member
3	Additional Director General of Police (CID), J&K	Member
4	Divisional Commissioner, Jammu/Kashmir	Member(s)
5	Secretary to the Government, Department of Rural Development & Panchyati Raj.	Member-Secretary
6	Representative of Transport Department (not below the rank of Additional Secretary).	Member
7	Any other member as may be co-opted by the Committee.	Member

Terms of Reference:

- To draw a road map and detailed schedule for conduct of Elections to the District Development Councils across the Union Territory on the basis of inputs from the Divisional Committees and upon assessment of the ground level situation taking into consideration various requirements including security logistics, personnel, equipment etc.

B. Divisional Level Committee(s):

(I) Kashmir Division

1.	Divisional Commissioner, Kashmir.	Chairman
2.	Inspector General of Police, Kashmir	Member
3	Director Rural Development, Kashmir	Member-Secretary
4	Any other member as co-opted by the Committee	Member

(Signature)

(II) Jammu Division

1	Divisional Commissioner, Jammu.	Chairman
2	Inspector General of Police, Jammu.	Member
3	Director Rural Development, Jammu.	Member-Secretary
4	Any other member as co-opted by the Committee.	Member

Terms of Reference:-

- Based on an assessment of manpower, security, logistics, transport, equipments and all other requirements, the Divisional Level Committees shall submit an outline of the possibilities and constraints to the Apex Level Committee.

The Apex Level Committee shall submit its report to the Government by 27.10.2020. The above Committee(s) shall be serviced by the Department of Rural Development & Panchayati Raj.

By order of the Government of Jammu and Kashmir.

(Signature)
(Rohit Sharma)KAS
Additional Secretary to the Government
Dated: 19.10.2020

No. GAD(Adm)126/2020-IV
Copy to the:-

- All Financial Commissioners.
- Director General of Police, J&K.
- All Principal Secretaries to the Government.
- Principal Secretary to the Lieutenant Governor.
- Principal Resident Commissioner, J&K Government, New Delhi.
- Joint Secretary (J&K) Ministry of Home Affairs, Government of India.
- All Commissioner/Secretaries to the Government.
- Chief Electoral Officer, J&K.
- Divisional Commissioner Jammu/Kashmir.
- Chairperson, J&K Special Tribunal.
- Director General, J&K Institute of Management & Administration & Rural Development.
- Director, Information, J&K
- All Deputy Commissioners.
- All Heads of the Departments/Managing Directors/Secretary, Advisory Boards.
- Secretary, PSC/SSB/J&K academy of Art Culture & Languages.
- Director, Estates.
- Director, Archives, Archaeology & Museums, J&K.
- Secretary J&K Legislative Assembly.
- General Manager Government Press, Srinagar/Jammu.
- Private Secretary to the Advisor (S)/(F)/(B) & (BK) to the Lieutenant Governor.
- Private Secretary to the Chief Secretary.
- Private Secretary to the Commissioner/Secretary to the Government, GAD.
- Government Order file/Stock file/GAD website.

(Signature) 19/10

22

APPOINTMENTS UNDER J&K WATER RESOURCES ACT 2020

The following order dated 21-10-2020: the order with reference to section 139 of J&K Water Resources (Regulation and Management) Act 2020, appoints Mr. Ghanshyam Jha as Chairman of the J&K Water Resource Regulation Authority.

Note: J and K water resources (Regulation and management) ACT 2020, needs to be studied, as it has been put into place post August 2019.

General Administration Department
(Services) Civil Secretariat, Srinagar.

NOTIFICATION
Srinagar, the 21st of October, 2020

S.O 323.- In exercise of the powers conferred by Section 139 of the Jammu and Kashmir Water Resources (Regulation and Management) Act, 2020, the Government of Union Territory of Jammu and Kashmir appoint Mr. Ghanshyam Jha as Chairman of the Jammu and Kashmir Water Resources Regulatory Authority.

The appointment of Chairman shall take effect from the date he assumes the charge of the post in the Authority.

The Chairman of the Authority shall not hold any other office. The terms and conditions of the Chairman shall be governed by Government Order No. 528-PW(Hyd) of 2012 dated 17.12.2012. The Headquarters of the authority shall move alongwith Secretariat offices.

By order of the Lieutenant Governor.


(Manoj Kumar Dwivedi) IAS
Commissioner/Secretary to the Government

No: GAD(Ser)Genl/85/2020 Dated:21.10.2020

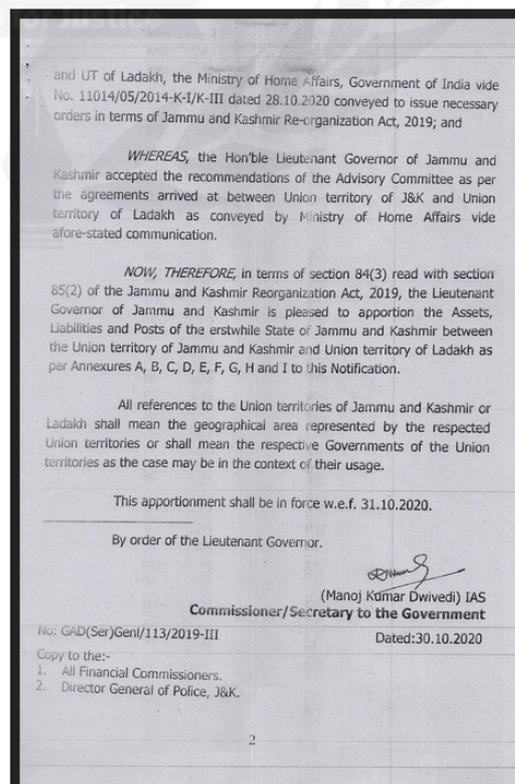
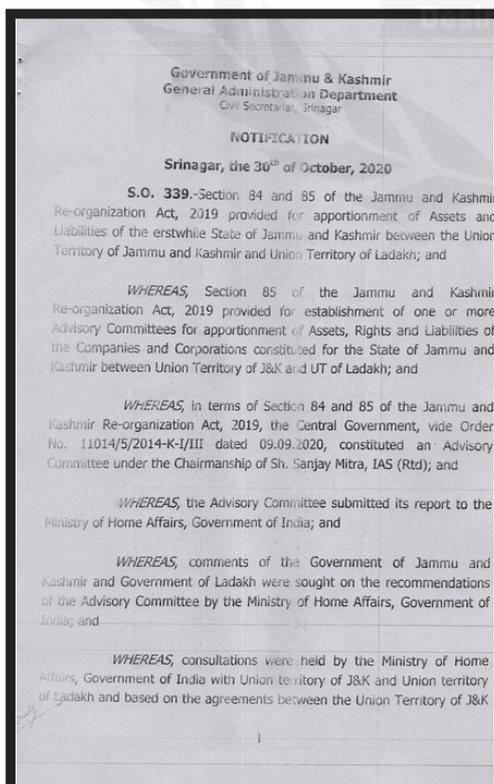
Copy to Chairman, Jammu and Kashmir Water Resources Regulatory Authority.

Copy also to the:

1. All Financial Commissioners.
2. Director General of Police, J&K.
3. All Principal Secretaries to the Government.
4. Principal Resident Commissioner, J&K Government, New Delhi.
5. Principal Secretary to the Lieutenant Governor.
6. All Commissioners/Secretaries to the Government.
7. Chief Electoral Officer, J&K.
8. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
9. Divisional Commissioner, Jammu/Kashmir.

APPORTIONMENT OF ASSETS AND LIABILITIES BETWEEN UNION TERRITORY OF J&K AND UNION TERRITORY OF LADAKH

The following ordinance gives reference to section 84 & 85 of the J&K Re-organization Act, wherein establishment of one or more advisory committees can be made for appointment of Assets and Liabilities between J&K and Ladakh. In this coherence, reference of one advisory committee reference number 11014/2014-K-I/111 dated 09-04-2020, was constituted under the Chairmanship of Shri Sanjay Mitra. The same committee submitted its report and subsequently was implemented from 31-01-2020. It maintained the distribution of assets and liabilities of companies /corporations and entities owned by erstwhile state of J&K. Pertinent to mention in overall scenario Ladakh has received 20% of assets in majority of Corporations.



PAGD OFFICIAL STATEMENT ON AMENDMENTS TO THE LAND LAWS

The following Press Release dated 03-11-2020 by PAGD on Amendments of the Land Laws: Sums up the theories against repealing of land laws by referring to certain land laws like “Big Landed Estates Abolition Act 1952, Agrarian Reforms Act, 1976. It has been mentioned that J&K was the first state to secure the Farmers rights. Henceforth establishment of security zones under the pretext of security issues for ceasing land ownership rights is being criticized.

TO THE LAND LAWS

03 November, 2020

The official statement on land laws a bundle of lies aimed to hoodwink people

People's Alliance for Gupkar Declaration rejects the statement of official spokesman on 26th October MHA Order as bizarre attempt to, distort facts, weave lies and mislead people.

In a statement issued by the media office of the PAGD, the alliance has termed the land laws regime of Jammu and Kashmir as most progressive, pro people and pro farmer in entire Indian Subcontinent. The statement adds that the real object of repeal of the basic land laws and massive amendments to the other laws is to push in and implement the agenda of effecting demographic change and disempowering the people of Jammu and Kashmir.

"Jammu and Kashmir was first in the Country to implement the concept of "land to tiller " by enacting Big Landed Estates Abolition Act 1952 followed by Agrarian Reforms Act 1976 restricting the land holding to twelve and half acres and ending the exploitative practice of " absentee landlordism" and whosoever calls it archaic would be guilty of ignorance of the history of Jammu and Kashmir. It is because of the timely land reforms that there are no starvation deaths occur in Jammu and Kashmir, no farmers suicides have been ever reported from Jammu and Kashmir and everyone in Jammu and Kashmir has available three fundamental necessities- food, clothing and shelter, the position that is now sought to be reversed by making massive assault on the land law regime."

The statement asks as to how can Alienation of Land Act be termed as archaic when it prohibited transfer of land to a non State Subject thus protecting the interests of Permanent Residents of Jammu and Kashmir and at the same time made a provision for transfer of land by mortgage to organisations like Industrial Development Bank of India, Industrial Credit and Investment Corporation of India to keep pace with industrial development. "The repeal of the Act now allows the land to be transferred to non State Subjects, denuding the residents of Jammu and Kashmir of their most precious rights. The claimed protection of rights in agricultural land, it is stated, is mere eyewash as the amendment introduced in Land Revenue Act provides for permission to sell the agricultural land almost at mere asking without difficulty. The abolition of Big Landed Estates Abolition Act 1952 and amendments in Agrarian Reforms Act 1976 is against farmers and to remove the ceiling on acquisition. The changes in Development Act and creation of "security zones" to avoid adherence to the rules and regulations as regards construction activities in such zones and exclusion of oversight by expert bodies, environmental activists and civil society groups is bound to put at peril ecosystem in fragile environmental areas like Gulmarg, Pahalgam and Sonamarg already under pressure beyond their carrying capacity."

The laws now introduced through amendments are not only against people of Jammu and Kashmir but undemocratic, unconstitutional and backward looking with only aim to disempower people and change the demography.

TRANSFER AND POSTING OF INSPECTOR GENERAL OF REGISTRATIONS, J&K

In the following order dated 04-11-2020: Routine transfers have been made but can hold relevance if corroborated with the functions of Inspector General of Registration at that point of time. IG Registration is key post who holds the domain of registration of lands.

General Administration Department
(Services) Civil Secretariat,
Jammu

Subject: Transfers and postings.

**Government Order No.1033–JK(GAD) of 2020,
Dated:04.11.2020.**

In the interest of administration, Dr. Pawan Kotwal, IAS (JK:1994), Principal Secretary to the Government, Revenue Department, holding additional charge of Financial Commissioner, Revenue, J&K and Inspector General of Registration, J&K, is posted as Inspector General of Registration, J&K.

Mr. Shaleen Kabra, IAS (JK:1992), Principal Secretary to the Government, Home Department, shall hold the charge of Principal Secretary to the Government, Revenue Department and Financial Commissioner, Revenue, J&K, in addition to his own duties, till further orders.

By order of the Lieutenant Governor.

Sd/-
(Manoj Kumar Dwivedi)IAS,
Commissioner/Secretary to the Government.

No: GAD(Ser)Genl/30/2018 Dated:04.11.2020

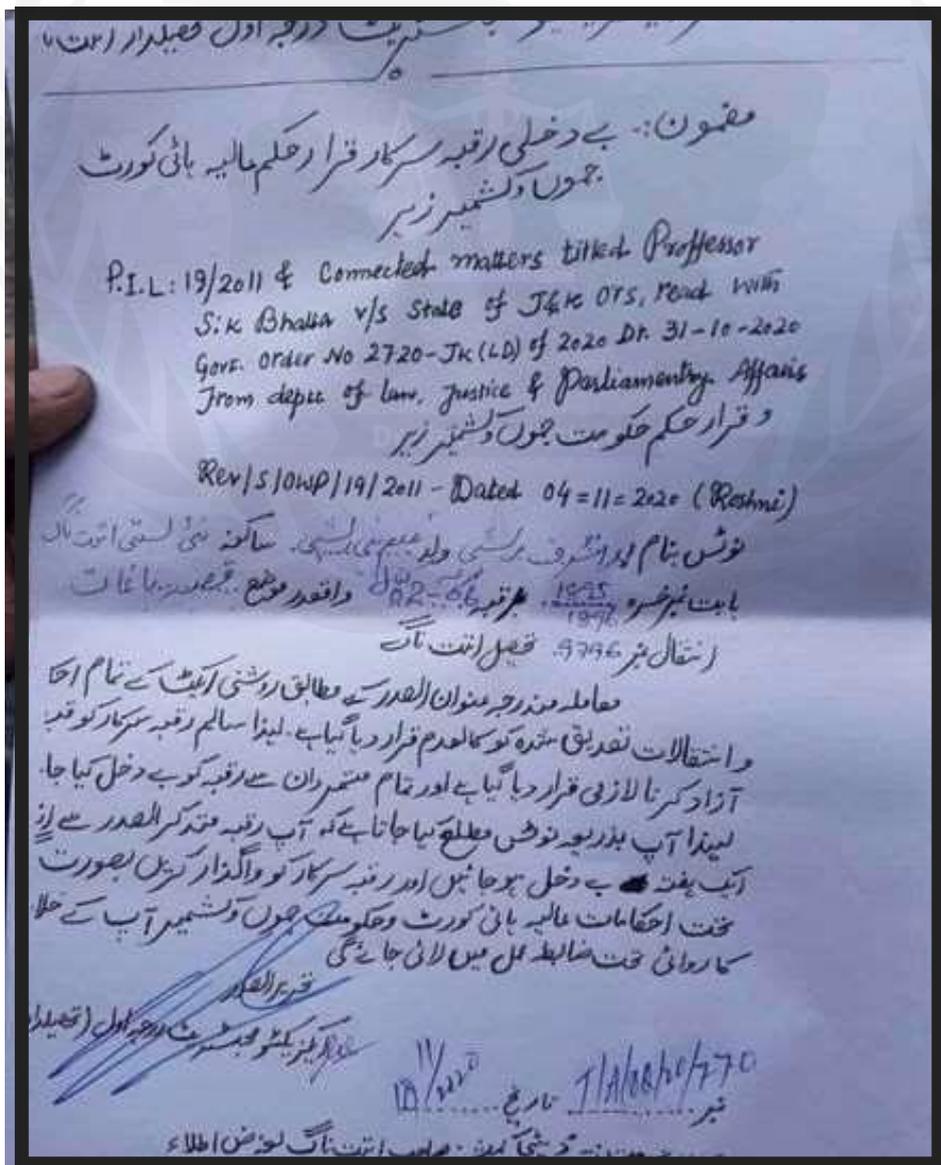
Copy to:-

1. All Financial Commissioners.
2. Director General of Police, J&K.
3. Concerned Officers.
4. All Principal Secretaries to the Government.
5. Principal Resident Commissioner, J&K Government, New Delhi.
6. Principal Secretary to the Lieutenant Governor.
7. All Commissioners/Secretaries to the Government.
8. Chief Electoral Officer, J&K.
9. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
10. Divisional Commissioner, Jammu/Kashmir.



GRANT OF LAND, EVICTION NOTICES UNDER ROSHNI ACT

Following annexure is a notice issued by Second Class Magistrate Tehsildar Anantnag to Mohd Ashraf Reshi S/O Gh Nabi Reshi R/O Naibasti Anantnag, cancelling all earlier orders, mentioning grant of land, under Roshni Act and thereby issuing an order to evict the land within seven days.



28

NOTICE TO JK-HCBA FOR MENTIONING 'ADVOCACY FOR KASHMIR ISSUE' AS AN OBJECTIVE IN ITS CONSTITUTION

In the following: notice has been issued by the District Magistrate, Srinagar to President and Election Committee, JK High Court Bar Association where in clarification has been sought over the mention of “larger issue of peaceful settlement of Kashmir dispute and for this purpose organize seminars, conventions, delegate its members to various places within and outside India, to become members of other Associations, bodies or forums which share common outlook with Association ”(in the constitution of Bar Association) and it has been mentioned that the said clause has been against the constitution of India. Moreover, other documents like registration certification, objectively, have been sought for. To be noted that the elections to the JKHCBA were scheduled for 10-11-2020, a day after issuance of this order.

GOVERNMENT OF JAMMU AND KASHMIR
OFFICE OF THE DISTRICT MAGISTRATE, SRINAGAR
 Ph: 0194-2457543/2457552 email: d.m.sr@jksm.gov.in

1. President, J&K High Court Bar Association, Srinagar
2. Election Committee, J&K HC Bar Association, Srinagar

No: DMS/Jud/Misc/1043-1050/2020 Date: 09.11.2020

Sub : Notice to requisition documents/details

The Jammu and Kashmir High Court Bar Association, Srinagar has reportedly circulated a press note convening election for various office bearers of association at Srinagar on 10th November 2020. The matter was examined in view of issues related to the subject. The Advocates Act, 1961 defines the details related to required qualification(s), admission of advocates on roll, preparation and maintenance of roll, determining issues related to misconduct, safeguarding rights, privileges and interests of advocates on roll, promote and support law reforms, constitute fund for financial assistance and legal etc, and a host of other measures related to delivery of justice as well as welfare of advocates on roll.

In this backdrop, the "Constitution" of Jammu and Kashmir High Court Bar Association (JKHCBA), Srinagar was examined, along with the status of registration of JKHCBA as association as per law. In this context notice is hereby issued to explain the following / submit requisitioned documents :-

- The JKHCBA Srinagar constitution states the following as its first objective :
 " to find ways and means, take steps, for resolving the issues concerning public at large including **larger issue of peaceful settlement of Kashmir dispute; and for this purpose organize seminars, conventions, delegate it's members to various places within and outside India, to become members of other Associations, bodies or forums which share common outlook with Association,**"

You are required to explain your position on the subject, since it's not in consonance with the Constitution of India, whereby J&K is an integral part of the country and not a dispute; and also in conflict with The Advocates Act 1961 which governs the subject viz a viz administrative and legal points stated in Para 1 above.

- The certificate issued by the Competent Authority wherein The Jammu and Kashmir High Court Bar Association has been registered as an association, which is the basic legal requirement for any such association, is required to be produced indicating the date of issuance of such registration certificate, articles of association, registered office, executive body, and validity of registration among other details.

Scanned with CamScanner

The explanation sought hereinabove and documents/ certificates requisitioned shall be furnished to this office, at an earliest, either in hard copy; or soft copy may be mailed to the following email address: d.m.sr@jksm.gov.in /desr@jksm.gov.in or through WhatsApp on 94190-42341 by the concerned.

Issued under my hand and seal on Monday 9th November 2020 at 1000 Hrs.


 (District Magistrate)
 Srinagar

Copy to:-

- Principal Secretary to Govt., Home Department
- Registrar General, J&K High Court
- Registrar, J&K (Dept of Registration)
- St Superintendent of Police, Srinagar for information and to get the notice served through concerned police station and furnish receipt
- IT Section for online delivery to concerned and submit receipt
- Judicial Section for n/a

INCLUSION OF KASHMIRI MIGRANT PANDITS TO THE CENSUS DATABASE FOR IMPLEMENTATION OF SEHAT SCHEME

The following order dated 09-11-2020: pertains to build up of requirements for being the beneficiary under SEHAT scheme. It is pertinent to note that separate simplified process for Kashmiri Migrants (Pandits) has been put in place.

and also after ascertaining that the family is not part of the already existing SECC-2011 data, shall forward the cases, as cleared by it, through the Member/Secretary (BMO concerned), to the Chief Medical Officer, who shall accord approval to the inclusion of the missing families and shall upload the data on SECC-2011 machine readable format on the IT solution provided by National Health Authority, with intimation to the Chief Executive Officer, State Health Agency.

The Block Level Committee shall clear the case(s) as received by it within 5 days. It shall have the powers to reject the case(s), with reasons in writing, if proved otherwise.

B. For JK Migrants

Any Head of the migrant family, having a valid Domicile Certificate, whose family is not figuring in the SECC-2011 data and who is desirous of enlisting his family in the database, shall represent before the Chairman of the Camp/ Zone Level Committee/ Resident Commissioner, J&K Government, New Delhi/ District Magistrate (in case of migrants residing outside the camps/ Zones) for the purpose. The Camp/ Zone Level Committee after ascertaining the facts on ground regarding existence of separate household (Chulha) of the applicant and possession of separate relief ration card by him, shall compile the report within 7 days.

The composition of Camp/ Zone Level Committee shall be as under:-

1. Camp Level

- i) Tehsildar (Camp Commander) – Chairman
- ii) Block Development Officer concerned – Member
- iii) Block Medical Officer Concerned – Member
- iv) Tehsil Supplies Officer Concerned – Member

2. Zone Level

- i) Tehsildar (Zonal Officer) – Chairman
- ii) Block Development Officer Concerned – Member
- iii) Block Medical Officer Concerned – Member
- iv) Tehsil Supplies Officer concerned – Member

The Camp/ Zone Level Committee after certifying the genuineness of the case(s) and after ascertaining that the family is not part of the already existing SECC-2011 data, shall forward the cases, as cleared by it, through the Chairman, to the Deputy Commissioner (Relief) concerned, who shall, after seeking approval from the Relief and Rehabilitation Commissioner, Migrants, upload the data on SECC-2011 machine readable format on the IT solution provided by National Health Authority, with intimation to the Chief Executive Officer, State Health Agency.

In respect of such cases as may be received by the Relief and Rehabilitation Commissioner, Migrants, from other sources like the office of the Resident

and also after ascertaining that the family is not part of the already existing SECC-2011 data, shall forward the cases, as cleared by it, through the Member/Secretary (BMO concerned), to the Chief Medical Officer, who shall accord approval to the inclusion of the missing families and shall upload the data on SECC-2011 machine readable format on the IT solution provided by National Health Authority, with intimation to the Chief Executive Officer, State Health Agency.

The Block Level Committee shall clear the case(s) as received by it within 5 days. It shall have the powers to reject the case(s), with reasons in writing, if proved otherwise.

B. For JK Migrants

Any Head of the migrant family, having a valid Domicile Certificate, whose family is not figuring in the SECC-2011 data and who is desirous of enlisting his family in the database, shall represent before the Chairman of the Camp/ Zone Level Committee/ Resident Commissioner, J&K Government, New Delhi/ District Magistrate (in case of migrants residing outside the camps/ Zones) for the purpose. The Camp/ Zone Level Committee after ascertaining the facts on ground regarding existence of separate household (Chulha) of the applicant and possession of separate relief ration card by him, shall compile the report within 7 days.

The composition of Camp/ Zone Level Committee shall be as under:-

1. Camp Level

- i) Tehsildar (Camp Commander) – Chairman
- ii) Block Development Officer concerned – Member
- iii) Block Medical Officer Concerned – Member
- iv) Tehsil Supplies Officer Concerned – Member

2. Zone Level

- i) Tehsildar (Zonal Officer) – Chairman
- ii) Block Development Officer Concerned – Member
- iii) Block Medical Officer Concerned – Member
- iv) Tehsil Supplies Officer concerned – Member

The Camp/ Zone Level Committee after certifying the genuineness of the case(s) and after ascertaining that the family is not part of the already existing SECC-2011 data, shall forward the cases, as cleared by it, through the Chairman, to the Deputy Commissioner (Relief) concerned, who shall, after seeking approval from the Relief and Rehabilitation Commissioner, Migrants, upload the data on SECC-2011 machine readable format on the IT solution provided by National Health Authority, with intimation to the Chief Executive Officer, State Health Agency.

In respect of such cases as may be received by the Relief and Rehabilitation Commissioner, Migrants, from other sources like the office of the Resident

and also after ascertaining that the family is not part of the already existing SECC-2011 data, shall forward the cases, as cleared by it, through the Member/Secretary (BMO concerned), to the Chief Medical Officer, who shall accord approval to the inclusion of the missing families and shall upload the data on SECC-2011 machine readable format on the IT solution provided by National Health Authority, with intimation to the Chief Executive Officer, State Health Agency.

The Block Level Committee shall clear the case(s) as received by it within 5 days. It shall have the powers to reject the case(s), with reasons in writing, if proved otherwise.

B. For JK Migrants

Any Head of the migrant family, having a valid Domicile Certificate, whose family is not figuring in the SECC-2011 data and who is desirous of enlisting his family in the database, shall represent before the Chairman of the Camp/ Zone Level Committee/ Resident Commissioner, J&K Government, New Delhi/ District Magistrate (in case of migrants residing outside the camps/ Zones) for the purpose. The Camp/ Zone Level Committee after ascertaining the facts on ground regarding existence of separate household (Chulha) of the applicant and possession of separate relief ration card by him, shall compile the report within 7 days.

The composition of Camp/ Zone Level Committee shall be as under:-

1. Camp Level

- i) Tehsildar (Camp Commander) – Chairman
- ii) Block Development Officer concerned – Member
- iii) Block Medical Officer Concerned – Member
- iv) Tehsil Supplies Officer Concerned – Member

2. Zone Level

- i) Tehsildar (Zonal Officer) – Chairman
- ii) Block Development Officer Concerned – Member
- iii) Block Medical Officer Concerned – Member
- iv) Tehsil Supplies Officer concerned – Member

The Camp/ Zone Level Committee after certifying the genuineness of the case(s) and after ascertaining that the family is not part of the already existing SECC-2011 data, shall forward the cases, as cleared by it, through the Chairman, to the Deputy Commissioner (Relief) concerned, who shall, after seeking approval from the Relief and Rehabilitation Commissioner, Migrants, upload the data on SECC-2011 machine readable format on the IT solution provided by National Health Authority, with intimation to the Chief Executive Officer, State Health Agency.

In respect of such cases as may be received by the Relief and Rehabilitation Commissioner, Migrants, from other sources like the office of the Resident

30

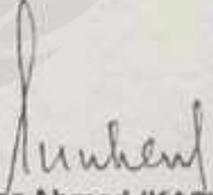
PUBLIC NOTIFICATION TO A VIOLATOR/ENCROACHER OF WAQF PROPERTIES

Following is the notice being issued by Tehsildar, J & K Muslim Waqf Board to a violator/encroacher of Waqf properties.

Subject: - Public Notice

The perusal of office records has revealed that the property of Waqf Board, Kashmir is being occupied by you illegally. Therefore, through the medium of this notice you are directed to submit your claims of allotment / license deeds / lease agreement to this office within a period of 14 days failing which it will be deemed that you have grabbed the property of Waqf unlawfully.

Apart from eviction proceedings this office is contemplating to initiate criminal proceedings against you.


Zuber Ahmad (KAS)
Tehsildar
J&K Muslim Wakaf Board

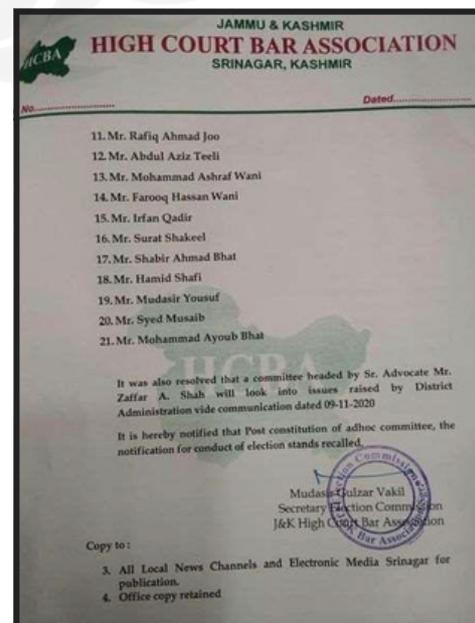
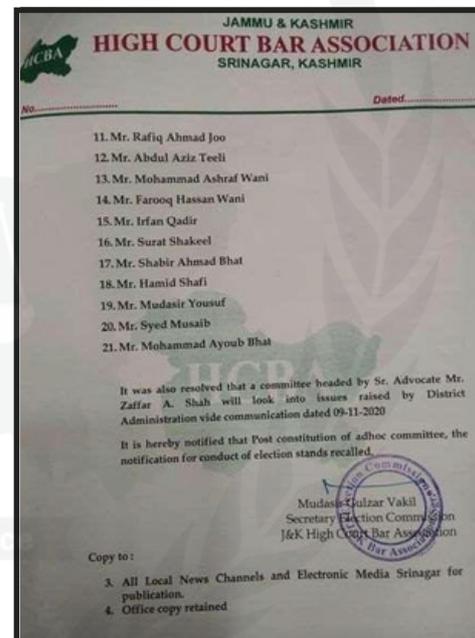
Copy to the :-

1. Chief Executive Officer, J&K Waqf Board
2. OSD to Hon'ble Advisor (F) for information
3. Office record

31

NOTICE PERTAINING TO IMPEDIMENTS BY DISTRICT ADMINISTRATION TO CONDUCT JK-HCBA ELECTION 2020-21

In the following Press Release/Notice on 11-11-2020 released by Office of Election Commission J&K High Court Bar Association: Prohibition of elections by District Administration of High Court Bar Association has been mentioned. In the follow-up process an ad-hoc committee headed by Adv. Nazir Ahmad Ronga was formulated and Adv. Zafar Ahmad Shah was formulated with a committee to look into the reasons of prohibition by District Administration.



32

LIST OF BJP CANDIDATES FOR DDC / ULB POLLS FOR KASHMIR REGION 2020

List of candidates of BJP for DDC/ULB polls.

DDC Candidates for Kashmir Region

S. No.	District	Territorial Constituency	Phase	Candidate Name
1.	Anantnag	Pahalgam	1	Sh. Haji Ismail
2.	Pulwama	Tral	2	Sh. Abdul Rashid Gojar
3.	Shopian	Keller-1	1	Sh. Bashir Ahmad Kias
		Keller-2	1	Sh. Javed Qadri
		Kanji Ullar	2	Sh. Abdul Qayum Hajjam
4.	Kulgam	D K Marg	1	Sh. Shibzada Sabdar
		Pombay	2	Sh. Mushtaq Noorabadi
5.	Baramulla	Rafiabad	1	Sh. Kulsuma
		Kunzar	2	Sh. Fida Hussain Wani
		Zangeer	2	Sh. Tariq Ahmed Lone
6.	Kupwara	Kralpora	1	Smt. Jabeena
		Tangdar	1	Smt. Shafiqa Kinder
		Reddi Chowkibal	2	Sh. Mohd. Shafi Mir
7.	Bandipora	Ganastan	2	Sh. Abdul Gabi Ganai
		Nowgam	2	Sh. Rizwana Ishfaq
8.	Srinagar	Harwan -1	1	Sh. Razia Khatana
		Harwan-2	1	Smt. Haleema Madrather
		Harwan-3	1	Sh. Abdul Majid Naik

		Harwan-4	1	Sh. Nasreen Maqwool Mallah
		Harwan-5	1	Sh. Wali Mohd. Bhat
		Harwan -6	1	Sh. Mehraj-ud-in Rather
		Khonmoh-1	1	Smt. Sabrina
		Khonmoh-2	2	Sh. Ejaj hussain Rather
		Khonmoh-3	2	Sh. Mujamil Bhat
		Qamarwari-1	2	Sh. Mohd. Rifat Shubhan
		Qamarwari-2	2	Sh. Ajhar Ahmed Mir
		Srinagar-1	2	Sh. Mohd. Anwar Khan
		Srinagar-2	2	Smt. Saba Ali Dar
		Srinagar-3	2	Sh. Mohd. Abid Mir
9.	Ganderbal	Gond-A	1	Smt. Dilshada Bano
		Gond-B	1	Sh. Mohd. Sultan Lone
		Kangan-A	2	Ms Rabya
		Kangan-B	2	Sh. Nazir Ahmad Khari
		Kangan-C	2	Sh. Mohd. Sultan Kandoo
10.	Budgam	Khansahib	1	Muzzafar Ahmad Nazar
		Khag	2	Abdul Gaffar Malik
		Beerwah	2	Sanaullah Mashgul



Rayinder Raina
RAYINDER RAINA
 State President
 Bhartiya Janata Party
 Jammu and Kashmir

ULB Candidates for Kashmir Region

S. No.	District	Candidate Name	Ward
	Pahalgam	Tanveera Akhtar	10
		Nazia	7
		Hilal Ahmad Ahangiar	8
		Mohd. Yusuib Mughal	13
		Gulshan Akhtar	5
		Basher Ahmad Shah	2
		Assadulah K	11
	Ashmuqam	Gulshan Akhtar	5
		Bashir Shmad shah	2
		Abdul Rashi Bhat	9
		Riaz Ahmad Jahan	11
	Kunzer	Gulkam Ahmad Wani	6
		Salima bano	1
	Srinagar Municipal Corporation	Majeed Khan	18 (Solina)
		Uzair Beig	69 (Soura)
		Noorul Amin	14 (Rawalpura)
		Mahaq Parveen Bhat	46 (Islamyarbal)


 RAVINDER RAINA
 State President
 Bharatiya Janata Party
 Jammu and Kashmir

35

ENCROACHMENT OF AUQAF LAND BY GOVERNMENT DEPARTMENTS

The following report annexed with order copies mentions the encroachment of Auqaf Land done by public and government of graveyard in Smailpur, Tehsil Bari Brahamana District Samba, measuring 97 Kanal and 4 marlas by land mafia. After unrelenting protests by Muslim population, an FIR was registered in this case. Certain examples of land grabbing by various government departments including army and police has been referred to.

‘ham parvarish-e-lauh-o-qalam karteraheñge’

Loot of Waqf property in broad day light which includes encroachment of graveyards in district Samba...

“Out of 1721.8 kanal of Waqf property in Samba district, 800 kanals have been illegally and forcibly encroached upon. These 1721.8 kanals of Waqf property is duly notified under SRO 704 of 31-12-1984, SRO 165 of 29-04-1985, SRO 366 of 06-12-2006 and SRO 533 of 18-09-2019.”

“On August 5, 2020, land mafia forcibly entered the graveyard in Smailpur, tehsil Bari Brahamana, district Samba which is spread over 97 kanal 4 marla, took it over and started illegal construction on it in broad day light. After an unrelenting protest by the local Muslim population, FIR (no. 0172/2020) was registered was August 8. District administration has done nothing afterwards. “As per the 2011 census, Muslims constitute 7.2 per cent of the total population of Samba district. And as this encroachment spree continues, villager from Samba has mustered courage and approached the court, seeking justice. He says that the Waqf property in Samba district has become “free for all” and forcible fresh encroachments are taking place every day.

Apart from the local and mafia which has encroached most of the land, he says that the administration itself has encroached upon the Waqf properties. “Illegal construction of power station, post office, BSF post,

36

Primary Health Centre, tube well, water tank, panchayat ghar, Army camp, railway” infrastructure and scores of other government buildings has already taken place on the Waqf land in Samba district. The government’s own encroachment on Waqf property in Samba is as follows: 40 kanal 14 marla by education department, 7 kanal 3 marla by Sher e Kashmir University, 6 kanal by health department, 17 kanal 15 marla by Power development department, 5 marla by post office, 7 kanal by rural development department, 44 kanal by defence authorities, 26 kanal by zila sainik board, 10 kanal by BSF, 5 kanal 13 marla by northern railway, 37 kanal 23 marla by social forestry department.

Let’s hope these disempowered Jammu Muslims will get at least their graveyards back.

Attached please see official details of the encroachment of Waqf property by both private players and the government agencies (including the graveyards) in Samba district.

ANNEXURE - II (56)

GOVT OF JAMMU AND KASHMIR
OFFICE OF THE ADMINISTRATOR
AUQAF DEPARTMENT SAMBA
Office - Adda Sarore Email - auqaf@samba@gmail.com

List of Encroachment by Education Department

SNO	Name of Village	Khasra No.	Area Encroached Kanals	Marla	Title	Encroachment Established Year	Education Department
1	BALOUR	57	04	00	Graveyard	1992	Education Deptt (Govt. Middle School Balour)
2	BALOURA	03	00	00	Open space	1998	Education Deptt (Govt. Middle School Pathburi)
3	NANGA	185	04	13	Graveyard	1999	Education Deptt (Govt. Middle School Nanga)
4	CHAK BATHAN CANI	308	00	14	Majid Dargah	2000	Education Deptt (Govt. Middle School Chak Bathan Govt. Primary School (SARORE)
5	SHRI MAHADOUR	99	03	02	Graveyard	2002	Education Deptt (Govt. Middle School Shri Parap Singh Pur)
6	SHRI PARAP SINGH PURA	172/24	01	18	Graveyard	1995	Education Deptt (Govt. Middle School Shri Parap Singh Pur)
7	KHORE	443	03	04	Graveyard	2003	Education Deptt (Govt. Middle School Khore)
8	THILOUR GUJARA	25	02	00	Graveyard	1993	Education Deptt (Govt. Middle School Thilour Gujara)
9	SAMBA	295	01	00	Graveyard	2002	Govt. Education Officer Samba
10	SAMBA	295	03	10	Graveyard	1998	Education Deptt (Govt. Middle School Bawara)
11	KALU SAMBA	415	02	08	Graveyard	1995	Education Deptt (Govt. Middle School Kalu Samba)
12	RESHAMBALI	47/200	06	00	Graveyard	1997	Education Deptt (Govt. Middle School Reshambali, Samba)
13	CHAK SHAMA	123	04	10	Graveyard	2004	Education Deptt (Govt. Primary School Chak Shama, Samba)
14	CHAKRI MAHIVASA	276/143	01	03	Graveyard	1984	Education Deptt
15	BALDO	92	3	00	Graveyard		Govt. Primary School Ramoo
		TOTAL	48	04			

Total Waqf land encroached 40 Kanals 14 Marla's by Education Department.

ADMINISTRATOR
AUQAF DEPARTMENT SAMBA

GOVT OF JAMMU AND KASHMIR (58)
OFFICE OF THE ADMINISTRATOR
AUQAF ISLAMIA SAMBA
Office - Adda Sarore Email - Auqaf Samba@gmail.com

LIST OF LAND ENCROACHMENT BY HEALTH DEPARTMENT

SNO	NAME OF VILLAGE	Khasra No.	AREA K M	TITLE	Established/ Encroachment year	HEALTH DEPARTMENT
1	KHANWAL(SAMBA)	68	3	GRAVEYARD	1990	PRIMARY HEALTH CENTRE
2	CHAK SHADARA(RAMGARH)	974	3	GRAVEYARD	2012	PRIMARY HEALTH CENTRE

GOVT OF JAMMU AND KASHMIR (57)
OFFICE OF THE ADMINISTRATOR
AUQAF ISLAMIA SAMBA
Office - Adda Sarore Email - Auqaf Samba@gmail.com

LIST OF ENCROACHMENT BY SHER - E - KASHMIR UNIVERSITY

S. NO	NAME OF VILLAGE	KHASRA NO.	AREA KANALS MARLAS	TITLE	DEPARTMENT	ESTABLISHED/ ENCROACHMENT YEAR	RENT DETAILS
1	ARAZI SAMBA	126	7 03	Graveyard	Sher - e Kashmir	1960	No Rent Given
		TOTAL	07 03				

Total Waqf land 07 Kanals 03 Marlas under Sher-e- Kashmir University.

ADMINISTRATOR
Auqaf Islamia samba

37

EVICTION OF GUJJARS AND BAKERWALS FROM THEIR FORESTS

MUZAMIL JALEEL

The following article provides a deep insight about the rights of Gujjars and Bakerwals, who happen to be Muslims residing over “Forest Land”. Their rights are entitled under Forest Act, 2006. It is clearly mentioned that Forest Rights Act supersedes all acts and laws, thus safeguarding the interests of Gujjars and Bakerwals. It mentions the recent demolition of Gujjars and Bakerwals in Pahalgam etc are a clear cut violation of it. These demolitions are aimed at continuous and systematic extermination of the communities, as the Forest Rights Act 2006 has not been implemented in the UT of J&K.

Why is the eviction of Kashmir’s Gujjar and Bakerwal community from their traditional forest lands illegal and what’s the way forward for them? The Forest Rights Act of 2006 recognises the rights of Forest Dwelling Scheduled Tribes, or FDST, and Other Traditional Forest Dwellers, or OTFD, to forest lands and produce except timber. The law is informed by the understanding that FDST and OTFD are “integral to the very survival and sustainability of the forest ecosystem” and, therefore, the goal of forest conservation is served by letting them stay on their lands, not by evicting them.

The law enshrines four main rights of the forest dwellers:

- Every FDST and OTFD family gets ownership rights to up to 79 kanals, or 4 hectares, of the forest land that they cultivated as on 13 December 2005. Even if this land that is being cultivated by the forest dwellers is entered as forest land on revenue records, it doesn’t matter. The ownership of 79 kanals of this forest land which is under cultivation of a family will have to be transferred to that family. They can’t be evicted out of that land.
- The FDST and OTFD have the right to extract forest produce other than timber. They have grazing rights to their forest lands, and they have the right to move on pastoral routes.

38

- In case they are illegally evicted and their homes and hutments are demolished by government agencies – like in Pahalgam recently as well as in Batote and other places in Jammu – they are entitled to relief and rehabilitation.
- The FDST and OTFD population has the “right to protect, regenerate or conserve or manage any community forest resource” traditionally in their use.

The Forest Rights Act covers every Scheduled Tribe person who lives on forest land and whose livelihood is dependent on forests, as the Gujjar and Bakerwal community is. They have to be living on forest land on 13 December 2005. It also applies to any non-Scheduled Tribe person or community living on forest land for three generations or 75 years until 13 December 2005. This means non-tribal forest dwellers have the same rights if they fulfil the occupancy condition.

How can a person or a family claim their rights under the Forest Rights Act? The law requires the state to set up four committees to verify each claim and award ownership rights. An individual claimant or community has to first approach the village committee, which will vet the claim and make a recommendation to the tehsil or sub-division committee, and then the district committee. There’s a monitoring committee at the state or union territory level as well. The committees must have members from FDST and OTFD populations as also representatives from the administration. The decision of the district committee “shall be final and binding”. Any person or family awarded ownership rights to the forest land, however, cannot sell it.

This means that the Forest Rights Act completely shields FDST and OTFD populations from eviction from their forest lands.

What is forest land? The Supreme Court’s judgment in the Godavarman case of 1997 defines the forest land as encompassing “forest as understood in the dictionary sense, but also any area recorded as forest in the government record irrespective of the ownership”.

39

In other words, the law doesn't just protect the settlements of Gujjars and Bakerwals and other forest dwellers inside forests, but even land in towns and cities that's recorded as forest land and is under their occupation.

On 6 September 2012, the government introduced the Scheduled Tribes and other Traditional Forest Dwellers Recognition of Forest Rights Amendment Rules, which converted all forest villages, unrecorded settlements on forest land, and habitations of forest dwellers into revenue villages. These revenue villages included "the actual land use of the village in its entirety, including lands required for current or future community uses, like, schools, health facilities, public spaces etc". This is also relevant for settlements in towns and cities that are recorded in revenue records as being on forest lands. This means that the settlements that have come up on land entered as forest land in towns and cities have rights to secure all the infrastructure necessary for community use. The government is also duty-bound to provide all the necessary facilities, like roads, lanes, electricity, water, educational institutions and health care facilities etc to these settlements.

The Forest Act makes it clear that it over rules every other law that is operational. Forest Act is the final word. This explanation of the law is crucial to understanding why the J-K administration has launched a drive to remove Gujjar and Bakerwal settlements from forest lands. J-K has not implemented the Forest Rights Act yet, even though it was extended to the territory 15 months ago. They haven't formed the four committees to verify claims to forest lands and grant ownership rights. This eviction drive is, thus, a "changing facts on ground" drive. If the FDST and OTFD community begins to utilise the Forest Rights Act, it will be extremely difficult for the state not only to evict them from their rightful habitations on forest lands but also deny them all necessary facilities to live in those settlements.

The importance of the rights of the tribals and other traditional forest dwellers under the Forest Rights Act can also be understood from the Indian government's arguments in the Wildlife First vs Ministry of Forest and Environment case.

40

On 13 February 2019, the Supreme Court ordered the eviction of more than 11.9 lakh tribal and other forest-dwelling families from forest lands across India on the grounds that their claims had been rejected by the committees established under the Forest Rights Act. This became a political issue, forcing the government to seek a stay on the eviction drive. The stay was duly granted on 28 February 2019.

Arguing for the central government, the solicitor general requested the court that “the eviction of the tribals may be withheld” because their eviction “without such information, would cause serious prejudice to them who have been residing in forests for generations...Many are poor and illiterate”. He added, “This is a human problem more than a legal problem...forests and tribals are to coexist.” Separately, the Tribal Affairs ministry filed an application in the court, seeking modification of its 13 February order to halt the eviction drive. One of the main arguments put forth by the ministry was a reference to a host of “international conventions and declarations which are binding on India”.

“The United Nation Universal Declaration on Human Rights, to which India is a signatory, takes into account the fact that recognition of the inherent dignity and of the equal and inalienable rights of all members of the human family is the foundation of freedom, justice and peace in the world,” the ministry noted in its affidavit to the court. “The UN Convention Concerning Indigenous and Tribal Populations, 1957, which has been ratified by India, relates to protection and integration of indigenous and other tribal and semi-tribal populations in independent countries. Under the said convention, a commitment is made to include protection of customary and traditional rights of such tribal and semi-tribal communities, and the protection of their right to ownership, collective or individual, over the lands which they have traditionally occupied”.

The affidavit also referred to the UN Declaration on the Rights of Indigenous People, to which India is a signatory as well and which “urges the member countries to recognize the rights of indigenous peoples. A key provision of the declaration...enjoins member states to protect the rights to the lands, territories and resources which they have traditionally owned, occupied and used”.

41

The ministry's plea also talked about the UN Convention on Biological Diversity, to which India is a party and which "advocates preservation of indigenous knowledge and practices". "At the international level, India has actively participated in the formulation of these legal principles and is constitutionally bound to ensure that these are implemented within the country in letter and spirit," the plea added.

Now think of the Gujjar and Bakerwal community and other traditional forest dwellers of J-K. They are being arbitrarily evicted from the forest lands even before they have a chance to file their claims because the state hasn't even set up the committees under the Forest Rights Act yet. The onus lies on the government and not these communities.

The Gujjar and Bakerwal community whose homes and hutments are being demolished have another legal protection: the Scheduled Castes and the Scheduled Tribes Prevention of Atrocities Act of 1989, which does apply in J-K but is not being implemented as yet. This law seeks "to prevent the commission of offences of atrocities against the members of Scheduled Castes and Tribes" and provides for special courts "for the trial of such offences and for the relief and rehabilitation of the victims of such offences and for matters connected therewith or incidental thereto".

Any atrocity committed against a person or family belonging to a Scheduled Tribe automatically falls under the purview of this law. In 2018, the parliament passed the Scheduled Castes and Scheduled Tribes Prevention of Atrocities Amendment Bill, 2018 to overturn a Supreme Court order framing procedures for arrests made under this law.

After this amendment, there is no requirement of a preliminary enquiry before an FIR is registered against anybody accused of committing an atrocity against an SC or ST person. The investigating officer doesn't require approval for the arrest either and there's no provision for anticipatory bail. So, if a SC or ST person approaches the police with a complaint under this law, they would have to file an FIR and arrest the accused. The law is quite stringent, even providing for an official to be punished for "neglect of duty". There is also a provision for "externment of potential offenders" and "attachment and forfeiture of property".

42

The law enjoins the government to set up special courts to hear cases of atrocities against SCs and STs and appoint special public prosecutors for the purpose. The J-K administration hasn't done any of this so far. But as the law is in vogue, members of the Gujjar and Bakerwal community can file cases under it against anybody who threatens them, forces their displacement, or demolishes their homes and hutments.



43

FORMATION OF TEAMS FOR COLLECTING RESIDENTIAL DATA OF STRUCTURES OVER STATE LAND IN DISTRICT JAMMU

In the following meeting dated on 27-11-2020: Creation of teams meant for collection of data related to residential / commercial structures over state land in District Jammu, have been constituted. These teams will comprise of grass-root level work like patwaris, ration dealers and meter readers of PDD. It is pertinent to mention that areas identified are Muslim dominated areas of J&K.

Website: <http://jammu.gov.in>
e-Mail: office@jammu.gov.in

Ph: +91 191 2544366
Fax: +91 1912546223

Government of Jammu & Kashmir
Office of the Deputy Commissioner, Jammu
Wazarat Road Jammu-180001 (J&K)- India

Minutes of Meeting

A meeting was held under the chairmanship of the Additional Deputy Commissioner, Jammu in the Meeting Hall of the Deputy Commissioner's Office, Jammu at 5:00 PM on 27-11-2020 regarding collection of residential data of Tehsil Jammu/Bahu/Jammu North/Jammu South and Nagrota was attended by the following officers:

1. Tehsildar Jammu, South, Bahu, Nagrota, Jammu North.
2. Executive Engineer, PDD, Jammu Div-I
3. Executive Engineer, PDD, Jammu Div-II
4. Executive Engineer, PDD, Jammu Div-III
5. Assistant Director, FCS&CA, City-I, Jammu.
6. Assistant Director, FCS&CA, City-II, Jammu.
7. Assistant Director, FCS&CA, Rural-I, Jammu.
8. Assistant Director, FCS&CA, Rural-II, Jammu.

Following directions were passed for efficient collection of data of encroachments over State Land in the said Tehsils with the help of field staff of departments of PDD and FCS&CA.

- a) Power Development Department was asked to provide the electricity bills and depute field staff such as Meter Reader and Line Man for identification of houses and
- b) FCS&CA department to provide Ration card details and give material help if required of the following areas:
 1. Sidhra
 2. Pargalta
 3. Majeen
 4. Dwara
 5. Rangoor
 6. Bajalta
 7. Kuppar
 8. Malori Jagir
 9. Chak Largan

10. Jammu khas
11. Channi Rama
12. Surjwan
13. Chowadhi
14. Beli Charana
15. Nagrota Bazar

The teams shall be constituted at the above mentioned locations comprising of Patwaris, Ration Dealers and Meter readers of Power Development Department.

Work to be completed in time bound manner.

No- Adc/Adm/As/302/1483-71
Date- 27-11-2020

Satish Kumar Sharma, KAS
Addl. Deputy Commissioner (Adm)
Jammu.

Copy to the-

1. Tehsildar Jammu/Jammu South/Bahu/Nagrota/Jammu North for information.
2. Executive Engineer, PDD, Jammu Div-I for information.
3. Executive Engineer, PDD, Jammu Div-II for information.
4. Executive Engineer, PDD, Jammu Div-III for information.
5. Assistant Director, FCS&CA, City-I, Jammu for information.
6. Assistant Director, FCS&CA, City-II, Jammu for information.
7. Assistant Director, FCS&CA, Rural-I, Jammu for information.
8. Assistant Director, FCS&CA, Rural-II, Jammu for information.
9. P.A to the Deputy Commissioner, Jammu for kind information of Deputy Commissioner.

44

FORMATION OF UT LEVEL MONITORING COMMITTEES TO IMPLEMENT FOREST RIGHTS ACT

Order is being issued by the commissioner/secretary GAD on 01-12-2020 for sanction of creation of committees, at various levels, for implementation of Forest Rights Act-2006, wherein three tier committee formations has been ordered. One, at UT level monitoring committee has been made with terms of reference mostly on monitoring and setting up of criteria under Forest Rights Act. Second, committee at District level has been made to ensure information dissemination amongst Gujjars and Bakarwals at Gram Sabha level and to address the grievances. Third, committee at Sub-Divisional Magistrate level, wherein focus is to provide maps and ensure proper claims are being made in addition to the information dissemination.

**Government of Jammu and Kashmir
General Administration Department
Civil Secretariat, Jammu**

Constitution of UT Level Monitoring Committee, Sub-Divisional Level Committee(s) and District Level Committee(s) for implementation of Forest Rights Act, 2006.

**Government Order No:1080-JK (GAD) of 2020
Dated:01.12.2020**

Sanction is hereby accorded to the constitution of UT Level Monitoring Committee, District Level Committee(s) and Sub-Divisional Level Committee(s) for implementation of Forest Rights Act, 2006 in the Union of Jammu & Kashmir:

UT Level Monitoring Committee:	
1. Chief Secretary, J&K.	Chairperson
2. Administrative Secretary, Revenue Department.	Member
3. Administrative Secretary, Forest, Ecology and Environment Department.	Member Secretary
4. Administrative Secretary, Rural Development and Panchayati Raj Department.	Member
5. Administrative Secretary, Tribal Affairs Department.	Member
6. Principal Chief Conservator of Forests.	Member
7. Three Schedule tribe members of the Tribes Advisory Council to be nominated by the Chairperson of the Tribes Advisory Council and where there is no Tribes Advisory Council, three Scheduled Tribes Members to be nominated by the UT Government.	Member(s)
8. Commissioner, Tribal Welfare or equivalent.	Member

Terms and reference:-

- To devise criteria and indicators for monitoring the process of recognition and vesting of forest rights;
- To monitor the process of recognition, verification and vesting of forest rights in the UT;
- To meet at least once in three months to monitor the process of recognition, verification and vesting of forest rights, consider and address the field level problems, and furnish a quarterly report in the format appended as Annexure V to these rules, to the Central Government on their assessment regarding the status of claims, the compliance with the steps required under the Act, details of claims approved, reasons for rejection, if any and the status of pending claims;
- To take appropriate actions on receipt of a notice against the concerned authorities, in terms of Section 8 of the Act;

(Signature)

- To monitor resettlement under sub-section (2) of Section 4 of the Act.
- To specifically monitor compliance of the provisions contained in clause (m) of sub-section (1) of Section 3 and sub-section (8) of Section 4.

B. District Level Committee(s):

1. Deputy Commissioner, Headquarter.	Chairperson
2. Divisional Forest Officer (Territorial)	Member
3. Three members of the Block or Tehsil Level Panchayats to be nominated by District Panchayat of whom at least two shall be Scheduled Tribes preferably who are forest dwellers or belong to the primitive tribal groups and where there are no Scheduled Tribes, two members who are preferably other traditional forest dwellers, and one shall be a woman member.	Member(s)
4. District Panchayat Officer.	Member

Terms and reference:-

- To ensure that the requisite information under clause (b) of Rule 6 has been provided to Gram Sabha or Forest Rights Committee;
- To examine whether all claims, especially those of primitive tribal groups, pastoralists and nomadic tribes, have been addressed keeping in mind the objectives of the Act;
- To consider and finally approve the claims and record of forest rights prepared by the Sub-Divisional Level Committee;
- To hear petitions from persons aggrieved by the orders of the Sub-Divisional Level Committee;
- To co-ordinate with other districts regarding inter-district claims;
- To issue directions for incorporation of the forest rights in the relevant government records including Record of Rights;
- To ensure publication of the record of forest rights as may be finalized.
- To ensure that a certified copy of the record of forest rights and title under the Act, as specified in Annexures II & III to these rules, is provided to the concerned claimant and the Gram Sabha respectively and
- To ensure that a certified copy of the record of the right to community forest resource and title under the Act, as specified in Annexure IV to these rules, is provided to the concerned Gram Sabha or the community whose rights over community

(Signature)

forest resource have been recognized under clause (i) of sub-section (1) of Section 3.

Sub Divisional Level Committee(s):

1.	Sub Divisional Level Officer of Revenue Department (SDM/ADC).	Chairperson
2.	Range Officer Headquarters/ Concerned Range Officer.	Member
3.	Three members of the Block or Tehsil Level Panchayats to be nominated by District Panchayat of whom at least two shall be Scheduled Tribes preferably who are forest dwellers or belong to the primitive tribal groups and where there are no Scheduled Tribes, two members who are preferably other traditional forest dwellers, and one shall be a woman member.	Member(s)
4.	Block Development Officer, concerned.	Member

Terms and reference:-

- (a) To provide information to each Gram Sabha about their duties and duties of holder of forest rights and others towards protection of wildlife, forest and biodiversity with reference to critical flora and fauna which need to be conserved and protected;
- (b) To provide forest and revenue maps and electoral rolls to the Gram Sabha or the Forest Rights Committee;
- (c) To collate all the resolutions of the concerned Gram Sabhas;
- (d) To consolidate maps and details provided by the Gram Sabhas;
- (e) To examine the resolutions and the maps of the Gram Sabhas to ascertain the veracity of the claims;
- (f) To hear and adjudicate disputes between Gram Sabhas on the nature and extent of any forest rights;
- (g) To hear petitions from persons, including UT agencies, aggrieved by the resolutions of the Gram Sabhas;
- (h) To co-ordinate with other Sub-Divisional Level Committees for inter sub-divisional claims;
- (i) To prepare block or tehsil-wise draft record of proposed forest rights after reconciliation of government records;
- (j) To forward the claims with the draft record of proposed forest rights through the Sub-Divisional Officer to the District Level Committee for final decision;
- (k) To raise awareness among forest dwellers about the objectives and procedures laid down under the Act and in the rules;

- (l) To ensure easy and free availability of proforma of claims to the claimants as provided in Annexure-I (Forms A, B and C) of these rules;
- (m) To ensure that the Gram Sabha meetings are conducted in free, open and fair manner with requisite quorum.

By order of the Government of Jammu and Kashmir.

Sd/-
(Manoj Kumar Dwivedi)IAS
 Commissioner/ Secretary to the Government

No. GAD(Adm)163/2020-TV

Dated:01.12.2020

Copy to the:

1. Principal Secretary to the Government, Revenue Department.
2. Principal Secretary to the Lieutenant Governor.
3. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
4. Commissioner/Secretary to the Government, Forest, Ecology and Environment Department. (U.O file is also returned herewith).
5. Commissioner/Secretary to the Government, Rural Development and Panchayati Raj Department.
6. Secretary to the Government, Tribal Affairs Department.
7. Principal Chief Conservator of Forests, J&K.
8. Divisional Commissioner Jammu/Kashmir.
9. Director, Information, J&K.
10. All Deputy Commissioners.
11. Director, Achieves, Archaeology & Museums, J&K.
12. General Manager, Government Press, Srinagar/Jammu.
13. Private Secretary to the Chief Secretary.
14. Private Secretary to the Commissioner/Secretary to the Government, General Administration Department.
15. Government Order/Stock file/Website, GAD.


 01.12.2020
(Rohit Sharma)KAS

Additional Secretary to the Government


 01/12

47

ORDER BY HIGH COURT OF J&K, JAMMU FOR DESIGNATING LISTED ADVOCATES AS SENIOR ADVOCATES

Order dated: 03-12-2020 issued by the Registrar General, High Court of Jammu & Kashmir at Jammu for designating advocates as Senior Advocates.

No:-357/LP	Dated: 03.12.2020
<p>Hon'ble Full Court has been pleased to designate the below named Advocates as "<i>Senior Advocate</i>", subject to furnishing of undertaking in terms of Rule (4) of the Criteria for Designating Senior Advocates, 2018:</p>	
<ol style="list-style-type: none"> 1. Shri Abhinav Sharma 2. Shri Anil Bhan 3. Shri Abdul Majid Dar 4. Shri Bimal Roy Jad 5. Shri Chander Mohan Koul 6. Shri Gagan Basotra 7. Shri Javed Ahmad Kawoosa 8. Shri Mir Syed Latif 09. Shri Mohammad Altaf 10. Shri Mohammad Yousaf Bhat 11. Shri Mohsin-ul-Showkat Qadri 12. Smt. Moksha Khajuria Kazmi 13. Shri Nazir Ahmad Beigh 14. Shri Nissar Hussain Shah 15. Shri Om Parkash Thakur 16. Shri Poshker Nath Goja 17. Shri Pranav Kohli 18. Shri Rahul Bharti 19. Shri Rahul Pant 20. Shri Rajiv Jain 21. Shri Rohit Kapoor 22. Mrs. Seema Khajooria Shekher 23. Shri Showkat Ahmad Makroo 24. Shri Syed Faisal Qadri 25. Shri Vikram Sharma 26. Shri Wasim Sadiq Nargal 	
By Order	 (Jawad Ahmed) Registrar General
No: 18326-374/LP	Dated: 03.12.2020
<p>Copy to the:-</p> <ol style="list-style-type: none"> 1. Principal Secretary to Hon'ble the Chief Justice, High Court of J&K. 2. Secretary to Hon'ble Mr/Mrs. Justice _____for information of their Lordships. 3. Advocate General, UT of Jammu & Kashmir and UT of Ladakh. 4. Secretary, Bar Council of India, New Delhi. 	

REVISION OF MARKET VALUE/STAMP DUTY RATES

Market value/stamp duty rate for land in the Srinagar District for the year 01-01-2021 to 31-12- 2021. The order for revised rates has been issued on 31-12-2020 by District Collector, Chairman District Valuation Board.

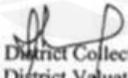

Government of Jammu and Kashmir
Office of the Deputy Commissioner/District Magistrate, Srinagar
Email: dcsgr-jk@nic.in, Ph. /Fax: 0194-2477033 /2452182

Subject: - Market Value/Stamp Duty Rates for the year 2021 in respect of District Srinagar.
Reference: - Decision taken in Divisional Valuation Board meeting vide No. Div.Com/LAS-649-IV/7805 dated: 24-12-2020.

NOTIFICATION

In Pursuance to the Sub-Rule 2 (C) of Rule 4, of Jammu & Kashmir Preparation and revision of Market Value Guidelines/Rules 2011, the Market Rate of land and structures in respect of Urban and Rural Areas of District Srinagar are hereby notified for the year 2021, as per the prescribed formats.

The Rates shall come into force w.e.f. 1st January 2021 and shall remain valid up to 31-12-2021.


District Collector,
[Chairman District Valuation Board],
Srinagar.

No: - DCS/SQ/4660-83.
Dated:- 31 /12/2020.

Copy to the:

1. Advocate General J&K Jammu.
2. Financial Commissioner (Rev) J&K Jammu.
3. Divisional Commissioner Kashmir.
4. Secretary to the Government Revenue Department Civil Secretariat J&K Jammu.
5. Commissioner Commercial Taxes Department J&K Jammu.
6. Chief Conservator of Forests J&K Jammu.
7. District Registrar Srinagar.
8. Chief Town Planner Srinagar.
9. Deputy Commissioner Stamps Srinagar.
10. Regional Director Survey & Land Records Srinagar.
11. Director Information J&K Jammu.
12. Director Rural Development Kashmir.
13. Superintending Engineer PW (R&B) Srinagar.
14. Sub Divisional Magistrate East/West Srinagar.
15. District Information Officer NIC Srinagar with the request to upload all the formats on official Website.
16. Tehsildar South/Eidgah/North/Chanpora/Shalteng Central/Khanyar/Panthachowk Srinagar

In the case of :

Prof. S.K. Bhalla v/s State of J&K & ors....

In the matter of: Review against the judgment/order dated: 09.10.2020 passed in the above PIL No. 19/2011 titled Prof. S.K. Bhalla.

May it please your lordships,

The petitioner/applicant humbly submits as under:

- 1) That the Hon'ble High Court has passed the judgment dated: 09.10.2020 declaring The Jammu & Kashmir Lands (Vesting of Occupants Ownership) Act, 2001 as null and void ab initio.
- 2) That the Hon'ble High Court has issued number of directions in the judgment for compliance.
- 3) That the Government in the Revenue Department is taking all necessary steps in implementing the directions in letter and spirit.
- 4) That while the orders of the Hon'ble Court have restored the Rule of Law and stopped the implementation of an Act which was unconstitutional in its very intent and was, furthermore, misused in the manner it was administered.
- 5) That we would like to bring to the kind notice of the Hon'ble Court the fact that a large number of common people would suffer unintentionally. This includes landless cultivators and individuals who are themselves residing in dwellings on small areas. They are unfortunately clubbed along with rich and wealthy land grabbers who have obtained a title over state land through the provisions of now struck down Act.
- 6) That there is a need to distinguish between these two classes of people; the fact of being either a landless cultivator or

S. K. Bhalla
Secretary to Govt
Revenue Department

house-holder with at the most one dwelling house in personal use, would be the primary criteria for differentiating between two classes.

7) That we pray to the Hon'ble Court that the Government may be permitted, on a future date, to come up with an appropriate mechanism to enable this class of landless cultivators and single dwelling owners to continue to remain in possession of land, subject, of course, to an appropriate ceiling and on payment at an appropriate rate. However, there will be no relief whatsoever for the encroachers above these ceilings or those who have built commercial properties over government land. No relief would also be provided to any other category such as institutional, commercial use and the title to the land would vest with the Government.

8) That there is an apprehension that the Hon'ble Court's verdict may lead to an unintended roving inquiry by the CBI which may go on endlessly without generating the results sought by the Hon'ble Court. The Hon'ble Court's intent in its order was to probe any malafide in the manner in which the Roshni Act and the rules under it were framed. The court's intent was also to identify the wealthy and influential individuals who manipulated the system to obtain benefits under the Roshni Act or encroached upon the public land. The court's intent was also to focus on those who implemented the Act with malafide intent and deliberate distortion. It is our submission that it must have not been the Hon'ble Court's intent to have detailed investigation into thousands of Government functionaries who implemented the Act, as it was framed then, without any malafide intent.

9) In view of the fact that the Roshni Act itself has been declared void ab-initio and the Government has immediately acted to cancel all rights vested through the Act or mutations done in furtherance of the Act, the Government officials who have implemented the Act as it stood, without any malafide intent, are not to be harmed. Any inquiry should best take on fraud or malafide or criminal intent. Any inquiry should focus only on


 Additional Secretary to Govt.
 Revenue Department



encroachment of government land or obtaining government land through fraudulent means.

10) That to have a more result-oriented CBI investigation, it may be appropriate for CBI to focus upon following areas:

- i) Design of legal and policy framework and changes thereto with malafide intention to encroach public land and get possessory rights
- ii) Fraudulent transactions entered into by private individuals, with or without connivance of government officials, to obtain possession of government land,
- iii) Encroachments on government land that was not brought under Roshni or which is not even mentioned in the records
- iv) Wrongful implementation of the Roshni Act and actions thereof

11) That it is further submitted to allow the CBI to focus on the influential and powerful people who defrauded the state.

12) It is further submitted before the Hon'ble Court that some cases were already under investigation by the ACB or were at different stages including prosecution sanction, charge-sheet, etc. Transfer of these cases, which are at an advanced stage, to the CBI will delay bringing the guilty to book. Also, re-investigation would only delay the matters further. It is, therefore, submitted that in respect of these cases, ACB may be directed to take necessary action in a time bound manner, and if deemed appropriate even under the Court's supervision. ACB could also be directed that if any of the elements mentioned earlier such as fraud, manipulation or malafide intent come to light, ACB may then handover it to the CBI.

13) That it is submitted that in the past few weeks, following the Court's order, frauds have come to light, eg; multiple transactions on a piece of private owned land to illegally occupy government land. Detecting fraudulent acts requires forensic workers who have knowledge of the mechanism by which this is done. In order to facilitate the CBI

53

J&K GOVERNMENT SEEKS A REVIEW OF ROSHNI SCHEME JUDGMENT

PEERZADA ASHIQ

The following report illustrates different aspects of Roshni Scheme, post August 2019. It is being mentioned that on October 9, High Court ordered retrieval of land under Roshni scheme. However once the process began it became evident that the majority of the beneficiaries were from BJP & Sangh affiliates. After which BJP demanded a conditional reversal of October 09 decision to make a demarcation between common and influential people. Moreover data in binaries has been given to supplement the argument that land holdings under this scheme were held more by people in Jammu than in Kashmir. Also, RTI applications are referred, wherein BJP leader Kavinder Gupta has been named as one of the beneficiaries of the land. Interesting point is that those from Kashmir who had applied under the scheme had already the lease rights of the same land.

This is hypocrisy par excellence. This BJP government has been taking credit for the October 9 High Court judgement on Roshni calling it BJP's "surgical strike on land Jihad". But once the lists started to come out and it became clear that the major beneficiary of this scheme is in fact their own constituency, they now want a review of the October 9 HC judgment. The affidavit filed by J&K government says that "large number of common people would suffer unintentionally". The most shocking revelation is that the government affidavit wants to make a distinction between common people and wealthy and influential individuals. How will Court define who are "common people" or "wealthy and influential"? Neither IPC nor CRPC recognises the economic situation of a party as the basis of determining criminality. There is no legal definition of "influential" and there is every likelihood that these new categories would be defined to serve a particular narrative. Besides you have either broken the law or not?

54

The J&K government needs to explain what action has it taken against the top officials who have already been booked by Anti-Corruption Bureau for brazenly violating Roshni act to illegally transfer government land. Why has the government not acted against even one such official while it has been evicting people from their homes without any consideration in Kashmir?

What should happen? Now the facts on ground are completely opposite to this vicious campaign demonizing and falsely accusing Muslim population of J&K particularly Kashmiris as main beneficiaries of Roshni Act, the government cannot suddenly change its tone. This new move to bring in two categories of beneficiaries of Roshni act - one those who need to be acted upon and the second who shouldn't face eviction - is mala fide. The action cannot and must not be selective.

Let the entire state land that has been unauthorized occupied be retrieved. Why do they want a review of a judgment which BJP calls "surgical strike" against corruption and "land Jihad" Here are few facts:

While an impression was mischievously created that Muslims and particularly Kashmiris are the main beneficiaries of this scheme, the data revealed that an overwhelming numbers of beneficiaries of this scheme are in Jammu. Total land approved for transfer under Roshni - 6,04,602 kanals across J&K. Among this, 5,71,210 kanals in Jammu and 33,392 kanals in Kashmir. Actual transfer has happened in 3.48 lakh kanals - 3.15 lakh kanals in Jammu, 33 thousand kanals in Kashmir. And as many among the approved haven't paid, their papers haven't been issued.

The people living on forest land particularly across Jammu province (who are among the beneficiaries of Roshni) are primarily from Gujjar and Bakerwal community. They cannot be evicted because their right on forest land is protected by Forest Act, 2006. So once the eviction process is carried forward, the axe will eventually fall on those who have fraudulently taken over prime land like in Marble market in Jammu city. This is contrary to the narrative created regarding Roshni.

55

There is a distinction between land under unauthorised occupation and land that was under lease that was regularised under Roshni. In Srinagar where around 250 kanals of land was transferred under Roshni from 498 kanals that were approved by the government under this scheme, most of this land was under lease hold. This means it was not under unauthorised occupation. After Roshni was passed, government asked those who were holding a lease that their lease won't be renewed and instead they should apply for Roshni. Without providing this necessary context that the land transferred in Srinagar was under lease hold before the transfer under Roshni, names were deliberately leaked to make a perception that Kashmiris are thieves and Roshni was introduced to benefit them.

As the HC has asked the J&K government to make the details of the Roshni beneficiaries and the officials who have violated this law to transfer state land to private individuals public, the truth behind a vicious campaign against Jammu Muslims by BJP leadership and other Sangh affiliate groups in Jammu falsely accusing Muslims especially Gujjar and Bakerwal community for what it calls "land Jihad" is already out in open. This campaign was false and mischievous with an aim to trigger an anti Muslim riot.

The J&K government is silent when asked to explain as to who has encroached the State Land in Khasra No. 1373 and 1375, 1789 etc in village Ghaink, Tehsil Bhalwal, district Jammu. An RTI activist in Jammu Mohd Sadiq Poswal (C-3, Village Enclave East Extn.1/C, Trikuta Nagar, Jammu. Mobile 9419141162) has filed a plea seeking information regarding this. Here is his plea:

"Divisional Commissioner, Jammu and Tehsildar, Bhalwal are trying to torn off pages where name of one state land encroacher namely Kavinder Gupta and others in a list issued by Divisional Commissioner Jammu on 28/11/2020 of Tehsil Bhalwal which later removed from website of Divisional Commissioner Jammu. General public want to clarification regarding the genuineness of the list being circulated on social media showing State Land in Khasra No. 1373 and 1375, 1789 etc. allegedly being encroached by "Kavinder Gupta & Ors" in village Ghaink, Tehsil Bhalwal.

56

The people of UT have a right to know who is this "Kavinder Gupta & Ors"? Why the list of encroachers of State Land in Tehsil Bhalwal is NOT being Uploaded again by The Divisional Commissioner, Jammu on its official website till date. Copy of list in shape of PDF which was downloaded from said website by me enclosed here with for further details. So, kindly look matter on priority and order to hold enquiry whether the said person is Former Dy. CM Kavinder Gupta or not and why record of said area kept in custody of Tehsildar Bahu who deny to clarify about it among why list remove from website".

Who has taken over state land in Patiala Chak, Pancheri area?

There are scores of top government officials who have come under the scanner of the High Court and also anti graft agency in last one decade for illegally transferring land under Roshni and many of them are holding important positions in the government, there is no sign that this government is going to act against them.



57

NOTICES SERVED BY ASSISTANT COMMISSIONER NAZOO, SRINAGAR, TO THE NAZOO PROPERTY HOLDERS

In the following order dated 24-12-2020: Notices have been issued by the Assistant Commissioner Nazool Srinagar under Land Grants Act, asking for submission of documents and rights over Nazool property held by (Masood Ahmad Shah and Javid Ahmad Shah). Response has been sought within seven days.

Government of Jammu and Kashmir
Office of the Assistant Commissioner Nazool, Srinagar

Masood Ahmad Shah & Javid
Ahmad Shah S/o Nazir Ak Shah
Anj Ahmad S/o As. Daryoom Shah
R/o Raybagh Srinagar.

Subject: Providing of documents.

NOTICE Under Section 5 & 6 of Land Grants Act (1958)

The above titled property is under your occupation. You are directed to produce all the related documents in addition to the following:

01. Ration Card.
02. Electric Agreement copy/Bill.
03. Water Agreement copy/Bill.
04. Receipts of payment.
05. Telephone Bill (if any).
06. SMC Registration.
07. Tax Registration.

Further, you may present the aforesaid documents before the undersigned in person or through Counsel within 07 working days from the date of receipt of this notice, failing which proceedings under law shall follow against you.

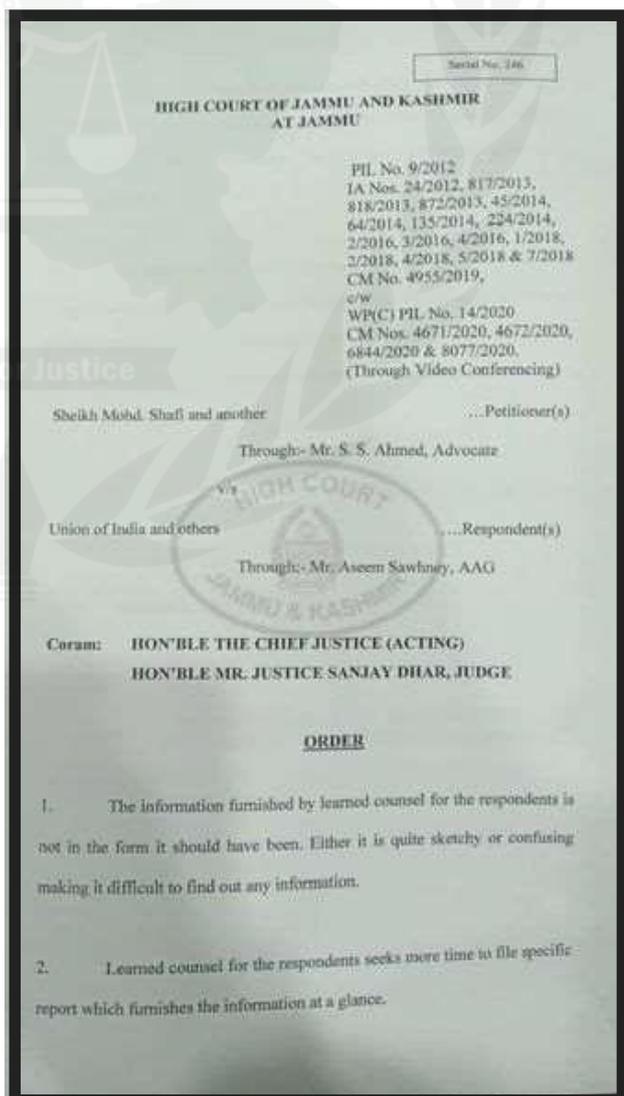
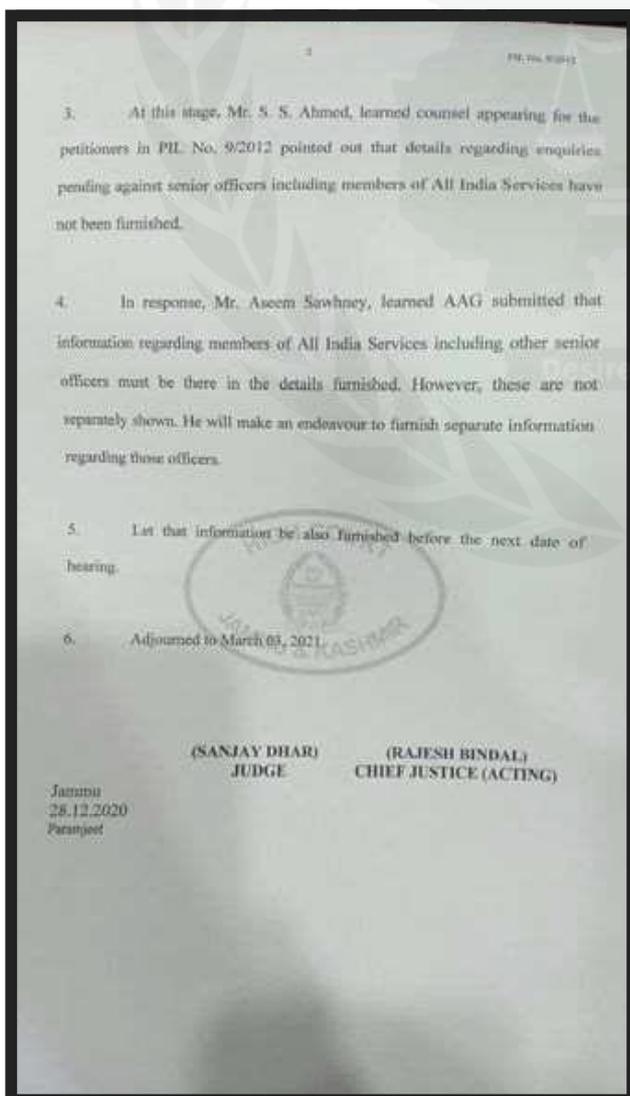
Dated: / /

No. ACN/R/C/21-22

Copy to the:-
01. Deputy Commissioner Srinagar for kind information.

HIGH COURT J&K DIRECTS UNION OF INDIA AND TO FURNISH THE LIST OF INQUIRIES BEING HELD AGAINST OFFICERS INCLUDING ALL INDIA SERVICES

High Court order dated 28-12-2020: High Court of J&K directed the respondent (Union of India and others) to furnish the list and state of inquiries being held against officers including All India Services.



59

REVISED RATE LIST OF LAND AND STRUCTURES BY DEPUTY COMMISSIONER, PULWAMA

In the following order dated 31-12-2020: Notification for revised rate list of land by Deputy Commissioner (Chairman Valuation committee) Pulwama. Rates have been made valid for a year from 01-01-2021 to 31-01-2021.



Govt. Jammu & Kashmir
OFFICE OF THE DEPUTY COMMISSIONER PULWAMA
 Email ID: dycorpulwama@gmail.com Telephone No: 01933-241243
 Fax No: 01933-241306

Notification No: 09/ DCP-SQ of 2020
Dated: 31-12-2020

In pursuance of Sub Rule 2 (C) of Rule 4 of Jammu & Kashmir Preparation and Revision of Market Value Guideline Rule 2011, the Market Value Guidelines and Rates of land and structures in respect of Urban and Rural areas of District Pulwama are hereby notified on the basis of the approval of the Divisional Valuation Board Kashmir Vide No: DivCom/LAS-649-IV/7805, Dated: 24-12-2020 read with corrigendum issued vide No: DivCom/LAS-649-IV/7825, dated: 31-12-2020 forming Format-I for Urban Plots, Format-II for urban built up properties, Format-III for agricultural land of the notification.

These rates shall come into force with effect from 1st of January 2021 and shall remain valid till 31st December 2021


 Deputy Commissioner
 (Chairman District Valuation Committee)
 Pulwama

No: DCP-SQ/20-21/1808-22
 Dated: 31-12-2020

Copy to the:

1. Financial Commissioner to Government Finance Department J&K, Jammu
2. Principal Secretary to Government Revenue Department J&K, Jammu
3. Financial Commissioner Revenue J&K, Jammu
4. Advocate General J&K High Court Jammu
5. Registrar J&K High Court, Jammu
6. Commissioner/Secretary to Government General Administration Department J&K, Jammu
7. Secretary to Government Law Department, Jammu
8. Divisional commissioner Kashmir
9. Commissioner Stamps J&K, Jammu
10. Deputy Commissioner Stamps J&K, Jammu
11. District Registrar Pulwama
12. Sub Registrar Pulwama
13. Sub Registrar Tral
14. General Manager Government Press Srinagar for publication in Government Gazette
15. District Information Officer Pulwama for wide publicity.

60

CENTRE EXTENDS NEW INDUSTRIAL DEVELOPMENT SCHEME FOR J&K, 2021

The following report pertains to release of new industrial scheme highlighting certain benefits meant for prospective invested entrepreneurs. Apparently it seems that policy has been designed to benefit large scale investors, which is out of capacity of local populace. Key features include job creation, skill development and sustainable development.

Government approves Central Sector Scheme for Industrial Development of Jammu & Kashmir For the first time, any industrial incentive scheme is taking industrial development to the block level and will promote far flung areas of J&K.

This scheme is from the period of date of notification up to the year 2037 with a total outlay of Rs. 28,400 crore will encourage new investment, substantial expansion and also nurture the existing industries in J&K. Employment to 4.5 lakh – equitable, balanced and sustainable socio economic development of the region. Manufacturing as well as Service Sector Units in J&K to benefit.

The scheme visualizes larger role of UT of J&K in Indian Economy and development with substantial investment Scheme will optimize utilization of local strength of J&K.

In a major decision of far reaching consequence, Government of India has approved new Industrial Developmental Scheme for Jammu and Kashmir. The Scheme will go a long way in ushering an era of socio economic development of the region as also catering the aspirations of people.

While giving details of the scheme, Hon'ble Lieutenant Governor in a press conference visualized the scheme as a major push to the economy of the region and providing huge opportunities of employment to people of J&K.

61

The main purpose of the scheme is to generate employment beyond government jobs in both manufacturing and service sectors which directly leads to the socio economic development of the region. The scheme is being implemented with the vision that industry and service led development of J&K needs to be given a fresh thrust with emphasis on job creation, skill development and sustainable development by attracting new investment and nurturing the existing ones. The scheme will provide a major support to local industry besides creation of new business opportunities.

The scheme is approved with a total outlay of Rs. 28,400 crore upto the year 2037. The following incentives would be available under the scheme:

- Capital Investment Incentive at the rate of 30% in Zone A and 50% in Zone B on investment made in Plant & Machinery (in manufacturing) or construction of building and other durable physical assets (in service sector) will be made available. Units with an investment upto Rs. 50 crore will be eligible to avail this incentive. Maximum limit of incentive is Rs 5 crore and Rs 7.5 crore in Zone A & Zone B respectively.
- 2. Capital Interest subvention: At the annual rate of 6% for maximum 7 years on loan amount up to Rs. 500 crore for investment in plant and machinery (in manufacturing) or construction of building and all other durable physical assets (in service sector).
- 3. GST Linked Incentive: Financial incentive based on Gross GST. This will incentivize output upto 300% of the eligible value of actual investment made in plant and machinery (in manufacturing) or construction in building and all other durable physical assets (in service sector) for 10 years. However, amount of incentive in a financial year will not exceed one-tenth of the total eligible amount of incentive.
- 4. Working Capital Interest Incentive: All existing units at the annual rate of 5% for maximum 5 years. Maximum limit of incentive is Rs 1 crore.

62

Key Features of the Scheme

- 1. Scheme is made attractive for both smaller and larger units. Smaller units with an investment in plant & machinery upto Rs. 50 crore will get a capital incentive upto Rs. 7.5 crore and get capital interest subvention at the rate of 6% for maximum 7 years.
- 2. The scheme aims to take industrial development to the block level in UT of J&K, which is first time in any Industrial Incentive Scheme of the Government of India and attempts for a more sustained and balanced industrial growth in the entire UT. Remote areas of J&K will see a major impetus through the scheme.
- 3. Scheme has been simplified on the lines of ease of doing business by bringing one major incentive- GST Linked Incentive- that will ensure less compliance burden without compromising on transparency.
- 4. Scheme envisages greater role of the UT of J&K in registration and implementation of the scheme while having proper checks and balances by having an independent audit agency before the claims are approved.
- 5. Earlier schemes though offered a plethora of incentives. However, the overall financial outflow was much lesser than the new scheme. Whereas the earlier schemes have provided about Rs 1120 crores in all these years this scheme shall provide an outflow of Rs 28,000 crores.

Major Impact and employment generation potential:

- Scheme is to bring about radical transformation in the existing industrial ecosystem of J&K with emphasis on job creation, skill development and sustainable development by attracting new investment and nurturing the existing ones, thereby enabling J&K to compete nationally with other leading industrially developed States/UTs of the country.
- It is anticipated that the proposed scheme is likely to attract unprecedented investment and give direct and indirect employment to about 4.5 lakh persons. Additionally, because of the working capital interest subvention the scheme is likely to give indirect support to about 35,000 persons.

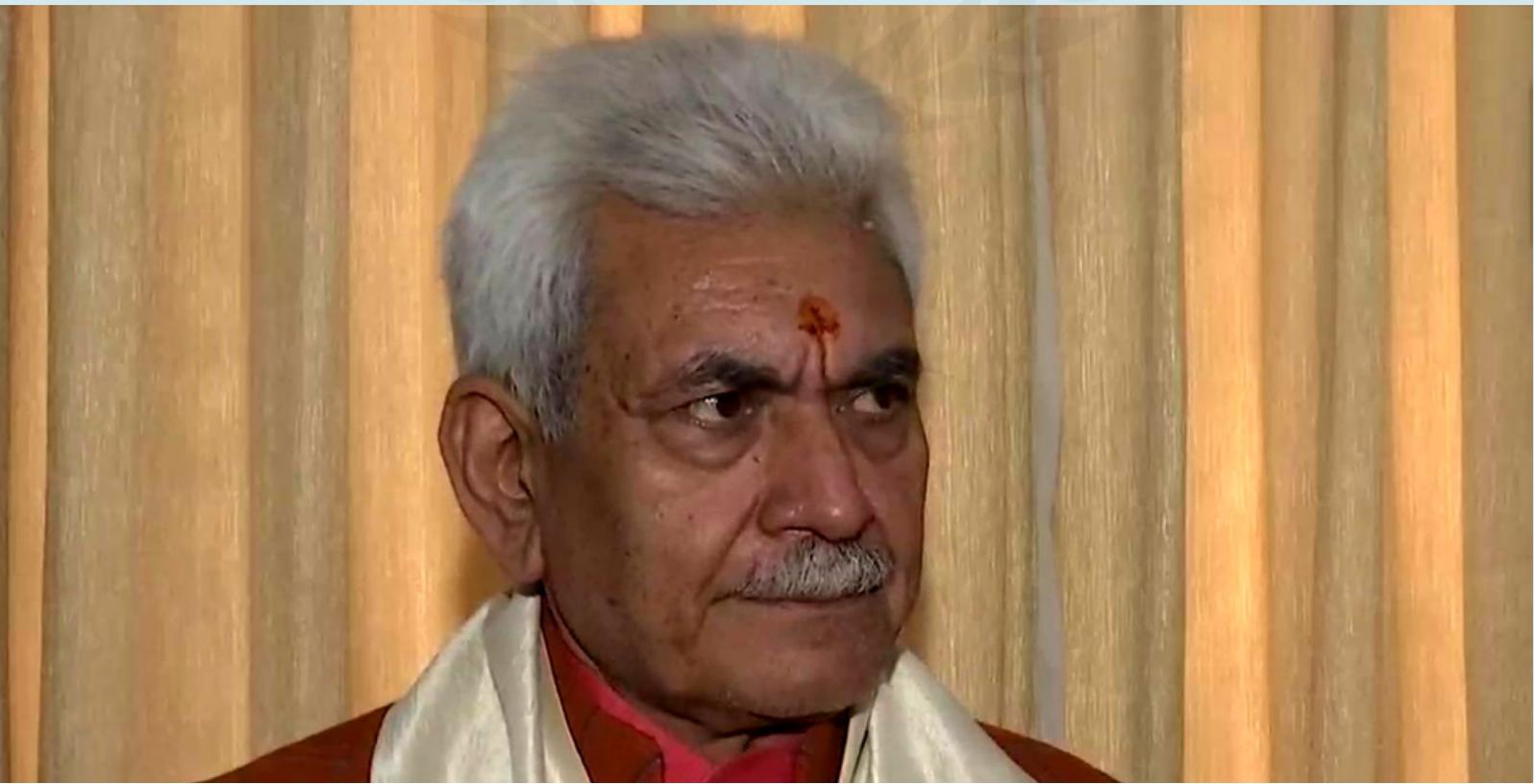
63

While giving out the details of the scheme Hon'ble LG of J&K emphasized that it will be ensured that the implementation of the new scheme shall be done in a manner which is friendly and hassle free to the investors and it will be ensured that entrepreneurs from within J&K and outside find a smooth and progressive ecosystem for their business plans. Further he emphasized that "with our transparent policies, investments in developing infrastructure, market oriented policy environment and skilled human capital, we aspire to become growth pillar for India in the current decade" He further said that Government and Industry will work closely to achieve the vision of the wholistic and balanced development of Jammu and Kashmir.

Hon'ble LG also appreciated the Industry and Commerce department for working hard to materialise this scheme in continuous consultation with the Government of India. He also thanked the business associations and all who contributed through their suggestions.

Others present were Chief Secretary, Sh BVR Subrahmanyam, Principal Secretary Sh Rohit Kansal, Principal Secretary Sh Nitishwar Kumar, Commissioner/ Secretary Sh M K Dwivedi besides other senior officers of the government.

Desire for Justice



64

AMENDMENT OF J&K RE-ORGANISATION ACT (2019) PERTAINING TO J&K CADRE OF CIVIL SERVICES

The following ordinance dated 07-01-2021 pertains to the amendment of J&K Re-organisation Act (2019). Amendment has been made wherein the IAS, IPS and IFS belonging to cadre of J&K and Ladakh shall be a part of Arunachal Pradesh, Goa, Mizoram and UT (AGMUT) cadre in general. Moreover, they are to be brought under the criteria of UT in general which means they can be transferred out of J and K and Ladakh to other places. It is end of J&K cadre in DOPT.

संविदा सं-के-एल-॥(ए)१०४/०००७/२००३-२० REGISTERED NO. DL-(N/04/0007/2003-20)


भारत का राजपत्र
The Gazette of India

सौ.जी.-डी.एल.-अ.-०७०१२०२१-२२४२६९
CG-DL-E-07012021-224269

असाधारण
EXTRAORDINARY
भाग II—खण्ड 1
PART II—Section 1
प्रतिष्ठा से प्रकाशित
PUBLISHED BY AUTHORITY

के 1] चर्च दिल्ली, बुधवार, जनवरी ०७, २०२१/पौष १७, १९४२ (सक)
No. 1] NEW DELHI, THURSDAY, JANUARY 07, 2021/PAUSHA 17, 1942 (SAKA)

इस भाग में दिए हुए संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।
Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF LAW AND JUSTICE
(Legislative Department)
New Delhi, the 07th January, 2021/Pausha 17, 1942 (Saka)

**THE JAMMU AND KASHMIR REORGANISATION
(AMENDMENT) ORDINANCE, 2021**
No. 1 of 2021

Promulgated by the President in the Seventy-first Year of the Republic of India.

An Ordinance to amend the Jammu and Kashmir Reorganisation Act, 2019.

WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. (1) This Ordinance may be called the Jammu and Kashmir Reorganisation (Amendment) Ordinance, 2021. Short title and commencement.

(2) It shall come into force at once.

2 THE GAZETTE OF INDIA EXTRAORDINARY [Part II—Sec. 1]

Amendment of section 13. 34 of 2019.

2. In section 13 of the Jammu and Kashmir Reorganisation Act, 2019 (hereinafter referred to as the principal Act), after the words, figures and letter "in article 239A", the words "or any other article containing reference to elected members of the Legislative Assembly of the State" shall be inserted.

Amendment of section 88.

3. In section 88 of the principal Act, for sub-sections (2) to (6), the following sub-sections shall be substituted, namely:—

"(2) The members of the Indian Administrative Service, Indian Police Service and Indian Forest Service for the existing cadre of Jammu and Kashmir, shall be borne and become part of the Arunachal Pradesh, Goa, Mizoram and Union territories cadre, and all future allocations of All India Services Officers for the Union territory of Jammu and Kashmir and Union territory of Ladakh shall be made to Arunachal Pradesh, Goa, Mizoram and Union territories cadre for which necessary modifications may be made in corresponding cadre allocation rules by the Central Government.

(3) The officers so borne or allocated on Arunachal Pradesh, Goa, Mizoram and Union territories cadre shall function in accordance with the rules framed by the Central Government."

RAM NATH KO
/s/

DR. G. NARAYAN
Secretary to the Govt. of India

UPLOADED BY THE MANAGER, GOVERNMENT OF INDIA PRESS, MINTO ROAD, NEW DELHI-110002
AND PUBLISHED BY THE CONTROLLER OF PUBLICATIONS, DELHI-110054.

GISPMRND-1134G-07-01-2021.

65

NOTIFICATION BY REVENUE DEPARTMENT FOR THE APPOINTMENT OF SUB-REGISTRARS IN 5 DISTRICTS OF J&K

The following notification dated 07-01-2020 has been issued by Revenue Department for the appointment of Sub-Registrars in 5 districts of J&K out of which 4 are from Kashmir. Role of Sub Registrar is to register all land related transactions which include sale deed, gift deed, lease deed etc. In addition, it has the domain over other issues also, which previously was being dealt by courts like setting of disputes of certain nature, registration of trusts etc

Government of Jammu and Kashmir
Revenue Department
 Civil Secretariat, Jammu.

Notification
 Jammu, the 7th January, 2021

S.O. 06 -In exercise of the powers conferred by section 6 of the Registration Act 1908 (Act No. 16 of 1908) and in partial modification of notification S.O 2 dated 31.10.2019 and notification S.O 3 dated 31.10. 2019, the Government hereby appoints the following to exercise the powers of Sub Registrar (s) under the said Act within the jurisdiction indicated against each, namely:-

S.No	District	Designation	Jurisdiction
1	Jammu	Sub Registrar, Jammu North	Nisbat Mishriwala of Tehsil Jammu North
		Principal Revenue Training Institute, Jammu, (Sub Registrar Jammu North-I)	Nisbat Mathi of Tehsil Jammu North
		SDM, Jammu, North (Sub-Registrar, North II)	Tehsil Bhalwal
		Sub Registrar Jammu South	Tehsils Bahu & Mandal
		SDM, Jammu South (Sub Registrar Jammu South-I)	Tehsils Bishnah & Arnia
		Assistant Settlement Officer Jammu (Sub Registrar Jammu South-II)	Tehsil Jammu South
2	Anantnag	ACR Anantnag (Sub-Registrar, Anantnag)	Tehsil Shangus & Mattan
		Adml. Deputy Commissioner, Anantnag (Sub-Registrar, Anantnag-I)	Tehsil Anantnag
3	Pulwama	Assistant Commissioner, Revenue (Sub Registrar) Pulwama.	Tehsils Pulwama, Kakpora, Shahoora & Rajpora
		ADC, Awantipora (Sub Registrar Awantipora)	Tehsils Awantipora & Pampore
4	Srinagar	Assistant Commissioner Nazool (Sub Registrar Srinagar)	Tehsils, Chhanapora, & Pantha Chowk
		SDM Srinagar East, (Sub Registrar Srinagar Khar-II)	Tehsil Srinagar South
		SDM Srinagar, West (Sub Registrar Srinagar Khar-II)	Tehsil Eidgah
5	Kulgam	ACR Kulgam (Sub Registrar, Kulgam)	Tehsils Kulgam, Yaripora, Frisal, Kaimoh
		SDM Noorabad (Sub Registrar)	Tehsils Pahloo & Devsar

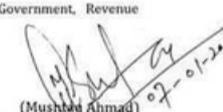
By order of the Government of Jammu and Kashmir

Sd/-
 (Shaleen Kabra) IAS
 Principal Secretary to the Government
 Dated 07.01.2021

No: Rev/S/217/2019

Copy to the:

01. Ld. Advocate General, J&K, Jammu.
02. Financial Commissioner, Finance Department.
03. Financial Commissioner, Health and Medical Education Department.
04. Financial Commissioner, Revenue, J&K, Jammu.
05. All Principal Secretaries to the Government.
06. Principal Resident Commissioner, 5 Prithvi Raj Road, New Delhi.
07. Inspector General of Registration, J&K, Jammu.
08. Principal Secretary to the Hon'ble Lieutenant Governor.
09. Joint Secretary (J&K) Ministry of Home Affairs, Government of India.
10. All Administrative Secretaries to the Government.
11. Chief Electoral Officer, J&K.
12. Divisional Commissioner Jammu/Kashmir.
13. Registrar General, J&K Hon'ble High Court.
14. Chairperson, J&K Special Tribunal.
15. Commissioner Survey & Land Records J&K.
16. All Principal District and Sessions Judges.
17. All Deputy Commissioners.
18. All Heads of the Departments.
19. Relief and Rehabilitation Commissioner, Migrants, J&K.
20. All Regional Directors Survey and Land Records.
21. Director Information, J&K, Jammu.
22. Custodian General J&K.
23. Director Estates, Civil Secretariat, Jammu.
24. Director Archives Archaeology & Museums J&K, Jammu.
25. All Registrars and Sub-Registrars.
26. General Manager Government Press Jammu/Srinagar for publication in the official Gazette
27. Private Secretary to the Advisor (B) to the Lieutenant Governor.
28. Pvt. Secretary to the Chief Secretary, J&K.
29. Pvt. Secretary to Principal Secretary to the Government, Revenue Department.
30. Incharge website Revenue/GAD
31. Govt. Order file/Stock file.


 (Mushaf Ahmad)
 Under Secretary to the Government
 Revenue Department
 07-01-2021

66

ORDINANCE ISSUED BY PRESIDENT OF INDIA TO AMEND THE J&K REORGANSIATION ACT, 2019

The following report raises certain key issues regarding J&K Re-organisation Act 2019. It also reflects the ways through which amendments have been made during the first year wherein it was not necessary to take the bill to the Parliament for approval. During this phase one of the crucial amendments that were made is the inclusion of UT of J&K under Article 239 (A), wherein a body elected or partly nominated and elected, to function as legislature for the UT or a council of ministers or both with constitution, powers and functions.

The ordinance issued by President of India to amend the J&K Reorganization Act, 2019 on January 7, 2021 is being seen exclusively through amendment that has abolished J&K cadre of Indian civil services and merged it with AGMUT which is a cadre for Arunachal Pradesh, Goa, Mizoram and Union Territories. The amendment/modification in section 88 of J&K Reorganization Act, 2019 through this latest ordinance is regarding the abolition of J&K cadre of the Indian Civil Services. But there is another amendment that this ordinance has introduced which has gone unnoticed.

The Ordinance says: "In Section 13 of the J&K Reorganization Act, 2019 after the words, figures and letter "in article 239 A", the words "or any other article containing reference to elected members of the Legislative Assembly of the State" shall be inserted."

What is section 13 of the J&K Reorganization Act, 2019?

Section 13. On and from the appointed day, the provisions contained in article 239A, which are applicable to "Union territory of Puducherry", shall also apply to the "Union territory of Jammu and Kashmir".

67

After the modification brought in through this ordinance, Section 13 of J&K Reorganization Act now read:

On and from the appointed day, the provisions contained in article 239A, or any other article containing reference to elected members of the Legislative Assembly of the State which are applicable to “Union territory of Puducherry”, shall also apply to the “Union territory of Jammu and Kashmir”.

What is article 239 A? This article of is in Part VIII of the Indian Constitution (which was introduced through 7th amendment of Indian Constitution in 1956) is regarding the “creation of local Legislatures or Council of Ministers or both for certain Union Territories”

239A. (1) Parliament may by law create [for the Union territory of [Puducherry]–

(a) a body, whether elected or partly nominated and partly elected, to function as a Legislature for the Union territory, or
(b) a Council of Ministers,
or both with such constitution, powers and functions, in each case, as may be specified in the law.

(2) Any such law as is referred to in clause (1) shall not be deemed to be an amendment of this Constitution for the purposes of article 368 notwithstanding that it contains any provision which amends or has the effect of amending this Constitution.

What does this particular amendment mean to J&K is shrouded in mystery. I did try to find out and there are conflicting views. Can any of my friends among lawyers or otherwise who have understanding of constitutional matters explain this please.

68

Post script:

Why this Ordinance? When J&K Reorganization Act, 2019 was enacted on August 5, 2019, the government had strategically put section 96 in this law. This section gave the government powers to make fresh amendments/modifications/ additions to J&K Reorganization Act, 2019 for a year from the day of its application with outgoing back to the parliament. Though such a provision is incorporated to a new law primarily to avoid going back to parliament for any small mistakes like typos etc, the government used this section to introduce new major policy decisions through executive orders. This section should have been challenged separately because it has had more devastating implications than the preliminary law itself. What is section 96 of J&K Reorganization Act, 2019?

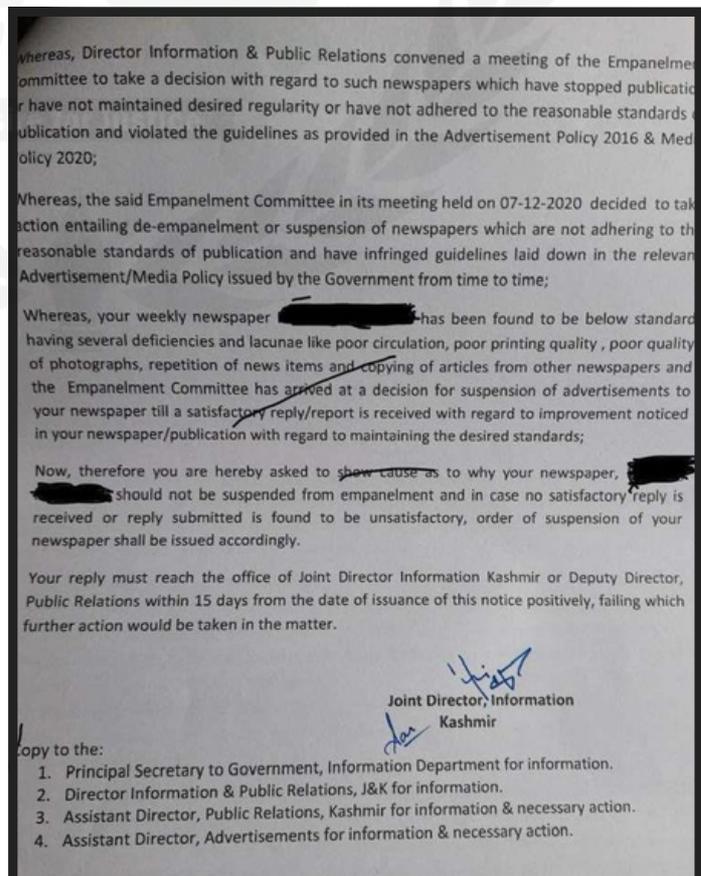
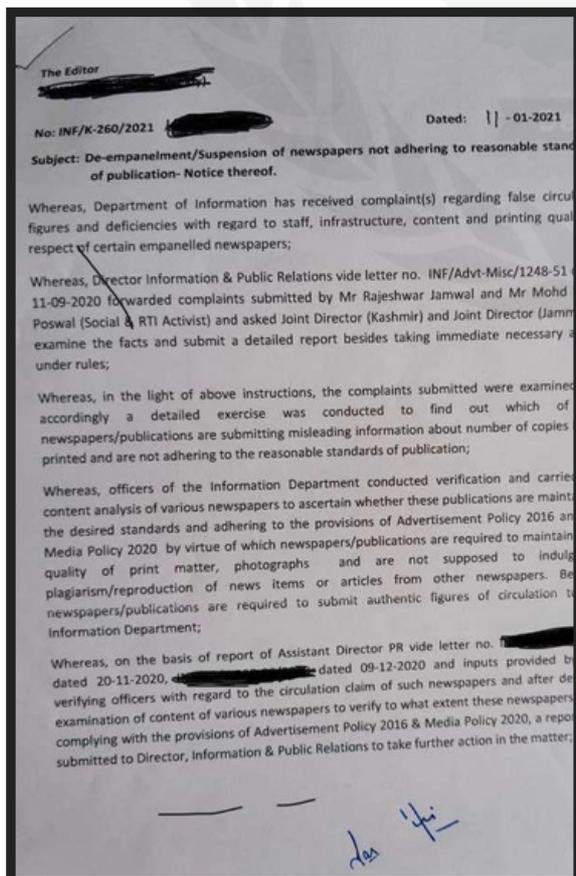
96. Power to adapt laws.—For the purpose of facilitating the application in relation to the successor Union territories, of any law made before the appointed day, as detailed in Fifth Schedule to this Act, the Central Government may, before the expiration of one year from that day, by order, make such adaptations and modifications of the law, whether by way of repeal or amendment, as may be necessary or expedient, and thereupon every such law shall have effect subject to the adaptations and modifications so made until altered, repealed or amended by a competent Legislature or other competent authority.



JAMMU AND KASHMIR REORGANISATION ACT

SHOW CAUSE NOTICE BY JOINT DIRECTORATE INFORMATION TO WEEKLY NEWSPAPER

The following show cause notice has been issued by Joint Directorate Information to a weekly newspaper for alleged violation of various clauses of Advertisement Policy 2020. The basis of the show cause notice has been complaint filed by social activists like Rajeshwar Jamwal and Md. Sadiq Poswal. On the basis of this complaint a team, headed by Assistant Director Information led verification of the complaint wherein it has been alleged that certain clauses were violated. Afterwards said Empanelment Committee met and issued the show cause notice seeking reply, as to why the newspaper should not be suspended from the list of newspapers which are being provided with govt ads for publication.



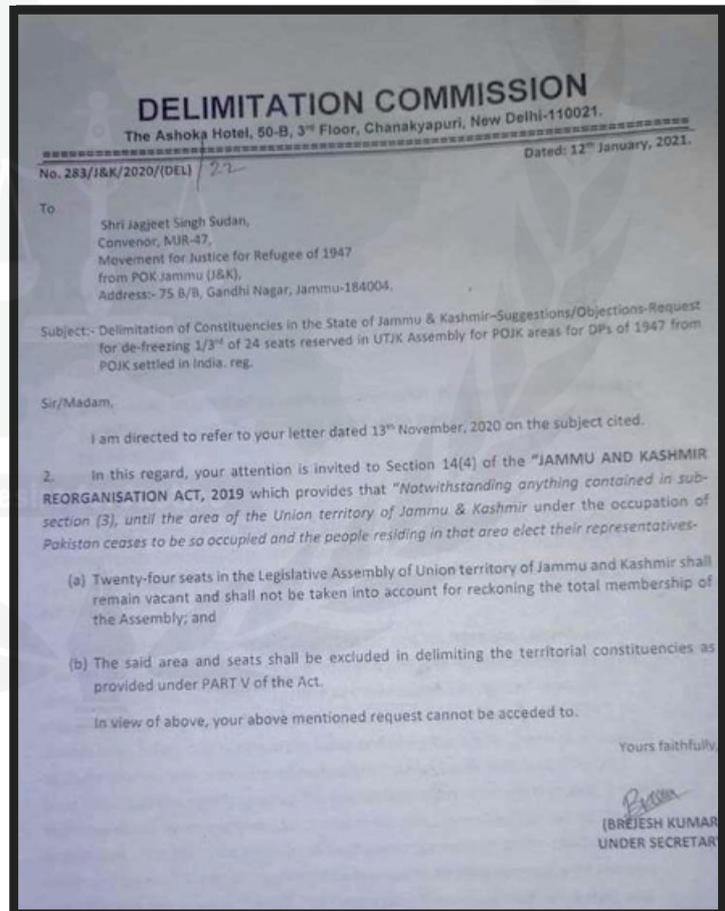
Copy to the:

1. Principal Secretary to Government, Information Department for information.
2. Director Information & Public Relations, J&K for information.
3. Assistant Director, Public Relations, Kashmir for information & necessary action.
4. Assistant Director, Advertisements for information & necessary action.

70

DELIMITATION OF CONSTITUENCIES IN J&K ACCORDING TO REORGANIZATION ACT 2019

The following letter dated 12 January 2021: is being sent to Shri Jagjeet Singh Sudan, Convener, Movement for Justice for Refugee for 1947 by the Under Secretary of Delimitation Commission, wherein clarification is being made for 1/3 of assembly seats (24 seats) meant for Pakistan Administered Kashmir. These seats are meant to be kept vacant and cannot be taken into account for reckoning the total membership of the assembly and are excluded from the delimitation process under part V of the Act.



71

FOREST RIGHTS ACT AND ITS IMPLEMENTATION

The following report dated 13-01-2021 sheds light on Forest Rights Act and its implementation. A critical review, which seems of high importance, has been done. The role of government is rushing up with the matter. Basic power under this Act lies with Gram Sabha, which can easily be exploited /manipulated because of lack of awareness. Questions are being raised over the encroachment of the Forest Land.

The manner in which the government has started implementing the Forest Rights Act is going to defeat the very purpose of this law. Setting up a Gram Sabha or Village Committee is the most important in this process because people themselves have the right to decide who can and cannot benefit from this law/ who would decide who is encroacher and who is not. It is not the bureaucracy. It is not police. It is not Forest department. It is not any other government department.

It is the people of a village themselves and once they form a committee, that committee will have to make every decision. Those decisions have to be made publicly. It is this committee that will decide who has a legal right on land, which is otherwise recorded as forest or state land in revenue records. The government can legally evict people from this land only when the Gram Sabha/Village Committee recommends so and all the appeals are exhausted. The government cannot (and it includes Forest department/ revenue/ district administration/ police)evict anybody unless the entire process provided in FRA (which includes the appeals etc) is complete.

The first essential step as per this law is to prepare a list of villages in every district and make it public. There was also need to put all the information regarding this law in public domain so that people become aware about their rights. THAT HAS NOT BEEN DONE.

72

The definition of a village is completely different under this law (See in Q&A below). It is the smallest unit – a habitation/ mohalla/ hamlet where all the inhabitants know each other. The idea is that the people know each other enough to disallow misuse of this law and prevent any powerful/ influential person to usurp the land. Then each such village/ hamlet/ mohalla has to set up a committee.

Why is there such a hurry to form these committee? How can the entire adult population of a village gather at one place to set up this committee during this pandemic. Besides how can people gather for these meetings in such harsh weather conditions?

It is very important to understand what is at stake here. First, this law and its proper implementation is linked to the rights of a large population which has suffered immensely because they had no rights on the land where they have lived for generations. This gives them a rare chance to legally own the land where they have lived for generations. This is why a proper implementation with all the necessary safeguards is essential.

Then there has been a campaign to “retrieve” land which is entered as forest or state land in revenue records for last year or so. A “land bank” is being created. This land would eventually be leased out for industrial/ corporate etc use. There have also been several instances where forest department evicted people – both tribal population and other traditional forest dwellers – from places where they have lived for ages only because it is entered as forest land in revenue records. The Forest Rights Act, however, recognizes the rights of these communities who are tribals, forest dwellers/ dependent on forests and its produce. This is a large section of the rural population. Under FRA, the setting up of Gram Sabha/Village Committee is the most crucial. If this committee are formed without full knowledge or participation of the population of the village or through any outside influence, these committees can be misused to subvert this process and thus deny people their right on their land. There is hardly anything that people can do once this process concludes. This is precisely why it is important that people become aware about this law. You can save your land and livelihood only when you are aware.

73

Here is the answer to all the major questions regarding FRA. Forest Rights Act 2006 (FRA)

This law doesn't provide rights on land only to Tribal population but non-tribal forest dwellers and those people who are dependent in any way on forests and forest produce which means most of the rural population.

FRA for whom?

Forest Dwelling Scheduled Tribes [Sec.2(c)] means

- members or community of STs
- who primarily reside in the forests or forest lands
- who depend on the forests or forest lands for bonafide livelihood needs
- occupies forest land before 13.12.2005 [Sec.4(3)] and
- includes the ST pastoralists communities.

'primarily' qualifies residence, not dependence on forests For.....

Other Traditional Forest Dwellers (OTFD) [Sec.2(o)] means

- any member or community
- for at least three generations ['generation' means a period comprising of twenty five years (3 generations means 75years)]
- prior to 13.12.2005
- "member or community" should "primarily reside in the forest or forests land" and - who depend on the forest or forests land for bonafide livelihood needs if an OTFD village establishes its eligibility under the Act, there is no need for every individual to do so separately [S. 2(o) refers to "any member or community"]

"Primarily reside in forests or forest lands" - MoTA circular dtd 09.06.2008
 "such STs and OTFDs who are not necessarily residing inside the forest but are depending on the forest for their bonafide livelihood needs would be covered under the definition of 'FDST 'OTFD' as given in Sections 2(c) and 2(o) of STOTFD (RFR)A2006"

- "Occupation" and "primarily residing in "does not mean that the forest dweller must necessarily be residing inside the forest and on the land which is claimed as forest right"
- Date of notification of any of the forest is not a relevant criteria for determining eligibility of OTFDs

74

Evidences as in Rule 13 of which 2 are sufficient "depend on forest or forest lands for bonafide livelihood needs" - NOT solely or primarily - no bar if any member of family employed Claimant can be an individual, family, a community group

Rule 2(1)(b): "bonafide livelihood needs" means fulfilling of livelihood needs of self and family through exercise of any rights specified in sub-section (1) of Sec. 3 of the Act and includes sale of surplus produce arising out of exercise of such rights" Misconception that 'livelihood' = 'subsistence/ survival'

Forest rights are not restricted to mere subsistence, but rather forest dwelling communities are entitled to a healthy standard of living.

"Occupation of forest land" - Not same as possession but usage of forest land, which is customary, traditional, intermittent or even shared with other users Gram Sabha or Village Committee:

Gram Sabha is the authority to initiate the process for determining the nature and extent of all rights - individual rights(IFR), community rights(CR), community forest resource rights (CFR),Habitat Rights for Particularly Vulnerable Tribal Groups/ pre agricultural or nomadic or seminomadic communities, and Development Rights (DR) [Section 6(1)],

Section 2 (g): "Gram Sabha" means a village assembly which shall consist of all adult members of a village and in case of States having no Panchayats, Padas, Tolas and other traditional village institutions and elected village committees, with full and unrestricted participation of women; Section 2 (p): "village" means

(i) a village referred to in clause (b) of section 4 of the Provisions of the Panchayats (Extension to the Scheduled Areas) Act, 1996[1]; or

(ii) any area referred to as a village in any State law relating to Panchayats other than the Scheduled Areas; or

(i) in the case of States where there are no Panchayats, the traditional village, by whatever name called

75

[1] Section 4 (b) of PESA 1996: a village shall ordinarily consist of a habitation or a group of habitations or a hamlet or a group of hamlets comprising a community and managing its affairs in accordance with traditions and customs; Explanation:

1. All forest villages or habitations, whether surveyed/notified or not, shall be a village for the purpose of FRA
2. A habitation/hamlets or group of habitations/hamlets shall be a village for the purpose of FRA in the rest of the area where Panchayat system is operational, whether Scheduled Area or not
3. A traditional village shall be a village for the purpose of FRA where there is no panchayat system.
4. The viability of the village is where the Gram Sabha of the village can meet with a quorum of 50 percent of which a third are women and inhabitants know each other reasonably well.
5. The FRA Gram Sabha is the adult members of the above mentioned 'village' and NOT the Panchayat under the state Panchayat Raj laws (except in Scheduled Areas) where the population is huge as the Panchayat consists of numerous revenue villages with one or more hamlets. Gram Sabha means a village assembly which shall consist of all adult members of a village including women, PVTGs, pastoralists, PAC and nomadic communities wherever applicable. It shall be constituted in every such hamlet and forest village whether surveyed or notified.

Step 1: Identification of the 'village'.

1. Process of formation of Gram Sabha
2. Every Panchayat will make a list of all villages in the Panchayat as per the definition applicable to FRA as defined above, whether included in the Revenue and/or Forest records or not [Rule 2A(a)].
3. The Panchayat approves this list passed by each of the Gram Sabha in the list, and submits this list to the Sub-Divisional Level Committee (SDLC) [Rule 2A(a)].

76

1. The Sub-Divisional Officers/Revenue Divisional Officer of SDLC consolidates the lists of all such villages including those villages not officially considered as a village through a resolution or using the relevant State law and submits to the District Level Committee (DLC) [Rule 2A(b)].
2. The DLC puts the list out in the public for comments, considers the comments and finalizes the list of villages in the Panchayat area for the purpose of FRA [Rule 2A(b)].

What if the Panchayats and/or SDLCs and/or DLCs do not do what they are expected to do by law as above? As the Gram Sabha of the village as defined by FRA is the statutory authority to initiate and determine the rights and its extent, the Gram Sabha has to take up this responsibility through self declaration when the concerned Panchayat/ SDLC/ DLC do not carry out their duties as mentioned above. The Gram Sabha of the village then passes a resolution that their village is a village for the purpose of FRA and intends to carry out their responsibility as per FRA. The resolution is passed in the Gram Sabha with a quorum of 50 percent of whom one-third are women. The copy of the resolution is sent to the Panchayat, SDLC and DLC.

Step2: Convening the Gram Sabha and constituting the Forest Rights Committee

1. The first Gram Sabha (GS) meeting is convened by the Panchayat [Rule 3(1)]. If the Panchayat does not convene the first meeting of the GS, then the GS can intimate the Panchayat and hold the first meeting.
2. The quorum of the GS for taking any decisions and passing resolutions shall be 50 percent of all members of the village, of which a minimum one-third shall be women [Rule 4(2)]. Note: Care should be taken that the Particularly Vulnerable Tribal Group (PVTG)/pre- agricultural, pastoralists and nomadic communities that reside in the traditional boundaries of the village are all included in the GS.
3. The GS shall constitute the Forest Rights Committee (FRC) from amongst its members comprising not less than 10 and not more than 15 members. This will include at least two-third members from the Scheduled Tribes (includes Particularly Vulnerable Tribal Groups, preagricultural Communities, Pastoralists, Nomadic tribes etc where applicable), at least

77

one-third of such members shall be women [Rule 3(1)]. Where there are no Scheduled Tribes, that is where there are Other Traditional Forest Dwellers, then one-third shall be women [Rule 3(1)].

Note:

1. No outside bodies as the Panchayat, SDLC, DLC or any department or officials or outsiders shall be involved in constituting the FRCs.
2. No person who is not a member of the Gram Sabha of that village shall be made a member of the FRCs.
3. FRCs are to be constituted from within the village as defined by FRA and not from amongst the Panchayats.
4. In villages where PVTGs/pre-agricultural, pastoralists and nomadic communities reside, FRC should have adequate representatives from amongst them.
5. Where there are very few residents in the village, they can form their FRC along with members from nearby village.
6. The GS shall intimate the list of FRC members to the SDLC.
7. The FRC shall decide on a chairperson and a secretary and intimate it to the SDLC.

Step 3. Provision of information/records/ documents to Gram Sabha (GS)/FRC

a) FRC/GS to make written request for information/records/ documents to concerned authorities who shall provide an authenticated copy of the same, and clarify, if required, through an authorized officer [Rule 12 (4)]

a) The Sub-Divisional Level Committee (SDLC) is to ensure that

1. the GS and forest dwellers are made fully aware of the FRA, rules, and duties to protect and conserve and forest resources [Rule 6(a) and (k)]
2. forest and revenue maps, and electoral rolls are provided to each Gram Sabha/FRC [Rule 6(b) and MoTA Circular F. No. 23011/18/2015-FRA dt. 27.7.2015]

3. Claim proforma – Form A, Band C – are made available freely and easily [Rule 6(l)] b) DLC is to ensure that

1. SDLC has provided all the information, records / documents to the GS and FRC (Rule 8 (a)) SDLC provides forest and revenue maps, and electoral rolls to the GSs/FRCs [Rule 8(a)];

78

Note:

1. Provisions of the details of and awareness on FRA, its Rules and directions is to ensure that the GS know what FRA is all about, the process to be followed, the authorities under the law, and the roles/functions of each of the authorities in the implementation of FRA.

2. The provisions of the records and documents are for enabling the GS and its FRC to be fully informed of the forest regions, the village and its inhabitants from the Dogra autocratic rule period till the present and to use these records and documents as permissible evidences (see Rule 13 for the list of evidences and given below some of which are records / documents, both official and nonofficial) for claiming IFR, CR, and CRR in the region. What are the records/documents needed to accompany a claim? Each claim is to be accompanied by not less than 2 of the listed evidences, preferably more than 2.

(a) public documents, Government records such as Gazetteers, Census, survey and settlement reports, maps, satellite imagery, working plans, management plans, micro-plans, forest enquiry reports, other forest records, record of rights by whatever name called, pattas or leases, reports of committees and commissions constituted by the Government, Government orders, notifications, circulars, resolutions; [Rule 13(1)(a)]

(b) Government authorized documents such as voter identity card, ration card, passport, house tax receipts, domicile certificates; [Rule 13(1)(b)]

(c) physical attributes such as house, huts and permanent improvements made to land including levelling, bunds, check dams and the like; [Rule 13(1)(c)]

(d) quasi-judicial and judicial records including court orders and judgments; [Rule 13(1)(d)]

(e) research studies, documentation of customs and traditions that illustrate the enjoyment of any forest rights and having the force of customary law, by reputed institutions, such as Anthropological Survey of India; [Rule 13(1)(e)]

(f) any record including maps, record of rights, privileges, concessions, favours, from erstwhile princely States or provinces or other such intermediaries; [Rule 13(1)(f)]

79

(g) traditional structures establishing antiquity such as wells, burial grounds, sacred places; [Rule 13(1)(g)]

Evidences for “Community Forest Rights” [Rule 13(2)] include –

- a) community rights such as nistar by whatever name called;
- b) traditional grazing grounds; areas for collection of roots and tubers, fodder, wild edible fruits and other minor forest produce; fishing grounds; irrigation systems; sources of water for human or livestock use, medicinal plant collection territories of herbal practitioners;
- c) remnants of structures built by the local community, sacred trees, groves and ponds or riverine areas, burial or cremation grounds;
- d) Government records or earlier classification of current reserve forest as protected forest or as gochar or other village common lands, nistari forests
- e) Earlier or current practice of traditional agriculture.

Note: Nistar means the customary rights in the village commons and waste lands enjoyed by the users and village residents, and is a right to:

- (i) graze agricultural cattle
 - (ii) collect drywood, thorns and leaves for agricultural purposes, fruit-bearing trees, bamboo, creepers, fruits, kankar, sand, earth, clay, stones, other forest produce and minor minerals enjoyed free of charge and available to the residents of the village for their bona fide domestic consumption and to the village craftsmen for the purposes of their crafts.
 - (iii) for timber or fuel resource
 - (iv) for pasture, grass, bin or fodder resource
 - (v) for burial ground and cremation ground
 - (vi) for gothaan
 - (vii) for encamping ground
 - (viii) for threshing flour
 - (ix) for bazaar
 - (x) for skinning ground
 - (xi) for manure pits
 - (xii) for public purposes such as schools, play-grounds, roads, lanes, parks, drains of the like
 - (xiii) for tanks, irrigation and other water rights
 - (xiv) for any other purposes
- What is the role of government?

80

a) Tribal Affairs is the nodal ministry and the state tribal department is the nodal department to implement FRA

b) the state government/UT is to constitute the State/UT Level Monitoring Committee, the District Level Committee and the Sub-Divisional Level Committee. District Panchayat has to nominate 3 members from the taluk to SDLC and another 3 from the District to the DLC as per the criteria given in the Rules.

Role of these Committees:

These committees are specifically to do the following:

(i) SDLC to receive the list of villages from the Panchayats where FRA is to be implemented, provide awareness to GS/FRC; records/documents to GS/FRC, ensure that the GS meetings are conducted with requisite quorum; examine the claims approved by the GS for its completeness/errors; refer back the claims to the GS if inadequate or there are errors; ensure that the claims are backed by proper survey maps, give in writing with reasons to the claimant and GS if SDLC modifies or rejects the claim, hear complaints from any member of the GS who is aggrieved by the decision of the GS; adjudicate conflicts between the Gram Sabhas if rights are contested between them, coordinate with adjacent SDLCs if the claims are inter-sub-divisional, etc

(ii) DLC is to finalise the list of villages where FRA is to be applied, ensure that SDLC provides awareness, records/documents to the GSs and FRCs; coordinate with other adjacent DLCs for inter-district claims; hear appeals from claimants who are not happy with the decisions of the SDLC's adjudication on an appeal against the GS decisions or not happy with the decision of SDLC; receive the claims from SDLC and decide on them; if inadequate or in error to ask GS or SDLC as the case may be to reconsider giving reasons; modify or reject the claims giving written reasons to the claimant and GS; issue titles for individual rights, community rights and CFR rights; enter the titles in the record of rights in revenue and forest records; send monthly or periodic report in the specified format to the State Level Monitoring Committee

(iii) State Level Monitoring Committee (SLMC) is to devise ways by which FRA implementation in the state can be monitored; send monthly or period report to the Ministry of Tribal Affairs.

81

Note:

1. The Chairperson of SDLC and DLC the SDO/RDO and DC respectively, The other members of these committees are the representatives of the Forest Department and Tribal Department. In J&K, as the subject of tribal welfare is dealt with Panchayat Raj & Rural Department, they are represented and acts as the nodal department. The SLMC is headed by the Chief Secretary. The Tribal Department since they exist at the province and UT level only, they are represented in the SLMC. Ordinarily, officials should have been deputed to Tribal department so that they could act as the nodal agency. That hasn't happened.

2. The Forest Department has representatives at SLMC, DLC and SDLC. They have no specific role except to give their observation at the inquiry of the claim carried out by FRC along with the representative of the Revenue Department. Otherwise, their role is limited to the submission of records/documents on forest and forest dwellers to the SDLC for them to hand over to GS and FRC. As members of SDLC and DLC they are to convey their opinions/ observations/ suggestions to the Committee for consideration.

Sub Divisional Level Committee (SDLC):

Officers in charge of the Revenue (SDO/RDO, Chairperson), Forest and Tribal Welfare Department of the sub-division; and 3 members of the Block or Tehsil level Panchayats to be nominated by the District Panchayat (at least two STs preferably forest dwellers, or who belong to PVTG and where there are no STs, two members preferably OTFDs, and one shall be a woman.

District Level Committee (DLC):

Officers in charge of the Revenue (Collector, Chairperson), Forest (DFO) and Tribal Welfare Department of the district; and 3 members of the District Panchayat to be nominated by the District Panchayat (at least two STs preferably forest dwellers, or who belong to PVTG and where there are no STs, two members preferably OTFDs, and one shall be a woman.

82

State Level Monitoring Committee (SLMC):

Chief Secretary (Chairperson); Secretary, Revenue Department; Secretary, Tribal or Social Welfare Department; Secretary, Forest Department; Secretary, Panchayati Raj; Principal Chief Conservator of Forests; 3 ST members of the Tribes Advisory Council (to be nominated by the Chairperson) or 3 STs if no Tribes Advisory Council (to be nominated by the State Government) and Commissioner, Tribal Welfare or equivalent (Member-Secretary).

What needs to be watched for?

1. Lack of awareness of the Gram Sabha, not asserting their powers, not being able to internalise that FRA transfers power to them, not used to being the decision maker and statutory authority.
2. Forest Rights Act 2006 is not under the domain of Forest department. It was envisioned to actually stop the government through Forest department to dislodge and expel tribals/forest dwellers etc from their lands in the name of forest conservation.
3. Forest Department resistance and assertion which the revenue department and Tribal department give in to and de facto the forest department writ runs through. Rampant violation of FRA at all levels.



REVISED GUIDELINES BY MINISTRY OF EDUCATION FOR HOLDING ONLINE/VIRTUAL CONFERENCES/SEMINAR

The following Office memorandum is being issued by the under secretary, Government of India, Ministry of Education wherein proper guidelines for the conduct of online/virtual conference/seminar is being set. Certain relevant highlights are;

- 1- No online seminar pertaining to the security of State border, North-East States/ UT of J&K and Ladakh.
- 2- Proper use of IT data security.
- 3- Clearance from MEA on matters pertaining to NE, J&K, Ladakh and internal matters.
- 4- Participation of Union/State ministries etc requires MEA clearance.

GOVERNMENT OF INDIA
Ministry of Education
Department of Higher Education
Shastri Bhawan, New Delhi,
Dated the 15th Jan., 2021

OFFICE MEMORANDUM

Subject:- Revised Guidelines for holding online/virtual Conferences/ Seminars/Training etc.

The undersigned is directed to state that the Ministry of Education has revised the guidelines for holding online/virtual International Conferences/Seminars/Training etc. in consultation with Ministry of External Affairs which is as follow:

Approval procedure in respect of holding online/virtual International Conferences / Seminars / Training etc:

- i. Ministry or Department, Public Sector Undertakings, Central Educational Institutions, Public Funded Universities or an organization owned and controlled by the Government of India/ State Government / UT, should take approval of its Administrative Secretary for the event as well as for the list of participants.
- ii. While giving permission, the Ministry should ensure that the subject matter for online events is not related to security of State, Border, North East States, UT of J&K, Ladakh or any other issues which are clearly/purely related to India's internal matters/.
- iii. Full compliance to India's existing provisions of IT data security, personal data, and protection to other sensitive information should be ensured.
- iv. There should be judicious selection of IT applications./ platform/ medium for interaction; preference should be given to those apps having servers not controlled / hosted / owned by countries / agencies hostile to India.
- v. Appropriate level of scrutiny to be exercised to identify the nature and sensitivity of data / contents of presentations / information to be shared by the Indian delegation.
- vi. Due care should be taken to ensure that India's map, flag, emblem etc. are correct and rightly displayed.

The following cases will continue to require clearance from MEA for holding international conference/ seminar/ workshop/ training etc.:

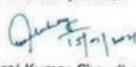
- i. All events related to security of State, Border, North East States, J&K or any other issues which are clearly/purely related to India's internal matters:
- ii. Events having foreign funding and sponsorship;
- iii. Events involving sensitive subjects (political, scientific, technical, commercial, personal) with provisions for sharing of data in any form; presentations etc.
- iv. While seeking approval/after approval, link to the online event/s should be shared by email at socoord@mea.gov.in

CONF.

and Government officials / scientists / doctors etc.:

- i. Participation of Union / State Ministers / Constitutional functionaries and Government officials / scientists / doctors etc of the rank of JS and above in online/virtual/physical International Conferences / Seminars / Training etc., MEA clearance will be required.
- ii. The Administrative Secretary of respective Ministry/Department be authorized to give permission for participation from Director and below rank, subject to usual and necessary checks.

2. It is requested to communicate the above guidelines to all the Institutions under your administrative control for information and compliance.


(Saroj Kumar Choudhary)
Under Secretary to the Govt. of India
Tel. No: 011-23384442

All Bureau Heads, Ministry of Education

GRANT OF GOVERNMENT AWARDS ON THE REPUBLIC DAY 2021

The following order pertains to the awards under various categories on Republic Day of India - 2021. It is interesting and important to analyze the real contribution of the awardees particularly from mediaperson.

**GOVERNMENT OF JAMMU AND KASHMIR
GENERAL ADMINISTRATION DEPARTMENT
CIVIL SECRETARIAT, JAMMU.**

Subject: **Grant of J&K Government Awards on the Republic Day 2021.**

**Government Order No.69-JK(GAD) of 2021
Dated:25-01-2021**

Sanction is hereby accorded to the grant of J&K Government Awards on the Republic Day 2021, in favour of the following in the fields as indicated below:

S. No.	Category of Award and name of the Awardee(s)	Description
Award for Achievements in the field of Literature		
1.	Mr. Rafiq Raaz (Poet)	Cash Award of ₹ 51,000/-, a Shawl worth ₹ 10,000/- and a Citation.
Award for Performing Arts		
2.	Late Mr. Shadi Lal Koul (Actor) (Posthumously)	Cash Award of ₹ 51,000/-, a Medal and a Citation.
Award for Excellence in Arts & Crafts		
3.	Mr. Sajad Hussain Dar (Paper Machie Craft)	Cash Award of ₹ 51,000/-, a Medal and a Citation.
Award for Meritorious Public Service		
4.	Dr. Naveed Nazir, Prof. & Head Pulmonary Medicine, Government Medical College, Srinagar.	Cash Award of ₹ 51,000/-, a Medal and a Citation to each awardee.
5.	Dr. A.D.S. Manhas, Medical Officer, National Health Mission.	
6.	Mr. Riyaz Ahmad Mir, Senior Grade Nurse, Chest Diseases Hospital, Srinagar.	
7.	Ms. Kanta Devi, Senior Staff Nurse, Government Medical College, Jammu.	
8.	Health & Medical Education Department	
Award for Lifetime Achievements		
9.	Prof. Shiv Datt Nirmohi (Writer).	Cash Award of ₹ 1.00 Lakh, a Medal and a Citation.
Award for Outstanding Sports Persons		
10.	Mr. Sandeep Singh (Mountaineer)	Cash Award of ₹ 51,000/-, a Medal and a Citation to each awardee.
11.	Ms. Kabra Altaf (Judo)	

Page 1 of 2

Award for Outstanding Media Persons		
12.	Mr. Farooq Ahmad Wani, Journalist/Editor, Brighter Kashmir.	Cash Award of ₹ 51,000/-, a Medal and a Citation to each awardee.
13.	Mr. Bashir Assad	
Award for Outstanding Industrial Entrepreneurship		
14.	Mr. Suraj Kumar Bansal, Chairman/Managing Director, Saraswati Group of Companies.	Cash Award of ₹ 51,000/-, a Medal and a Citation.

By Order of the Lieutenant Governor.

**Sd/-
(Manoj Kumar Dwivedi) IAS
Commissioner/Secretary to the Government**

No. GAD(Adm)41/2020-III
Copy to the:

- All Financial Commissioners.
- Director General of Police, J&K.
- All Principal Secretaries to the Government.
- Principal Secretary to the Lieutenant Governor.
- Principal Resident Commissioner, J&K Government, New Delhi.
- Additional Director General of Police (CID), J&K.
- Joint Secretary (J&K) Ministry of Home Affairs, Government of India.
- All Commissioner/Secretaries to the Government.
- Chief Electoral Officer, J&K.
- Divisional Commissioner Jammu/Kashmir.
- Chairperson, J&K Special Tribunal.
- Director General, J&K Institute of Management, Public Administration & Rural Development.
- Director, Anticorruption Bureau, J&K.
- Director, Information, J&K.
- All Deputy Commissioners.
- All Heads of the Departments/Managing Directors/Secretary, Advisory Boards.
- Director, Estates.
- Director, Archives, Archaeology & Museums, J&K.
- Secretary, PSC/SSB/J&K Academy of Art Culture & Languages.
- Secretary J&K Legislative Assembly.
- General Manager Government Press, Jammu/Srinagar.
- Private Secretary to the Advisor (F)/(B) & (BK) to the Lieutenant Governor.
- Private Secretary to the Chief Secretary.
- Private Secretary to the Commissioner/Secretary to the Government, GAD.
- Government Order/Stock file/GAD website.

Dated:25.01.2021

**(Rohit Sharma) KAS
Additional Secretary to the Government**

Page 2 of 2

DIRECTIONS BY HOME DEPARTMENT J&K FOR TEMPORARY SUSPENSION OF TELECOM SERVICES

The following order is being issued by Principal Secretary to the Government, wherein a detailed justification on the suspension of Telecom services is being mentioned. Reference is being made towards Special Committee constituted under the orders of Supreme Court in its order dated 11/05/2020, titled Foundation for Media Professionals Vs UT of J&K and others. In its 6th meeting held on 04-2-2021, an assessment of opening of high speed mobile internet and connectivity issues in the districts of Udhampur and Ganderbal was taken. Afterwards under the advice of Principal Secretary to government, Home Department Competent Authority under rule 2 of the temporary suspension of telecom services (Public Emergency or Public Safety Rules 2017) revoked the restrictions on mobile data and fixed line internet on 22/01/2021. Moreover, IGPs of J&K were asked to ensure compliance as they were the authorized officers.

Home Department
Civil Secretariat, Jammu.

Subject: Temporary suspension of Telecom Services-directions reg;

Government Order No: Home- 07 (TSTS) of 2021
Dated: 05.02.2021

Whereas, restrictions on access to high speed mobile internet have been imposed in the UT of J&K, with periodic assessment of the ground situation and inputs from the law enforcement agencies, and at present, the position regarding availability of internet services is as follows:

I. Mobile data Services:

- The internet speed is available at 2G, except in the districts of Ganderbal and Udhampur, where mobile internet connectivity has been made available without any speed related restrictions.
- The post-paid SIM card holders have been given access to the internet, whereas, the availability of these services is provided to the pre-paid SIM card holders, only after verification as per the norms applicable for post-paid connections.

II. Fixed line Internet connectivity:

Internet connectivity is available with Mac-binding; and

- Whereas, to make an objective assessment of the prevailing circumstances and necessity of continuation of these restrictions, the Special Committee, constituted under the orders of the Hon'ble Supreme Court in its order dated 11.05.2020 titled "Foundation for Media Professionals Vs. UT of J&K and others", held its 6th meeting on 04.02.2021, in which, among other things, it took note of the inputs and apprehensions of the security agencies and police forces as also the assessment of opening of high speed mobile internet connectivity in the districts of Udhampur and Ganderbal.
- Now, therefore, keeping in view the advice of the Special Committee and upon careful review of the overall security scenario, I, Principal Secretary to the Government, Home Department [Competent Authority under sub-rule (1) of Rule 2 of the Temporary Suspension of Telecom Services (Public Emergency or Public Safety) Rules, 2017], hereby revoke the restrictions on mobile data services and fixed line internet connectivity placed vide Government order No. Home-02(TSTS) of 2021 dated 22.01.2021, except to the extent that the pre-paid

Page 1 of 2

SIM card holders shall be provided access to the internet connectivity only after verification as per the norms applicable for post-paid connections.

- The IGPs, Kashmir/Jammu, who are the Authorized Officers in their respective areas of jurisdiction, shall ensure compliance of this order by the service providers forthwith. They shall also closely monitor the impact of lifting of restrictions.

By Order of the Government of Jammu and Kashmir.

(Shaleen Kabra) IAS,
Principal Secretary to the Government
Dated: 05.02.2021

No: Home/TSTS/2020

Copy to the:

- Director General of Police, J&K.
- Principal Secretary to the Hon'ble Lieutenant Governor.
- Divisional Commissioner, Kashmir/Jammu.
- Inspector General of Police, Jammu Zone, Jammu
- Inspector General of Police, Kashmir Zone, Srinagar.
- Director Information, Department of Information and Public Relations, J&K for information and with the request to give wide publicity to the same through publication in the leading dailies, one each of Kashmir & Jammu.
- All Deputy Commissioners/ SSPs.
- Director, Archives, Archaeology & Museums.
- General Manager, Government Ranbir Press for publication in the extraordinary issue of the Gazette.
- Pvt. Secretary(ies) to Hon'ble Advisor(s) to the Lieutenant Governor.
- Pvt. Secretary to the Chief Secretary, J&K.
- Pvt. Secretary to the Principal Secretary to Government, Home Department.
- I/c website, Home Department.
- Government Order file (w2sc).

Copy also to the:

- Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
- Pvt. Secretary to the Special Security Advisor, Ministry of Home Affairs, Government of India.



J&K STONES CRUSHERS/ HOT AND WET MIXING PLANTS REGULATION RULES, 2021

The following notification has been issued by Commissioner/ Secretary ,Department of Mining, UT J&K, pertaining to certain sections of Mines and Minerals (Development and Regulation) Act, 1957. Rules have been titled as J&K Stones Crushers/ Hot and wet Mixing Plants Regulation Rules, 2021. These rules specifically are meant for stone crushers and hot & wet mixing plants. Certain rules have been laid wherein it has been mandatory to secure permission from PCB and concerned DC, before starting the unit. However, permission from Mining Department is read only if mining excavation is being done by the crushers. All plants have to strictly comply with Environment Protection Act (1986), the Water Prevention and Control of Pollution Act (1981) guidelines of PCB and Ministry of Environment, Forest and Climate change. Fixation of rates has to be done by the concerned DCs. However, the J&K Minor Mineral Exploitation and Processing rules 2017, issued vide SRO 302 of 2017 dated 19-07-2017 has been repealed.

**GOVERNMENT OF JAMMU AND KASHMIR
DEPARTMENT OF MINING
Civil Secretariat, Jammu**

NOTIFICATION

Jammu, the 23rd of February 2021

S.O 60.—In exercise of the powers conferred by section 15 and section 23C of the Mines and Minerals (Development and Regulation) Act, 1957, (Central Act No 67 of 1957), the Government of Jammu and Kashmir hereby makes the following rules; namely .----

1. Short Title, Extent and Commencement: (1) These Rules may be called the Jammu and Kashmir Stone Crushers/Hot and Wet Mixing Plants Regulation Rules, 2021.

(2) They shall extend to whole of the Union Territory of Jammu and Kashmir.

(3) They shall come into force from the date of publication in the Official Gazette.

2. Definitions.—In these Rules, unless the context otherwise requires:-

- Desire for Justice
- (i) "**Act**" means the Mines and Minerals (Development and Regulation) Act, 1957 (Central Act 67 of 1957);
 - (ii) "**Government**" means the Government of Union Territory of Jammu and Kashmir;
 - (iii) "**Minor Mineral**" means the minerals as defined in the section 3(e) of the Act;
 - (iv) "**Mineral Concessions**" means a Mining lease, Mining License, quarry license, short term permit and disposable permit in respect of minor mineral permitting the mining of minor mineral in accordance with the Jammu and Kashmir Minor Mineral (Concession, Storage, Transportation of Minerals and Prevention of Illegal Mining Rules), 2016;
 - (v) "**Stone Crusher unit/Hot and Wet Mixing plant**" means the industrial units/ plants/crushers installed or established for the processing of the Minor Minerals into value added/finished products;

- (vi) **"Processing"** means all physical processes such as grading, washing, crushing, pulverization, calcinations, powdering, cutting and polishing of Minor Minerals; and
- (vii) **"Processor"** means a unit/plant/crusher holder involved in processing, value addition and sale of Minor Minerals under these rules.

Words and expression used but not defined in these Rules shall have the meaning respectively assigned to them under the Mines and Minerals (Development and Regulation Act), 1957 and the Jammu and Kashmir Minor Mineral Concession, Storage, Transportation of Minerals and Prevention of Illegal Mining Rules, 2016.

3. General Requirements.— (1) A stone crusher/Hot and Wet Mixing plant is not a mining unit but a processor of minerals obtained from a source with a valid mineral concession. Such units shall be regulated by laws, rules and other provisions applicable to industrial units.

(2) No permission/license would be needed by a stone crusher/hot and wet mixing plant from the Mining Department except where it also engages in mining, which activity shall be regulated by laws/rules applicable to mining.

(3) Stone Crusher/Hot and Wet Mixing Plant shall establish/operate only on securing:-

- (i) Consent to establish/ operate from the Jammu and Kashmir Pollution Control Board issued as per the procedure/guidelines and siting criteria prescribed by the Jammu and Kashmir Pollution Control Board.
- (ii) No objection Certificate from Deputy Commissioner concerned regarding title verification of land and its usage; and
- (iii) Registration with the District Industries Centre (DIC) if the unit holder intends to avail any incentives available in the Industrial Policy.

4. Raw/ Processed Minor Minerals.— Every Stone Crusher/Hot and Wet Mixing Plant established/operating under these rules shall procure minor minerals, for storage and processing in the Unit/ plant/Crusher for conversion to finished goods and sale, from a valid mining concessionaire only under the relevant provisions of Jammu and Kashmir Minor Mineral Storage, Transportation of Minerals and prevention of Illegal Mining Rules 2016

5. Power of Inspection/Penalties.— The provisions of the Jammu and Kashmir Minor Mineral Storage, Transportation of Minerals and prevention of Illegal Mining Rules, 2016 shall apply to seizure of Minor Minerals and tools and associated penalties for their illegal procurement, transportation and storage in any Stone Crusher/Hot and wet mixing plant.

6. Protection of Environment.— Every Stone Crusher/Hot and wet mixing plant established under these rules shall strictly comply with the provisions of the Environment (Protection) Act, 1986, the Water (Prevention and Control of Pollution) Act, 1974, The Air (Prevention and Control of Pollution) Act, 1981, guidelines of the Pollution Control Board and the Ministry of Environment, Forest ,and Climate Change issued from time to time and other relevant laws/rules.

7. Fixation of Price and Sale.— (1)The Deputy Commissioner of the district may from time to time, by notification in the official Gazette, fix the maximum price of finished product per cubic meter for whole of the district or different areas and different prices may be fixed for different kinds having regard to specific gravity, size, compressive strength colour and end use. While fixing such price per cubic meter for a minor mineral all relevant cost factors would be taken into account.

(2) No Processor shall sell or offer/cause to sell or otherwise dispose of, to any person finished goods for a price or at a rate exceeding the maximum selling fixed under rule 7(1);

(3) Every consignment of finished goods shall invariably be accompanied by a valid sale bill indicating the quality, price and tax charges.

(4) No processor shall refuse to sell the goods to any person, if he is holding the stock for such sale. Such refusal by the above unit holder or dealers shall constitute an offence under relevant provisions of law in force.

(5) Each Processor shall maintain all records/accounts of the minor minerals procured, processed and supplied to further destinations and submit monthly returns;

(6) Any processor who contravenes the provisions of these rules shall be liable to pay penalty as per the provisions of the Act.

8. Delegation of powers.— The Government may, by notification in the Official Gazette, direct that any or all the powers exercisable by it under these Rules may in relation to such matter and subject to such conditions, if any, as may be specified in such notification, be exercisable also by such officers or authority subordinate to the Government:

Provided that powers already delegated under Rule 84 of the Jammu and Kashmir Minor Mineral Storage, Transportation of Minerals and prevention of Illegal Mining Rules, 2016 shall also be exercised by such officers under these rules .

9. Conformity to other statutory provisions and court directions.— Notwithstanding anything contained in these rules, the processor shall abide by the applicable Acts and rules or any modification/amendments made under such Acts and rules from time to time, any guidelines of Jammu and Kashmir Pollution Control Board and the Central Pollution Control Board.

10. Units existing prior to the commencement of the Jammu and Kashmir Minor Mineral Exploitation and Processing Rules, 2017.— Notwithstanding anything contained in these rules, an unlicensed Crusher Unit/Hot and Wet Mixing Plant existing before the commencement of the Jammu and Kashmir Minor Mineral Exploitation and Processing Rules, 2017 having valid Consent to Operate from the Jammu and Kashmir Pollution Control Board shall be allowed to operate. However, after expiry of consent to operate , it

f.

shall have to obtain fresh permission as per Rule 3(3)(ii) as one time requirement.

11. Repeal and savings.—(1) The Jammu and Kashmir Minor Mineral Exploitation and Processing Rules, 2017 issued vide Notification SRO 302 of 2017 dated 19.07.2017 shall stand repealed.

(2) Notwithstanding such repeal, nothing in these rules shall affect validity, effect of consequence of anything done or suffer to be done under the said law, rule or order before the date on which these rules come into force.

By order of the Lieutenant Governor.

Sd/-

(Manoj K. Dwivedi) IAS,

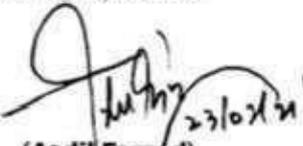
Commissioner/Secretary to the Government.

No: MNG/Crushers/15/2021

Dated: 23.02.2021

Copy to the:

1. All Financial Commissioners.
2. Director General of Police, J&K.
3. Principal Secretary to the Lieutenant Governor.
4. All Principal Secretaries to the Government.
5. Principal Resident Commissioner, J&K Government, New Delhi.
6. Chief Electoral Officer, J&K.
7. All Commissioner/Secretaries to the Government.
8. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
9. Divisional Commissioner, Jammu/Kashmir.
10. Director General, J&K Institute of Management, Public Administration and Rural Development.
11. Chairman, J&K Special Tribunal.
12. All Heads of Departments/Managing Directors.
13. All Deputy Commissioners.
14. Director, Information, J&K.
15. Secretary, J&K Public Service Commission.
16. Director Estates, J&K.
17. Director, Archives, Archaeology and Museums, J&K.
18. Director, Geology and Mining, J&K.
19. General Manager, Government Press, Jammu/ Srinagar.
20. Private Secretary to the Hon'ble Lieutenant Governor.
21. Private Secretary to Advisor (F) to the Lieutenant Governor.
22. Private Secretary to Advisor (B) to Lieutenant Governor.
23. Private Secretary to Advisor (BK) to Lieutenant Governor.
24. Private Secretary to the Chief Secretary.
25. Private Secretary to Commissioner/Secretary to the Government, General Administration Department/I&C Department.
26. Incharge Website, I&C/GAD.
27. Government Order file/Stock file.


(Aadil Fareed),

Deputy Secretary to the Government

92

TRANSFERS AND POSTINGS OF IAS AND KAS OFFICERS IN J&K

The following document is a transfer order of various IAS and KAS officers. Pertinent to analyze in these kind of orders is the post being held by various officers at various points of time.

Government of Jammu and Kashmir
General Administration Department
(All India Services Section)
Civil Secretariat, Jammu.

Subject: Transfers and postings.

Government Order No.193-JK(GAD) of 2021,
Dated:26.02.2021.

In the interest of administration, the following transfers and postings are hereby ordered with immediate effect:-

1. Mr. Alok Kumar, IRS, awaiting orders of adjustment in the General Administration Department, is posted as Principal Secretary to the Government, Youth Services and Sports Department.
2. Mr. Sarmad Hafeez, IAS (JK:2009), Administrative Secretary, Youth Services and Sports Department, holding additional charge of Administrative Secretary, Tourism and Culture Departments is transferred and posted as Administrative Secretary, Tourism Department. He shall also hold the charge of Administrative Secretary, Culture Department, in addition to his own duties, till further orders.
3. Ms. Syed Sehrish Asgar, IAS (PB:2013), Director, Information, J&K, is transferred and posted as Additional Secretary to the Government, Information Department relieving Dr. Syed Abid Rasheed Shah, IAS of the additional charge of the post.
4. Mr. Rahul Pandey, IAS (UP-2014), awaiting orders of adjustment in the General Administration Department, is posted as Additional Secretary in the Lieutenant Governor's Secretariat. He shall also hold the charge of Director, Information, J&K, in addition to his own duties, till further orders.
5. Ms. Kritika Jyotsna, IAS (UP-2014), awaiting orders of adjustment in the General Administration Department, is

(Signature)
26/2/2021

posted as Chief Executive Officer, Jammu and Kashmir Energy Development Agency (JAKEDA), relieving Mr. Bipul Pathak, IAS, Principal Secretary to the Government, Science and Technology Department of the additional charge of the post. She shall also hold the additional charge of Secretary, J&K Academy of Art, Culture and Languages, relieving Mr. Munir-ul-Islam, KAS, Director, Archives, Archaeology and Museums, J&K of the additional charge of the post.

6. Mr. Athar Aamir Ul Shafi Khan, IAS (RJ:2016), awaiting orders of adjustment in the General Administration Department, is posted as Commissioner, Srinagar Municipal Corporation.
7. Mr. Akshay Labroo, IAS (TR:2018), awaiting orders of adjustment in the General Administration Department, is posted as Sub-Divisional Magistrate, Srinagar (West), vice Ms. Hamida Akhter, KAS, who shall report in the office of Divisional Commissioner, Kashmir.
8. Mr. Gazanffer Ali, KAS, Commissioner, Srinagar Municipal Corporation, is transferred and posted as Additional Inspector General of Registration, Kashmir.
9. Mr. Gulzar Ahmad Dar, KAS, Additional Inspector General of Registration, Kashmir, is transferred and posted as Additional District Development Commissioner, Srinagar, against an available vacancy.

By order of the Lieutenant Governor.

(Signature)
26/2/2021

Sd/-
(Manoj Kumar Dwivedi) IAS
Commissioner/Secretary to the Government.

No. GAD(Ser)Gen/21/2016 Dated:26.02.2021

Copy to the:-

1. Secretary, Ministry of Finance, Government of India, New Delhi.
2. Secretary, Ministry of Home Affairs, Government of India, New Delhi.

3. Secretary, Department of Personnel and Training, Ministry of Personnel, Public Grievances and Pensions, Government of India, New Delhi.

Copy also to the:

1. All Financial Commissioners.
2. Director General of Police, J&K.
3. All Principal Secretaries to the Government.
4. Principal Resident Commissioner, J&K Government, New Delhi.
5. Principal Secretary to the Lieutenant Governor.
6. Concerned Officers.
7. All Commissioners/Secretaries to the Government.
8. Chief Electoral Officer, J&K.
9. Chairman, J&K Special Tribunal.
10. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
11. Divisional Commissioner, Jammu/Kashmir.
12. Director General, J&K Institute of Management, Public Administration and Rural Development.
13. All Heads of Departments/Managing Directors.
14. All Deputy Commissioners.
15. Director, Information, J&K.
16. Secretary, J&K Public Service Commission.
17. Director, Estates, J&K.
18. Director, Archives, Archaeology and Museums, J&K.
19. Private Secretary to the Lieutenant Governor.
20. Secretary, J&K Services Selection Board.
21. General Manager, Government Press, Jammu/Srinagar.
22. Private Secretary to Advisor (F) to Lieutenant Governor.
23. Private Secretary to Advisor (B) to Lieutenant Governor.
24. Private Secretary to Advisor (BK) to Lieutenant Governor.
25. Private Secretary to the Chief Secretary.
26. Private Secretary to Commissioner/Secretary to the Government, General Administration Department.
27. Incharge Website, GAD.
28. Government Order file/Stock file.

(Signature)
26/2/2021
Additional Secretary to the Government.

93

ARTICLE ON THE ISSUE OF DRUG MENACE BY REFERRING TO THE USE OF VARIOUS KINDS OF DRUGS

Drugs are extinguishing the very light of our society, of Kashmir. If we do not wake up to this calamity immediately, our generations will be finished... there will living dead in each household.

I am not being alarmist. There are so many young people whose lives have been destroyed by drugs. It is serious. Hard drugs - Cocaine, Heroine- have made their way into our neighborhoods and villages. This is in addition to Opioids like codeine, sedatives, anxiolytics and other over the counter drugs. I have heard about cases where youngsters were found addicted to paint thinners, polish etc.

The use of hard drugs is not limited to few cases. A dear friend and a leading psychiatrist of Kashmir Dr Arshad Hussain tells me that the situation on ground is scary and if there isn't an immediate and comprehensive response at societal level, we may lose a generation or more to this menace. The target of those who want drugs to dissipate our youth are targeting children- class 7 to 12 students. It is a silent but lethal war against our children. Can you imagine Cocaine has a Kashmiri name now - the addicts call each dose a "line".

Though the problem is Kashmir wide, the way this drug menace is spreading has a pattern too. A few years ago, there was sudden rise in drug addiction among youth in north. Then there was a phase when it hit alarming rate in Srinagar city. Currently, it is at peak in South Kashmir districts.

Several doctors told me that they see such patients coming from almost everywhere and most of them are now cases of hard drugs addiction.

94

We - all of us - need to understand the devastation this drug menace is going to cause to us if it isn't halted immediately. It is going to permanently destroy everything.

There is an urgent need to raise awareness about the severity of this issue within our communities.

Parents, school teachers, religious leaders, health professionals and reporters. everyone needs to take it seriously. Those who see youngsters doing drugs or intoxicated anywhere need to intervene.

Parents need to raise their vigil. Teachers/ schools need to keep their eyes open. The identity of those addicted must not be hidden by families only because of the fear of social stigma. There is a need to expose the chain of suppliers so that those who are killing our young by luring them to these hard drugs are identified. The way this drug mafia is operating in Kashmir, there is absolutely no doubt that it is well organised and powerful network. No one is going to come to our help. People have to do it all themselves. Vigil and awareness are key. This is urgent.



95

ALL PARTIES SIKH COORDINATION COMMITTEE SEEKS INVESTIGATION IN CHATTISINGHPORA MASSACRE

The following is a press release issued by All Parties Sikh Coordination Committee (APSCC), on the remembrance day of Chattisinghpora Massacre. Demand is being made to inquire about the massacre and identify the culprits for prosecution. Reference has been made about the Brakpora Fake Encounter wherein 5 civilians were killed, Inquiry was held by Justice Pandan Commission. Reference of the visit of Bill Clinton, President USA was also made.

After 21 years the people of Jammu and Kashmir especially the Sikhs of the valley are still waiting for the justice and urge the state and central government to nab the culprits of Chattisinghpora massacre.

In 2000, unidentified gunmen had entered a quiet Kashmiri village of India and massacred 35 men.

The men who were killed belonged to the minority Sikh community and their murder shocked the entire Kashmir - a region wrecked by separatism violence for more than a decade. Indian Government has blamed these murders on separatist militants and acclaims of killing at least five of the men who carried out the brutal massacre. But so far India has yet to present hard evidence backing up its claims.

But the questions still remain unanswered. According to the police, nearly 20 militants carried out the massacre at Chattisinghpora and so far only five have been caught and killed which was later on proved wrong. The killed persons which the police claimed to be 'militants' were actually innocent residents of Brackpura proved by judicial enquiry of Justice Pandan Commission.

Also their bodies were burnt and hastily buried in a nearby village. The drama created by the officials was a fake and so melodramatic that on their behalf they said that the militants were caught in a burning house during a gun battle and their bodies were charred beyond recognition.

96

We in Kashmir are questioning whether the men killed on that day were actually involved in the Chattisinghpora killings or not. So far the police have failed to produce any hard evidence that they were involved -- leaving many in Kashmir to question that whether the security officials in the troubled region really knew who killed the men of Chattisinghpora.

So far the Committee made by the Government to find out the culprits, has failed to solve the mystery of killings of Sikhs in Kashmir. Now we urge the UT and the Central government to go for fresh probe in the killings of Sikhs. If they failed to do so then, we will consider it as a huge injustice with the Sikhs of Kashmir.

During the time of the massacre the President of USA - Mr. Bill Clinton also expressed his grief on the sad incident and urged the Government of India to nab the culprits, which he later on also mentioned in his book and termed the incident as most unfortunate incident of his life. After the killing of innocent Sikhs, the then CM - Dr Farooq Abdullah publicly assured that the culprits will be soon arrested as they were having some clue and assured of all the assistance needed by the Sikhs of Kashmir. But till date the promises made by the former CM have proven to be hoax.

On this fateful day, All Parties Sikh Coordination Committee, even after two decade, urge the government to conduct fresh probe in the killings so that culprits are nabbed and justice is provided to the families of the victims.

On the eve of Chattisinghpora massacre, the Mr. Jagmohan Singh Raina chairman APSCC urged the government to go for fresh probe into the incident and allow the Justice Pandan Commission to further investigate the incident as Brackpura and Chattisinghpora case are interlinked. He also urged the people of state to be united for communal harmony and solve their long pending issues.

ALLOTMENT OF LAND MEASURING 496 KANAL 17 MARLA TO TTD FOR TEMPLE CONSTRUCTION

The following order has been passed by Principal Secretary to government, Revenue Department, wherein Sate Land measuring 496 kanal and 17 marla under Khasra number 243 village Majeen, Tehsil & District Jammu in favor of Pilgrim Tirumala Tirupathi Devasthanams (TTD) for building of Temple and its allied infrastructures, on lease basis for a period of 40 year on the preimuim of Rs 10 per kanal per annum, which amounts to mere 4970/per annum. The DC of Jammu has been authorized to sign the lease agreement.

**Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, J&K, Jammu**

Desire for Justice

Subject: Allotment of land measuring 496 Kanal 17 Marla on lease basis to Tirumala Tirupathi Devasthanams.

Reference: Administrative Council Decision No. 44/6/2021 dated 26.03.2021

Government Order No: 32 -JK-(Rev) of 2021

Dated: 31 -03-2021

Sanction is hereby accorded to the grant of State land measuring 496 kanal 17 marla under khasra No 243 min village Majeen, Tehsil & District Jammu in favour of Tirumala Tirupathi Devasthanams (TTD) for building of Temple and its allied infrastructures, Pilgrim amenities Complex, Vedapatasala, Spiritual/ Meditation Centre, Office, Residential Quarters, Parking, etc. on lease basis for a period of 40 years from the date of taking over the possession on payment of nominal ground rent of Rs.10/- per kanal per annum without charge of any premium subject to the condition that the land shall be used only for the purpose for which it is granted. The allotment/lease shall be governed under the J&K Land Grants Act 1960 and the rules made thereunder. The Deputy Commissioner, Jammu shall sign the lease agreement on behalf of the Government.

By order of the Government of Jammu and Kashmir.

Sd/-

(Shaleen Kabra) IAS

Principal Secretary to Government

Dated 31 -03.2021

98

CONSTITUTION OF SPECIAL TASK FORCE FOR IDENTIFYING, SRUTINIZING CASES OF GOVERNMENT EMPLOYEES

The following order has been issued by Commissioner/Secretary, GAD, J&K, according to the sanction to the constitution of Special Task Force for identifying and scrutinizing cases of government employees to initiate the process under government order number 738-JK (GAD) of 2020 dated 30-07-2020 for action in terms of provisions of Article 311 (2) (c) of the constitution of India. Members of the STF being:

- a) ADGP CID as Chairman.
- b) IGP JK.
- c) Additional Secretary (Home).
- d) Additional Secretary (Department of Law, Justice and Parliamentary affair).
- e) Additional Secretary (Concerned Department).

Subject: Constitution of Special Task Force for screening cases for invoking provisions of Article 311(2)(c) of the Constitution of India.	
Government Order No.355-JK(GAD) of 2021 Dated:-21.04.2021	
Sanction is hereby accorded to the constitution of a Special Task Force, comprising the following, for identifying and scrutinizing cases of government employees, to initiate the process under Government Order No. 738-JK(GAD) of 2020 dated 30.07.2020, for action in terms of provisions of Article 311(2)(c) of the Constitution of India:	
1. Additional Director General of Police, (CID), J&K.	Chairman
2. Inspector General of Police, Jammu/Kashmir.	Member(s)
3. Representative of Home Department not below the rank of Additional Secretary.	Member
4. Representative of Department of Law, Justice & Parliamentary Affairs not below the rank of Additional Secretary.	Member
5. Representative of the Concerned Department, as necessary, not below the rank of Additional Secretary.	Member

The terms of Reference of the Special Task Force shall be as under:-

- a) To scrutinize cases of employees suspected of activities requiring action under Article 311(2)(c) of the Constitution of India.
- b) To compile record of such employees, wherever necessary and to refer it to the Committee constituted vide Government Order No. 738-JK(GAD) of 2020 dated 30.07.2020.
- c) To engage with other members of the Terror Monitoring Group (TMG) for identifying such other employees, as necessary.
- d) To take assistance of other Agencies and Department(s) in this regard, as necessary.

The Special Task Force shall speedily scrutinize such cases in a time bound manner and shall be serviced by the Criminal Investigation Department.

By order of the Government of Jammu and Kashmir.

**Sd/-
(Manoj Kumar Dwivedi) IAS
Commissioner/Secretary to the Government**

No.GAD(Adm)40/2018-IV
Copy to:-
1. All Financial Commissioners.

Dated:-21.04.2021

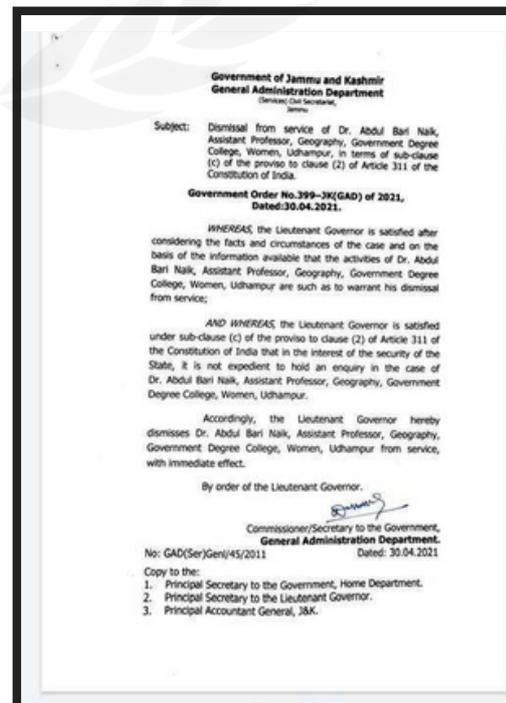
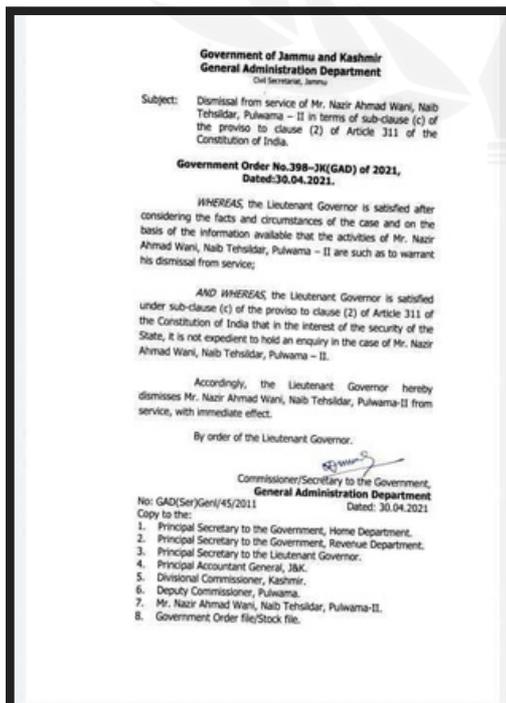
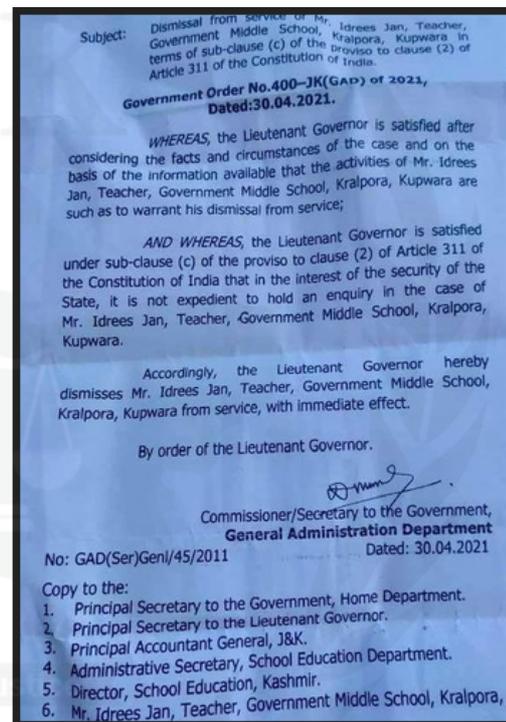


99

ORDERS OF DISMISSAL FROM GOVERNMENT SERVICE UNDER 311(2) (C) OF THE CONSTITUTION OF INDIA

The following orders are dismissal from service orders under 311(2) (c) of the constitution of India:

- 1) Idrees jan, Teacher, GMS, Kralpora, Kupwara.
- 2) Nazir Ahmad Wani, Naib Tehsildar, Pulwama.
- 3) Abdul Bari Naik, Assistant Professor, Geography, GDC women, Udhampur.



100

DILUTION OF THE BASIC ESSENCE OF ABROGATION OF ARTICLE 370 BY CHIEF SECRETARY, J&K

The following report reflects on the press statement made by Mr. Ankur Sharma, President of Hindutva outfit ,lkkjut Jammu. It is a targeted statement over Mr. B.V.R. Subramaniam Chief Secretary UT of J&K. Various issues as mentioned underhave been raisedby Ankur Sharma to prove that Chief Secretary has diluted the basic essenceof abrogation of Article 370:

- 1) Chief Secretary has destroyed the positive impact of Abrogation of Article 370 by bad policy structure creation.
- 2) Impression to OGWs that nothing had changed and cover-ups in corruption cases.
- 3) Marginalization of those sections of people who supported abrogation.
- 4) Pro-Muslim administrative handlingof cases.
- 5) Succeeding in stalling the implementation of Roshni repealment through review judgment.
- 6) Plans for demographic invasionof Jammu by Muslims.
- 7) Appointment of pro-separatist officersin JKSSB and PSC.
- 8) Non-applicability of the law forban on cow slaughter.
- 9) Mishandling of covid management in Jammu.

101

Here are two videos and a statement by leaders of Kashmiri Pandits and extreme Hindutva outfit Ikkjutt based in Jammu. Read this along with the speeches made by KP leaders during the condolence meeting of slain BJP counsellor Rakesh Pandita. This needs to be taken note of...

Let the new CS not follow his predecessor-- cautions IkkJutt Jammu. Probe role of BVR Subramaniam Ikkjutt Jammu President Sh Ankur Sharma demanded a thorough probe into the role of BVR Subramaniam as the Chief Secretary of Union Territory of Jammu and Kashmir. IkkJutt Chairman

Ankur Sharma said mere removal and replacement of the Chief Secretary is not enough." There is an imperative necessity to change the Policy Structures followed in J&K during his tenure most importantly after abrogation of 370/35-A i.e. 5th Aug, 2019. Most of the policies outgoing CS pursued destroyed the positive impact of the abrogation of Article 370. The thrust of his policies was to assure Overground Separatists that nothing has changed in J&K even after 370/35-A abrogation. His role in many cases of Corruption especially cover ups also need to be scrutinized."

Ankur further said, "we have been witness to a sinister political game bordering on Internal Subversion to wash away all the gains of the monumental measures taken on 5 August, 2019. It seems Government of J&K itself was spearheading a process to set the platform for reversal of the constitutional changes so that Jammu and Kashmir marches back to the old order."

IkkJutt Jammu Chairman Ankur Sharma explained that as the shrill from Pakistan to reverse the changes made in the erstwhile state of Jammu and Kashmir gained in intensity, the UT Government set itself on a course to marginalise and ostracise those segments of population of J&K who supported the monumental decisions of Narendra Modi, primarily the patriotic Hindus. "Ankur claimed, "It is not incidental that the hand of outgoing Chief Secretary appears to be behind all such biased and dangerous decisions." He also demanded a thorough probe into the functioning of Chief Secretary of the Union Territory with regard to handling of the affairs of Covid Pandemic Management particularly in Jammu province.

102

Ankur Sharma, Chairman of IkkJutt Jammu said that the positive political environment created in the aftermath of 5th August, 2019 in Jammu province stands shattered by the extremely biased pro Muslim administrative handling of affairs in J&K. He said a series of decisions have been taken by UT government of J&K particularly at the personal indulgence of the Chief Secretary to give an impression that Hindus of J&K are a Subject people and Jammu continues to be a Colony of Kashmir. Pro Jihadi forces in Jammu and Kashmir must have heaved a sigh of relief when Chief Secretary succeeded in stalling the implementation of Roshni Judgement by allowing the filing of a Review Petition in the J&K High Court thereby underlining the commitment of the UT government to be a facilitator of Muslim Demographic assault on Jammu. The UT Govt intends to come up with a scheme, the practical impact of which would be regularisation of all illegal Muslims settlements in and around Jammu and its other Districts. The line is in sync with Pakistan's ISI, Islamists and other Jihadi groups. Ankur further said, "All actions started to put an end to Demographic Invasion of Jammu have been practically stopped."

There has been a spate of appointments of pro-separatist officers with subversive credentials to State Services Recruitment Board as well as Jammu and Kashmir Public Service Commission apart from other vital and critical positions within the administrative set up.

The bringing of Domicile law and pushing for the delimitation of Legislative constituencies on the basis of 2011 census has been an act of subversion. A clearcut message has been given to Muslim Separatist Class that Gol is committed to preserving communal Muslim Hegemony in Jammu and Kashmir." IkkJutt President stated that the Union Territory of Jammu and Kashmir is on a march to become a De-facto Muslim Domain even without 370 in existence.

103

Ankur Sharma, Chairman of IkkJutt Jammu said that the positive political environment created in the aftermath of 5th August, 2019 in Jammu province stands shattered by the extremely biased pro Muslim administrative handling of affairs in J&K. He said a series of decisions have been taken by UT government of J&K particularly at the personal indulgence of the Chief Secretary to give an impression that Hindus of J&K are a Subject people and Jammu continues to be a Colony of Kashmir. Pro Jihadi forces in Jammu and Kashmir must have heaved a sigh of relief when Chief Secretary succeeded in stalling the implementation of Roshni Judgement by allowing the filing of a Review Petition in the J&K High Court thereby underlining the commitment of the UT government to be a facilitator of Muslim Demographic assault on Jammu. The UT Govt intends to come up with a scheme, the practical impact of which would be regularisation of all illegal Muslims settlements in and around Jammu and its other Districts. The line is in sync with Pakistan's ISI, Islamists and other Jihadi groups. Ankur further said, "All actions started to put an end to Demographic Invasion of Jammu have been practically stopped."

There has been a spate of appointments of pro-separatist officers with subversive credentials to State Services Recruitment Board as well as Jammu and Kashmir Public Service Commission apart from other vital and critical positions within the administrative set up.

The bringing of Domicile law and pushing for the delimitation of Legislative constituencies on the basis of 2011 census has been an act of subversion. A clearcut message has been given to Muslim Separatist Class that Gol is committed to preserving communal Muslim Hegemony in Jammu and Kashmir." IkkJutt President stated that the Union Territory of Jammu and Kashmir is on a march to become a De-facto Muslim Domain even without 370 in existence.

104

The paralysis of the UT government to prevent use of Minority related schemes and scholarships for the Muslim majority of UT despite Supreme Court Judgment dated 12.03.2018 passed in PIL No. 489/2016 titled Ankur Sharma V. Union of India & Ors. eloquently brought out the pro Muslim commitment of the Chief Secretary BVR Subramaniam. IkkJutt Jammu claimed that the biggest self-indictment of the UT government as anti Hindu and pro-Muslim has been the repeal of Cow Slaughter law after the abrogation of Article 370 followed by inaction to bring the ban back in to force. Under the guidance of CS, the UT Government chose not to act despite Court directions to take a call on the legislation. IkkJutt Jammu stated that the handling of Covid Emergency in Jammu province has been a disaster and the unusually high casualties that have taken place are due to mismanagement of Disaster Management Affairs falling directly under the Chief Secretary of the UT.

Sh Ankur Sharma warned that Pro-Musharaf Formula (formula for solution of Kashmir with Pakistan) segments of BJP, pro-separatist elements in JK administration and CS seemed to be in cohorts. If LG and GoI do not take corrective measures, their direct complicity in the disastrous handling of J&K will become glaringly manifest.

The speeches made in this threehour long zoom condolence meeting to pay homage to Rakesh Pandita

- BJP counsellor who was killed in Tral on June
- By influential leaders of Kashmiri Pandits in Jammu provides a clear picture of what is in store for Kashmir in near future. Please watch and listen carefully.

It explains everything

<https://www.facebook.com/PKReHingeKashmir/videos/191204022894042>

105

CREATION/RATIONALIZATION OF NEW PATWAR HALQAS AND GIRDAWAR CIRCLE

The following order has been issued by Assistant Commissioner (central) in Divisional Commissioner, Srinagarto DC Shopain, Srinagar, Budgam, Baramulla, Ganderbal, Kupwara- as a reminder for sending data pertaining to creation/rationalization of newpatwar halqa and girdwar circle. Reference has been made to earlier orders, wherein proper formats for submission of information have been made.


UNION TERRITORY OF JAMMU AND KASHMIR
DIVISIONAL COMMISSIONER, KASHMIR
Amar Niwas Complex, Tankipora, Srinagar.
Phone/ Fax: (0194) -2487777, 2477775, 2452558, 2455357
Website: www.kashmirdivision.nic.in

Deputy Commissioner, **URGENT**
Shopain/ Srinagar/Budgam
Baramulla/ Ganderbal/ Kupwara.

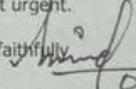
No: Div.Com/LRS C195A/388-93 Dated: 08 06 - 2021

Subject : **Creation/rationalization of new patwar halqas and Girdawar Circle.**

Sir,

Apropos to the subject captioned above, kindly refer this office communication No; DivCom / LRS (195) 665-71 / 2020 dated:31-10-2020 whereunder copy of Financial Commissioner, Revenue J&K Govt letter No; FC(ADM-Bgt)458/20165-II dated:29-10-2020 has been sent to your office for submission for information both in hard and soft copy in excel format which has sofar not been furnished to this office.

In this connection, I am directed to request you to kindly look into the matter personally and **ensure submission of the requisite details / information to this office by return fax as well as on official website relieffmla32@gmail.com** both in hard and soft copy in excel format for its onward transmission to the Financial Commissioner (Revenue) J&K Jammu, treating the matter as most urgent.

Yours faithfully,

Assistant Commissioner (central)
KASHMIR 07/06/21

Copy to the:
Financial Commissioner, Revenue, J&K Govt. Amar Niwas Complex, Srinagar for favour of information. This has reference to his letter No. quoted above.

106

SANJEEVANI SHARDA KENDRA - RSS AFFILIATE GROUP CONDUCTED A THREE-DAY NAVREH (HINDU NEW YEAR) PROGRAMME TO URGE THE MIGRANT KASHMIRI PANDITS TO RETURN TO KASHMIR

The following document pertains to an excerpt from a news item apparently. Herein Sanjeevani Sharda Kendra, Bohri, Jammu (RSS affiliate) had conducted a three day Navreh (Hindu New Year) programme (April 12 to 14, 2021) wherein it has urged upon Kashmir Migrants to return in order to make Modi Govt policy as successful one, particularly meant for demographic change. Programme was concluded with the address of RSS General Secretary Dattaterya Hosabale, wherein he asked Hindus to take inspiration from Israel to reclaim Kashmir.

Sanjeevani Sharda Kendra, Bohri, Jammu (a RSS affiliate group) conducted a three-day Navreh (Hindu new year) programme (April 12 to 14, 2021) to urge the migrant Kashmiri Pandits to return to Kashmir and help Modi government's Kashmir plan especially after it took the major decision to abrogate article 370 and 35 A (which opened doors to demographic change by ending the protections of state subject law that prevented settlement of outsiders in J&K). The programme was concluded with RSS general secretary Dattatreya Hosabale's address. He asked Hindus to take inspiration from Israel to reclaim Kashmir. There is also the routine Sangh distortion of history, claiming Zain ul Abideen (Badshah) was a foreigner who invaded Kashmir and that the ancestors of Kashmiri Muslims are those who converted to save their lives. Please watch this speech to understand how things are unfolding.

<https://www.facebook.com/muzamil.jaleel/videos/10158510697292106/>

107

ARREST AND DETENTION OF TRADE LEADER FOR RUDE BEHAVIOR WITH OFFICIALS DURING PUBLIC DARBAR

In the following document: Lieutenant Governor Manoj Sinha's advisor along with top officials that included the deputy commissioner and others held a "public darbar" in Ganderbal district with an ostensible aim to provide local population a forum to raise their issues and speak their mind before the top officials. A delegation from Safapora which was led by a local trader Sajad Ahmad Sofi too attended. While putting forward his demands before Advisor Khan, he said: 'Mein aapse umeed rakhta hoon. Chunki aap ik Kashmiri hain aur samajh sakte hain, aur mein aap ka gareban pakad sakta hoon aur aapse jawab-talab kar sakta hoon. Magar gair-riyasati afsaron se kya umeed rakh sakta hoon (I can have expectations from you because you are a Kashmiri and you can understand us. I can grab you by the collar and seek answers. But what expectations can I have from officers who are outsiders)?' Sofi's words angered the Deputy commissioner of Ganderbal district, KrittikaJyotsna, who was recently posted to Kashmir from Uttar Pradesh. Sofi was immediately booked under section 153 A (promoting enmity) and jailed. Sofi was subsequently bailed out but the police didn't let him go home and instead re-arrested him and put him what they term "preventive custody", claiming he will breach peace. He was booked under sections 107 and 105. In its report to the Court, the Ganderbal calls Sofi "zaban daraz" which basically means rude and talkative. The Police also opposed his release claiming that he will influence witnesses even as it says that his benign words which "hurt" the top non-local bureaucrat were said in front of top officials themselves.

DOCUMENT PERTAINING TO CENSUS CARRIED OUT BY J&K STATE AND POLITICAL AGENCIES



The following document pertains to census carried out by J&K State and political agencies, (Very important Document, however source of information to be ascertained for proper legitimacy) in 1911. Key points being in all 3 provinces: Muslim population is higher. Cumulative percentage of Muslim population was 75.90% in comparison to Hindu population which was 21.88%. Notably in Jammu Province also the percentage of Muslim population was 59.9% as compared to Hindu population which was 39.22%. Moreover the highest Muslim population in Jammu province was in Poonch, which afterwards became centre for the massacre of Muslims in 1947.

۱۱۲

مردم شماری ریاست

مردم شماری ریاست جموں و کشمیر و اقصائے تبت با و غیرہ - ۱۹۱۱ء

میزان	درج	عیسائی	مسلمان	بودھ	سکھ	ہندو	ضلع	صوبہ
۲۲۰۷۸	۴۷۱	۱۹۹	۱۰۷۷۳	-	۷۰۹	۱۵۹۰۸	شہر جموں	صوبہ جموں و ہاکیکیمات وغیرہ
۲۲۰۱	-	۱۲	۳۲۳	-	۱۶	۲۷۷۸	چھاڈنی جموں	
۲۹۲۹۹۵	۵۲۱	۲۹۹	۱۱۵۹۸۹	-	۲۳۶۱	۱۷۵۹۹۵	ضلع جموں	
۱۵۱۹۹۹	۷۲	۱۷۰	۳۵۱۷۱	۱۱	۱۰۸	۱۱۱۱۶۷	ضلع کشمیر	
۲۰۵۱۳۶	۳۰	-	۸۳۰۲۷	۳۳۹	۱۷۸	۱۷۱۵۷۲	ضلع ادو دم پور	
۱۰۵۸۹	-	-	۱۶۶۳	-	-	۸۹۲۶	جاگیر چینی	
۲۷۵۱۲	-	-	۱۲۵۸۰	۱	-	۲۲۹۳۱	جاگیر بھدرا	
۲۰۹۸۱۳	۱۱	۱	۱۲۵۳۲۲	-	۲۸۱	۸۰۹۹۶	ضلع ریسی	
۲۲۲۹۳۳	۲۳۷	۱۰	۲۶۲۲۲۲	-	۳۱۵۶	۵۷۱۸۷	ضلع میر پور	
۲۲۲۲۰۳	۵۲	۲۸	۲۰۷۷۲۲	۱	۹۶۲۱	۲۱۹۷۷	ضلع پونچھ	
۱۹۰۱۲۷۹	۱۲۳۶	۶۸۸	۹۵۳۰۱۶	۳۵۲	۱۲۷۸	۶۲۸۰۵۷	میزان	صوبہ کشمیر
۱۲۶۳۲۲	۷۲	۱۱۲	۹۹۹۳۸	-	۲۸۶	۲۸۷۳۶	شہر سری نگر	
۵۱۲۰۶۶	-	۵۰	۲۹۱۷۰۱	-	۲۱۰۰	۱۹۰۱۵	وزارت جنوبی	
۲۶۰۷۸۱	۲۳	۳۹	۲۲۶۷۲۵	۲	۲۵۷۵	۹۹۱۷	وزارت شمالی	
۱۹۵۲۰۵	۱۶	۱۷	۱۸۲۸۶۳	۱	۷۶۱۱	۲۶۹۷	وزارت منظر آباد	
۱۲۹۵۱۳۶	۱۱۱	۲۱۸	۱۲۱۷۷۷۷	۳	۱۲۷۷۲	۶۲۲۶۵	میزان	ضلع سری
۱۸۶۲۲۶	۱۸	۶۳	۱۵۰۰۷۰	۲۵۸۲۷	۲۱	۲۰۷	وزارت لہارہ	
۲۲۹۶۹	-	۲۱	۲۳۰۷۵	-	۵۷	۸۱۶	وزارت گلگت	
۵۲۳۳۳	-	-	۵۲۳۳۰	۱۷	-	۷۷	پریسبٹیرین گلیگت	

CENSUS JAMMU & KASHMIR STATE & POLITICAL AGENCIES etc- 1911 AD

PROVINCE	DISTRICT	HINDU	SIKH	BOUDH	MUSLIMS	CHRISTAINS	OTHERS	TOTAL
J A M M U P R O V I N C E &	JAMMU CITY	19908	709	-	10774	166	471	32028
	JAMMU CANTT	2748	16	-	423	14	-	3201
	JAMMU DIST	175690	2461	-	115989	299	521	294960
	KATHUA DISTT	116167	108	11	35171	170	72	151699
	UDAMPUR DIST	121522	128	439	83027	-	-	205136
	CHINAINI JAGIR	8926	-	-	1663	-	-	10589
	BADARWAH JAGIR	22931	-	1	14580	-	-	37512
	DISTT. REASI	80996	481	-	125324	1	11	206813
	DISTT. MIRPUR	57187	3156	-	264343	10	237	324933
	POONCH AREA	21977	9621	1	302722	28	54	334403
SUB TOTAL		628057	16680	452	954016	688	1386	1601279
SUB PERCENTAGE		39.22%	1.04%	0.03%	59.59%	0.04%	0.08%	
K A S H M I R P R O V I N C E	SRINAGAR CITY	28736	486	-	96938	112	72	126344
	WAZARAT SOUTH	19015	2100	-	491701	50	-	512866
	WAZARAT NORTH	9917	4575	2	446225	39	23	460781
	WAZARAT MUZAFFARABAD	4697	7611	1	182863	17	16	195205
SUB TOTAL		62365	14772	3	1217727	218	111	1295196
SUB PERCENTAGE		4.81%	1.14%	-	94.01%	0.17%	0.08%	
F D R I S T R I B U T I O N A R Y	WAZARAT LADAKH	407	41	35847	150070	63	18	186446
	WAZARAT GILGIT	816	57	-	23075	21	-	23969
	POLITICAL AGENCY GILGIT	77	-	17	54340	-	-	54434
SUB TOTAL		1300	98	35864	227485	84	18	264829
SUB PERCENTAGE		0.49%	0.03%	13.54%	85.91%	0.03%	-	
GRAND TOTAL		691722	31550	36319	2399228	990	1515	3161324
PERCENTAGE		21.88%	0.99%	1.15%	75.90%	0.03%	0.05%	

112

AMENDMENT IN THE J&K CIVIL SERVICES INSTRUCTIONS, 1997

The following order has been passed by the Commissioner Secretary JKGAD, on the reference letter of ADGP CID, vide no. CID/NGO/2021/447-50 dated 15-02-2021. The order pertains to the verification of character and antecedents of newly appointees as well as the existing employees. A 2-tier structured set up has been placed, wherein at the first step the recruiting agency needs to send the forms to the CID under confidential and secret envelope system. CID is being given one month to complete its verification process, which is extendable to one more month but not beyond that. During this period the recruiting agency can publish the particular selection list and hold back the appointees name till it receives clearance from CID, if received positive the list can be released, however, in case, if anything adverse is received, and on confirmation of State/Divisional/District level committee, the appointment shall stand automatically cancelled without any notice.

Government of Jammu and Kashmir
General Administration Department
Civil Secretariat, Srinagar

Subject: Amendment in the Jammu and Kashmir Civil Services (Verification of Character and Antecedents) Instructions, 1997.

Reference: Letter No.CID/NGO/2021/447-50 dated 15.02.2021 from the ADGP, CID, J&K.

Government Order No.528-JK(GAD) of 2021
Dated: 21.06.2021

It is hereby directed that the Instruction 2 of the Jammu and Kashmir Civil Services (Verification of Character and Antecedents) Instructions, 1997, notified vide Government Order No.1918-GAD of 1997 dated 09.12.1997, read with Government Order No.597-GAD of 1999 dated 26.05.1999, Government Order No.681-GAD of 2000 dated 14.06.2000 and Government Order No.1328-GAD of 2016 dated 07.12.2016, shall be substituted as under:

"The appointing authorities, on the receipt of attestation forms from the candidates, shall forward these forms with a covering letter (sealed and marked secret) in the form prescribed to this Government Order directly to the CID Headquarter for conducting the verification of the Character and Antecedents of the selectees.

The CID shall conduct the verification of the Character and Antecedents of the selectees and forward the same to the requisitioning authority within one month from the date of receipt of the list of selectees. In case the verification process in respect of some candidates requires more time, the CID may seek another one month in respect of such candidates only while forwarding the completed cases. However, the entire time period in the verification process should not be more than two months under any circumstances.

The appointing authority, on the receipt of the satisfactory verification report, issue the appointment order and the candidates in whose case the report is received at a later stage (after the part selection list is operated upon) shall on the receipt of a satisfactory verification report be appointed notionally from the date the earlier appointments are made.

1 of 10

In case of receipt of an adverse report and on confirmation thereof by the State/Divisional/District Level Screening Committee, as the case may be, the appointment shall automatically stand cancelled without any notice."

Further, Annexure-I to Government Order No.1918-GAD of 1997 dated 09.12.1997, read with Government Order No.597-GAD of 1999 dated 26.05.1999, Government Order No.681-GAD of 2000 dated 14.06.2000 and Government Order No.1328-GAD of 2016 dated 07.12.2016, shall be substituted by Annexure-I to this order.

By order of the Lieutenant Governor.

Sd/-
(Manoj Kumar Dwivedi) IAS
Commissioner/Secretary to the Government

No: GAD-MTG0RBIV/79/2021-08-GAD Dated: 21.06.2021

Copy to:

1. Additional Chief Secretary, Health and Medical Education Department, J&K.
2. Director General of Police, J&K.
3. All Principal Secretaries to the Government.
4. Principal Secretary to the Lieutenant Governor.
5. All Commissioners/Secretaries to the Government.
6. Chief Electoral Officer, J&K.
7. Director General, J&K IMPARD.
8. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
9. Divisional Commissioner, Kashmir/Jammu.
10. All Heads of Departments/Managing Directors.
11. All Deputy Commissioners.
12. Director Information, J&K.
13. Director, Archives, Archaeology and Museums, J&K.
14. Chairperson, J&K Special Tribunal.
15. Secretary, J&K Public Service Commission/SSB/BOPEE.
16. General Manager, Government Press, Srinagar.
17. Private Secretary to the Lieutenant Governor.
18. Private Secretary to the Chief Secretary.
19. Private Secretary to Advisor (F)/(B)/(BK) to the Lieutenant Governor.
20. Private Secretary to Commissioner/Secretary to the Government, GAD.
21. In-charge website, GAD.
22. Government Order file/Stock file.

Dr. Shabir Hussain Keen
Additional Secretary to the Government

2 of 10

Annexure-I

Name: _____

Parent Department: _____

Present Department: _____

Designation: _____

Employee ID: _____

Affix signed passport size (5 cms x 7cms) recent photograph

(To be filled in block letters)

1. The furnishing of false information or suppression of any factual information in the Attestation Form would entail disqualification, and is likely to render the candidate unfit for employment under the government. If suppression of any factual information comes to notice at any time during the service of a person, his services would be liable to be terminated without any further notice.
2. If detained, arrested, prosecuted, bound down, fined, convicted, debarred, acquitted etc. subsequent to the completion and submission of this form, the details should be communicated immediately to the authorities to whom the Attestation Form has been sent early, failing which it will be deemed to be a suppression of factual information.
3. (a) Name in full : (First Name) (Middle Name) (Last Name) (Surname)
 - (b) Sex
 - (c) Alias (if any):
 - (d) Category:
 - (e) Blood Group
 - (f) Name at birth, if different and any other names, surnames used at any stage:
4. (i) Present Address
 - a. House No./Name :
 - b. Locality/Street :
 - c. Town/Village :
 - d. Police Station :
 - e. Post Office :
 - f. District :
 - g. State/UT :

3 of 10

(ii) Permanent Address

- a. State/UT :
- b. District :
- c. House No./Name :
- d. Locality / Street :
- e. Town Village :
- f. Police Station :
- g. Post Office :

(iii) Please mention original native place, if the family has migrated after 01.01.1990:

- a. State/UT :
- b. District :
- c. House No./Name :
- d. Locality / Street :
- e. Town Village :
- f. Police Station :
- g. Post Office :

(iv) Domicile certificate details:

(v) Educational Qualification (Academic/Technical) showing places of education with years in school, colleges and universities since 15 years of age :

Name of school / college / university (with full address)	Date of entering	Date leaving	Date of Examination passed

5. Mobile numbers used during last 5 years :
6. Email and social media/web based portal accounts :
7. Registration number of vehicles owned/used :
8. Bank / post office account numbers :
9. PAN number :
10. Aadhar number :
11. Passport number :

4 of 10

12. Date of Birth :
13. Place of birth (village/town, district, state, country) :
14. Nationality :
15. Religion :
16. Details of postings and promotions earned from the date of appointment (applicable for re-verification cases) :

(a) Posting		
Office & Place	From	To

(b) Promotion		
Office & Place	From	To
17. Joining Details

i. Recruiting Agency	
ii. Date of Appointment	
iii. Initial Joining Department	
iv. Date of Joining	
v. Employee initial cadre State/Div./District	
vi. Gaz./Non-Gaz./Class-IV	
vii. Order No.	
viii. Initial Joining Office	
ix. Designation	
x. Permanent/Temporary Employee	
18. Salary Details

Current Pay Band		PAN No.	
Grade Pay		Basic Pay	
Personal/Special Pay		GPF/PRAN No.	
Dearness Allowance/ Dearness Pay COLA		Deduction Type GPF/CPF(NPS)	
YES/NO			
Total Salary (including Allowance)			
Name of Salary Bank		Saving A/c No.	
Branch			
Entitlement of Pension (Defined benefit/NPS)			
Contribution to NPS (Employer + Employee)			
Accumulations under NPS (including earnings from investment of contribution)			

5 of 10

19. **Employee Office details**

Employee office details Current Post
 Current designation

Current Cadre: Current office
 State /Div/District

20. Whether Govt. accommodation allotted in Jammu/Srinagar:
 Details of accommodation, if hired (Y/N)

21. Particulars of family members.

Relation	Name	Occupation	Present address
Other			
Mother			
Wife/ Husband			
son(s)			
Daughter(s)			
Brother(s)			
Sister(s)			
Step son(s)			
Step daughter(s)			

22. Particulars of In-Laws:

Relation	Name	Occupation	Present address
Father-in-law			
Mother-in-law			
Brother-in-law (s)			
Sister-in-law (s)			

23. Particulars of places (with period of stay) where you have resided for more than one year at a time during the preceding 5 years. In case of stay abroad (including Pakistan/PoK), particulars of all places where you have resided for more than one year after attaining age of 18 years:

From	To	Full address including Village, Police Station, Post Office, Town, House and Street No., Contact No., etc.

6 of 10

4. Please furnish details of your foreign visits for the last five years:

From	To	Country visited, purpose of visit, details of host with whom he/she stayed

5. Details of personal contact with Government officials of foreign countries:

Name, Designation & Country of official	Meeting circumstances

6. Please furnish details of the foreign visits of your spouse for the last five years:

From	To	Country visited, purpose of visit, details of host with whom he / she stayed

7. Details of persons (other than family members) residing with you:

Name	From	To	Relevant contextual information

8. Details of family members (Indian and Non-Indian) working in foreign missions or in foreign organization involving foreign concerns in India & Abroad:

Name & relation	Current address	Nationality	Place/ Country of birth	Occupation / employer details	Additional relevant information

9. Details of children studying / living / working abroad :

Name	Relationship	Details of course being pursued, college / university, employer details and residential address

7 of 10

30. Details of previous employment under Central or State Government or a Semi Government or a Quasi Government body or an autonomous body or a Public Sector Undertaking or a Private firm or public projects :

Period	Designation, emoluments nature of employment	Full name & address of employer	Reasons for leaving previous service
From	To		

If you had left service on giving three months notice under Article 230 of the J&K CSR Volume-I, or any similar corresponding rules, were any disciplinary proceedings framed against you, or had you been called upon to explain your conduct in any matter at the time you gave notice of termination of service, or at a subsequent date(s), before your service actually terminated?

31. (a) Have you ever been arrested? **Yes/No** (If yes give details)
 (b) Have you ever been prosecuted? **Yes/No** (If yes give details)
 (c) Have you ever been kept under detention? **Yes/No** (If yes give details)
 (d) Have you ever been bound down? **Yes/No** (If yes give details)
 (e) Have you ever been fined by a court of law? **Yes/No** (If yes give details)
 (f) Have you ever been convicted by a court of law? **Yes/No** (If yes give details)
 (g) Have you ever been charged before a court of law with an offence for which you were convicted, conditionally discharged, placed on probation or acquitted? **Yes/No** (If yes give details)

32. (a) Whether discharged/expelled/withdrawn from any training programme in Government / Private institution? **Yes/No** (If yes give details)
 (b) Have you ever been debarred from any examination or rusticated by any University or any other Educational authority/institution? **Yes/No** (If yes give details)
 (c) Have you ever been debarred / disqualified by any Public Service Commission/Staff Selection Commission for any of its examination/selection? **Yes/No** (If yes give details)
 (d) Is any case or inquiry / departmental proceeding pending against you in any court of law (including civil litigation) or with any other authority. (If yes give details)

8 of 10

38. Details of legal proceedings against / prosecution of family members and close relatives:

39. Details of family members / close relatives having been prisoner of war or held in any enemy country for any duration:

40. Name, address and contact numbers of two responsible person of your locality or two references to whom you are known:

Declaration :

I certify that the foregoing information is correct and complete to the best of my knowledge and belief.

I am duly aware that by providing false information or suppressing material information while filling this form, the authorities have full right to terminate my appointment letter/order and I am also liable for appropriate criminal/civil/legal action as a consequence.

I am not aware of any circumstances which might impair my fitness for employment under Government.

(Signature of the candidate/employee)
each page to be signed

Place:
 Date:

10 of 10

115

CANCELLATION OF RESIDENTIAL ACCOMMODATION OF GOVERNMENT EMPLOYEES

The following order being issued by the Commissioner/Secretary Estates Department, Civil Secretariat Jammu for cancellation of allotment of residential accommodation of officers at Srinagar who are stationed in Jammu and vice-versa. Moreover, they are being ordered to vacate the accommodation in 21 days.

**Government of Jammu and Kashmir
Estates Department,
Civil Secretariat, Jammu/Srinagar

Subject:- Cancellation of residential accommodation of Government employees on the basis of their location orders issued by General Administration Department.

**Government Order No. 113-Est of 2021
Dated 29.06.2021**

In pursuance to Government Order No. 354-JK(GAD) of 2021 dated 20.04.2021, 365-JK(GAD) of 2021 dated 25.04.2021, 366-JK(GAD) of 2021 dated 25.04.2021 and 378-JK(GAD) of 2021 dated. 26.04.2021, sanction is hereby accorded to the:-

- (i) cancellation of allotment of residential accommodation of officers/officials at Srinagar as indicated at Annexure-A to this order who are stationed at Jammu, and
- (ii) cancellation of allotment of residential accommodation of officers/officials at Jammu as per Annexure-B to this order who are stationed at Srinagar.

The officers/officials indicated at Annexure-A and B shall vacate their Government residential accommodation under his/her occupation within 21 days from the date of issuance of this order.

By order of the Government of Jammu and Kashmir.

**Sd/-
(M. Raju), IAS
Commissioner/Secretary to the Government**

No. EST-ALLT/3/2021-04-O/o-Estates Dated 29.06.2021

Copy to the:-

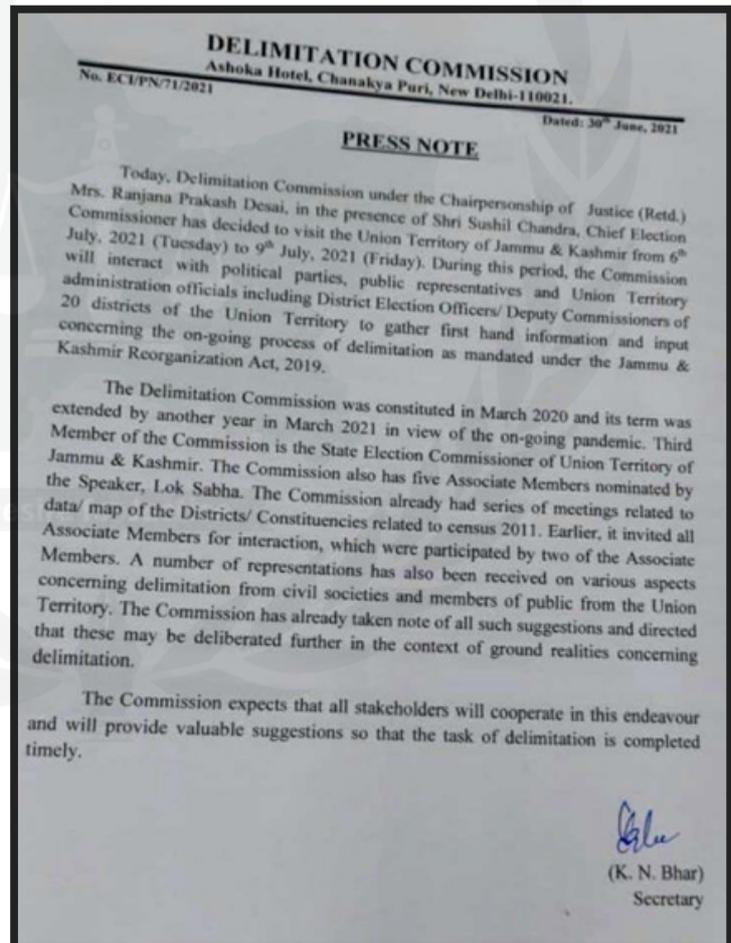
1. Additional Chief Secretary, Health & Medical Education Department.
2. Director General of Police, J&K.
3. Principal Secretary to the Hon'ble Lieutenant Governor.
4. All Administrative Secretaries to the Government.
5. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
6. Chief Electoral Officer, J&K.
7. Director General, IMPARD, J&K.
8. Director, Anti Corruption Bureau, J&K.
9. Chairperson, J&K Special Tribunal.

M. Raju

116

FORMATION AND AUTHORIZATION OF DELIMITATION COMMISSION

The following Press Note is being released by Secretary, Delimitation Commission about the visit of Chairperson to UT and its plan to meet DEOs and other political party representatives. A brief about formation and role of delimitation commission is also given.



117

DIRECTIVE BY DIVISIONAL COMMISSIONER KASHMIR FOR INSTALLATION OF INDIAN FLAG AT HARI PARBAT, SRINAGAR

The following document is a Minutes of meeting held by Divisional Commissioner on installation of National Flag at the Hari Parbat fort. Same was attended by eleven officials out of which six were from security establishment. Participants were approved of the desire of Flag Foundation of India to hoist flag at a height of 100ft having description of 24 feet X 36 feet. They had sought for logistical support from Divisional Administration and other stakeholders.

Government of Jammu & Kashmir
Divisional Commissioner Kashmir
email: dcoconkash@gmail.com Tel: 0194-2483718 Fax: 0194-248444, 247773

Subject:- Installation of National Tricolour at Hari Parbat, Srinagar.

Divisional Commissioner, Kashmir, took a meeting with regard to subject matter on 30.06.2021 in meeting hall of this office.

Following officers participated in the meeting:

1. Vice Chairman, LAWDA, Srinagar.
2. Lt. Col Divyesh Shula 31 Sub Area 920 RR).
3. Commandant 82 BN CRPF.
4. Joint Director, Tourism Kashmir.
5. SP, North Srinagar.
6. Jt. G.M (EE) AAI.
7. Dy. Director Archives/Archaeology.
8. Maj. HS Kang, 31, Sub-Area.
9. Defense Estates Officer, Srinagar.
10. DFO, Urban Forestry.
11. Rep. CRPF.

At the outset, the Divisional Commissioner, Kashmir while welcoming all the participants informed that from last some months directions have been passed to all the Deputy Commissioners and HODs for description / display/hoisting of National Flag strictly as per the Flag code of India 2002 and to ensure that there is no violation in this regard. Thereafter, the chair was apprised that Flag Foundation of India have proposed to Hoist a big size flag at Hari Parbat Fort at a height of 100 feet having the description of 24 feet X 36 Feet and sought all the necessary logistic support from the Divisional Administration as well as from the stake holders viz. Archaeological Survey of India, UT of J&K, Forest Department, Airport Authority of India, Tourism Department.

[Signature]

LETTER OF COMMANDANT 3-BN CRPF TO DEPUTY COMMISSIONER, BANDIPORA WITH DETAILS OF LAND DEMARKATION FOR ESTABLISHMENT OF CAMP SITE

The following document is a letter sent by Commandant 3-Bn CRPF, DPL Bandipora to Deputy Commissioner, Bandipora, where in it is being mentioned through reference of earlier communications that land measuring 130 Kanals (100 Kanal at Watpora Bandipora, 30 Kanal at Rakh-e-Sultanpora Sumbal) was identified for establishment of Battalion Camping site for CRPF. Site selection committee report and other documents were sent to IGP, Kashmir (Ops) and other offices for onward processing. However, same were returned for want of documents in order to clear deficiencies.

OFFICE OF THE COMMANDANT-3 BN CRPF, D.P.L. BANDIPORA (JAMMU & KASHMIR)
 No. A.II-1/2021-22-3/Q-3 BN (BCS) Dated, the 2 July, 2021

To, The Deputy Commissioner, Distt. Bandipora, (J&K).

Subject :- REGARDING PROVIDING DETAILS OF LAND BARMARKED FOR ESTABLISHMENT OF BATTALION CAMPING SITE AT WATAPORA BANDIPORA & RAKH-SULTANPORA DISTT. BANDIPORA J&K.

Sir,
 Kindly refer to your office letter No DCB/LA/2021/2176-77 dated 19/01/2021 vide which detailed information along with eye sketch of 100 Kanals of land at Village-Watpora Bandipora, & revenue papers of 30 kanals of land at Village-Rukh-E-Sultanpora, Tehsil Sumbal, Distt. Bandipora (J&K) under following survey numbers have been provided to this office.

Sl/No.	Survey No./Khasra No.	Quantum of land	Location/Village
01	Survey No - 485 Survey No - 1673 Khasra No- 730	50 Kanals 30 Kanals	Watapora Bandipora
02	Survey No - 788 Khasra No- 895	30 Kanals	Rukh -E- Sultanpora ,Sumbal Bandipora

02. Further also refer to this office letter of even no dated 16/04/2021.
 03. As your self is aware that above lands have been identified for Establishment of Battalion Camping site for CRPF in District Bandipora . Site Selection Committee report along with connected documents of above earmarked lands were forwarded to the IGP, Kashmir, (Ops) Sector, CRPF Srinagar, however the same documents have been returned to this office with direction to obtain following certificates/Documents from concerned authorities and re-submit the case for their further needful . Details of required documents are as under :-

(i)	
(ii)	Mode of acquisition either lease basis, rent or on free hold basis be mentioned in the proposal.
(iii)	Supporting documents of ownership and their written consent/ willingness for selling land to CRPF. Cost.
(iv)	Calculation sheet of compensation if any.
(v)	Prevailing market rate as well as total cost of land.
(vi)	If the proposed land is Grazing land/ Kachrai land than the following must be enclosed with SST proceedings. a) Resolution of Gram Sabha meeting where it has been agreed to give this land to CRPF. b) Written willingness of District Administration to transfer said land free of cost to CRPF.
(vii)	Details of conversion charges required to be mentioned in the proposals.
(viii)	Cost of land per Kanal / acres.
(ix)	Domestic membership certificate signed by LA (Revenue) Department.

Contd on page no -2

Handwritten notes:
 LA
 37.01
 1

04. In view of above, it is requested your good self to kindly issue suitable directions to the concerned to provide above mentioned certificate/ Documents to this office in duplicate for further submission to higher authorities at the earliest please.

Thanking you.

(RAKESH SHARMA)
 Commandant-3 Bn. CRPF
 No. A.II-1/2021-22-3/Q-3 BN (BCS)
 Copy forwarded to :-

- The IGP, Kashmir (Ops) sector , CRPF Srinagar w.r.t. your office signal no L-1-3/2020-21-Prov-I dated 30/06/2021 for favor of information please.
- The DIG, North Kashmir (Ops) Range, CRPF Baramulla w.r.t. your office signal no A.II-1/2021-22-Q-NKOR dated 01/07/2021 for information please.

(RAKESH SHARMA)
 Commandant-3 Bn. CRPF

119

MEMORANDUM BY ALL SIKH GURUDUWARA COMMITTEE TO HOME MINISTER OF INDIA TO DECLARE SIKHS AS MINORITY IN J&K

Following document is a memorandum being submitted by All Sikh Gurduwara committee to Home Minister of India mentioning the issues of Sikhs.

Key points are:

a) declaring Sikhs as minority in UT of JK

b) two reserved seats in legislative assembly at Baramulla and Tral under delimitation process.

c) Sikh adviser to LG.

d) Monument/Memorial on NH near Choor near Baramulla, as 35,000 had been martyred there.

All Sikh Gurudwara Management Committee (Kashmir)		
1 of 3	S.G.M.C. 2021-22 076	Date: 17.07.2021
Respected Sh. Amit Shah Ji, Hon.ble Union Home Minister, Govt. of India Subject: Recognizing Sikhs in the Valley Sir,		
<p>We would like to bring your kind notice that since the last so many decades the Sikhs of Jammu and Kashmir have stayed proud of their distinct cultural identity. Yet, their political aspiration remains silent. Kashmiri Sikhs have had no political representation to present their issues and ambitions. Until now, the national minority commission has not been applicable in Jammu and Kashmir. The Kashmiri Sikhs have been demanding a minority status in the state but to no avail.</p>		
<p>Sir, we would like to request your goodself to consider the following long pending demands of the Kashmiri Sikh Community</p>		
<p>1. Sikhs of the Kashmir valley should be declared as minority community, Sikh Minority Commission should be appointed with the immediate effect, whose chairman should be from Sikh community. We are only 1.5 lacs left with 60 thousand registered voters from Sikh community which is spread to 6 districts and 135 villages. It is important to note we are managing 135 Gurudwaras some of which are historical.</p>		
<p>2. As delimitation process is happening and we used to have two reserved legislative seats in Poonch and Baramulla respectively. Now Poonch is part of Jammu division of J&K (U.T). We request Union Government to kindly reserve two assembly seats, Baramulla and Tral for Kashmiri Sikhs in the house.</p>		
<p>Correspondence Address: Peaks Complex, NH-44, Lasjan Bypass Srinagar (J&K)-191101. Contact Details:- 9622267777, asgmc.kashmir@gmail.com.</p>		



All Sikh Gurudwara Management Committee (Kashmir)

Ref No:-.....

Date:-.....

3. Keeping in view, the rising forced religious conversion of minority community in the valley, inter-cast marriage Act as applicable in other parts of India which will benefit the minority and majority both to punish religious conversions promising better lifestyle, divine blessings and impersonation should be implemented in letter and Spirit in the valley.

4. To bring new changes and accelerate present system, a Sikh advisor to the LG who knows all the concerns of the Sikhs should be appointed with immediate effect.

5. Job reservation should be done for valley Sikhs on urgent basis to stop their migrations. Kindly consider the appointment of the micro minorities living in Kashmir for the posts still vacant under PM relief package for migrants of which more than 50% seats are still vacant.

6. Sir it is important to mention that about 35,000 Sikhs were martyred in Chooria near Baramulla on National Highway. That place should be demarcated and a national monument should be built on that place.

7. Government should make it compulsory to introduce Punjabi language in the study.

We request yours goodself kindly look into the above mentioned demand of the Sikh Community.

Thanking you and oblige.

Sincerely,


 Sarwan Baldev Singh

Correspondence Address:

Peaks Complex, NH-44, Lasjan Bypass Srinagar (J&K)-191101.

Contact Details:-

9622267777, asgmc.kashmir@gmail.com.



All Sikh Gurudwara Management Committee (Kashmir)

Ref No:-..... Date:-.....

Chairman All Sikh Gurudwara Management Committee,
The delegation comprising following delegates to attend the meeting with Honorable Home Minister

- S. Baldev Singh Raina, Chairman, ASGMC Kashmir.
- S. Santpal Singh, President, DGPC Budgam.
- Dr. Tara Singh, President, DGPC Baramulla.
- Dr. Ravi Singh, President, DGPC Pulwama.
- S. Jaspal Singh, Chairman, DGPC Srinagar.
- S. Inderjeet Singh, President, DGPC Anantnag.
- S. Metha Singh, Jt. Secretary, DGPC Pulwama.
- S. Tejpal Singh, General Secretary, DGPC Baramulla.
- S. Baldev Singh Sodhi, (Secretary), Youth Wing Baramulla.
- S. Pervender Singh Chopra, member, DGPC Budgam.
- S. Hardeep Singh, Jt. Secretary, Youth Wing Baramulla.
- S. Tara Singh, member, DGPC Srinagar.
- S. Manmeet Singh, President, USF.

Desire for Justice

Correspondence Address: Peaks Complex, NH-44, Lasjan Bypass Srinagar (J&K)-191101.
Contact Details:- 9622267777, asgmc.kashmir@gmail.com.

122

IGP VIJAY KUMAR SERVES SHOW-CAUSE NOTICE TO EDITOR-IN-CHIEF OF THE WIRE, NEW DELHI

Following document is a show-cause notice being served to Editor-in-Chief of Wire referring to two news items. One in which it has been mentioned about "insecurity faced by SPOs", dated 28th June, 2021, second being about news report titled as "genuine encounter or custodial killing", dated 7th June 2021. IGP refutes claims made in these two news items. Moreover, he accuses Wire of being pre-judgmental etc. In this show cause notice he wants the Editor to explain the position, lest a complaint may be filed with Press Council of India.

ZONAL POLICE



HEADQUARTERS KASHMIR

No:-KZ/ Lgl/Media-34/2021/38158

Dated:- 03-07-2021

Editor-in-Chief
The Wire
F44-45, Bhagat Singh Market,
(New Delhi)

Subject: - Show Cause Notice

It has been brought into the notice of police that false narrative are being circulated by your news agency that are misconceived and concocted. Such news articles has caused fear and alarm among the people at large and that tend to malign the image and demoralize the police/security forces working in the region. To quote instances of false narratives published by your news agency that has caused fear, alarm among people and demoralized the moral of security forces are reflected as under:-

1. On 28th June 2021 a news item titled **"They have destroyed my family"** has been published by 'The Wire' wherein some incorrect, rumor and deceptive information has been published by the publisher mentioning:

"In recent times many SPO's have resigned from services after facing threats from the militants while some have even joined the militancy."

The above statement reportedly is a rumor and has caused fear and alarm among the masses. Besides, the article has been widely circulated on twitter and other social media platform that has incited and caused fear, alarm among the public at large especially the security forces. Under the circumstances when security forces in the region are working day and

night to combat and eradicate the menace of terrorism in the valley such false narrative and statement without any figures based upon presumption and assumption are prejudicial to the interests of the security of the nation. The prejudicial statement has not been verified from the security agencies. Pertinently in the year 2021 there has not been a single incident where SPO has joined terrorist ranks or left the job. The issuance of above statement without establishing the veracity and authenticity of facts has caused fear and alarm among the masses especially the security forces.

2. On June 07, 2021 a news item titled **"Genuine Encounter or Custodial Killing"** has been published by 'The Wire' wherein again some incorrect and deceptive information has been published. The news article has furnished again false information that is strongly condemned and negated by the police. In order to counter the false narrative it is pertinent to mention Police never termed the accused as 'active' or 'categorized terrorist' it is a concocted fact and mischievous misrepresentation of facts having strong tendency and motive only to malign the working of security forces and their working. The bona-fide facts of the case are accused was arrested in an FIR and all the mandatory procedure as envisaged under law have been followed. Pertinently, Executive Magistrate was present on the site and witnessed the efforts made by the police to bring his mother on site and persuade the armed accused to surrender. The remand proceedings have been duly adhered followed by detailed report submitted to competent Hon'ble Court. Further, as per the guidelines NHRC was informed within stipulated time with regard to the death.

The above instances only prima-facia depict **"The Wire"** has indulged into misrepresentation of facts, sensationalism, concocted mixing of facts with opinion of some unknown experts. The whole write-up appears suffering from prejudice and malice and apparently the write-up at the end seems to have also conducted media trial which is against the spirit of law. Pertinently, wrongly assumed abstract statement has serious repercussion not only among people at large as to cause fear and alarm but especially

upon security forces that has strong tendency in demoralizing nature of the job they are performing in the region. The circulation of above titled news besides being misleading has reportedly also created fear, alarm among people, besides poses strong tendency to demoralize nature of job security forces are performing. Pertinently, such concocted news write-ups also instigate the youths in the region to join terrorist ranks which is prejudicial to the security of nation.

In light of above fact and circumstances a show cause notice is hereby furnished as to explain why necessary action under law or a formal complaint be not registered before Press Council of India (PCI) for propagating concocted stories, misrepresentative facts followed by sensationalism and rumor mongering among people at large that has caused fear and alarm among masses especially the security forces. The response to the show cause may be furnished to this office within week's time.

End: - Relevant Articles

Yours faithfully

 (Vijay Kumar) -IPS
Inspector General of Police,
Kashmir Zone, Srinagar

123

THE POLITICS OF DELIMITATION IN J&K

MUZAMIL JALEEL

THE RSS AND ITS AFFILIATES IN J&K AND OUTSIDE HAVE PUT FORTH IDEAS THAT PROVIDE AN UNDERSTANDING OF THEIR BLUEPRINT REGARDING THE DELIMITATION, THE COMPLEXION OF THE CONSTITUENCIES, THEIR NUMBER AND DISTRIBUTION ACROSS J&K. THIS DISCOURSE ALSO PROVIDES A CLEAR CLUE AS TO WHERE THIS PROCESS IS HEADED.

It is never an event. It is always a process of several steps, at times far from one another, that slowly progress toward the goal. And the process is always difficult to comprehend in real time. It's deliberately built to confuse. One step leads to the next but each step is crafted in a manner that it seems an end in itself and not connected to the whole. Around each step a discourse is created that hides its real purpose. The steps being taken today are an essential part of one single process, a process of political disempowerment and permanent subjugation.

This is why it is important to see this latest move – the delimitation process – in its right perspective. It is an essential part of the process that was accelerated by the Indian government's cataclysmic move on August 5, 2019. The removal of Jammu and Kashmir (J&K)'s semi autonomy, downgrading it into two Union Territories directly ruled from New Delhi – while Kashmir was put under an unprecedented military lockdown and curfew – was a major blow. Now the devastating changes envisioned by New Delhi through the August 5, 2019 decision are being systematically implemented. If you connect all these moves that stem out of the August 5, 2019 decision, the final goal of this process becomes amply clear: demographic change and turning the 68 per cent Muslim majority of J&K into a disempowered minority in their own home.

There are several layers to this process, which are running simultaneously to fully implement the RSS's ideological and civilisational project in J&K. While the legislative and administrative measures are being introduced on a day-to-day basis, the delimitation process is an essential step to permanently disallow even a remote chance for a halt in or reversal of this

124

process in the future. Unlike the previous regimes in New Delhi, Sangh considers the traditional pro-India political camp from among the 68 per cent Muslim majority of J&K a hurdle in its goal. A Hindu Chief Minister in J&K is their stated goal and a long-standing promise to their supporters. They are also explicit about their agenda to replace the traditional pro-India leadership permanently. They aim to create their own alternative, like the local versions of MRM (Muslim Rashtriya Manch). That plan hasn't progressed as envisioned in the last two years. It has been easy for the Indian state to create an administrative structure, especially in the higher civil and police bureaucracy, where the representation of this 68 per cent Muslim population is negligible. But the establishment of a similar political structure has been a difficult task. With the current demographics and composition of assembly constituencies, it is impossible to make any future assembly, and thus the political government, a mirror image of the top administrative structure in J&K. The delimitation process is a convenient mechanism to achieve or make a major push towards that goal.

The importance placed on the delimitation process by New Delhi is thus understandable. In fact, J&K was downgraded into a Union Territory and put under New Delhi's direct control to, among many other administrative and political manipulations, create an assembly where even the traditional pro-India political camp from within J&K's Muslim majority can never become a hurdle in RSS's larger project. And even if statehood is restored at any point, these parties must not have the requisite numbers to form a government. The restoration of full statehood, meanwhile, is highly unlikely in the near future. Even if J&K is indeed made a state again, it may be something like Delhi, where New Delhi's appointed Lieutenant Governor will hold all the powers. Even after an absolute electoral disempowerment through this delimitation process, the subsequent elections (which New Delhi wants as the next immediate step) can only elect an assembly and government that will be completely subservient to the unelected Lieutenant Governor.

125

When the leaders of the pro-India camp met with Prime Minister Modi and Home Minister Amit Shah in June, the Indian government made it amply clear that they see delimitation as the beginning of a three-step process. First delimitation, then polls for these freshly delimited constituencies to elect a new assembly, and finally restoration of statehood. They didn't spell out whether that restored statehood would be full or truncated. There is a clear reason for this ambiguity. Once the delimitation process is concluded and a new assembly set up, that 'elected' assembly can vote to seek a truncated state with New Delhi's encouragement or agree to a mechanism where the powers would still stay with New Delhi's appointed Lieutenant Governor. That assembly can also be used by New Delhi to provide a "democratic stamp" on the decisions of August 5, 2019.

For decades, the Indian government used the successive elections of J&K's legislative assembly, voter percentages and state governments formed through these elections as a counter argument internationally as well as domestically against any demands for plebiscite in J&K. On August 5, 2019, they locked up almost every one of those elected leaders – three former Chief Ministers were booked under the draconian Public Safety Act, another former CM wasn't allowed to enter Kashmir, while almost all the former legislators and ministers were bundled into police jeeps and jailed. After two years, they were summoned for a meeting that didn't even have an agenda. They are again needed to play their assigned role in "democracy." This clearly illustrates the role of the pro-India political camp in the larger scheme of things.

It is extremely unlikely that New Delhi will agree to restore statehood to J&K before the elections. They don't want to restore statehood unless they have changed the system to an irreversible degree. And it will be impossible after the leadership of the pro-India camp ostensibly representing the rights of the 68 per cent Muslim majority legitimises this delimitation process and bails out New Delhi at this critical juncture. If this traditional pro-India camp had to participate in this process, which they always intended to, they should have insisted that they would only join the delimitation process once full statehood was restored.

126

The only reason for the little relevance they regained after being humiliated and consigned to the dustbin by New Delhi on August 5, 2019 is that New Delhi needs them to make this delimitation exercise a 'broad based legitimate process' with an aim to preempt and address any future criticism.

The setting up of this delimitation commission is a direct outcome of the J&K Reorganisation Act that accompanied the abrogation of 370 and 35 A and repeal of J&K's own constitution on August 5, 2019. Participation in this process will thus be a tacit acceptance of the August 5 decisions. It will trap these parties literally into a political whirlpool and make their exit from the next two steps impossible.

What is going to happen in this delimitation process and why is it important? The delimitation process does not have a set rulebook to create new or redraw existing constituencies. In fact, it is dependent on the opinion of the members of this commission. This delimitation commission is led by former judge of the Supreme Court of India, Justice Ranjana Prakash Desai, Chief Election Commissioner (CEC), Sushil Chandra Sharma and State Election Commissioner (SEC) KK Sharma. And as there is no legislative assembly in J&K, five members of parliament (3 from National Conference and 2 from BJP) have been nominated as associate members of the Commission. These MPs do not have any voting rights. The role of the political parties and members of the public is limited to giving their recommendations only. There is no way to challenge the decisions of the delimitation commission. It can only be altered through a new delimitation commission, which is highly unlikely.

The RSS and its affiliates in J&K and outside have put forth ideas that provide an understanding of their blueprint regarding the delimitation, the complexion of the constituencies, their number and distribution across J&K. This discourse also provides a clear clue as to where this process is headed.

127

The Sangh and its affiliates have been peddling several falsehoods deliberately with an aim to confuse the issue. The total Hindu population of J&K is 28 per cent and it is impossible to make this minority an electoral majority until their goal of demographic change through large-scale settlement of Hindu population from outside J&K is achieved. To manoeuvre around this major difficulty currently, they conveniently resort to double speak. Inside Jammu province, they have systematically disempowered the Muslims who form 35 per cent of the population. A large number of this Muslim population of Jammu province is primarily Gujjar and Bakerwal Tribals, who face a communal and bigoted campaign against them by the Hindutva groups. There have been several cases of lynching by cow vigilantes. In fact, a leader of a prominent Hindutva group in Jammu even called for a social and economic boycott of Muslim Gujjar Tribals. The Muslims in Jammu's Hindu majority districts are being consistently targeted and demonised as encroachers and accused of waging "land Jihad" to "change the demography of Hindu majority districts of Jammu." These Hindutva groups also use derogatory terms for the Muslim inhabitants of Jammu province and call their presence in Jammu an "Islamofascist invasion." After the large-scale massacre of Jammu Muslims (More than two hundred thousand killed and several hundred thousand evicted from Jammu in November 1947 through a well organised plan), the Muslim population of Jammu province was substantially brought down. Subsequently, the entire political power and economic growth, industrialisation etc within Jammu province has been concentrated inside Jammu city and its adjoining Hindu majority districts, completely excluding the hilly districts of Pirpanchal and Chinab valley, where the majority of Jammu's Muslim population reside. There has been negligible presence of Jammu Muslims in Jammu province's top administrative structure.

128

Just look at the blatant hypocrisy. When the Sangh and its affiliates raise the rights of Jammu province within J&K, they purposely hide this dichotomy. Instead, they make it sound as if they represent the entire population of Jammu province, including the 35 per cent Muslim population. So on a pan-J&K level, they speak on a regional basis but internally in Jammu province, they do everything to exclude the Muslims. This is evident in their discourse on delimitation as well. While their aim is purely to increase and redraw the constituencies in Jammu province in a manner that the Hindu population has enough numerical strength in most of these constituencies to provide electoral strength to Hindutva groups, they want area and not population to be the primary parameter for the delimitation process. As per the 2011 census (which is the basis of this delimitation process) the population of Kashmir is 68.8 lakhs, with an area of 15520 Sq. kms. The population of Jammu province is 53.7 lakhs, with an area of 26393 Sq. kms. In Jammu province, a large chunk of this area falls in Pir Panchal and Chinab valley hill districts, which are all Muslim majority, while the Hindu population is concentrated around Jammu-Sambha-Kathua and parts of Udhampur belt. They want a share that is hugely disproportionate to the overall Hindu population (28 per cent) in J&K.

Daya Sagar, an adviser to the RSS affiliated J&K Study Centre, in an article in the State Times (published from Jammu) says population must be one among the five parameters in the delimitation process. "Population is only one of the five parameters and cannot shift the balance towards Kashmir Valley over-riding other parameters... all constituencies shall, as far as practicable, geographically compact (surely reference is to area), regard shall be had to physical features (surely refers to features like terrain etc.), existing boundaries of administrative units (surely refers to features like nearness to administration), keep in view facilities of communication (surely refers to roads in the area); and conveniences to the public (like distances, nearness to administration/public representatives). Population is one of 5 factors & matters more as regards seats reserved for SC & ST." He claims that "had the Delimitation Commission worked truthfully in 1994-95, surely about 45 to 44 MLAs would have been distributed over the then 6 Jammu Region districts (Doda, Udhampur, Kathua, Rajouri, Poonch, Jammu) and only max 39 to 38 MLAs in Kashmir region districts (Srinagar, Badgam, Anantnag, Pulwama, Baramulla, Kupwara)."

129

The Sangh claims regarding the earlier delimitation process that was completed during presidential rule (direct rule from New Delhi) in 1992 (and implemented in 1995) are also false and misleading. They claim it was tilted towards Kashmir Valley. With substantially more population in Kashmir, this earlier delimitation process had, in fact, added more seats to Jammu province and Ladakh. After the 1981 census, a delimitation commission was set up in J&K under the chairmanship of Justice J N Wazir. It was reconstituted a few times and finally Justice K K Gupta of the J&K High Court was made its chairman. This Commission gave its final order in 1992, delimiting the total number of constituencies to 87. This meant an addition of 11 new constituencies. Among these new 11 constituencies, 5 were given to Jammu, 4 were given to Kashmir while two were given to Ladakh.

The J&K Reorganisation Act passed on August 5, 2019 by the Indian Parliament has added 7 new constituencies, raising the total number of assembly seats to 90 in the Union Territory of J&K. This new delimitation commission has a mandate to create 7 new constituencies and redraw the existing constituencies without any clear procedures or parameter to do so. There are also 24 assembly constituencies in J&K assembly that are reserved for part of the erstwhile princely state, which is with Pakistan since 1947.

Currently, there are 46 assembly constituencies in Kashmir Valley and 37 in Jammu province. In Jammu province, 15 among these constituencies are Muslim majority. Although Jammu province has 62.5 per cent Hindu population, they are concentrated around Jammu-Sambha-Kathua belt and parts of Udhampur district. This is why redrawing of the constituencies by the delimitation commission will be important.

130

Gerrymandering isn't a new concept and it has been successfully used in Northern Ireland to increase the political heft of the Protestant Unionists. There is a strong apprehension that both "cracking" and "packing" principles of gerrymandering will be used to remove or dilute the numerical strength of Muslim voters in the constituencies, where they have a majority currently. There are three ways that this can be achieved. First, by carving out constituencies in a manner where Muslims will be consolidated in a few and stay a numerical minority in others. Second, reserve seats for Scheduled Castes (SC) in constituencies where Muslims are a majority, create new constituencies in a manner that the Muslims voters are numerically not enough to win an election. As per the rule, 7 seats will be reserved for Scheduled Castes. The precedence is that these constituencies are chosen as per the concentration of SC population in a constituency and the first seven constituencies with highest SC population are reserved. There is apprehension that this precedence may be avoided. There are already demands that a few constituencies from Kashmir Valley should be reserved for SC although there is almost no SC population in Kashmir valley. The SC population is, in fact, entirely concentrated in Jammu province's Hindu majority districts.

The RSS affiliated Kashmir Pandit (KP) groups and the ruling BJP is seeking reservation of 5 constituencies in Kashmir for the KP population. In an article published in *Organiser* (March 6, 2021), BJP's Kashmiri Pandit leader, Ashwani Kumar Chrunoo wrote that "there should be a clear cut reservation/nomination for the minority community in the valley (comprising Kashmiri Pandits, Kashmiri Sikhs and non-Kashmiri speaking Hindus in the valley) in the Legislative Assembly and also one seat each should be reserved/ nominated in the Lok Sabha and Rajya Sabha for them."

In his article 'How BJP can plant Hindu CM in J&K' published by *Mid Day* (July 5, 2021), Ajaz Ashraf provides context to this demand for increase in nominated constituencies. The J&K Reorganisation Act passed by the Indian parliament on August 5, 2019 has made all constitutional provisions applicable to the Puducherry Union Territory applicable to J&K Union Territory.

131

The Puducherry Assembly has 30 elected members while New Delhi nominates three more members, who have voting rights. Using the Puducherry mechanism, the Sangh groups are seeking addition of 9 nominated members who will have voting rights to J&K's new 90-member assembly. As the Modi government will nominate these members, this gives a big advantage to them. Quoting the 2011 census, Ashraf says that "the Hindus are 1.69 lakh or 2.4 per cent of the population of Kashmir's 10 districts."

The one new aspect to this delimitation process will be reservation of seats for Scheduled Tribes (STs). Unlike SCs, STs didn't have a reservation in J&K till now. As per the new arrangement, at least 9 constituencies will be reserved for STs across J&K. The BJP is going to use this measure as a big concession for the Muslim Gujjar and Bakerwal tribals, who have otherwise been under consistent attack of Hindutva groups in Jammu. This reservation, however, isn't going to make any difference to the representation of Gujjar and Bakerwals. In fact, there were nine legislators from the Gujjar and Bakerwal tribes in the last legislative assembly of J&K. The total number of ST legislators in the previous assembly was 16. Instead, the reservation of constituencies for scheduled tribes will bring members of smaller scheduled tribes into the fray. Political forces inimical to the Muslim Gujjar and Bakerwal tribes, especially in Jammu, can rally behind a non-Gujjar tribal in the constituency. This is why there is a likelihood that constituencies in Jammu province, where the Gadhi tribal population is concentrated would be reserved as ST constituencies.

There is also a demand from Hindutva groups and political parties with a base in Jammu's Hindu majority districts to allot seats from within the 24 seats reserved for the areas of erstwhile princely state of J&K that are under Pakistan's control. Dogra Swabhiman Sangathan (DSS), a party led by former BJP minister Lal Singh, has demanded that the delimitation commission must open six seats to be kept vacant for Mirpur and Muzaffarabad and add that to the overall tally of 90 seats. These six constituencies, he has said, should be filled by the refugees who settled in Jammu since 1947.

132

As per government estimates, there are 36,384 families (around one lakh ninety thousand people) of these refugees currently living in different districts of Jammu province who have always exercised their right to vote. The voters from among these refugees are registered in electoral rolls in Jammu and are already voting in various constituencies there. Singh has also demanded that the delimitation commission must withdraw two seats from Kashmir valley and reserve them for Kashmiri Pandits who are living in Jammu.

The most vocal Hindu organisation in Jammu – Ikk Jut – has been placed as a pressure group taking extreme positions, so that the official machinery doesn't go slow to move towards realising Sangh's ideological project. This group opposes the delimitation process. Instead, they seek another reorganisation of J&K Union Territory. They want a division of Kashmir valley into two Union Territories without an assembly, after carving out an area exclusively for Kashmiri Pandits. They also demand that Jammu be simultaneously turned into a full-fledged state.



TWO DIFFERENT PROPOSALS FOR DELIMITATION COMMISSION BY NATIONAL CONFERENCE

Following are the two different proposals for delimitation commission by National Conference.

Is National Conference one party or two. Here is one NC delegation's memorandum to Delimitation Commission in Srinagar and another NC delegation's memorandum to the Commission in Jammu. First meeting took place in Srinagar on July 6 while the second meeting happened in Jammu on July 8. One thing in Srinagar and another in Jammu. What does this mean? How should this be read?

Here are the NC statements issued in Srinagar and Jammu after the meeting along with a copy of

each memorandum (all verbatim)....

134

SRINAGAR

July 6, 2021: JKNC delegation led by senior leader AR Rather today met the Delimitation Commission Chairperson and its members at Srinagar. The delegation comprising of Mohammad Shafi Uri, Mian Altaf, Nasir Sogami and Sakina Itoo held detailed discussions and later submitted the memorandum.

Hon'ble Justice (Retd.)Ranjana Prakash Desai,
Chairperson,
Delimitation Commission, J&K

Subject: Delimitation of Assembly Constituencies of the UT of J&K.

Madam,

Jammu and Kashmir National Conference as the oldest political organization of the state has always represented the urges and aspirations of its people. Democratic values are very dear to us, and we strongly feel that issues can only be resolved through dialogue and discussion. Being a torchbearer of democratic principles, JKNC has always stood by the principles of inclusiveness and natural justice. As such we have always resorted to constitutional means to solve problems confronting J&K. So far as the present delimitation exercise is concerned, the party has already communicated its stand to the commission in unequivocal terms.

1. In our view, the J&K Reorganization Act, 2019 is palpably unconstitutional and was enacted in disregard and violation of mandate and the spirit of constitution of India and therefore not to be acted upon. We have thrown challenge to constitutional validity of the Jammu and Kashmir Reorganization Act, 2019.

2. That the Honorable Supreme Court has been pleased to refer the petitions to the constitutional bench (five judge) of the Hon'ble Court for consideration and to examine the constitutional validity of the Act and C.O. 272 and C.O. 273; that though the Hon'ble Constitution bench commenced hearing quite expeditiously yet because of pandemic Covid 19, the hearing got delayed and all the petitions are expected to be taken up once the physical hearing commences.

135

3. We are of the humble opinion that as the constitutional validity of the J&K Reorganisation Act 2019 and the constitutional orders C.O. 272 and C.O.273 are under judicial scrutiny before the Hon'ble Supreme Court, the principle of Constitutional propriety demands that J&K Reorganisation Act 2019 should await decision of the Hon'ble Supreme Court. We are of the view that under the principle of Constitutional Propriety fundamental to Constitutional democracy, the two pillars of the state – Executive and Legislature, must out of respect to the third pillar i.e. the Judiciary, avoid to implement and exercise powers under an Act vires whereof are under scrutiny of the Court, as implementation of such an Act may amount to pre-empting the judicial verdict.

4. Under the constitutional scheme, delimitation of assembly constituencies fell within powers of the state of J&K and under the second proviso to Sec 47 of the Constitution of J&K, the delimitation of constituencies is to be undertaken once the figures of the first census after the year 2026 are published. The Jammu and Kashmir Representation of the People's Act, 1957 Part II dealt with the constitution of Delimitation Commission and the procedure to be followed by the Commission. The proviso to Section 3 of the Jammu and Kashmir Representation of the People's Act, 1957 inserted by Act XXXIII of 2002 provided for delimitation of Assembly Constituencies after the relevant figures for the first census taken after the year 2026 were published. The amendment was upheld by the Hon'ble Supreme Court in J&K National Panthers Party vs. Union of India &Ors 2010 (6) JKJ SC-917. We very humbly and respectfully submit that Jammu and

Kashmir Constitution subsists notwithstanding enactment of the Jammu and Kashmir Reorganization Act, 2019 and C.O. 272 and C.O. 273 as the Constitution being outcome of exercise of constituent power cannot be abrogated or annulled by the Parliament or any other authority.

The above submissions apart, delimitation exercise would be a credible effort in strengthening democracy only after full statehood is restored to J&K.

However, despite our basic reservations on the issue, the Hon'ble commission has decided to go ahead with the delimitation process. While reiterating our stand and without prejudice to the submissions made above, we request you and other Hon'ble members of the Commission to carry out the delimitation exercise in a free, fair and transparent manner so that the unity and integrity of the state is safeguarded. Population has to be the only norm as has been the practice here in the past in J&K and elsewhere in the country.

Regards,

**Jammu and Kashmir National Conference Through
Ali Mohammad Sagar (Adv) General Secretary**

136

JAMMU

July 8, 2021: A National Conference delegation led by Provincial President, Jammu province Mr. Devender Singh Rana comprising Mr. Surjeet Singh Slathia, Mr. Ajay Kumar Sadhotra, Mr. Sajjad Ahmed Kitchloo and Mr. Javed Ahmed Rana met the Delimitation Commission here this evening and presented a memorandum. The text of the memorandum is reproduced herewith

To,

Hon'ble Justice (Retd) Ranjana Prakash Desai,
Chairperson,
Delimitation Commission, J&K.

Subject:- Memorandum of the J&K National Conference, Jammu Province.

Hon'ble Madam,

Jammu & Kashmir is at the cross roads of History.

We have been and are a strong votary of strengthening democracy in Jammu and Kashmir. We always espouse the cause of the people of Jammu and Kashmir as per their aspirations which are diverse and multidimensional.

Any Delimitation process has a vital role in empowering each constituent to be an equal share holder in the process of democracy so that each one feels empowered and not feels relegated, isolated, disconnected or disempowered.

This Delimitation Commission in the circumstances that it has been constituted is unique and its finding scan have far reaching consequences in shaping the future of Jammu and Kashmir. History will judge its decision and our role critically and if we fail we shall fail our people and the Nation as a whole.

We are confident that the Delimitation Commission shall work in the most transparent , judicious and fair manner providing justice to all in delimiting the constituencies as per the constitutional framework based on the basic tenants of Delimitation – population, geography, topography, area, physical features, contiguity, convenience of administrative units and facilities of easy communication and approachability of public convenience.

137

We feel that decentralisation should form core of democracy, all regions or sub-regions crave for equal role in the governance where no one should nurture a feeling of subservience or discrimination.

We are for the singular, inclusive Jammu and Kashmir. Jammu and Kashmir is a model of unity in diversity, but each region and sub region has its own diverse characteristics and thereby peculiar needs and demands which need to be addressed by the Delimitation Commission in a manner that everyone feels involved and democratically empowered.

Jammu region with an area of 26293 Km² and population of 53,50,811 (as per 2011 census which is the basis of this Delimitation Commission) is a pluralistic society with multi ethnicity, linguistic diversity and has representation of various castes and creeds. Jammu and its sub regions(whether it is the plains of Jammu or the hills of Poonch-Rajouri or the erstwhile Doda District comprising Kishtwar, Doda and Ramban) feel alienated and have a sense of deprivation.

This Delimitation Commission must give its due to all parts of Jammu region so that our commitment for the equitable empowerment of all regions and sub regions does not get dented. There are also geographical and topographical challenges in Jammu region and certain areas are far flung, inaccessible, remote, backward and mountainous and so a need to address their issues in a manner that they can also be equal partners in the process of democracy by being able to conveniently exercise their franchise.

Representation particularly in the far flung, rural areas must be judiciously decided so that there is accessibility and ease of public delivery to enable effective governance and approachability of public representatives.

The Scheduled Caste Communities, the Scheduled Tribes of the region must get adequate judicious representation. Reservation should be based on settled criterion which should be followed in a transparent manner to ensure that the faith of the people is maintained in the institution of the Delimitation Commission.

We are sure that justice will come to Jammu and Kashmir and to the Jammu region through the Commission.

On behalf of the J&K National Conference, Jammu Province represented here before you by Shri Surjeet Singh Slathia, Shri Ajay Kumar Sadhotra, Shri Sajjad Ahmed Kitchloo, Shri Javed Ahmed Rana and self, I hereby submit this Memorandum before your Hon'ble self.

Thanking you,

Yours faithfully,

**Sd/- Devender Singh Rana Provincial President,
J&K National Conference, Jammu province**

138

ORDERS OF DISMISSAL FROM GOVERNMENT SERVICE UNDER 311(2) (C) OF THE CONSTITUTION OF INDIA

The following order pertains to dismissal from services of Ms Raziyah Sultan, Head Teacher in Government Middle School Khiram, Anantnag W/o of Javaid Iqbal Bhat R/o Khiram Srigufwara, District Anantnag in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

Two other orders are annexed which include appointment order by DC, Anantnag.

Subject: Dismissal from service of Ms. Raziyah Sultan, Head Teacher in Government Middle School Khiram, Anantnag W/o Javaid Iqbal Bhat R/o Khiram Srigufwara, District Anantnag in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

Government Order No.597-JK(GAD) of 2021, Dated:09.07.2021.

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available that the activities of Ms. Raziyah Sultan, Head Teacher in Government Middle School Khiram, Anantnag W/o Javaid Iqbal Bhat R/o Khiram Srigufwara, District Anantnag are such as to warrant her dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Ms. Raziyah Sultan, Head Teacher in Government Middle School Khiram, Anantnag W/o Javaid Iqbal Bhat R/o Khiram Srigufwara, District Anantnag.

Accordingly, the Lieutenant Governor hereby dismisses Ms. Raziyah Sultan, Head Teacher in Government Middle School Khiram, Anantnag W/o Javaid Iqbal Bhat R/o Khiram Srigufwara, District Anantnag from service, with immediate effect.

By order of the Lieutenant Governor.

[Signature]
 Commissioner/Secretary to the Government,
General Administration Department
 Dated: 09.07.2021

No: GAD(Ser)Gen/46/2021
 Copy to the:
 1. Principal Secretary to the Government, Home Department.
 2. Principal Secretary to the Government, School Education Department.
 3. Principal Secretary to the Lieutenant Governor.
 4. Principal Accountant General, J&K.
 5. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
 6. Divisional Commissioner, Kashmir.
 7. Deputy Commissioner, Anantnag.
 8. Director, School Education, Kashmir.
 9. Ms. Raziyah Sultan, Head Teacher in Government Middle School Khiram, Anantnag W/o Javaid Iqbal Bhat R/o Khiram Srigufwara, District Anantnag.
 10. Incharge website, GAD.
 11. Government Order file/Stock file.

GOVERNMENT OF JAMMU AND KASHMIR
 OFFICE OF THE DEPUTY COMMISSIONER ANANTNAG.

ORDER NO: 87 CA/MISC/2000
 DATED: 26-06-2000

SUBJECT:-Compassionate appointment of Raziya Sultan D/o Mohd Sultan Bhat R/o Khran Tehsil Bijbehara District Anantnag

Sanction is hereby accorded to the appointment of Raziya Sultan D/o Mohd Sultan Bhat R/o Khran Tehsil Bijbehara District Anantnag against the available post of Teacher in the pay scale of Rs.4000-6000 in Education Department Anantnag identified by the Chief Education Officer Anantnag vide his Communication bearing No:CEO/A/2000/4057/2000 Dated:22-06-2000 in terms of J&K Compassionate Appointment Rules,1994 sanctioned vide SRO 43 of 1994 read with SRO 211 of 1995.

The appointee shall be allowed to join on production and verification of the following testimonials in original:-

1. Date of Birth certificate.
2. Academic qualification certificate.
3. Permanent resident certificate.
4. Medical fitness certificate.
5. Non-drawal of self employment, lone certificate.
6. Character certificate from competent authority.
7. Income certificate.

No: 572-73 CA/MISC
 Dated: 26-06-2000

[Signature]
 DEPUTY COMMISSIONER ANANTNAG. (B)

Copy to the:-
 1. Financial Commissioner J&K Govt. Jammu/Srinagar.
 2. Comm/Secy. to Govt. GAD Jammu/Srinagar.
 3. Comm/Secy. to Govt. Works Deptt. Jammu/Srinagar.
 4. Div. Commissioner Kashmir Srinagar.
 5. Director Education Kashmir Srinagar.
 6. Chief Education Officer Anantnag.
 7. Applicant.

Office of the Chief Education Officer Anantnag, Kashmir.

No: CEO/A/2K/ 95-97 Dated: 21 of July, 2K

Subject:- Compassionate appointment of Razia Sultan D/o: Mohd Sultan Bhat R/o: Khiram Tehsil-Bijbehara, Distt. Anantnag, Kashmir.

Reference:- Dy. Commissioner Ang's order No 87-CA/Misc/2000 dated: 26/06/2000

ORDER

In pursuance to the Dy. Commissioner Ang's order referred above & approved by the Director School Education Kashmir vide his No. Estt-III/B/Ts/SRO/Misc/99/18 dated: 14/07/2000 sanction is hereby accorded in terms of SRO-43 to the compassionate appointment of Razia Sultan D/o: Mohd. Sultan Bhat R/o: Khiram, Teh/ Bijbehara as teacher in the pay scale of (2050-4500) on the available post of teacher in H/S Khiram. She is placed on probation for a period of 2 years.

The appointee shall be allowed to join only after production/verification of the following testimonials in original:-

- 1). Date of birth certificate
- 2). Academic qualification certificates.
- 3). Permanent resident certificate.
- 4). Medical fitness certificate.
- 5). Non-drawal certificate from self employment office.
- 6). Character certificate from the competent authority.
- 7). Income certificate.

[Signature]
 (G. R. Mir)
 Chief Education Officer,
 Anantnag, Kashmir // Ntsar//
 21.7.2000

Copy to the:-
 1). Director School Education Kashmir for favour of inf & n/a.
 2). Headmaster H/S Khiram for information & n/a. He will ensure that none of the deceased family member has been benefited under SRO-43 other than this candidate.
 3). Candidate for Compliance

139

NOTICES SERVED BY ASSISTANT COMMISSIONER NAZOO, SRINAGAR, TO THE NAZOO PROPERTY HOLDERS

The following document is notice being served by Assistant Commissioner Nazool Srinagar on 12-07-2021 to a person named Jagdish for ascertaining clarifications on various aspects of Nazool land under his possession. Moreover it is being intimated to clarify the position with seven days.

Government of Jammu and Kashmir
OFFICE OF THE ASSISTANT COMMISSIONER NAZOO SRINAGAR

NOTICE

To Jagdish Nazool of Mahotta & Co.
Site At Kothi Bagh
Wasicdar - Lt Sheikh Mohammad Abdullah

Whereas,

a) Your lease has expired,

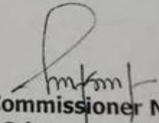
b) You have sublet the Nazool property without proper permission from the government

c) You have not paid the rent of the Nazool land

d) You have raised construction upon the Nazool land without seeking the proper permission from the authority.

Now, therefore, through the medium of this notice you are hereby intimated that why your lease shall not be cancelled and your possession of the Nazool land be resumed by the Nazool Organisation. You are further directed to produce your reply with documents within 07 days in the office of the undersigned, otherwise action under law shall follow.

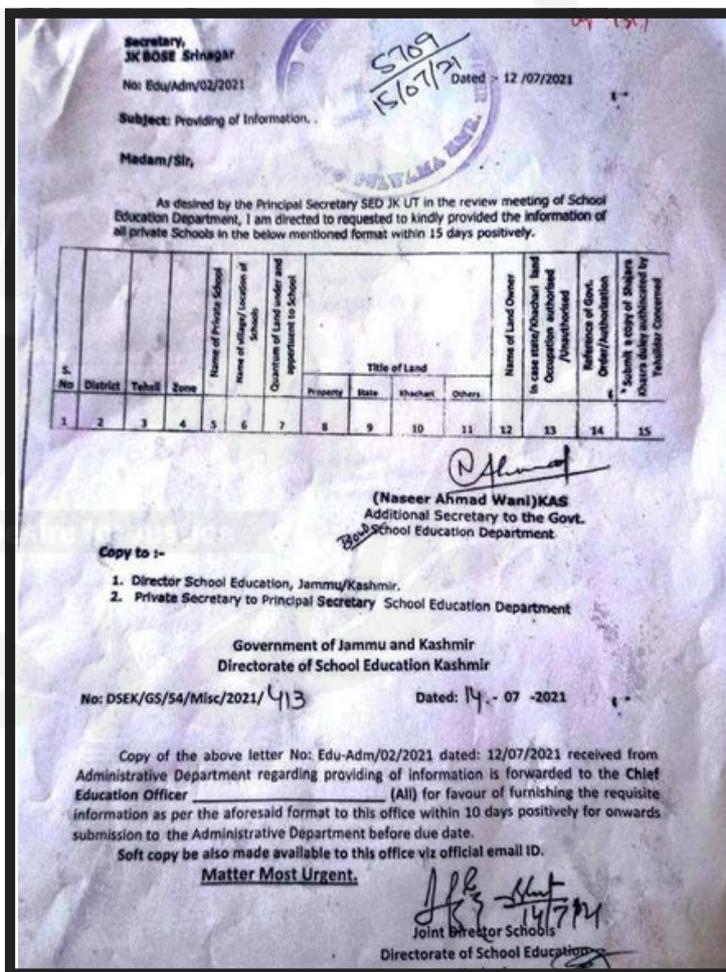
No: ACN/LS/100
dated: 12-07-2021


Assistant Commissioner Nazool
Srinagar.

140

ORDER FORWARDED BY DSEK TO ALL CEO'S ASKING FOR ALL DETAILS OF PRIVATE SCHOOLS

The following order forwarded by Joint Director Schools, DSEK to all CEOs, the base order being issued by Additional Secretary, School Education Department, Civil Secretariat, asking for all details of private schools within fifteen days. The order mainly pertains to the quantum of land and other legal issues pertaining to land.



141

ORDER BY FINANCE DEPARTMENT J&K TO REVIEW OF PERFORMANCE OF THE GOVERNMENT EMPLOYEES

The following circular is being issued to draw attention towards SO. 324 dated 22-10-2020, issued by Department of Finance, wherein review of performance of employees who have either been in service for 22 years or attained 48 years is to be done and a report to be submitted if they are ineffective in work.

**Government of Jammu and Kashmir
Finance Department (Codes Division)
Civil Secretariat,
Jammu/Srinagar**

Subject:- Review of performance of the Government Employees.

Circular

Attention of all Administrative Secretaries is invited towards S.O. 324 dated 22nd October, 2020 issued by the Finance Department, wherein it has been stipulated that:-

"The exercise of review of performance of the Government servants will be initiated for each Government Servant for the first time after his/her completion of 22 years of service or attaining 48 years of age and any time subsequently, as may be required.

The cases of Government servants for consideration under above rules shall be placed before the General Administration Department by Review Committee constituted for the purpose, for placing its recommendations before the Competent Authority."

It has been observed that the departments have not initiated any exercise for reviewing the performance of the Government servants, in terms of the above mentioned S.O.

In view of the above, it is impressed upon all the Administrative Secretaries to initiate the process/ exercise of reviewing the performance of each Government Servant who has completed 48 years of age/ 22 years of service for identifying such Government Servants who are ineffective in work and are not fit to continue in the post held and have no utility for the purpose for which they are employed.

The departments shall follow the procedure as laid down in Article 226(2) of Jammu & Kashmir Civil Service Regulations Volume I and place the cases of such identified employees before the review Committee for consideration of Competent Authority.

Sd/-

**(Dr. Arun Kumar Mehta), IAS,
Financial Commissioner,
Finance Department.**

No. FD-Code/245/2021-707

Dated: 15.07.2021

1

Copy to the:-

1. Advocate General, J&K High Court Srinagar/Jammu.
2. Principal Accountant General J&K Srinagar/Jammu.
3. All Financial Commissioners.
4. Principal Secretary to the Hon'ble Lieutenant Governor
5. All Principal Secretaries to Government.
6. Jt. Secretary (J&K), Ministry of Home Affairs, Government of India.
7. Principal Resident Commissioner, 5-Prithvi Raj Road New, Delhi.
8. Chief Electoral Officer, J&K.
9. All Commissioner/ Secretaries to Government.
10. Divisional Commissioner Kashmir/ Jammu.
11. Principal Secretary to Chief Justice J&K High Court Srinagar/Jammu.
12. Registrar General, J&K High Court Srinagar/Jammu.
13. Director Anti Corruption Bureau, J&K.
14. Director General, Audit and Inspections.
15. Director General, Budget Division J&K.
16. Director General Accounts and Treasuries.
17. Director General Funds Organization.
18. Director Local Fund Audit & Pensions, J&K.
19. Director Information J&K.
20. All Head of Departments/ Managing Directors/ Chief Executives of State PSU's/ Autonomous Bodies/ Societies.
21. Secretary J&K Public Service Commission.
22. All District Development Commissioners.
23. Secretary, J&K Legislative Assembly.
24. Director/Principal, Northern Zonal Accountancy Training Institute Jammu.
25. Director Accounts & Treasuries Kashmir/ Jammu.
26. All Directors of Finance/Financial Advisors & CAOs.
27. Principal Accountancy Training School Srinagar.
28. Joint Director, J&K Funds Organization Srinagar/Jammu.
29. General Manager, Government Press, Srinagar/ Jammu for publication in Government Gazette.
30. Private Secretary to Hon'ble Advisors (F)/(B)/(BK), for information.
31. Private Secretary to Chief Secretary.
32. Private Secretary to Financial Commissioner, Finance Department.
33. All Treasury Officers.
34. I/C website, FD (www.jakfinance.nic.in).
35. I/C website, GAD (www.jkgad.nic.in).
36. Government Order File (W2scs).

**S.L. Pandita
Director General (Codes),
Finance Department.**

142

DETAIL OF LAND EARMARKED FOR ESTABLISHMENT OF BATTALION CAMPAIGN SITE

The following order is a Detail of land earmarked for establishment of battalion campaign site

GOVERNMENT OF JAMMU & KASHMIR
Office of the
Deputy Commissioner Bandipore

1. The Tehsildar,
Bandipore/ Sumbal.

2. Block Development Officer,
Bandipore/ Nowgam Sumbal.

No: DCB/LA/2021/ 2545-48 Dated: 25/07/2021

Subject: Details of land earmarked for establishment of battalion
Camping Site at Watapora and Rakhi Sultanpora District
Bandipore.

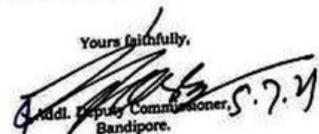
Reference: Commandant 3 -BN CRPF's letter No: A.II-I/ 2021-22-3/ Q-3
BN (BCS) Dated: 02.07.2021.

Sir,

Pursuant to the above referred to communication on the subject, the
Commandant 3 -BN CRPF has requested for issuance of the following
certificates:-

S. No.	Certificate required	Action by
i.	Mode of acquisition either lease basis, rent or on free hold basis be mentioned in the proposal	Indenting Deptt.
ii.	Supporting documents of ownership and their written consent/ willingness for selling land to CRPF/ Government	Tehsildars
iii.	Calculation Sheet of Compensation if any	Tehsildars
iv.	Prevailing market rate as well as total cost of land	Tehsildars
v.	If the proposed land is grazing land/ kahcharie land then the following must be enclosed with SST proceedings:- a. Resolution of Gram Sabha meeting where it has been agreed to give this land to CRPF. b. Written willingness of District Administration to transfer said land free of cost to CRPF	BDOs
vi.	Details of conversion charges required to be mentioned in the proposal	Tehsildars
vii.	Cost of land per kanal	Tehsildars
viii.	Land ownership certificate signed by LA (Revenue) Department.	Tehsildars

All the concerned officers are requested to furnish the above certificates immediately to this office for onward submission to the concerned quarters.

Yours faithfully,

Additional Deputy Commissioner, S.7.21
Bandipore.

143

PRESS STATEMENT ISSUED BY MUTTAHIDA MAJLIS-E-ULEMA REGARDING BAN ON SACRIFICE OF BOVINE ANIMALS

Following is Press Statement issued by Muttahida Majlis-e-Ulema regarding sacrifice of a bovine animals. Detailed religious reason is being provided. It is being mentioned that a deliberate attempt is being made to desist people from performing their religious activities under the pretext of Prevention of Cruelty to Animals Act.

“All the constituent members of the Muttahida Majlis-e-Ulema (MMU) Jammu and Kashmir, headed by incarcerated Mirwaiz Moulvi Umar Farooq, in a joint statement expressed strong resentment against the Government's ban on sacrifice of bovine animals on the occasion of Eidul-Adha.

MMU said that it surprised that sacrifice of bovine animals on the religious occasion of Eid is being termed “illegal” and disallowed under the garb of prevention of cruelty to animals Act.

MMU - the amalgam of all religious bodies of Jammu & Kashmir, said that the sacrifice of permitted animals-including bovines, on Eid ul Adha in the way of Almighty Allah, is precisely the reason for its celebration. Hence it is an important tenet of religion on this day, and a duty upon persons on whom it is obligatory. A Muslim indeed has to refrain from any kind of negligence in performing this act of worship. So why are Muslims being restricted by the Government in performing their religious obligation? MMU asked.

MMU said that government should desist from issuing such arbitrary orders that are unacceptable to the Muslims of the state as they directly infringe upon their religious freedom and their personal law, causing them great anguish.

144

MMU said that it urges the government to immediately revoke this arbitrary and discriminatory order and let the people of Kashmir celebrate Eid in keeping with its religious obligations and the spirit of the festival. The statement added that Majlis-e-Ulema will convene an urgent meeting of its key constituents and leading Muftis of J&K, in this regard, on Sunday at the residence of Mufti Azam Mufti Nasir ul Islam inshallah and inform people accordingly.

The members of the Muttahida Majlis-e-Ulema include Anjuman-e-Auqaf Jamia Masjid Srinagar, Mufti Azam's Muslim Personal Law Board, Darul Uloom Raheemiya Bandipora, Anjuman-e-Shari'a Shian, Jamiat Ahl-e-Hadeeth, Jamaat-e-Islami, Karwaan-e-Islami, Ittehad-e-Muslimeen, Anjuman-e-Himayat-ul-Islam, Anjuman-e-Tabligh-ul-Islam, Jamiat Hamdaniya, Anjuman Ulema Ahnaaf, Darul Uloom Qasmia, Darul Uloom Bilalia, Anjuman Nusrat-ul-Islam, Anjuman-e-Mazhar-ul-Haq, Jamiat Aima Wa Ulema, Anjuman-e-Imam-o-Mashaa'ikh Kashmir, Dar-ul-Uloom Naqshbandia, Dar-ul-Uloom Rasheedia, Ahl-e-Bayt Foundation, Madrasa Kanz-ul-Uloom, Karwaan Khatm-e-Nabuwat, and other religious, social and educational associations."

Desire for Justice



145

AMENDMENT ORDER FOR ISSUANCE OF DOMICILE CERTIFICATE (PROCEDURE) RULES, 2020

The following is an amendment order for issuance of domicile certificate for the spouse of an existing domicile holder. Rules have been eased out.

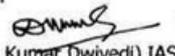
**Government of Jammu and Kashmir
General Administration Department
Civil Secretariat, Srinagar**

**Notification
Srinagar, the 20th of July, 2021**

S.O. 248.-In exercise of the powers conferred by proviso to Article 309 of the Constitution of India read with section 15 of the Jammu and Kashmir Civil Services (Decentralization and Recruitment) Act, 2010, the Government hereby directs that, in table appended to sub rule (1) of rule 5 of the Jammu and Kashmir Grant of Domicile Certificate (Procedure) Rules, 2020, after S.No./Clause 6, the following shall be added as S.No./Clause 7; namely:-

I S. No./ Clause	II Category of Domicile	III Relevant section of the Jammu and Kashmir Civil Services (Decentralization and Recruitment), Act, 2010.	IV Competent Authority for issuance of Domicile Certificate	V Documents to be annexed with application	VI Appellate Authority
7	Spouse of a Domicile	3A(2)(3) of the Jammu and Kashmir Civil Services Decentralization and Recruitment Act.	Tehsildar	(a) Domicile certificate of the Spouse (b) Valid proof of marriage.	Deputy Commissioner

By order of the Lieutenant Governor.


(Manoj Kumar Dwivedi) IAS
Commissioner/Secretary to the Government

NO.GAD-MTG0RBIV/19/2021-07-GAD Dated:20.07.2021

Copy to the:

1. Learned Advocate General J&K.
2. Additional Chief Secretary, Health and Medical Education

146

ORDER MENTIONING CHANGE IN THE REORGANIZATION NOMENCLATURE FROM 'THE HIGH COURT OF JAMMU AND KASHMIR' TO 'THE HIGH COURT OF JAMMU & KASHMIR AND LADAKH'

Following order mentions change in the name of “The High Court of Jammu and Kashmir” into “The High Court of Jammu & Kashmir and Ladakh”.

1

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
(Office of the Registrar General at Srinagar)

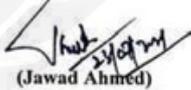
Subject: The Jammu and Kashmir Reorganisation (Removal of difficulties) Order, 2021 (of 2021)

ORDER

No: 559 of 2021/RG Dated:- 23.07.2021

It is hereby ordered that wherever the name of the High Court is reflected or is being reflected as “The High Court of Jammu & Kashmir”, the same shall be replaced by the name as “The High Court of Jammu & Kashmir and Ladakh”.

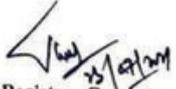
By Order


(Jawad Ahmed)
Registrar General

No: 34256-34308 /RG/GS Dated: 23.07.2021

Copy of the above forwarded to:

1. Principal Secretary to Hon'ble the Chief Justice, High Court of J&K and Ladakh, Srinagar,
2. Secretary to Hon'ble Mr./Mrs. Justice _____
..... for information of their Lordships.
3. Secretary to the Government, Department of LJ&PA, Civil Secretariat, Srinagar/Ladakh,
4. Registrar Vigilance, High Court of J&K and Ladakh, Srinagar,
5. Registrar Computers, High Court of J&K and Ladakh, Srinagar,
6. Registrar Rules, High Court of J&K and Ladakh, Srinagar,
7. Registrar Judicial, High Court of J&K, Jammu/Srinagar,
8. Director, J&K Judicial Academy, Srinagar,
9. All Principal District and Sessions Judges of the UTs of Jammu and Kashmir & Ladakh.
10. Administrative Officer, Office of the Advocate General, J&K.
11. President, all Bar Associations in UTs of Jammu & Kashmir and Ladakh.
..... for information,
12. CPC, e-Courts, High Court of J&K and Ladakh, for uploading the same on the official website of the High Court of J&K and Ladakh.
13. In-Charge Librarian, High Court of J&K and Ladakh, Jammu/Srinagar for information and keeping the record of the same.
14. Order File.


Registrar General

147

AMENDMENTS TO THE JAMMU AND KASHMIR RESERVATION RULES, 2005

Following is the notification where Amendments are being made in the J&K Reservation Act, 2004 in a proportionate manner for Economically Weaker Section category. It is done in such a manner so that seat capacity of EWS may be increased in those institutions wherein over all capacity has been increased.

PS No. 0191-25791/26/214275
0194-25666/7/2106279



Union Territory of Jammu & Kashmir
Social Welfare Department
Civil Secretariat, J&K

NOTIFICATION
Jammu, 23rd July, 2021

S.O. 249 -In exercise of the powers conferred by section 23 of the Jammu and Kashmir Reservation Act, 2004, the Lieutenant Governor hereby directs that the following amendments shall be made in the Jammu and Kashmir Reservation Rules, 2005, namely:-

(1) In rule 13, after the table and before the Explanation appended thereto, the following proviso shall be inserted;

"Provided that the benefit of reservation under Economically Weaker Section category shall be available only in respect of those institutions where the intake capacity has been increased over and above its annual permitted strength in each branch of study and faculty by the Competent Authority, so that the number of seats available, excluding those reserved for the persons belonging to the EWSs are not less than the total seats available in the immediately preceding academic session.

(2) In rule 15-

(i) the following shall be inserted as first proviso;
"Provided that the benefit of reservation under Economically Weaker Section category shall be available only in respect of those institutions where the intake capacity has been increased over and above its annual permitted strength in each branch of study and faculty by the Competent Authority, so that the number of seats available, excluding those reserved for the persons belonging to the EWSs are not less than the total seats available in the immediately preceding academic session."

ct

(ii) in the second proviso, as renumbered, for the words "Provided that", the words, "Provided further" shall be substituted.

This notification shall be deemed to have come into force w.e.f 20.04.2020.

By order of the Government of Jammu and Kashmir.

Sd/-
(Sheetal Nanda, IAS)
Secretary to the Government

No:-SWD-BCC/32/2021-01
Copy to the:-

Dated:- 23 .07.2021

1. Ld. Advocate General, J&K.
2. Additional Chief Secretary, H&ME Department.
3. Director General of Police, J&K.
4. All Principal Secretaries to the Government.
5. Principal Secretary to the Hon'ble Lieutenant Governor, J&K.
6. Principal Resident Commissioner, J&K Government, New Delhi.
7. Chief Electoral Officer, J&K.
8. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
9. All Commissioner/Secretaries to the Government.
10. Divisional Commissioner, Kashmir/Jammu.
11. Chairperson, J&K Special Tribunal.
12. All Deputy Commissioners.
13. Director General, IMPARD, J&K.
14. Director Information, J&K.
15. All Heads of Departments/Managing Directors/Secretary, Advisory Boards.
16. Secretary, J&K PSC/ Socially & Educationally Backward Classes Commission Backward Classes Commission/SSB.
17. Director, Estates, J&K.
18. Director, Archives, Archaeology & Museums, J&K, Jammu.
19. Secretary, J&K Legislative Assembly.
20. General Manager, Government Press, Jammu/ Srinagar.
21. Private Secretary to the Chief Secretary, J&K.
22. Private Secretary to the Additional Chief Secretary, J&K.
23. Private Secretary to Advisor (F) to the Hon'ble Lieutenant Governor.
24. Private Secretary to Secretary to Government, Social Welfare Department.
25. I/c Website, Social Welfare Department.
26. Stock file.

(Virender Kumar Maurya, KAS)
Deputy Secretary to the Government,
Social Welfare Department

148

COMMUNIQUE BY DEPUTY COMMISSIONER BANDIPORA PERTAINING TO THE LAND EARMARKED FOR ESTABLISHMENT OF CRPF BATTALION CAMP

Order is being issued by ADC, Bandipora to Tehsildar and BPO Bandipora/Sumbal for providing of documents required for clearing the deficiencies for acquiring land meant for establishment of Battalion Camping Site at Watapora and Rakhi Sultanpora District Bandipora.

GOVERNMENT OF JAMMU & KASHMIR
Office of the
Deputy Commissioner Bandipore

1. The Tehsildar,
Bandipore/ Sumbal.

2. Block Development Officer,
Bandipore/ Nowgam Sumbal.

No: DCB/LA/2021/ 2545-48 Dated: 15/07/2021

Subject: Details of land earmarked for establishment of battalion
Camping Site at Watapora and Rakhi Sultanpora District
Bandipore.

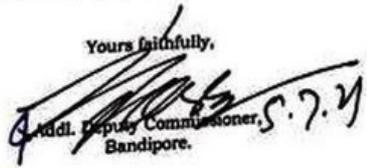
Reference: Commandant 3 -BN CRPF's letter No: A.II-1/ 2021-22-3/ Q-3
BN (BCS) Dated: 02.07.2021.

Sir,

Pursuant to the above referred to communication on the subject, the
Commandant 3 -BN CRPF has requested for issuance of the following
certificates:-

S. No	Certificate required	Action by
i.	Mode of acquisition either lease basis, rent or on free hold basis be mentioned in the proposal	Indenting Deptt.
ii.	Supporting documents of ownership and their written consent/ willingness for selling land to CRPF/ Government	Tehsildars
iii.	Calculation Sheet of Compensation if any	Tehsildars
iv.	Prevailing market rate as well as total cost of land	Tehsildars
v.	If the proposed land is grazing land/ kahcharie land then the following must be enclosed with SST proceedings:- a. Resolution of Gram Sabha meeting where it has been agreed to give this land to CRPF. b. Written willingness of District Administration to transfer said land free of cost to CRPF	BDOs
vi.	Details of conversion charges required to be mentioned in the proposal	Tehsildars
vii.	Cost of land per kanal	Tehsildars
viii.	Land ownership certificate signed by LA (Revenue) Department.	Tehsildars

All the concerned officers are requested to furnish the above certificates immediately to this office for onward submission to the concerned quarters.

Yours faithfully,

Addl. Deputy Commissioner,
Bandipore. S.7.21

149

CONSTITUTION OF COMMITTEE TO OVERSEE THE IMPLEMENTATION OF MANPOWER AUDIT

The following order is being by the Commissioner /Secretary of GAD, for constitution of committee to oversee the implementation of manpower audit for various departments in the Government of J&K in order to analyze and suggest a framework for optimum utilization of staff available with various departments /organization.

**Government of Jammu and Kashmir
General Administration Department
Civil Secretariat, Srinagar**

Subject: Constitution of Committee to oversee the Implementation of Manpower Audit.

**Government Order No. 669-JK(GAD) of 2021
Dated: 30.07.2021**

Sanction is hereby accorded to the constitution of Committee comprising of following officers to oversee the implementation of manpower audit to be followed across various departments in the Union territory of Jammu and Kashmir:

1	Principal Secretary to the Government, Home Department.	Chairman
2	Principal Secretary to the Government, Housing & Urban Development Department.	Member
3	Commissioner/Secretary to the Government, General Administration Department.	Member
4	Commissioner/Secretary to the Government, Department of Food, Civil Supplies and Consumer Affairs.	Member
5	Director General (Codes), Finance Department.	Member

The terms of reference (ToR) of the Committee shall be as under:

- (i) To finalize the scope of work for manpower audit for various departments in the Government of Jammu and Kashmir.
- (ii) To shortlist a Government/Private Agency for conducting the manpower audit in a methodical and professional manner by utilizing scientific tools.
- (iii) To suggest a framework for optimum utilization of Staff available with various departments/organizations.

Short listing of an Agency for this purpose shall be done within a period of 15 days and the Committee shall oversee the conduct of manpower audit across various departments to be completed within a period of six months.

The Committee shall be serviced by the General Administration Department.

By order of the Government of Jammu and Kashmir.

Sd/-
(Manoj Kumar Dwivedi) IAS
Commissioner/Secretary to the Government

No. GAD-ESTB/123/2021-09-GAD Dated.30.07.2021

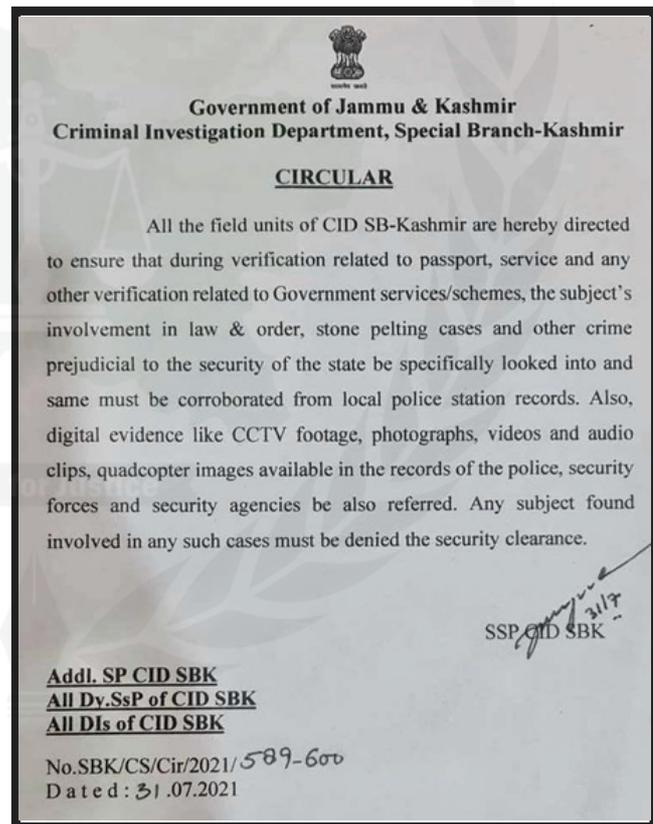
Copy to:

1. Additional Chief Secretary, Health & Medical Education Department
2. Director General of Police, J&K.
3. All Principal Secretaries to the Government.
- Principal Secretary to the Lieutenant Governor.

150

CIRCULAR ISSUED BY SSP, CID, SPECIAL BRANCH- KASHMIR FOR ENSURING A STRICT VERIFICATION PROCESS FOR PASSPORT RELATED SERVICE

The following circular is being issued by SSP, Criminal Investigation Department, Special Branch- Kashmir for having a more strict verification related to passport services or any other verification related to government service. In addition to records available at police station, digital evidence should also be referred to and if anyone involved should be denied the clearance.



151

CONCERNS BY CIVIL SOCIETY OVER ADMINISTRATION'S ORDER ABOUT THE MOHARRAM PROCESSION

August 01 2021

The (three)previous statements are in response to this announcement

We at All Jammu and Kashmir Shia Association welcome the Govt's decision to allow Muharram procession in Kashmir after a gap of 3 decades. AJK Shia Association will lead the procession this year as per past practice.

In the following document, Jammu and Kashmir Shia Association welcomes the government decision to allow the Muharram processions after three decades. However, Ruhullah Mehdi concerns about being selective about permission, as Friday prayers in Jamia Masjid are still not allowed. Moreover he highlights certain other key issues.



Ruhullah Mehdi 

Administration's "Order" About The Moharram Procession

There is list of decisions-taken in circulation, in which, if my reading of this is correct, the administration has decided to allow the 10th Moharram procession from Abiguzar to Lal Chowk (a temporary & alternate route proposed in 2018) after a gap of 30 years. This decision has come at the time when the Administration called off Amarnath yatra. Eid prayers this year were not allowed at Jama Masjid in other important places imposing the Disaster Management Act. Only few days ago the IGP Kmr told people to celebrate Eid "at their homes" invoking Covid protocols. The Friday prayers at Jama Masjid have not been allowed for the last more than 100 Fridays & continue to be banned, again invoking Covid 19 protocols. It goes on. Given the fact that all other major religious gatherings (with no exception any particular religion) continue to be banned. This sudden isolated decision to allow 10th Moharram procession from Abiguzar to Lal Chowk, after a gap of 30 years, raises more questions than it answers. To answer those questions and to make clear that there are no nefarious designs behind this decision, this 10th Moharram procession should be preceded by Friday prayers at Jama Masjid before the 10th Moharram. Friday prayers before this year's 10th Moharram should precede Friday prayers and other major religious functions (across all religions) continue to be banned and this particular procession suddenly encouraged in isolation. In this case, I see nefarious designs behind it. The people should not fall for this bait into this trap. Therefore the responsibility lies with the administration to come forward. Now that the time for Eid prayer this year's has passed. Lift the ban on Friday prayers at Jama Masjid too, like you suddenly took this decision and prove that there are no nefarious designs.

152

ORDER RELATED TO THE YEAR-WISE, STATE-WISE INFORMATION ON CASES BEING INVESTIGATED BY NIA (2015-2021)

Following is the data on cases investigated by NIA (year wise) during last 5 years. Question raised by MPs- Smt. Chayya Verma, Sukhram Singh Yadav and Vishambar Prasad Yadav.

**GOVERNMENT OF INDIA
MINISTRY OF HOME AFFAIRS**

**RAJYA SABHA
UNSTARRED QUESTION NO. 1815**

TO BE ANSWERED ON THE 4TH AUGUST, 2021/ SRAVANA 13, 1943 (SAKA)

CASES INVESTIGATED BY NIA

**1815. SMT. CHHAYA VERMA:
CH. SUKHRAM SINGH YADAV:
SHRI VISHAMBHAR PRASAD NISHAD:**

Will the Minister of HOME AFFAIRS be pleased to state:

(a) the details of number of cases National Investigation Agency (NIA) has investigated during last five years till date, year-wise and State-wise;

(b) the number of chargesheets filed along with the number of persons chargesheeted, year-wise and State-wise during the said period; and

(c) the details of number of cases where accused have been convicted out of total cases investigated by NIA during the said period, year-wise and State-wise?

ANSWER

**MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS
(SHRI NITYANAND RAI)**

(a) to (c): As per the information available with the National Investigation Agency (NIA), the details are at Annexure.

153

GUIDELINES FOR THE DIGITIZATION OF RECORDS/FILES OF DARBAR MOVE OFFICES

Following document is a “guidelines for the digitization” of government files in a time bound manner. Order is being issued by secretary to the government, IT department, Civil Secretariat.

Annexure A: List of departments and vendors along with timelines entrusted for digitization of records. Pertinent to mention the duration of the entire project has been kept for just 25 days.

Annexure B: SOP for scanning and digitization of files in a systematic manner. Emphasis has been laid in prioritizing the important ones with color coding for different kind of documents to be done.

066/2021/CS

Government of Jammu and Kashmir
Information Technology Department,
Civil Secretariat, Srinagar.

Subject:- Digitization of record/files of Darbar Move offices/organizations working outside of Civil Secretariat for the purpose of scanning legacy data for switching to e-office-regarding.

Government Order No. 50-JK(ITD) of 2021
Dated: 04.08.2021

In continuation to Government Order No.237-JK(GAD) of 2021 dated 15.03.2021, further schedule for Scanning and digitization of official files/records of various offices is notified at Annexure-A.

2. The offices mentioned at Annexure A are required to nominate a nodal officer for the said purpose who shall not only coordinate with JKeGA and the scanning agency, but also ensure completion of 100 percent scanning of files within the stipulated timelines.

3. The Nodal Officers may coordinate with the IT level Project monitoring team of J&K e-Governance Agency (JKeGA) for technical assistance, if required for understanding the process of file preparation, as per an SOP, that already stands issued (Annexed again at B). The Team of JKeGA comprises-

a) Sh. Irfan Ahmad, Project Manager(9070181818)
b) Sh. Arun Panotra, Analyst-IT (7006687232)

4. The following guidelines need to be strictly complied-

- Sufficient no of files on daily basis needs to be supplied at the Scanning Centers. Sending all the files on last days should be strictly avoided.
- Files not scanned within the stipulated timeline shall not be scanned by the assigned vendors and it shall be entirely left to the department to manage scanning at its own level.
- The Nodal Officer shall inter alia be responsible for quality checking of scanned files and meta-data at Digitization Centre. He shall also ensure preparation of files for scanning i.e. page numbering on N.F and C.F with proper indexing.
- Nodal Officer shall also ensure to take the scanned files back as soon as the vendor has finished scanning and digitization .
- It is clarified that the scanning locations shall remain functional on holidays, including Sundays. Hence, files shall be accepted and reverted even on Holidays.
- It is further clarified that, all the officials/departments have to ensure that complete Scanning of their official record must be completed within the prescribed period if any file left unscanned, responsibility of the same lies with the concerned Nodal Officer of the department/office.

[Signatures]

02021/CS

vii. If the digitizations work would be carried out at the office premises of the department then all the offices/departments need to ensure that proper furniture for keeping scanning equipments etc and 24*7 Power Supply may be provided to the Scanning Vendors.

It is further ordered that the left out move offices (not figuring in this order) shall also keep their files prepared as per the SOP already issued. The schedule for their scanning shall be issued separately.

By order of the Government of Jammu and Kashmir.

Sd/-
(Simrandeep Singh)
Secretary to the Government

Dated: 04.08.2021

No: IT-Gen/81/2021
Copy to :-
1. All Financial Commissioners.
2. Director General of Police, J&K.
3. All Principal Secretaries to the Government.
4. Principal Secretary to the Lieutenant Governor.
5. Principal Resident Commissioner, J&K Government, New Delhi.
6. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
7. All Commissioner/Secretaries to the Government.
8. Chief Electoral Officer, J&K.
9. Divisional Commissioner Jammu/Kashmir.
10. Chairperson, J&K Special Tribunal.
11. Director General, J&K Institute of Management & Administration & Rural Development.
12. Director, Information, J&K.
13. All Deputy Commissioners.
14. Chief Executive Officer, Jammu and Kashmir e-Governance agency, Srinagar .
15. All Heads of the Departments/Managing Directors/Secretary, Advisory Boards .
16. Secretary, PSC/SSB/J&K Academy of Art, Culture & languages.
17. Director, Estates.
18. Director, Achieves, Archaeology & Museums, J&K.
19. Secretary J&K Legislative Assembly.
20. General Manager, Government Press, Srinagar.
21. Private Secretary to the Chief Secretary.
22. Private Secretary to the Advisor(F)(B) & (BK) to the Lieutenant Governor
23. Private Secretary to the Commissioner/Secretary to the Government, General Administration Department.
24. Government Order / Stockfile/Website, GAD.

[Signatures]
(Alfaq Ahmed)
Deputy Secretary to the Government

1686/2021/CS
Annexure: 'A' of the Govt Order No: 50-JK(LTD) of Jod. Annexure A Dated: 04.08.2021

S. No.	Name of the Department/Organization	Name of the Empanelled Vendor	Timelines to complete the Digitization w.e.f 05-08-2021	Venue for Digitization
1	J&K Board of Professional Entrance Examination and Chairman of the Committee for Monitoring & ensuring Fairness of Tests Conducted by BOPEE		05-08-2021 to 31-08-2021	
2	J&K Academy of Art, Culture & Languages		05-08-2021 to 31-08-2021	
3	Director, Libraries & Research.		05-08-2021 to 31-08-2021	
4	Chief Engineer R&B		05-08-2021 to 31-08-2021	
5	Chief Engineer PHF		05-08-2021 to 31-08-2021	
6	Relief & Rehabilitation Commissioner (Migrants).		05-08-2021 to 31-08-2021	
7	J&K Police Headquarters (PHQ).		05-08-2021 to 10-09-2021	
8	Inspector General of Police, Crime.		05-08-2021 to 10-09-2021	
9	J&K Special Tribunal		05-08-2021 to 31-08-2021	Kashmir: Karen Nagar, near Sheikh UL Alam hospital, Srinagar
10	Mission Director, ICPS, J&K		05-08-2021 to 31-08-2021	
11	Managing Director, JKTDC.	M/s Datasoft Computer Services Pvt. Ltd (Contact No.9936 876342)	05-08-2021 to 31-08-2021	Jammu: H.No 331, Behind Dream Land Public School, Janipur, Jammu
12	J&K Housing Board.		05-08-2021 to 10-09-2021	
13	Director Higher Education Department, J&K		05-08-2021 to 31-08-2021	
14	Chief Engineer, J&K UEED.	M/s e-Net India (Contact No.9999 889496)	05-08-2021 to 31-08-2021	Jammu: H.No 434 Shastri Nagar, Near Govt. Girls Higher
15	Director, Finance Organization, PDD.		05-08-2021 to 31-08-2021	
16	Special Officer, Augif		05-08-2021 to 31-08-2021	
17	Managing Director, J&K		05-08-2021 to 31-08-2021	

2021/CS

18	Cable Car Corporation Limited.		08-2021	
19	J&K Information Technology Infrastructure Development Corporation		05-08-2021 to 31-08-2021	
20	Sainik Welfare Department		05-08-2021 to 31-08-2021	
21	J&K Forensic Sciences Laboratory		05-08-2021 to 31-08-2021	
22	Inspector General of Police, Railways.		05-08-2021 to 31-08-2021	
23	Commissioner, State Taxes Department.		05-08-2021 to 31-08-2021	Secondary School, Near Lal Bahadur Shastri Memorial Park.
24	Director, Sericulture		05-08-2021 to 31-08-2021	
25	J&K Board of School Education		05-08-2021 to 31-08-2021	Kashmir: Vendor to make the setup functional at Department/Office Location premises. All departments to provide support in terms of Power back up, furniture, fittings
26	DFO, Photo Interpretation Division		05-08-2021 to 31-08-2021	
27	State Finance Commission.		05-08-2021 to 31-08-2021	
28	Chairman, J&K Pollution Control Board.		05-08-2021 to 31-08-2021	
29	Empowered Officer, PMGSY (JKRRDA).		05-08-2021 to 31-08-2021	
30	Commissioner, Survey & Land Records.		05-08-2021 to 31-08-2021	
31	Jammu and Kashmir Project Construction Corporation Limited.		05-08-2021 to 31-08-2021	
32	Director, Social Forestry.	M/s Gujarat Infotech Ltd (Contact No.9419 111953)	05-08-2021 to 31-08-2021	Jammu: 117, Canal road, Jammu & Kashmir: Vendor to make the setup functional at Department/Office premise location.
33	J&K Socially & Educationally Backward Classes Commission.		05-08-2021 to 31-08-2021	
34	J&K Social Welfare Board.		05-08-2021 to 31-08-2021	
35	J&K Home Guards.		05-08-2021 to 31-08-2021	
36	Director, Defence Labour Procurement.		05-08-2021 to 31-08-2021	
37	Director, Horticulture		05-08-2021 to 31-08-2021	

686/2021/CS

58	Ayushman Bharat. Mission Director, Rashtriya Uchchar Shiksha Abhiyan (RUSA)		08-2021	
59	Chief Architect.		05-08-2021 to 31-08-2021	
60	Director, Fisheries, Registrar, Cooperative Societies		05-08-2021 to 31-08-2021	
61	Director, Archives, Archaeology & Museums.		05-08-2021 to 31-08-2021	
62	Director, Environment & Remote Sensing		05-08-2021 to 31-08-2021	
63	Directorate of Urdu Coordination Cell		05-08-2021 to 31-08-2021	
64	J&K IMPARD . Board of Unani Ayurvedic System of Medicines.	M/s Pragya n Limited. (Contact No.9622 209000)	05-08-2021 to 31-08-2021	Nagar , House No-75, nearby Municipal corporation Srinagar
65	Chairman of the Committee for Fixation of Fee Structure of Professional Office of the Advocate General, J&K.		05-08-2021 to 31-08-2021	
66	J&K Power Development Corporation (Jammu & Kashmir)		05-08-2021 to 31-08-2021	
67	Project Chief IWDP Hils, Forest Department.		05-08-2021 to 31-08-2021	
68	Chief Wildlife Warden.		05-08-2021 to 31-08-2021	
69	Excise Commissioner, J&K		05-08-2021 to 10-09-2021	Jammu: 332 / Sector C Sainik Colony Jammu 180011 &
70	SIDCO		05-08-2021 to 31-08-2021	Kashmir: Vendor to make the setup functional at Department/Office Location premises
71	Director General, Economics & Statistics.		05-08-2021 to 31-08-2021	
72	Jammu & Kashmir Trade Promotion Organization		05-08-2021 to 31-08-2021	
73	J&K		05-08-2021 to 31-08-2021	

021/CS

38	(P&M). Managing Director, JKHPMC		08-2021	
39	Subordinate Office of Science & Technology Department including J&KEDA etc.		05-08-2021 to 10-09-2021	
40	J&K KhAD & Village Industries Board		05-08-2021 to 31-08-2021	
41	Director, Geology & Mining.		05-08-2021 to 31-08-2021	
42	Chief Engineer, Procurement & Material Management Wing, J&K		05-08-2021 to 31-08-2021	
43	Director, Soil Conservation.		05-08-2021 to 31-08-2021	
44	Chief Engineer, Commercial and Survey Wing		05-08-2021 to 31-08-2021	
45	Mission Director, J&K Skill Development Mission		05-08-2021 to 31-08-2021	
46	Funds Organization		05-08-2021 to 31-08-2021	
47	Director, Family Welfare MCH & Immunization.		05-08-2021 to 31-08-2021	
48	Director, Indian System of Medicines.		05-08-2021 to 31-08-2021	
49	Chief Executive Officer, ERA, J&K		05-08-2021 to 31-08-2021	Kashmir: Ikrift Software P LTD, Shafi Manzil, Abiguzar, Residency road, Srinagar, 190001. &
50	Directorate General, Women & Child Development J&K		05-08-2021 to 31-08-2021	
51	State Resource Centre for Women, J&K		05-08-2021 to 31-08-2021	
52	Managing Director, Women's Development Corporation, J&K.	M/s Ikrift Software Pvt. Ltd. (Contact No.9906 538208)	05-08-2021 to 31-08-2021	Jammu: Vendor to make the setup functional at Department/Office Location premises
53	Chief Department, J&K.		05-08-2021 to 31-08-2021	
54	J&K EDI.		05-08-2021 to 31-08-2021	
55	Directorate of National Health Mission.		05-08-2021 to 31-08-2021	
56	J&K Medical Supplies Corporation.		05-08-2021 to 31-08-2021	Jammu: 427/5 Channi Himmat. &
57	Chief Executive Officer, Techno		05-08-2021 to 31-08-2021	Kashmir: Karen

Annexure 'B' of the Government Order No. 50-52(174) of 2021
 180/2021/OS
 Dated 10 01 2021
 Annexure 'A' of the Government Order No. 214 JG(ATS) of 2021
 Dated 10 01 2021

STANDARD OPERATING PROCEDURE (SOP) FOR SCANNING and DIGITIZATION OF FILES

Advance preparation for Scanning /digitization

- a) All offices shall nominate a Nodal Officer for Scanning/Digitization of records
- b) All offices shall identify their Metadata fields which are required to make the document more searchable and easily retrievable as per subsequent working convenience of the Offices.
- c) All offices shall identify three teams (if the volume of records/files to be scanned/digitized so demands) which shall work under the supervision of the designated Nodal Officer for digitization of official records. These three teams shall be entrusted with the following responsibilities:
 - i. Responsibility of Team 1
 - Identification of files for scanning in order of priority
 - ii. Responsibility of Team 2
 - Preparing files for Scanning (Page numbering, First Quality Check of Page marking etc). Numbering should be uniform i.e. on the top right side of the page. This will give an idea about approximate count of pages which need to be scanned and digitized
 - The page numbering should be done with black pen
 - In each of the files, the pages should be serially numbered and re-arranged (if required) before the documents are handed over to the vendor
 - Second Quality Check
 - Cataloguing, Packing and return of Scanned files
 - iii. Responsibility of Team 3
 - For concurrent scanning and migration to the Data Management System (DMS)
- d) The Nodal Officer shall be responsible for supervision of work done by the above three teams and also act as a single point of contact for the coordination purposes with concerned Vendor
- e) The Nodal Officer shall be responsible for ensuring regular quality check of files digitized by the concerned vendor and also ensure the regular supply/return of files

Standard Operating Procedure for Scanning & Digitization of Office Records 1

	Scheduled Castes, Scheduled Tribes, Backward Classes Corporation.	08-2021
77	Executive Director, Rehabilitation Council	05-08-2021 to 31-08-2021
78	Director General, Audit & Inspections, J&K	05-08-2021 to 31-08-2021
79	J&K Commercial Taxes Tribunal	05-08-2021 to 31-08-2021
80	J&K Public Service Commission,	05-08-2021 to 31-08-2021
	Chief Engineer, Planning & Design	05-08-2021 to 31-08-2021
81	Wing, J&K,	
82	Inspector General, Registration, J&K,	05-08-2021 to 31-08-2021
83	Chief Executive Officer, Mission Youth, J&K,	05-08-2021 to 31-08-2021
84	J&K Services Selection Board	05-08-2021 to 31-08-2021
85	J&K Handicrafts & Handloom Development Corporation	05-08-2021 to 31-08-2021

86/2021/OS
 Annexure 'A' of the Government Order No. 214 JG(ATS) of 2021
 Dated 10 01 2021

- a) After completion of all the aforementioned guidelines, every department/office needs to paste "Ready for Scanning" sticker on every file
- b) The safety and security of the files shall be the sole responsibility of the scanning vendor
- c) The concerned departments shall keep its nodal staff stationed at the scanning centre during the process of scanning of its files
- d) The nodal officer of the department shall ensure to take back the files duly counted as soon as the scanning is over.

****End of Document****

Standard Operating Procedure for Scanning & Digitization of Office Records 2

Annexure 'A' of the Government Order No. 214 JG(ATS) of 2021
 Dated 10 01 2021

- f) The nodal Officer shall also be responsible for mandating log of the scanned pages so that payment to the Vendor is made accordingly
- g) Important instructions to Nodal Officer while handing over files to the Scanning vendor
 - The Nodal Officer will be required to provide details like Number of Pages in File (C.F. side/N.F. side), Date & Time of Handover, Name of the Scanning Vendor and its staff to whom the files are handed over etc.
 - Further on the verification of documents being handed over the representative of the scanning vendor will be required to sign on the list and accept these files. As part of this verification, the representative of Scanning Agency shall be advised to cross check the attributes present on the file in case of any discrepancy, it should be brought to the notice of Nodal Officer.
- h) Important Instructions to the Scanning vendor while handing files back files to the Nodal Officer:

While returning the files to the Nodal Officer, the representative of Scanning Agency will mark the file as returned. The Nodal Officer is required to verify the accessibility of scanned file contents of scanned copy against physical document and quality of scanned document. The Nodal Officer will accept the documents after doing necessary quality checks like Meta data quality check, Scanning Quality Check etc. After satisfaction of the Nodal Officer, he shall sign and stamp the acceptance certificate.
- i) Every office shall make bundles which may include up to 15 files depending upon the size of the file. Each bundle should have following details of the list of files to be scanned:

S No	File Number	Subject of the file	No. of pages in Note Side	No. of pages on Correspondence side	No. of parts of the file.
1	2	3	4	5	6
- j) Every Office shall remove duplicate or unused paper from file so as to obviate the chances of duplication in scanning
- k) After office needs to assign some color scheme identifiable with different colors of flags to differentiate various categories of documents such as Government Orders (Pink), circulars (Green), office orders (Orange) etc. on the C.F. side. Any other document type may also be conveyed to the concerned Agency

Standard Operating Procedure for Scanning & Digitization of Office Records 3

156

TRANSFER OF STATE LAND FOR ESTABLISHMENT OF BORDER BATTALION HEADQUARTERS, FOR JAMMU ZONE

The following order is being issued by Principal Secretary to the government, Revenue Department, Civil Secretariat, for transfer of Land measuring 120 Kanal under Khasra number 822-min situated at village Lamberi, Tehsil Nowshera District Rajouri in favour of Home Department for establishment of Border Battalion Headquarters, for Jammu zone. (Reference orders are a must).

**Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, Jammu/Srinagar**

Subject: Transfer of State land in favour of Home Department for establishment of Border Battalion, Headquarter.

Reference: (i) No. FCR-LAND/82/2021-06-FCR (36524) dated 26.07.2021 from Financial Commissioner (Revenue), J&K.
(ii) O.M. No. Home-LA/65/2021-05 dated 03.08.2021 from Home Department.
(iii) No. 502/4199/T/St-land/police/Lamberi/Rajouri/20/6052 dated 27.10.2020 from Divisional Commissioner, Jammu.
(iv) No DCR/2020-21/SQ/110-115 dated 22.06.2020 read with DCR/2021-22/SQ/1072-76 dated 16.07.2021 from Deputy Commissioner, Rajouri.

**Government Order No. 51 -JK- (Rev) of 2021
Dated: 05 .08.2021**

Sanction is hereby accorded to the transfer of State land measuring 120 Kanal under Khasra No. 822-min situated at village Lamberi, Tehsil Nowshera District Rajouri in favour of Home Department for establishment of Border Battalion Headquarters, for Jammu Zone.

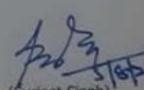
The land shall be used only for the purpose for which the sanction of transfer has been accorded after obtaining all other permissions as may be required for its establishment from the competent authority.

By Order of the Government of Jammu and Kashmir.

**Sd/-
(Shaleen Kabra) IAS
Principal Secretary to the Government
Dated: 05 .08.2021**

No. Rev-LAJ/47/2021(37076)
Copy to the:-

1. Financial Commissioner (Revenue), J&K.
2. Director General of Police, J&K.
3. Principal Secretary to the Government, Home Department. The U.O file is returned herewith.
4. Principal Secretary to the Hon'ble Lieutenant Governor, J&K.
5. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
6. Divisional Commissioner, Jammu.
7. Deputy Commissioner, Rajouri.
8. Director Archives, Archeology & Museums, J&K.
9. Private Secretary to Chief Secretary, J&K.
10. Private Secretary to Hon'ble Advisor (B).
11. Private Secretary to Principal Secretary to Government, Revenue Department.
12. Incharge Website, Revenue Department.
13. Government Order file (w.2.s.c).


(Surjeet Singh)
Under Secretary to the Government

157

CONSTITUTION OF COMMITTEE TO RE-VISIT THE APR GUIDELINES

The following order is being issued by Commissioner/Secretary, GAD, Civil Secretariat, Jammu for constitution of a committee to revisit the APR guidelines. Pertinent to mention, Principal Secretary Home has been kept as a member to analyze as per law and order issues.

GOVERNMENT OF JAMMU AND KASHMIR GENERAL ADMINISTRATION DEPARTMENT (Monitoring Section) Civil Secretariat, Jammu/Srinagar	
Subject: Constitution of Committee to re-visit the APR Rules.	
Government Order No. 693-JK(GAD) of 2021 Dated: 06.08.2021	
Sanction is hereby accorded to the constitution of a Committee comprising the following to re-visit the Annual Performance Report (APR) Guidelines, notified vide Government Order No. 1311-GAD of 2001 dated 09.11.2001:	
<ol style="list-style-type: none"> 1. Principal Secretary to the Government, Home Department. 2. Commissioner/Secretary to the Government, General Administration Department. 3. Secretary, Department of Law, Justice and Parliamentary Affairs. 	
The Committee shall submit its recommendations, keeping in consideration the existing guidelines in the J&K and the Government of India pattern on ACR rules, within a period of one month.	
By order of the Government of Jammu and Kashmir.	
Sd/- (Manoj Kumar Dwivedi) IAS Commissioner/Secretary to the Government	
<i>Desire for Justice</i>	
No. GAD-MTG0RBIV/141/2021-09-GAD Copy to :	Dated:06.08.2021
<ol style="list-style-type: none"> 1. Additional Chief Secretary, Health and Medical Education Department. 2. Director General of Police, J&K. 3. All Principal Secretaries to the Government. 4. Principal Secretary to the Lieutenant Governor. 5. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India. 6. Principal Resident Commissioner, J&K Government, New Delhi. 7. All Commissioner/Secretaries to the Government. 8. Chief Electoral Officer, J&K. 9. Divisional Commissioner, Kashmir/Jammu. 10. Chairperson, J&K Special Tribunal. 11. Director General, J&K IMPA&RD. 12. All Deputy Commissioners. 	

158

OFFICIAL STATEMENT OF LT GOVERNOR ON THE OCCASION OF FOUNDATION STONE LAYING CEREMONY OF YATRI NIWAS

Following is a Press Statement on the occasion of foundation stone laying ceremony of Yatri Niwas, located at Pantha Chowk on 25 Kanal land. It will have an information centre for the guidance of pilgrims. Constitution of Yatri Niwas at various places is also considered like at Chanderkote, Ramban. Mention of online facilities and Darshan, Hawan and Prasad is also made.

Lt Governor lays foundation stone of Office cum Yatri Niwas of Shri Amarnathji Shrine Board New Yatri Niwas to accommodate more than 3000 pilgrims with best-in-class facilities

More Yatri Niwas in the offing; Jammu to get permanent office & a bigger facility accommodating large number of visiting devotees, says the LG.

LG launches "Shri Amarnath Ishwaram"- an iconic, signature video song on Shri Amarnathji Dedicates SASB's devotional song to the devotees of Shri Amarnathji

SRINAGAR, AUGUST 06: In yet another move to provide best-in-class facilities to the devotees of Shri Amarnathji, Lieutenant Governor, Manoj Sinha laid the foundation stone of Office cum Yatri Niwas of Shri Amarnathji Shrine Board here today at Pantha Chowk, Srinagar. The new facility would be built over 25 kanal land at Pantha Chowk Srinagar in a period of 18 months. The Yatri Niwas once completed would accommodate more than 3000 pilgrims.

159

Speaking on the occasion, the Lieutenant Governor, who is also the Chairman of Shri Amarnathji Shrine Board, observed that the prestigious project is aimed at ensuring comfortable stay of Shri Amarnathji Yatris at Srinagar who come from all over the world for the holy annual pilgrimage. It will also act as an Information Centre for the guidance of pilgrims, besides many similar works would be completed for smooth conduct of the yatra, he added.

The government of J&K is initiating various services, along with the infrastructural development to provide a memorable experience to millions of devotees of Shri Amarnathji, the Lt Governor said We are planning to construct Yatri Niwas in various parts of the UT, besides a permanent office and a bigger Yatri Niwas will soon come up at Jammu to facilitate a large number of visiting devotees. Another Yatri Niwas with the capacity to accommodate 3200 yatris is coming up at Chanderkote, District Ramban, added the Lt Governor. With modern facilities and conducive environment being created, the day is not far when the Yatris visiting Shri Amarnathji shrine would cross the 10 lakh mark which will also make a greater impact on the economy of J&K, the Lt Governor observed. Study is also being conducted for exploring feasibility of ropeway at Shri Amarnathji Shrine, he further added.

Shri Nitishwar Kumar, Chief Executive officer of the Board termed the project as a historic development. This was a long pending demand from various organizations and stakeholders for having a dedicated Yatri Niwas for Shri Amarnathji Yatris, he added. The CEO further highlighted the recent developments made by SASB for facilitating Shri Amarnathji Yatris.

The Shrine Board has also brought Darshan, Hawan, and Prasad facility under the virtual mode where the devotees of Lord Shiva from across the world can perform online virtual Puja and Hawan at the Holy Cave, and priests at the holy cave will offer it in the devotees' name. Prasad will be subsequently delivered at the doorsteps of the devotees. For the first time, we have a 24x7 dedicated portal wherein the devotees can watch the live darshan of Holy Ice Lingam uninterruptedly through the Jio-TV live streams. These steps have been initiated in the wake of the cancellation of this year's Yatra, said the CEO SASB.

160

The Shrine board has already arranged for a live telecast of morning and evening Aarti from the holy Cave of Lord Shiva both on TV and Digital platforms, he added. Mahant Deependra Giri also spoke on the occasion and said that the upcoming YatriNi was is a much-needed facility to accommodate Shri Amarnathji yatris.

Earlier, the Lieutenant Governor launched "Shri Amarnath Ishwaram", an iconic and signature video song on Shri Amarnathji and dedicated the same to the devotees of Shri Amarnathji on the auspicious occasion of Shravan Shivratri. Released under the banner of T-Series, the video song was composed by Aman Pant, while devotees worldwide can experience the powerful Shiva mantra in the voice of renowned singer Sachet Tandon. During his address, the Lt Governor observed that the Shri Amarnathji Shrine Board's devotional song reflects the divine journey of Lord Shiva with Mata Parvati to the Holy cave and narrates the route of the divine journey with the religious significance of places en route. This devotional track will also make the devotees feel spiritually connected with the divine Lord, he added. On the occasion, the Lt Governor prayed for the well-being of the people of the UT. Sh. Nitishwar Kumar, Chief Executive officer of Shri Amarnathji Shrine Board, and Sh. Anup Kumar Soni, Additional CEO SASB joined from the Holy Cave through virtual mode. Popular Singer, Sachet Tandon and Music Composer, Aman Pant also joined through video conferencing and shared their experience of working on this devotional video song.

Sh. Baseer Ahmad Khan, Advisor to the Lt Governor; Sh. Arun Kumar Mehta, Chief Secretary; Sh. Shaleen Kabra, Principal Secretary to the Government, Home Department; Dheeraj Gupta, Principal Secretary to the Government, H&UDD; Sh. Rohit Kansal, Principal Secretary, PDD; Sh. Sanjeev Verma, Commissioner/Secretary to the Government, Department of Forest, Ecology and Environment; Sh. Ranjan Prakash Thakur, Principal Secretary to Government, Industries & Commerce Department; Sh. Pandurang K. Pole, Divisional Commissioner Kashmir; Sh. Vijay Kumar, IGP Kashmir; Sh. Sarmad Hafeez, Administrative Secretary, Tourism Department; Board Members of SASB, besides other senior officers of Civil, Police, Shrine Board and the various religious organizations and NGOs attended the foundation laying ceremony of Yatri Niwas Pantha Chowk.

CONSTITUTION OF TEAMS TO MONITOR PUNCTUALITY IN VARIOUS DEPARTMENT OF CIVIL SECRETARIAT JAMMU-REGION

The following order is being issued by Commissioner/Secretary GAD, Civil Secretary, Srinagar, according sanction to the constitution of a committee for monitoring daily attendance of the employees working in civil Secretariat Jammu.

**GOVERNMENT OF JAMMU AND KASHMIR
GENERAL ADMINISTRATION DEPARTMENT
CIVIL SECRETARIAT, SRINAGAR**

Subject: **Punctuality in various Departments of Civil Secretariat Jammu-reg.**

**Government Order No.703-JK (GAD) of 2021
Dated:10.08.2021**

Sanction is hereby accorded to the constitution of following teams of officers for monitoring daily attendance of employees working in various Departments of Civil Secretariat, Jammu. The team shall conduct surprise checks of all departments at 10:00 am and 5:00 PM and report un-authorized absence of employees to the General Administration Department for appropriate disciplinary action:-

Team	Name of the Officer/Designation	Day
I	1. Sh. Veerji Hangloo, Special Secretary to Government, Public Grievances. 2. Sh. Vikas Verma, Deputy Secretary to the Government, General Administration Department.	Monday
II	1. Ms. Kusum Badyal, Special Secretary to the Government, Industries & Commerce Department. 2. Sh. Girdhari Lal, Deputy Secretary to the Government, General Administration Department.	Tuesday
III	1. Sh. Pawan Singh Rathore, Special Secretary to the Government, Hospitality & Protocol Department. 2. Dr. Mohammad Usman Khan, Deputy Secretary to the Government, General Administration Department	Wednesday
IV	1. Sh. Shiv Kumar Gupta, Special Secretary to the Government, Social Welfare Department. 2. Sh. Mohit Raina, Under Secretary to the Government, General Administration Department.	Thursday
V	1. Sh. Mohd Nazir Sheikh, Special Secretary to the Government, Food, Civil Supplies & Consumers Affairs Department 2. Sh. Rameshwar Kumar, Under Secretary to the Government, General Administration Department.	Friday

By order of the Government of Jammu and Kashmir.

**Sd/-
(Manoj Kumar Dwivedi) IAS
Commissioner/Secretary to the Government**

No. GAD-ADM/262/2021-09-GAD Dated:10.08.2021

Copy to the:

1. Additional Chief Secretary, Health & Medical Education Department.
2. All Administrative Secretaries to the Government.
3. Principal Secretary to the Lieutenant Governor.

CSA *TAM*

Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
Director Information, J&K.
Director Estates, J&K
Director Achieves, Archaeology & Museums, J&K.
Concerned Officers
Private Secretary to the Chief Secretary.
Private Secretary to the Commissioner/Secretary to the Government,
General Administration Department.
Government Order/Stock file/Website, GAD.

**(Rohit Sharma)JKAS
Additional Secretary to the Government**

10.8.2021

CSA *19/08*

162

CIRCULAR BY JKBOSE SEEKING INFORMATION REGARDING NATURE OF LAND, QUANTUM OF LAND AND OWNERSHIP RIGHTS OF LAND USED BY PRIVATE SCHOOLS

Both of these orders below have been issued by JKBOSE; One by Deputy Secretary and another by Joint Secretary. In both of the orders information regarding nature of land, quantum of land and ownership rights of land used by private schools in Kashmir Valley and Kargil district has been sought.

 **The Jammu & Kashmir Board of School Education**
Rehari Colony, Jammu (Nov. to Apr.); Fax - 0191-2583494, 2582704
Bemina, Srinagar (May- Oct.); Fax - 0194-2494264, 2494948
e-mail : secretary@jkbose.co.in

Circular

Whereas instructions had been issued by the Joint Secretary, General, KD vide Circular No. F(Gen-B)KD/21, dated 24-07-2021, followed by another circular of even number, dated 29-07-2021, informing all the Heads of Private Schools of Kashmir Division including District Kargil of UT of Ladakh, affiliated with JKBoSE, to furnish information regarding quantum / type of land under and belonging to their schools, ownership details and other requisite details on the specified format within (07) days, positively.

Whereas, all the Heads of the Sub/Branch Offices of BoSE, KD including that of District Kargil of UT of Ladakh, were also instructed vide the said circular to forward the requisite information pertaining to their concerned offices, in a consolidated manner to the Joint Secretary, General (KD) within two days.

Whereas, many Sub/ Branch Offices of BoSE have failed to submit the said information to the Joint Secretary, General, KD till date.

As such, it is once again enjoined upon all the Deputy / Assistant Secretaries / Incharge Officers of Sub /Branch Offices of BoSE, to ensure the collection of the said information in the specified format from all the affiliated Private Institutions of their jurisdiction and submit the same to the respective Joint Secretary, General in a consolidated manner within two days, positively. Failure in compliance shall be viewed very seriously and action as warranted under rules shall be initiated against the defaulters without any leniency.

By Order,

(Gh. Hassan Wani)
Deputy Secretary,
Administration Central.

No:- F(Admn-B) CU/21
BoSE Campus, Bemina.
Dated:- 10-08-2021

Copy to:-
1. Joint Secretaries, General, JD / KD, for information.
2. I/C Dy. Secretary, Administration, KD and Assistant Secretary, Administration, JD, for information. They are requested to ensure its circulation among all the Sub/Branch Offices of BoSE, within their respective jurisdictions.
3. All the heads of Sub/Branch Offices of BoSE, KD and UT of Ladakh for information and compliance.
4. P/S to Secretary / PA to Chairperson for the information of the Secretary / Chairperson.
5. Concerned File.

THE JAMMU AND KASHMIR BOARD OF SCHOOL EDUCATION
CIRCULAR

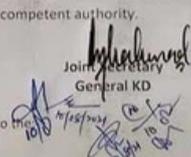
Subject:- "Information regarding quantum of land under and appurtenant to Private Schools of Kashmir Division Including District Kargil of UT of Ladakh".
Reference:- "Circulars bearing No:-F(Gen-B)KD/21, dated:-24-07-2021 and 29-07-2021, of this office".

In view of failure of some of the Heads of Private academic institutions of Kashmir Division and District Kargil, UT of Ladakh to furnish the requisite information pertaining to quantum of land under and appurtenant to their institutions, despite repeated instructions of this office notified vide above referred to Circulars. It is once again impressed upon all the heads of such leftout affiliated Private High and Higher Secondary Schools of Kashmir Division including District Kargil to furnish the required information as per the format already notified, alongwith the documentary proof duly authenticated to the concerned Sub, Branch Offices and General Section KD, as the case may be by tomorrow positively.

The failure of academic institutions to furnish the requisite information shall invite suspension of all the Board related facilities to them, in addition to imposition penalty, as deemed fit by the competent authority.

No:-F(Gen-B)KD/21,
BoSE Campus, Bemina,
Dated:-10-08-2021

Copy for information and necessary action to the
1) Director School Education, Kashmir,
2) Director Academics,
3) Joint Secretary, Examinations/Registration/Secrecy/Legal KD,
4) Chief Education Officers of Kashmir Division with the request to ensure that the institutions furnish the information without any delay.
5) Private Secretary to Principal Secretary to Government, School Education Department for information of the Principal Secretary.
6) P. S to Chairman/Secretary for information of the Chairman/Secretary.
7) Assistant Secretary, Secrecy/Exams Unit I/II/III/General/Registration KD
8) All Deputy/Assistant Secretaries/Incharge Officers of Sub/Branch Offices of BoSE KD, including District Kargil of UT of Ladakh, shall forward the leftout information in a consolidated manner to the office of the Joint Secretary, General KD, on the same day without waiting for further reminder.
9) Information Officer KD with the request to get the Circular published in the local News dailies having wide coverage.
10) Incharge IT & SS, BoSE KD, with the request to upload the Circular on the official website for information of all the stakeholders.
11) All Principals/Promoters of High/Higher Secondary Institutions of Kashmir Division

Joint Secretary
General KD


163

ORDER RELATED TO THE ISSUE OF PURCHASE OR INTENT OF PURCHASE OF PROPERTY IN J&K POST ABROGATION OF ARTICLE 370

In the following document question has been raised in Lok Sabha by Shri Ramalingam S. and Shri A. Ganesh murthi on the issue of purchase or intent of purchase of property in J&K post abrogation of Article 370. Reply made on 10/05/2021 was that only two persons had purchased property.

**GOVERNMENT OF INDIA
MINISTRY OF HOME AFFAIRS**

**LOK SABHA
UNSTARRED QUESTION NO. 3456**

TO BE ANSWERED ON THE 10TH AUGUST, 2021/ SRAVANA 19, 1943 (SAKA)

PURCHASE OF PROPERTY IN THE UT OF JAMMU AND KASHMIR

**3456. SHRI RAMALINGAM S.:
SHRI A. GANESHAMURTHI:**

Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether it is true that many people from other States of the country have purchased and are also interested to buy properties in the Union Territory of Jammu and Kashmir after the removal of Article 370 recently;

(b) if so, the details thereof;

(c) whether the Union Government has any data about the number of properties that have been sold to people of other States since the removal of Article 370, if so, the details thereof; and

(d) whether any hardship/impediments are being faced by the Government and people of other states while buying properties in J&K, if so, the details thereof?

ANSWER

**MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS
(SHRI NITYANAND RAI)**

(a) to (c): **As per the information provided by the Government of Jammu and Kashmir, two persons from outside J&K have purchased two properties in the Union Territory of Jammu and Kashmir since August, 2019.**

(d): **No such instance has been reported to the Government.**

DATA ON CUSTODIAL DEATHS PROVIDED , BY MHA ,IN REPLY TO THE QUESTION RAISED BY RAJYA SABHA MP

KILLINGS THROUGH	2018-19	2019-20	2020-21
Police	0	0	2
Judicial	8	5	7

GOVERNMENT OF INDIA
MINISTRY OF HOME AFFAIRS
RAJYA SABHA
UNSTARRED QUESTION NO.2609

TO BE ANSWERED ON THE 11TH AUGUST, 2021/ SRAVANA 20, 1943 (SAKA)
CUSTODIAL DEATHS IN THE COUNTRY

2609. SHRI RAMKUMAR VERMA:
 Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether Government has data of the number of custodial deaths in the country;
 (b) if so, provide data specific to police custody deaths and judicial custody deaths, Statewise, for the last three years including year 2020;
 (c) whether Government has established a mechanism to ensure accountability for the deaths that happened in police and judicial custody; and
 (d) if so, the details thereof?

ANSWER
MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS
(SHRI NITYANAND RAI)

(a) to (b): As per information received from National Human Rights Commission (NHRC) details of cases (State/UT wise) registered in respect of Custodial deaths are given at Annexure.

(c) to (d): "Police and Public Order" are State subjects as per the seventh schedule to the Constitution of India. The Ministry of Home Affairs and National Human Rights Commission (NHRC) issue advisories from time to

-2-

R.S.US.Q.NO.2609 FOR 11.08.2021

Time to ensure protection of human rights. Further, pursuant to the guidelines issued by the NHRC, every death in custody, police or judicial, natural or otherwise, is to be reported to the Commission within 24 hours of its occurrence. If an enquiry by the Commission into police/judicial custody discloses negligence by a public servant, the Commission recommends to authorities of Central/State Governments for initiation of proceedings for prosecution against erring public servant. The disciplinary action against the erring public servant is to be taken by the respective state government as per extant rules, procedures, etc.

165

ANNEXURE
R.S.US.Q.NO.2609 FOR 11.08.2021

Statement in respect of Rajya Sabha Unstarred Question No 2609 for 11.08.2021 showing total no. of cases registered in respect of custodial deaths (Police & Judicial) State-wise during the last three years.

S.No.	State/UT Name	2018-19		2019-20		2020-21	
		Police	Judicial	Police	Judicial	Police	Judicial
1	ANDHRA PRADESH	5	43	3	26	3	47
2	ARUNACHAL PRADESH	2	6	0	2	1	2
3	ASSAM	5	30	2	32	1	18
4	BIHAR	5	114	5	105	3	156
5	GOA	0	3	0	2	0	1
6	GUJARAT	13	67	12	53	17	82
7	HARYANA	7	65	3	74	3	46
8	HIMACHAL PRADESH	1	15	4	7	0	8
9	JAMMU & KASHMIR	0	8	0	5	2	7
10	KARNATAKA	7	1	4	4	5	3
11	KERALA	3	33	2	27	1	34
12	MADHYA PRADESH	12	143	14	143	8	155
13	MAHARASHTRA	11	149	3	91	13	130
14	MANIPUR	3	0	2	1	0	1
15	MEGHALAYA	0	3	1	4	2	5
16	MIZORAM	1	4	1	0	0	3
17	NAGALAND	0	0	0	5	0	2
18	ODISHA	4	61	6	59	4	89
19	PUNJAB	5	117	6	93	2	70
20	RAJASTHAN	8	74	5	79	3	71
21	SIKKIM	0	3	0	0	0	4
22	TAMIL NADU	11	89	12	57	2	61
23	TRIPURA	0	5	1	6	0	1
24	UTTAR PRADESH	12	452	3	400	8	443
25	WEST BENGAL	5	115	7	115	8	177
26	ANDAMAN & NICOBAR	0	1	1	0	0	0
27	CHANDIGARH	0	4	0	2	0	2
28	DADRA & NAGAR HAVELI	0	0	0	0	0	0
29	DAMAN & DIU	0	1	0	0	0	0
30	DELHI	8	44	9	47	4	41
31	LAKSHADWEEP	0	0	0	0	0	0
32	PUDUCHERRY	0	1	0	1	0	0
33	CHHATTISGARH	3	55	3	56	3	64
34	JHARKHAND	3	64	2	43	5	49
35	UTTARAKHAND	2	18	1	24	1	46
36	TELANGANA	0	9	0	21	1	22
37	LADAKH	0	0	0	0	0	0
	TOTAL	136	1797	112	1584	100	1840

166

GOVERNMENT DATA ON CASES UNDER UAPA (2014-2019)

Following document is a government data on cases under UAPA and sedition law in last 5 year till 2019. Question was raised by Chhaya Verma, MP, Rajya Sabha on the number of cases under sedition and UAPA.

Tabulation for J&K;

	Cases Reported Sedition		Cases Charge sheeted		Convicted		Persons Charged		Persons Convicted	
	Sedition	UAPA	Sedition	UAPA	Sedition	UAPA	Sedition	UAPA	Sedition	UAPA
2015	1	59	0	3	0	0	0	3	0	0
2016	0	161	0	26	0	1	0	47	0	1
2017	1	156	0	13	0	0	0	35	0	0
2018	12	245	1	32	0	0	2	110	0	0
2019	11	255	2	78	0	0	4	190	0	0

167

**GOVERNMENT OF INDIA
MINISTRY OF HOME AFFAIRS**

**RAJYA SABHA
UNSTARRED QUESTION NO. 2614**

**TO BE ANSWERED ON THE 11TH AUGUST, 2021/ 20 SRAVANA, 1943 (SAKA)
DATA REGARDING SEDITION LAW AND UAPA**

2614. SMT. CHHAYA VERMA:

Will the Minister of HOME AFFAIRS be pleased to state:

- (a) the details of number of cases of sedition and Unlawful Activities (Prevention) Act, (UAPA) registered during last five years, year-wise and State-wise;**
- (b) the details of number of registered cases under sedition and UAPA wherein chargesheets have been filed, along with the number of persons chargesheeted, year-wise and State-wise during last five years, till date; and**
- (c) the details of number of cases where accused have been convicted out of total cases registered under UAPA and sedition during last five years till date, year-wise and Statewise?**

ANSWER

**MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS
(SHRI NITYANAND RAI)**

(a) to (c) : The National Crime Records Bureau (NCRB) compiles the data on crime as reported to it by States and Union Territories and publishes the same in its annual publication 'Crime in India'. The published reports are available till the year 2019. As per the published reports, the total number of Cases Reported, Cases Chargesheeted, Cases Convicted, Persons Chargesheeted and Persons Convicted from the year 2015 to the year 2019 under the Sedition (Section 124 A IPC) and under the Unlawful Activities Prevention Act (UAPA) are at Annexure-I and Annexure-II respectively.

168

**Annexure-I referred to in reply to part (a) to (c) of the Rajya Sabha
Unstarred Question No. 2614 for 11.08.2021**

State/UT-wise Cases Reported (CR), Cases Chargesheeted (CCS), Cases Convicted (CV), Persons Chargesheeted (PCS) and Persons Convicted (PCV) under Sedition (Section 124 A IPC) during 2015-2016

SL	State/UT	2015					2016				
		CR	CCS	CV	PCS	PCV	CR	CCS	CV	PCS	PCV
1	Andhra Pradesh	0	0	0	0	0	1	1	1	1	1
2	Arunachal Pradesh	0	0	0	0	0	0	0	0	0	0
3	Assam	0	0	0	0	0	0	0	0	0	0
4	Bihar	9	0	0	0	0	0	0	0	0	0
5	Chhattisgarh	0	0	0	0	0	0	0	0	0	0
6	Goa	0	0	0	0	0	0	0	0	0	0
7	Gujarat	2	1	0	1	0	0	0	0	0	0
8	Haryana	3	2	0	3	0	12	7	0	8	0
9	Himachal Pradesh	0	0	0	0	0	1	1	0	2	0
10	Jammu & Kashmir	1	0	0	0	0	0	0	0	0	0
11	Jharkhand	0	2	0	8	0	0	0	0	0	0
12	Karnataka	3	1	0	1	0	3	1	0	1	0
13	Kerala	3	0	0	0	0	3	0	0	0	0
14	Madhya Pradesh	0	0	0	0	0	2	1	0	4	0
15	Maharashtra	1	0	0	0	0	0	0	0	0	0
16	Manipur	1	0	0	0	0	0	1	0	1	0
17	Meghalaya	0	0	0	0	0	0	0	0	0	0
18	Mizoram	0	0	0	0	0	0	0	0	0	0
19	Nagaland	0	0	0	0	0	0	0	0	0	0
20	Odisha	0	0	0	0	0	1	0	0	0	0
21	Punjab	1	0	0	0	0	0	0	0	0	0
22	Rajasthan	1	0	0	0	0	1	2	0	7	0
23	Sikkim	0	0	0	0	0	0	0	0	0	0
24	Tamil Nadu	0	0	0	0	0	0	0	0	0	0
25	Telangana	1	0	0	0	0	2	0	0	0	0
26	Tripura	0	0	0	0	0	0	0	0	0	0
27	Uttar Pradesh	0	0	0	0	0	6	2	0	2	0
28	Uttarakhand	0	0	0	0	0	0	0	0	0	0
29	West Bengal	4	0	0	0	0	1	0	0	0	0
	TOTAL STATE(S)	30	6	0	13	0	33	16	1	26	1
30	A&N Islands	0	0	0	0	0	0	0	0	0	0
31	Chandigarh	0	0	0	0	0	0	0	0	0	0
32	D&N Haveli	0	0	0	0	0	0	0	0	0	0
33	Daman & Diu	0	0	0	0	0	0	0	0	0	0
34	Delhi	0	0	0	0	0	2	0	0	0	0
35	Lakshadweep	0	0	0	0	0	0	0	0	0	0
36	Puducherry	0	0	0	0	0	0	0	0	0	0
	TOTAL UT(S)	0	0	0	0	0	2	0	0	0	0
	TOTAL (ALL INDIA)	30	6	0	13	0	35	16	1	26	1

:3:

State/UT-wise Cases Reported (CR), Cases Chargesheeted (CCS), Cases Convicted (CV), Persons Chargesheeted (PCS) and Persons Convicted (PCV) under Sedition (Section 124 A IPC) during 2017-2019

SL	State/UT	2017					2018					2019				
		CR	CCS	CV	PCS	PCV	C R	CC S	CV	PCS	PC V	CR	CCS	C V	PCS	PCV
1	Andhra Pradesh	0	0	0	0	0	1	0	0	0	0	0	1	0	18	0
2	Arunachal Pradesh	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
3	Assam	19	7	0	21	0	17	11	0	15	0	17	7	0	11	0
4	Bihar	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
5	Chhattisgarh	0	0	0	0	0	3	3	0	3	0	1	0	0	0	0
6	Goa	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
7	Gujarat	0	1	0	1	0	0	0	0	0	0	0	0	0	0	0
8	Haryana	13	9	0	123	0	1	1	1	1	1	2	0	0	0	0
9	Himachal Pradesh	5	1	0	1	0	0	0	1	0	1	1	0	0	0	0
10	Jammu & Kashmir	1	0	0	0	0	12	1	0	2	0	11	2	0	4	0
11	Jharkhand	1	0	0	0	0	18	17	0	17	0	3	0	0	0	0
12	Karnataka	0	0	0	0	0	2	2	0	2	0	22	13	0	17	0
13	Kerala	1	0	0	0	0	9	0	0	0	0	4	0	0	0	0
14	Madhya Pradesh	1	1	1	3	4	1	1	0	4	0	1	1	0	2	0
15	Maharashtra	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
16	Manipur	0	1	0	1	0	4	0	0	0	0	1	0	0	0	0
17	Meghalaya	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
18	Mizoram	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
19	Nagaland	0	0	0	0	0	0	0	0	0	0	8	5	1	12	2
20	Odisha	3	0	0	0	0	0	0	0	0	0	2	4	0	4	0
21	Punjab	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
22	Rajasthan	1	1	0	1	0	0	0	0	0	0	4	1	0	1	0
23	Sikkim	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
24	Tamil Nadu	3	1	0	1	0	1	1	0	1	0	4	0	0	0	0
25	Telangana	0	1	0	4	0	0	0	0	0	0	1	0	0	0	0
26	Tripura	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
27	Uttar Pradesh	1	1	0	1	0	0	0	0	0	0	10	5	0	6	0
28	Uttarakhand	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0
29	West Bengal	1	3	0	3	0	0	1	0	1	0	0	1	0	1	0
	TOTAL STATE(S)	51	27	1	160	4	69	38	2	46	2	92	40	1	76	2
30	A&N Islands	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
31	Chandigarh	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
32	D&N Haveli	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
33	Daman & Diu	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
34	Delhi	0	0	0	0	0	1	0	0	0	0	1	0	0	0	0
35	Lakshadweep	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
36	Puducherry	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	TOTAL UT(S)	0	0	0	0	0	1	0	0	0	0	1	0	0	0	0
	TOTAL (ALL INDIA)	51	27	1	160	4	70	38	2	46	2	93	40	1	76	2

:4:

Annexure-II referred to in reply to part (a) to (c) of the Rajya Sabha Unstarred Question No. 2614 for 11.08.2021

State/UT-wise Cases Reported (CR), Cases Chargesheeted (CCS), Cases Convicted (CV), Persons Chargesheeted (PCS) and Persons Convicted (PCV) under The Unlawful Activities (P) Act during 2015-2016

SL	State/UT	2015					2016				
		CR	CCS	CV	PCS	PCV	CR	CCS	CV	PCS	PCV
1	Andhra Pradesh	0	0	0	0	0	0	0	0	0	0
2	Arunachal Pradesh	0	0	0	0	0	0	0	0	0	0
3	Assam	103	38	2	46	2	216	30	0	30	0
4	Bihar	57	24	0	40	0	48	56	1	85	1
5	Chhattisgarh	2	1	2	2	7	3	4	3	8	7
6	Goa	0	0	0	0	0	0	0	0	0	0
7	Gujarat	0	0	0	0	0	0	0	0	0	0
8	Haryana	1	0	0	0	0	0	0	0	0	0
9	Himachal Pradesh	0	0	0	0	0	1	0	0	0	0
10	Jammu & Kashmir	59	3	0	3	0	161	26	1	47	3
11	Jharkhand	44	6	0	8	0	77	58	2	89	2
12	Karnataka	7	2	0	2	0	6	2	0	6	0
13	Kerala	35	1	0	4	0	36	6	0	9	0
14	Madhya Pradesh	1	1	0	1	0	0	0	0	0	0
15	Maharashtra	1	0	0	0	0	1	0	0	0	0
16	Manipur	544	21	0	21	0	327	7	1	7	1
17	Meghalaya	10	2	0	3	0	5	8	0	8	0
18	Mizoram	0	0	0	0	0	0	0	0	0	0
19	Nagaland	4	0	0	0	0	10	4	0	6	0
20	Odisha	4	1	0	1	0	5	0	0	0	0
21	Punjab	2	3	0	13	0	2	3	0	6	0
22	Rajasthan	0	0	0	0	0	1	1	0	1	0
23	Sikkim	0	0	0	0	0	0	0	0	0	0
24	Tamil Nadu	1	1	0	4	0	0	1	0	2	0
25	Telangana	0	0	0	0	0	0	0	0	0	0
26	Tripura	0	0	0	0	0	0	0	0	0	0
27	Uttar Pradesh	6	8	4	28	10	10	13	0	27	0
28	Uttarakhand	0	0	0	0	0	0	0	0	0	0
29	West Bengal	13	9	0	12	0	9	8	0	23	0
	TOTAL STATE(S)	894	121	8	188	19	918	227	8	354	14
30	A&N Islands	0	0	0	0	0	0	0	0	0	0
31	Chandigarh	0	0	0	0	0	0	0	0	0	0
32	D&N Haveli	0	0	0	0	0	0	0	0	0	0
33	Daman & Diu	0	0	0	0	0	0	0	0	0	0
34	Delhi	3	0	3	0	4	4	5	3	15	10
35	Lakshadweep	0	0	0	0	0	0	0	0	0	0
36	Puducherry	0	0	0	0	0	0	0	0	0	0
	TOTAL UT(S)	3	0	3	0	4	4	5	3	15	10
	TOTAL (ALL INDIA)	897	121	11	188	23	922	232	11	369	24

171

:5:

State/UT-wise Cases Reported (CR), Cases Chargesheeted (CCS), Cases Convicted (CV), Persons Chargesheeted (PCS) and Persons Convicted (PCV) under The Unlawful Activities (P) Act during 2017-2019

SL	State/UT	2017					2018					2019				
		CR	CCS	CV	PCS	PC V	CR	CCS	CV	PCS	PC V	CR	CCS	CV	PCS	PC V
1	Andhra Pradesh	22	15	0	20	0	1	5	0	5	0	4	0	0	0	0
2	Arunachal Pradesh	2	0	0	0	0	6	4	0	8	0	25	5	0	5	0
3	Assam	133	102	1	272	2	308	65	0	71	0	87	30	0	35	0
4	Bihar	52	62	0	123	0	34	17	0	33	0	12	18	0	29	0
5	Chhattisgarh	1	1	0	3	0	10	2	0	4	0	2	7	0	32	0
6	Goa	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
7	Gujarat	0	0	0	0	0	0	0	0	0	0	1	1	0	1	0
8	Haryana	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
9	Himachal Pradesh	0	0	0	0	0	0	1	0	1	0	0	0	0	0	0
10	Jammu & Kashmir	156	13	0	35	0	245	32	0	110	0	255	78	0	190	0
11	Jharkhand	52	24	27	43	27	137	45	20	81	21	105	109	16	143	17
12	Karnataka	1	0	0	0	0	1	0	0	0	0	7	4	0	14	0
13	Kerala	4	2	0	1	0	17	1	0	1	0	53	4	0	8	0
14	Madhya Pradesh	0	0	0	0	0	6	4	0	13	0	2	2	0	4	0
15	Maharashtra	1	1	0	2	0	1	1	0	5	0	0	0	0	0	0
16	Manipur	330	1	1	1	1	289	4	0	6	0	306	11	0	11	0
17	Meghalaya	0	0	0	0	0	2	0	0	0	0	0	1	0	1	0
18	Mizoram	1	1	0	7	0	0	0	0	0	0	0	0	0	0	0
19	Nagaland	7	6	2	9	2	8	2	1	2	1	9	2	0	3	0
20	Odisha	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0
21	Punjab	7	6	0	23	0	6	3	0	22	0	3	5	0	27	0
22	Rajasthan	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
23	Sikkim	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
24	Tamil Nadu	5	2	0	2	0	2	1	0	3	0	270	103	0	130	0
25	Telangana	0	0	0	0	0	0	0	0	0	0	1	1	0	2	0
26	Tripura	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
27	Uttar Pradesh	109	34	3	518	7	107	123	12	479	12	81	98	17	498	17
28	Uttarakhand	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
29	West Bengal	12	1	0	2	0	0	2	0	2	0	0	2	0	2	0
	TOTAL STATE(S)	895	271	34	1061	39	1180	312	33	846	34	1224	481	33	1135	34
30	A&N Islands	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
31	Chandigarh	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
32	D&N Haveli	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
33	Daman & Diu	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
34	Delhi	6	1	0	1	0	2	5	1	7	1	2	4	0	6	0
35	Lakshadweep	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
36	Puducherry	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	TOTAL UT(S)	6	1	0	1	0	2	5	1	7	1	2	4	0	6	0
	TOTAL (ALL INDIA)	901	272	34	1062	39	1182	317	34	853	35	1226	485	33	1141	34

172

ORDER PERTAINING TO INFORMATION ON ACQUISITION OF NON-AGRICULTURAL LAND BY GOVERNMENT IN J&K

Following is the Data on acquiring of agricultural land by the government. Question was raised by Akhilesh Prasad Singh, M.P, Rajya Sabha, pertaining to the status of J& K Big Landed Estates Abolition Act, 1950. Reply provided is that the same law has been repealed as under the right to ownership of land was 182 Kanals, which was Too much. There is another Act titled as J&K Agrarian Reforms Act, 1976, which prescribes ceiling restriction of 100 standard kanals.

POSITION No. 10

STATEMENT IN REPLY TO THE RAJYA SABHA STARRED QUESTION No. 250 FOR ANSWER ON 11TH AUGUST, 2021 RAISED BY SHRI AKHILESH PRASAD SINGH REGARDING PURCHASE OF NON-AGRICULTURAL LAND IN J & K.

(a): After 5th August, 2019, all provisions of the Constitution of India have been made applicable to the Union Territory of Jammu and Kashmir (J&K) which necessitated changes in existing laws in Jammu and Kashmir by Adaptation Orders so as to conform with the provisions of the Constitution of India. As per the adapted land laws of Jammu and Kashmir, the Government may, by notification in the official gazette, allow transfer of land, for public purposes such as education, charitable purpose and healthcare.

(b) & (c): Under the Jammu and Kashmir Big Landed Estates Abolition Act, 1950, the land was transferred to the tillers. The Act also prescribed a limit to right of ownership of 182 standard kanals (22.75 acres). However, this Act has been repealed and there is another legislation i.e. The Jammu & Kashmir Agrarian Reforms Act, 1976, for transfer of land to tillers which is in force. This Act prescribes ceiling restriction of 100 standard kanals (12.5 acres).

GOVERNMENT OF INDIA
MINISTRY OF HOME AFFAIRS

RAJYA SABHA
STARRED QUESTION NO. *250

TO BE ANSWERED ON THE 11TH AUGUST, 2021/ SRAVANA 20, 1943 (SAKA)

PURCHASE OF NON-AGRICULTURAL LAND IN J&K

*250. SHRI AKHILESH PRASAD SINGH:

Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether Government has altered the land laws of Jammu and Kashmir (J&K) wherein no domicile or permanent resident certificate is required to purchase non-agricultural land in the UT and if so, the details thereof;

(b) whether the historic Jammu and Kashmir Big Landed Estates Abolition Act, 1950 has been abolished which led to the radical redistribution of land which paved way for rural prosperity and ended landlordism in J&K; and

(c) if so, the reasons therefor?

ANSWER

MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS
(SHRI NITYANAND RAI)

(a) to (c): A Statement is laid on the Table of the House.

ORDER RELATED TO INFORMATION ON PROPERTIES OF HINDUS IN KASHMIR

The following document is a data on properties of Hindus and return of migrants. Question has been raised pertaining to property and return issues of Kashmir Pandits. Reply provided says under J&K Migrant Immovable Property (Preservation, Protection and Restraint on distress sales) Act, 1997, DMs are the legal custodians of the immovable properties of migrants.

After abrogation of Article 370, a total of 520 migrants have returned to Kashmir for taking up jobs. 9 properties have been restored to their rightful and original owner as on 11/08/2021.

**GOVERNMENT OF INDIA
MINISTRY OF HOME AFFAIRS**

**RAJYA SABHA
STARRED QUESTION NO.*243**

TO BE ANSWERED ON THE 11TH AUGUST, 2021/ SRAVANA 20, 1943 (SAKA)

PROPERTIES OF HINDUS IN KASHMIR

*243. **SHRI ANIL DESAI:**

Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether it is a fact that Government is taking steps to restore ancestral property of Hindus who had to run away from Kashmir in the wake of terrorist violence there;

(b) whether Government has appointed any authority to receive such request from Hindus, who returned to Kashmir to reclaim their movable and immovable property;

(c) if so, how may Hindus so far have returned to Kashmir after the abrogation of Article 370; and

(d) in how many cases Government has been successful in restoring properties to its rightful and original owner, the details thereof?

ANSWER

**MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS
(SHRI NITYANAND RAI)**

(a) to (d): A Statement is laid on the Table of the House.

-2-

POSITION No. 3

STATEMENT IN REPLY TO THE RAJYA SABHA STARRED QUESTION No. *243 FOR ANSWER ON 11TH AUGUST, 2021 RAISED BY SHRI ANIL DESAI REGARDING PROPERTIES OF HINDUS IN KASHMIR.

(a): Yes, Sir.

(b): Under the J&K Migrant Immovable Property (Preservation, Protection & Restraint on Distress Sales) Act, 1997, District Magistrates (DMs) of concerned Districts in Jammu & Kashmir are the legal custodians of the immovable properties of Migrants, who take *suo motto* action on eviction proceedings in cases of encroachment. The migrants can also request DMs in such cases.

(c): As per the information provided by the Govt. of Jammu & Kashmir, after abrogation of Article 370, a total of 520 migrants have returned to Kashmir for taking up the jobs under the Prime Minister's Development Package-2015.

(d): Regarding restoration of properties to its rightful and original owner, 9 properties have been restored, as per the information provided by the Govt. of Jammu & Kashmir.

DATA ON CASES INVESTIGATED, CASES CHARGE SHEET FILED (CSF)

Data on Cases Investigated (CI), Charge Sheet Filed (CSF), Persons Charge Sheeted (PCS), and Persons Convicted (PC).

Tabulation on J&K;

YEAR	2016	2017	2018	2019	2020	2021
Cases Investigated (CI)	06	03	13	08	02	04
Charge sheet filed (CSF)	01	01	02	10	07	02
Persons Charge sheet (PCS)	07	0	34	29	22	14
Persons Convicted (PC)	0	01	03	0	10	0

ANNEXURE
R.S.US.Q.NO.1815 FOR 04.08.2021

State-wise cases investigated (CI), Charge sheet filed (CSF), Persons charge sheeted (PCS) and Persons convicted (PC)

SL	State	2016				2017				2018				2019				2020				2021(Till 29.07.21)			
		CI	CSF	PCS	PC	CI	CSF	PCS	PC																
1	Andhra Pradesh	0	01	15	01	01	01	02	0	02	02	0	0	02	0	03	0	0	02	02	0	01	03	02	0
2	Anusachal Pradesh	01	0	0	0	0	0	0	0	0	0	0	0	01	0	0	0	0	01	04	0	0	0	0	0
3	Assam	0	07	19	01	0	01	07	13	02	06	06	10	08	12	15	04	01	06	20	01	02	04	04	06
4	Bihar	01	02	01	03	01	04	11	0	04	01	09	02	02	06	07	0	01	07	03	0	02	02	10	0
5	Chhattisgarh	0	0	0	0	0	0	0	0	0	0	0	0	02	02	0	0	0	02	12	0	02	0	0	0
6	Goa	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
7	Gujarat	0	01	11	0	03	01	08	01	01	01	0	01	02	03	03	01	02	03	08	0	0	0	04	0
8	Haryana	0	0	0	0	0	0	01	0	0	0	0	01	0	02	01	01	02	0	01	01	0	0	0	0
9	Himachal Pradesh	0	0	0	0	01	01	0	0	0	0	0	0	0	0	0	0	0	0	03	0	0	0	0	0
10	Jammu & Kashmir	06	01	07	0	03	01	0	03	13	02	34	03	08	10	23	0	07	07	27	0	04	07	14	0
11	Jharkhand	0	01	07	0	02	01	02	01	08	06	41	07	01	04	20	02	04	03	20	0	03	01	82	02
12	Karnataka	02	01	10	12	0	02	17	0	02	01	14	08	01	01	02	02	08	03	12	08	02	07	250	01
13	Kerala	05	01	01	21	02	04	10	05	03	03	0	03	04	0	01	05	02	03	01	01	01	04	22	01
14	Madhya Pradesh	0	0	02	0	01	02	0	02	0	0	0	0	0	0	05	0	0	03	01	0	0	0	0	01
15	Maharashtra	05	09	17	02	00	02	02	01	03	04	05	03	03	04	19	01	04	10	17	03	02	04	13	03
16	Manipur	01	0	01	19	01	01	09	0	05	04	16	03	01	04	19	0	02	01	04	0	02	0	08	0
17	Meghalaya	0	0	0	0	0	0	0	0	01	0	0	0	0	0	0	0	0	0	0	01	0	0	0	0
18	Mizoram	00	0	01	0	0	0	0	01	01	02	0	0	01	0	0	0	0	02	0	0	0	0	0	0
19	Nagaland	01	01	03	0	0	01	03	0	0	02	10	0	03	04	03	0	01	02	13	0	0	01	06	0
20	Odisha	0	0	01	0	0	0	0	0	0	0	0	0	0	0	01	0	0	01	0	0	0	0	0	0
21	Punjab	03	04	0	0	07	0	02	0	04	0	27	0	07	07	25	02	05	09	36	0	02	05	15	0
22	Rajasthan	02	01	01	0	0	01	01	0	0	0	0	0	01	02	0	0	01	0	06	02	0	01	0	0
23	Sikkim	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
24	Tamil Nadu	0	0	01	0	01	0	04	01	02	03	04	01	03	03	21	01	03	03	06	02	04	0	15	0
25	Telangana	02	01	03	0	01	0	0	0	0	0	0	0	02	0	02	0	0	03	03	03	01	04	0	0
26	Tripura	0	0	0	0	0	0	0	0	0	0	0	0	01	0	0	0	0	0	0	0	0	0	0	0
27	Uttar Pradesh	0	0	10	01	05	01	10	0	03	06	22	01	0	04	03	04	03	04	05	01	01	04	02	03
28	Uttarakhand	0	0	0	04	0	0	0	0	0	0	0	01	0	0	0	0	0	0	0	0	0	0	0	0
29	West Bengal	03	05	13	0	02	07	16	11	04	06	12	03	02	01	09	32	09	03	25	16	01	04	23	05
30	Delhi	02	0	0	0	06	0	0	0	01	0	0	0	04	0	0	0	06	0	0	01	03	0	0	0

175

CIRCULAR DECLARING 14 AUGUST INDEPENDENCE DAY OF PAKISTAN AS PARTITION HORRORS REMEMBRANCE DAY

The following documents an order issued by Indian Home Ministry wherein it is decided to declare 14 August 'Independence day' of Pakistan as 'Partition Horrors Remembrance Day.'

2	THE GAZETTE OF INDIA : EXTRAORDINARY	[PART I—SEC.1]
MINISTRY OF HOME AFFAIRS (Public Section) NOTIFICATION New Delhi, the 14th August, 2021		
<p>F. No. 2/7/2021-Public.—Whereas People of India while celebrating “Azadi ka Amrit Mahotsav” salute those sons and daughters of our beloved motherland who had to sacrifice their lives during the partition of India;</p>		
<p>And whereas, the Government of India has decided to declare 14th August as Partition Horrors Remembrance Day (विभाजन विभीषिका स्मृति दिवस) in remembrance of the people who lost their lives during the partition;</p>		
<p>Therefore, the Government of India declares 14th August as Partition Horrors Remembrance Day (विभाजन विभीषिका स्मृति दिवस) to remind the present and future generations of Indians of the pain and suffering faced by the people of India during the partition.</p>		
RAKESH KUMAR SINGH, Jt. Secy.		

176

NOTIFICATION BY PRINCIPAL DISTRICT AND SESSIONS JUDGE, SHOPIAN FOR UNFURLING INDIAN FLAG ON AUGUST 15 AT THE COURT PREMISES

The following order is being issued by Principal District and sessions Judge, Shopian on the celebrations of 15th August, directing all the judicial officers and prosecution wing and Advocates to ensure their presence.

**OFFICE OF THE
PRINCIPAL DISTRICT AND SESSIONS JUDGE, SHOPIAN.**

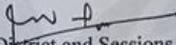
NOTIFICATION

No: 44 Dated: 14.08.2021

75th Independence Day shall be celebrated at District Court Complex, Shopian on Sunday, the 15th of August, 2021 and unfurling of National Flag shall place at about 8.30 am.

It is, therefore, impressed upon all the Id. Judicial Officers, the Prosecution Wing alongwith their staff in the court complex and all the Id. Advocates practicing at District Court, Shopian to ensure their presence in the function.

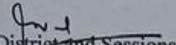
All are advised to be in place at 8 AM positively on Sunday, 15th August, 2021.


Principal District and Sessions Judge,
Shopian.

No: 204-10/PPJ/SPN Dated: 14.08.2021

Copy to:

1. Chief Judicial Magistrate, Shopian for compliance and necessary action.
2. Munsiff, JMIC, Shopian for compliance and necessary action.
3. Additional Special Mobile Magistrate, Shopian for compliance and necessary action.
4. PP, court of Principal District and Sessions Judge, Shopian compliance and necessary action.
5. SPO, Prosecution wing, court complex, Shopian for compliance and necessary action.
6. District Bar President, District Bar Association, Shopian for compliance and necessary action.


Principal District and Sessions Judge,
Shopian.

GRANT OF LAND IN FAVOR OF SHRI AMARNATH SHRINE BOARD FOR CONSTRUCTION OF OFFICE AND YATRI NIWAS

The following document is the order being issued by Prinicpal Secretary, Revenue Department, for grant of land in favor of Shri Amarnath Shrine Board for construction of office and Yatri Niwas at Pantha Chowk on 25 kanal at premium of Rs 10 per kanal for a period of 40 years.

**Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, Jammu/Srinagar**

Subject: Grant of land in favour of Shri Amarnathji Shrine Board (SASB) for construction of Office and Yatri Niwas.

Reference: Administrative Council Decision No. 79/13/2021 dated 14-08-2021

**Government Order No. 56 -JK- (Rev) of 2021
Dated: 20 .08.2021**

Sanction is hereby accorded to the grant of land measuring 25 Kanal situated at village Panthachowk, Tehsil Panthachowk, District Srinagar as per description at Annexure "A" in favour of Shri Amarnathji Shrine Board (SASB) for construction of Office and Yatri Niwas on lease basis for a period of 40 years from the date of taking over the possession on payment of nominal ground rent of Rs. 10/- per kanal per annum without charge of any premium subject to the condition that the land shall be used only for the purpose for which it is granted. The allotment/lease shall be governed under the J&K Land Grants Act 1960 and the rules made thereunder. The Deputy Commissioner, Srinagar shall sign the lease agreement on behalf of the Government.

By Order of the Government of Jammu and Kashmir.

Sd/-
(Shaleen Kabra)IAS
Principal Secretary to the Government
Dated: 20 .08.2021

No. Rev-Sett/69/2021(41687)

Copy to the:-

01. Financial Commissioner (Revenue), J&K.
02. Principal Secretary to the Government, Housing & Urban Dev. Department.
03. Principal Secretary to the Hon'ble Lieutenant Governor, J&K.
04. CEO, Shri Amarnathji Shrine Board (SASB).
05. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
06. Commissioner/Secretary to Government, General Administration Department.
07. Divisional Commissioner, Kashmir.
08. Deputy Commissioner, Srinagar.
09. Director Archives, Archeology & Museums, J&K.
10. OSD to Hon'ble Advisor (B)
11. Private Secretary to Chief Secretary, J&K.
12. Private Secretary to Principal Secretary to Government, Revenue Department.
13. Incharge Website, Revenue Department.
14. Government Order file (w.2.s.c)

(Surjeet Singh)
Under Secretary to the Government

ANNEXURE-"A" to Government Order No. 56 -JK- (Rev) of 2021 Dated. 20 .08.2021

S. No.	District	Tehsil	Village	Khasra No.	Quantum of land	
					Kanal	Marla
1.	Srinagar	Panthachowk	Panthachowk	134 mar	01	19
				135 mar	01	16
				136 mar	01	06
				137 mar	01	17
				138 mar	01	05
				139 mar	01	04.5
				140 mar	01	09
				141 mar	01	11.5
				142 mar	04	12
				207 mar	00	13
				216 mar	03	06
				217 mar	01	17
				219 mar	02	04
Total				25	00	

(Surjeet Singh)
Under Secretary to the Government

TERMINATION ORDER OF CIVIL JUDGE / MUNSIFF

Termination order of Md. Yousuf Alai, Civil Judge (Jr. Division)/ Munsiff issued by secretary to government Department of Law, Justice and Parliamentary Affairs.

Government of Jammu and Kashmir
Department of Law, Justice and Parliamentary Affairs.
(Judicial Administration Section) Civil Secretariat,
Jammu/Srinagar.

Subject:- Termination of services of Mr. Mohammad Yousuf Allai, Civil Judge (Jr. Division)/Munsiff,(under suspension).

Reference:- Letter No. 40505/RG/GS dated 07-09-2021 of Registrar General of High Court of Jammu and Kashmir and Ladakh, regarding termination of services of Mr. Mohammad Yousuf Allai, Civil Judge (Jr. Division)/Munsiff.

Government Order No:- 4410 - JK(LD) of 2021.
Dated:- 10- 09 - 2021.

On the recommendations of the Hon'ble Full Court, of High Court of Jammu and Kashmir and Ladakh, the Hon'ble Lieutenant Governor is pleased to order the termination of services of Mr. Mohammad Yousuf Allai, Civil Judge(Jr. Division)/Munsiff(under suspension) with immediate effect.

By Order of the Hon'ble Lieutenant Governor.

Sd/-
(Achal Sethi)
Secretary to Government.

No: Law-Jud/111/2021-10.

Dated:-10 -09-2021.

Copy to the:-

1. Principal Secretary to Hon'ble Lieutenant Governor, J&K, Srinagar.
2. Joint Secretary (J&K), Ministry of Home Affairs, Government of India, New Delhi.
3. Commissioner/Secretary to Government, General Administration Department.
4. Registrar General, High Court of J&K and Ladakh, Srinagar.
5. Principal Secretary to Hon'ble Chief Justice High Court of J&K and Ladakh, Srinagar.
6. Director Information, J&K, Srinagar
7. Director, Archives, Archeology and Museums, J&K, Jammu/Srinagar.
8. Director Finance, Department of Law, Justice & P.A.
9. Private Secretary to Chief Secretary, J&K for information of Chief Secretary.
10. Private Secretary to Secretary to Government, Department of Law, Justice & P.A for information of Secretary.
11. Mr. Mohammad Yousuf Allai, Ex-Munsiff.
12. Incharge website of the Department of Law, Justice and Parliamentary Affairs.
13. Government Order File.
14. Concerned File.

(Reyaz Ali Bhat)
Assistant Legal Remembrancer.

Reyaz Ali Bhat
10-09-2021.

179**TERMINATION ORDERS UNDER SECTION 311
(2) (C)**

Following is the termination orders under section 311 (2) (c) of:

- 1) Tariq Mehmood Kohli, Range Officer (Forest Department) S/O Md. Yousuf Kohli R/o Chandak, Haveli, Poonch.
- 2) Showkat Ahmad Khan, constable IRP 12 Bn S/o AbdulHameed Khan R/O Arth, Narbal, Budgam.
- 3) Md. Rafi Butt, Junior Assistant PWD (R&B), S/O Md. Munwer Butt R/O Pochal, Tehsil and District; Kishtwar.
- 4) Liyaqat Ali Kakroo, teacher, School Education Department, S/o Showkat Ali Kakroo R/o Nambla Uri
- 5) Jaffar Hussain Butt, Constable in Police Department, S/o Md. Ashraf Butt R/o Hunjulla, Tehsil and district Kishtwar.
- 6) Ab. Hamid Wani, Teacher, GMS, Hanumanpora, Srigufwara S/o Gh. Hassan Wani R/o Dupatyar Bijbehara.

**Government of Jammu and Kashmir
General Administration Department**

Civil Secretariat, Srinagar.

Subject: Dismissal from service of Mr. Ab. Hamid Wani, Teacher, Government Middle School, Hanumanpora, Sirigufwara, Anantnag S/o Gh. Hassan Wani R/o Dupatyar, Bijbehara in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

**Government Order No.972–JK(GAD) of 2021,
Dated:22.09.2021.**

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available that the activities of Mr. Ab. Hamid Wani, Teacher, Government Middle School, Hanumanpora, Sirigufwara, Anantnag S/o Gh. Hassan Wani R/o Dupatyar, Bijbehara are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Mr. Ab. Hamid Wani, Teacher, Government Middle School, Hanumanpora, Sirigufwara, Anantnag S/o Gh. Hassan Wani R/o Dupatyar, Bijbehara.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Ab. Hamid Wani, Teacher, Government Middle School, Hanumanpora, Sirigufwara, Anantnag S/o Gh. Hassan Wani R/o Dupatyar, Bijbehara from service, with immediate effect.

By order of the Lieutenant Governor.



Commissioner/Secretary to the Government,
General Administration Department

No: GADSERVOKAS/481/2021-09-GAD

Dated:22.09.2021

Copy to the:

1. Principal Secretary to the Government, Home Department.
2. Principal Secretary to the Lieutenant Governor.
3. Principal Secretary to the Government, School Education Department.
4. Principal Accountant General, J&K.
5. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
6. Divisional Commissioner, Kashmir.
7. Deputy Commissioner, Anantnag.
8. Director, School Education, Kashmir.
9. Mr. Ab. Hamid Wani Teacher, Government Middle School, Hanumanpora, Sirigufwara, Anantnag S/o Gh. Hassan Wani R/o Dupatyar, Bijbehara.

**Government of Jammu and Kashmir
General Administration Department**

Civil Secretariat, Srinagar.

Subject: Dismissal from service of Mr. Tariq Mehmood Kohli, Range Officer in the Forest Department S/o Mohd. Yousaf Kohli R/o Chandak, Haveli, District Poonch in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

**Government Order No.976–JK(GAD) of 2021,
Dated:22.09.2021.**

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available that the activities of Mr. Tariq Mehmood Kohli, Range Officer in the Forest Department S/o Mohd. Yousaf Kohli R/o Chandak, Haveli, District Poonch are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case Mr. Tariq Mehmood Kohli, Range Officer in the Forest Department S/o Mohd. Yousaf Kohli R/o Chandak, Haveli, District Poonch.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Tariq Mehmood Kohli, Range Officer in the Forest Department S/o Mohd. Yousaf Kohli R/o Chandak, Haveli, District Poonch from service, with immediate effect.

By order of the Lieutenant Governor.


Commissioner/Secretary to the Government,
General Administration Department

No: GADSERVOKAS/481/2021-09-GAD

Dated:22.09.2021

Copy to the:

1. Principal Secretary to the Government, Home Department.
2. Principal Secretary to the Lieutenant Governor.
3. Commissioner/Secretary to the Government, Department of Forest, Ecology and Environment.
4. Principal Chief Conservator of Forests, J&K.
5. Principal Accountant General, J&K.
6. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
7. Divisional Commissioner, Jammu.
8. Deputy Commissioner, Poonch.
9. Mr. Tariq Mehmood Kohli, Range Officer in the Forest Department S/o Mohd. Yousaf Kohli R/o Chandak, Haveli, District Poonch.
10. Incharge website, GAD.
11. Government Order file/Stock file.

**Government of Jammu and Kashmir
General Administration Department**
Civil Secretariat, Srinagar.

Subject: Dismissal from service of Mr. Mohd. Rafi Butt, Junior Assistant in Public Works (R&B) Department S/o Mohd. Munwar Butt R/o Pochhal, Tehsil and District Kishtwar in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

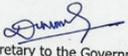
**Government Order No.974-JK(GAD) of 2021,
Dated:22.09.2021.**

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available that the activities of Mr. Mohd. Rafi Butt, Junior Assistant in Public Works (R&B) Department S/o Mohd. Munwar Butt R/o Pochhal, Tehsil and District Kishtwar are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Mr. Mohd. Rafi Butt, Junior Assistant in Public Works (R&B) Department S/o Mohd. Munwar Butt R/o Pochhal, Tehsil and District Kishtwar.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Mohd. Rafi Butt, Junior Assistant in Public Works (R&B) Department S/o Mohd. Munwar Butt R/o Pochhal, Tehsil and District Kishtwar from service, with immediate effect.

By order of the Lieutenant Governor.


Commissioner/Secretary to the Government,
General Administration Department

No: GADSERVOKAS/481/2021-09-GAD Dated:22.09.2021

Copy to the:

1. Principal Secretary to the Government, Home Department.
2. Principal Secretary to the Government, Public Works (R&B) Department.
3. Principal Secretary to the Lieutenant Governor.
4. Principal Accountant General, J&K.
5. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
6. Divisional Commissioner, Jammu.
7. Deputy Commissioner, Kishtwar.
8. Mr. Mohd. Rafi Butt, Junior Assistant in Public Works (R&B) Department S/o Mohd. Munwar Butt R/o Pochhal, Tehsil and District Kishtwar.
9. Incharge website, GAD.
10. Government Order file/Stock file.

**Government of Jammu and Kashmir
General Administration Department**
Civil Secretariat, Srinagar.

Subject: Dismissal from service of Mr. Liyaqat Ali Kakroo, Teacher in the School Education Department S/o Showkat Ali Kakroo R/o Nambla, Uri, District Baramulla in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

**Government Order No.975-JK(GAD) of 2021,
Dated:22.09.2021.**

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available that the activities of Mr. Liyaqat Ali Kakroo, Teacher in the School Education Department S/o Showkat Ali Kakroo R/o Nambla, Uri, District Baramulla are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Mr. Liyaqat Ali Kakroo, Teacher in the School Education Department S/o Showkat Ali Kakroo R/o Nambla, Uri, District Baramulla.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Liyaqat Ali Kakroo, Teacher in the School Education Department S/o Showkat Ali Kakroo R/o Nambla, Uri, District Baramulla from service, with immediate effect.

By order of the Lieutenant Governor.


Commissioner/Secretary to the Government,
General Administration Department

No: GADSERVOKAS/481/2021-09-GAD Dated:22.09.2021

Copy to the:

1. Principal Secretary to the Government, Home Department.
2. Principal Secretary to the Lieutenant Governor.
3. Principal Secretary to the Government, School Education Department.
4. Principal Accountant General, J&K.
5. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
6. Divisional Commissioner, Kashmir.
7. Deputy Commissioner, Baramulla.
8. Director, School Education, Kashmir.
9. Mr. Liyaqat Ali Kakroo, Teacher in the School Education Department S/o Showkat Ali Kakroo R/o Nambla, Uri, District Baramulla.

**Government of Jammu and Kashmir
General Administration Department**
Civil Secretariat, Srinagar.

Subject: Dismissal from service of Mr. Jaffer Hussain Butt, Constable in Police Department S/o Mohammad Ashraf Butt R/o Hunjalla, Tehsil and District Kishtwar in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

**Government Order No.973-JK(GAD) of 2021,
Dated:22.09.2021.**

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available that the activities of Mr. Jaffer Hussain Butt, Constable in Police Department S/o Mohammad Ashraf Butt R/o Hunjalla, Tehsil and District Kishtwar are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Mr. Jaffer Hussain Butt, Constable in Police Department S/o Mohammad Ashraf Butt R/o Hunjalla, Tehsil and District Kishtwar.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Jaffer Hussain Butt, Constable in Police Department S/o Mohammad Ashraf Butt R/o Hunjalla, Tehsil and District Kishtwar from service, with immediate effect.

By order of the Lieutenant Governor.


Commissioner/Secretary to the Government,
General Administration Department

No: GADSERVOKAS/481/2021-09-GAD Dated:22.09.2021

Copy to the:

1. Principal Secretary to the Government, Home Department.
2. Director General of Police, J&K
3. Principal Secretary to the Lieutenant Governor.
4. Principal Accountant General, J&K.
5. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
6. Divisional Commissioner, Jammu.
7. Deputy Commissioner, Kishtwar.
8. Mr. Jaffer Hussain Butt, Constable in Police Department S/o Mohammad Ashraf Butt R/o Hunjalla, Tehsil and District Kishtwar.
9. Incharge website, GAD.
10. Government Order file/Stock file.

**Government of Jammu and Kashmir
General Administration Department**
Civil Secretariat, Srinagar.

Subject: Dismissal from service of Mr. Ab. Hamid Wani, Teacher, Government Middle School, Hanumanpora, Sirigufwara, Anantnag S/o Gh. Hassan Wani R/o Dupatyar, Bijbehara in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

**Government Order No.972-JK(GAD) of 2021,
Dated:22.09.2021.**

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available that the activities of Mr. Ab. Hamid Wani, Teacher, Government Middle School, Hanumanpora, Sirigufwara, Anantnag S/o Gh. Hassan Wani R/o Dupatyar, Bijbehara are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Mr. Ab. Hamid Wani, Teacher, Government Middle School, Hanumanpora, Sirigufwara, Anantnag S/o Gh. Hassan Wani R/o Dupatyar, Bijbehara.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Ab. Hamid Wani, Teacher, Government Middle School, Hanumanpora, Sirigufwara, Anantnag S/o Gh. Hassan Wani R/o Dupatyar, Bijbehara from service, with immediate effect.

By order of the Lieutenant Governor.


Commissioner/Secretary to the Government,
General Administration Department

No: GADSERVOKAS/481/2021-09-GAD Dated:22.09.2021

Copy to the:

1. Principal Secretary to the Government, Home Department.
2. Principal Secretary to the Lieutenant Governor.
3. Principal Secretary to the Government, School Education Department.
4. Principal Accountant General, J&K.
5. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
6. Divisional Commissioner, Kashmir.
7. Deputy Commissioner, Anantnag.
8. Director, School Education, Kashmir.
9. Mr. Ab. Hamid Wani Teacher, Government Middle School, Hanumanpora, Sirigufwara, Anantnag S/o Gh. Hassan Wani R/o Dupatyar, Bijbehara.

183

TRANSFER OF LAND MEASURING 974 KANAL 3 MARLA, IN FAVOUR OF AIRPORT AUTHORITY OF INDIA FOR EXPANSION OF JAMMU AIRPORT

The following order is being issued by the Principal Secretary, Revenue Department, Civil Secretariat Jammu sanctioning transfer of land measuring 974 kanals to AAI for expansion of Jammu, Airport. The said land belonged to Animal Husbandry Department- 877 kanals, Irrigation Department -66, JDA- 02, State Land - 25.

Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, Jammu/Srinagar

Subject: Transfer of land in favour of Airport Authority of India for establishment/expansion of Jammu Airport.

Reference: Administrative Council Decision No.103/14/2021 dated 07.10.2021
Government Order No.66- JK(Rev) of 2021
Dated: 08 .10.2021

Sanction is hereby accorded to the transfer of State Land measuring 974 Kanal 02 Marla, as per the description below, at village Rakh Raipur, Tehsil Jammu South and District Jammu, in accordance with Rule 310 of General Financial Rules, 2017 for establishment/expansion of Jammu Airport to the Airport Authority of India (AAI), free of cost, in terms of the National Civil Aviation Policy, 2016:

S. No	Category and name of Department to which land belongs.	Description of land (Khasra No.)	Quantum of land	
			Kanal	Marla
1.	State Land (Animal Husbandry)	173,176,178,180,232 & 234	877	08
2.	State land(Irrigation)	137,164,175,177 & 233	66	13
3.	State land (JDA)	177 min	02	00
4.	State land (PWD)	165	02	06
5.	State land	144,189 min,179,181/1,182,192,193 min,199 min	25	15
Grand Total			974	02

The departments shall be provided requisite budgetary support for their activities or compensated with equal value land elsewhere.
It is further ordered that the land shall be used only for the purpose for which the sanction of transfer has been accorded and construction shall take place only after obtaining all necessary permissions as may be required from the competent authority.

By order of the Government of Jammu and Kashmir.

Sd/
(Shaleen Kabra) IAS
Principal Secretary to the Government
Dated:08.10.2021

No. Rev/LAJ/101/2021

Copy to the:

1. Financial Commissioner (Additional Chief Secretary), Finance Department.
2. Financial Commissioner (Revenue) J&K.
3. Additional Secretary (JKL), Ministry of Home Affairs, Government of India.
4. Principal Secretary to the Government, Civil Aviation Department.
5. Principal Secretary to the Government, Housing & Urban Development Department.
6. Principal Secretary to the Government, Animal, Sheep Husbandry & Fisheries Department.
7. Principal Secretary to the Government, Public Works (R&B) Department.
8. Principal Secretary to Hon'ble Lieutenant Governor J&K.
9. Commissioner/Secretary to the Government, General Administration Department.
10. Commissioner/Secretary to the Government, Jal Shakti Department.
11. Divisional Commissioner Jammu.
12. Commissioner Survey & Land Records J&K.
13. Deputy Commissioner, Jammu.
14. Director, Airport Authority of India, Jammu.
15. Director, Archives, Archaeology & Museums, J&K.
16. Pvt. Secretary to the Chief Secretary, J&K.
17. Pvt. Secretary to the Hon'ble Advisor (B).
18. Pvt. Secretary to the Principal Secretary to the Govt, Revenue Department.
19. I/C, Website, Revenue Department.
20. Government Order file/Stock file.

Muzamil Hassan Choudhry
08/10/21
Under Secretary to the Government

DISMISSAL FROM SERVICE UNDER ARTICLE 311 (2) C

Following order is the dismissal from service under article 311 (2) c of

1: Farooq Ah Butt Teacher ReT, GMS Doda S/o Dawood Butt R/o Kuthwa Tehsil Phagsoo Doda

2: Anees Ul Islam, Research Officer, SKICC, S/o Altaf Ah Shah R/o 119-MIG, Green Park Bemina.

Government of Jammu and Kashmir
General Administration Department
Civil Secretariat, Srinagar/Jammu.

Subject: Dismissal from service of Mr. Farooq Ahmad Butt, Teacher (RReT) in GMS Kathawa, Doda S/o Dawood Butt R/o Kathwa Tehsil Phagsoo District Doda in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

Government Order No. 1090–JK(GAD) of 2021,
Dated: 16.10.2021.

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available that the activities of Mr. Farooq Ahmad Butt, Teacher (RReT) in GMS Kathawa, Doda S/o Dawood Butt R/o Kathwa Tehsil Phagsoo District Doda are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Mr. Farooq Ahmad Butt, Teacher (RReT) in GMS Kathawa, Doda S/o Dawood Butt R/o Kathwa Tehsil Phagsoo District Doda.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Farooq Ahmad Butt, Teacher (RReT) in GMS Kathawa, Doda S/o Dawood Butt R/o Kathwa Tehsil Phagsoo District Doda from service, with immediate effect.

By order of the Lieutenant Governor.


Additional Secretary to the Government,
General Administration Department
Dated: 16.10.2021

No: GADSERVOKAS/481/2021-09-GAD

Copy to the:

1. Principal Secretary to the Government, Home Department.
2. Principal Secretary to the Lieutenant Governor.
3. Principal Secretary to the Government, School Education Department.
4. Principal Accountant General, J&K.
5. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
6. Divisional Commissioner, Jammu.
7. Deputy Commissioner, Doda.
8. Director, School Education, Jammu.
9. Mr. Farooq Ahmad Butt, Teacher (RReT) in GMS Kathawa, Doda S/o Dawood Butt R/o Kathwa Tehsil Phagsoo District Doda.
10. Incharge website, GAD.
11. Government Order file/Stock file.

Government of Jammu and Kashmir
General Administration Department
Civil Secretariat, Srinagar/ Jammu.

Subject: Dismissal from service of Mr. Anees-ul-Islam, Research Officer in Sher-e-Kashmir International Convention Centre S/o Altaf Ahmad Shah R/o 119-MIG Green Park, Bemina, Srinagar A/p Bachpora, Srinagar in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

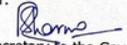
Government Order No. 1089–JK(GAD) of 2021,
Dated: 16.10.2021.

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available that the activities of Mr. Anees-ul-Islam, Research Officer in Sher-e-Kashmir International Convention Centre S/o Altaf Ahmad Shah R/o 119-MIG Green Park, Bemina, Srinagar A/p Bachpora, Srinagar are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Mr. Anees-ul-Islam, Research Officer in Sher-e-Kashmir International Convention Centre S/o Altaf Ahmad Shah R/o 119-MIG Green Park, Bemina, Srinagar A/p Bachpora, Srinagar.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Anees-ul-Islam, Research Officer in Sher-e-Kashmir International Convention Centre S/o Altaf Ahmad Shah R/o 119-MIG Green Park, Bemina, Srinagar A/p Bachpora, Srinagar from service, with immediate effect.

By order of the Lieutenant Governor.


Additional Secretary to the Government,
General Administration Department
Dated: 16.10.2021

No: GADSERVOKAS/481/2021-09-GAD

Copy to the:

1. Principal Secretary to the Government, Home Department.
2. Principal Secretary to the Lieutenant Governor.
3. Principal Accountant General, J&K.
4. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
5. Divisional Commissioner, Kashmir.
6. Secretary to the Government, Tourism Department.
7. Mr. Anees-ul-Islam, Research Officer in Sher-e-Kashmir International Convention Centre S/o Altaf Ahmad Shah R/o 119-MIG Green Park, Bemina, Srinagar A/p Bachpora, Srinagar.
8. Incharge website, GAD.
9. Government Order file/Stock file.

185

TRANSFER OF 20 KANAL LAND IN FAVOUR OF POLICE DEPARTMENT AT NILOORA, LITTER PULWAMA

Following order is being issued by Principal Secretary, Revenue Department, Civil Secretariat, sanction of transfer of 20 kanal land in village Niloor, Tehsil Litter, for constitution of SDPO Litter / Police Station Litter to police Department.

Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, Jammu/Srinagar

Subject: Transfer of Land measuring 20 Kanal in favour of Police Department for construction of SDPO Office Litter/Police Station Litter, District Pulwama.

Reference: Administrative Council Decision No.114/15/2021 dated 19.10.2021

Government Order No. 111-JK(Rev) of 2021
Dated: 27 .10.2021

Sanction is hereby accorded to the transfer of Shamilat Deh (Mehfooz Kahcharie) land measuring 20 Kanal under Khasra No 538 min (10 Kanal) and 538/1min (10 Kanal) in village Niloor Chowdhary Bagh, Tehsil Shahoor Litter, District Pulwama in favour of Police Department for construction of SDPO Office Litter/Police Station Litter. The land shall be used only for the purpose for which the sanction of transfer has been accorded after obtaining all other permissions as may be required for its establishment from the Competent Authority.

By order of the Government of Jammu and Kashmir.

Sd/-
(Shaleen Kabra) IAS
Principal Secretary to the Government
Dated:27.10.2021

No. Rev/LAJK/2021(57252)

Copy to the:

- 1 Director General of Police, J&K.
- 2 Financial Commissioner (Revenue), J&K.
- 3 Principal Secretary to the Government, Home Department.
- 4 Additional Secretary (JKL), Ministry of Home Affairs, Government of India.
- 5 Principal Secretary to Hon'ble Lieutenant Governor, J&K.
- 6 Commissioner/Secretary to the Government, General Administration Department.
- 7 Divisional Commissioner Kashmir.
- 8 Commissioner Survey & Land Records J&K.
- 9 Deputy Commissioner, Pulwama.
- 10 Director, Archives, Archaeology & Museums, J&K.
- 11 Pvt. Secretary to the Chief Secretary, J&K.
- 12 Pvt. Secretary to the Hon'ble Advisor (B).
- 13 Pvt. Secretary to the Principal Secretary to the Govt, Revenue Department.
- 14 I/C, Website, Revenue Department.
- 15 Government Order file/Stock file.

Muzammil Hassan Choudhary
(Muzammil Hassan Choudhary)
Under Secretary to the Government

186

TRANSFER OF LAND MEASURING 524 KANAL 11 MARLA IN FAVOR OF ESTABLISHING CRPF BATTALION CAMPING SITES

Following order is being issued Principal Secretary, Revenue Department, Civil Secretariat, sanctioning transfer of land measuring 524 kanal 11 marla in favor of CRPF for establishing Battalion Camping Sites (Shopain-192 kanal, Pulwama- 167 kanals)

Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, Jammu/Srinagar

Subject: Transfer of land in favour of Central Reserve Police Force for establishing Battalion Camping Sites.

Reference: Administrative Council Decision No. 116/15/2021 dated 19.10.2021
Government Order No. 114 - JK(Rev) of 2021
Dated: 27.10.2021

Sanction is hereby accorded to the transfer of land measuring 524 Kanal 11 Marla, as detailed in Annexure "A", in favour of CRPF for establishing Battalion Camping Sites, in terms of provisions of Rule 310 of General Financial Rules, 2017.

It is further ordered that:-

- a) The transfer value of land shall be paid as per the Stamp Duty Rates notified for the year, 2021 and shall be deposited in the relevant account head.
- b) The land shall be used only for the purpose for which the sanction of transfer has been accorded and after obtaining necessary permissions as may be required from the Competent Authority.

By order of the Government of Jammu and Kashmir.

Sd/-
(Shaleen Kabra) IAS
Principal Secretary to the Government
Dated: 27.10.2021

No. Rev-LAK /36/2021(71444)
Copy to the:

- 1 Financial Commissioner (Revenue) J&K.
- 2 Additional Secretary (JKL), Ministry of Home Affairs, Government of India.
- 3 Principal Secretary to the Government, Home Department.
- 4 Principal Secretary to Hon'ble Lieutenant Governor, J&K.
- 5 Commissioner/Secretary to the Government, General Administration Department.
- 6 Divisional Commissioner, Kashmir.
- 7 Inspector General, Central Reserve Police Force (CRPF), Kashmir.
- 8 Commissioner Survey & Land Records J&K.
- 9 Deputy Commissioner, Shopian/Pulwama/Anantnag.
- 10 Director, Archives, Archaeology & Museums, J&K.
- 11 Pst. Secretary to the Chief Secretary, J&K.
- 12 Pst. Secretary to the Hon'ble Advisor (B).
- 13 Pst. Secretary to the Principal Secretary to the Govt, Revenue Department.
- 14 I/C, Website, Revenue Department.
- 15 Government Order file/Stock file.

(Muzammil Hassan Choudhary)
Under Secretary to the Government

Annexure "A" to Government Order No.114-JK(Rev) of 2021 Dated:27.10.2021

S. No	District	Tehsil	Village	Khasra No	Quantum of land		Title of land
					Kanal	Marla	
1.	Shopian	Keegam	Allowpora Sheikhpora	51 min(146KI-09 M), 538 min(3KI-11 M)	150	00	State Land
2.	-Do-	Shopian	Batapora	2 min	20	00	State Land
3.	-Do-	Shopian	Zawoora Baderhama	311 min	22	08	State Land
4.	Pulwama	Pampore	Kadlabal	1897	24	16	Shamilat Deh (Mehfooz Kahcharie)
5.	-Do-	Kakpora	Oukhoo	627 min	80	00	State Land
6.	-Do-	Pulwama	Koil	2421 min(57 KI-06 M), 2422min(03 KI-13 M)	60	19	Shamilat Deh (Mehfooz Kahcharie)
7.	Anantnag	Shangus	Brah	988/842/2(23 KI -06M), 987/842/2(26 KI -02 M)	49	08	State Land
8.	-Do-	-do-	-do-	842/2 min	50	00	State Land
9.	-Do-	Pahalgam	Jummo	107 min	40	00	State Land
10.	-Do-	Bijbehara	Subhanpahari	12 min	27	00	Shamilat Deh (Mehfooz Kahcharie)
Total					524	11	

(Muzammil Hassan Choudhary)
Under Secretary to the Government

187**RIGHT TO FAIR COMPENSATION AND
TRANSPARENCY IN LAND ACQUISITION,
REHABILITATION AND RESETTLEMENT ACT,
2013**

The following order is being issued by Principal Secretary, Revenue Department Secretariat Jammu, in exercise of powers conferred under Right to fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 exempting the undertaking of Social Impact Assessment Study for acquisition of land;

- a) measuring 32 kanals situated at village Nanga, Tehsil Ramgarh, District Samba for establishment of BOP-II, project related to Defence of India and national security.
- b) measuring 41 kanals situated at village Bell Azmat, Tehsil Marh, District Jammu by the BSF for the establishment of BOP namely Bell Azmat.
- c) measuring 45 kanal 18 marla situated at village Kot Kubba, Tehsil Arnia, District Jammu by BSF for construction of Border Fencing.
- d) measuring 32 kanals situated at village Galaar and Chak Harkha, Tehsil and District Samba for construction of BOP.
- e) measuring 66 kanal 11 marla situated at village Bela Jamana, Tehsil Pargwal, District Jammu by the BSF for establishment of BOP namely "Bela Jamana" by BSF.

**Government of Jammu and Kashmir
Revenue Department,
Civil Secretariat, Jammu/Srinagar**

Subject: Acquisition of measuring 66 kanal 11 Marla situated at village Bela Jamana, Tehsil Pargwal, District Jammu by the BSF for establishment of BOP namely "Bela Jamana" by Border Security Force (BSF).

Reference: (i) FCR-Land/63/2021-06 (30585) from Financial Commissioner Revenue, J&K.
(ii) 502/3635/BOP/Bela Jamana/I/2021/428 dated 16.06.2021 from Divisional Commissioner Jammu.
(iii) DCJ/LHS/BSF/BOP/ACQ-NA/BOP/Khour/BJ-812/10/199-200 dated 28.05.2021 from Deputy Commissioner Jammu.

Government Order No: 124-JK- (Rev) of 2021

Dated: 01-11.2021

In exercise of the powers conferred under section 9 read with section 40 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the Government hereby exempts undertaking of Social Impact Assessment study for acquisition of land measuring 66 Kanal 11 Marla situated at village Bela Jamana, Tehsil Pargwal, District Jammu by the BSF for establishment of BOP namely "Bela Jamana", a project related to Defence of India and national security.

The Collector Land Acquisition shall carry the further acquisition proceedings as per the provisions of the said Act and rules made thereunder.

By Order of the Government of Jammu and Kashmir

Sd/-

(Shaleen Kabra)IAS

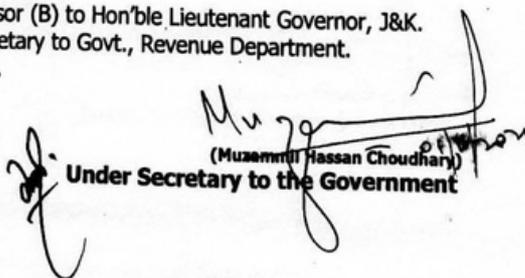
Principal Secretary to the Government

No. Rev-LAJ/50/2021 (37600)

Dated 01.11.2021

Copy to the:-

- (1) Financial Commissioner (Revenue) J&K.
- (2) Additional Secretary (JKL), Ministry of Home Affairs, Government of India.
- (3) Principal Secretary to the Government, Home Department.
- (4) Divisional Commissioner, Jammu.
- (5) Deputy Commissioner, Jammu.
- (6) Director Achieves, Archeology & Museums, J&K.
- (7) Collector, Land Acquisition concerned for n/a.
- (8) General Manager, Government Press, Jammu/Srinagar.
- (9) Private Secretary to Chief Secretary, J&K.
- (10) Private Secretary to Hon'ble Advisor (B) to Hon'ble Lieutenant Governor, J&K.
- (11) Private Secretary to Principal Secretary to Govt., Revenue Department.
- (12) I/C Website Revenue Department.


 (Muzammil Hassan Choudhary)
Under Secretary to the Government

**Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, Jammu/Srinagar**

Subject: Acquisition of land measuring 32 Kanal situated at village Galar and Chak Harkha, Tehsil & District Samba for construction of BOP.

Reference: (i) FCR-Land/99/2021-06 (40718) dated 22.08.2021 from Financial Commissioner Revenue, J&K.
(ii) 502/4397/BOP/Galar/Chak Harka/Samba/21/681 dated 26.07.2021 from Divisional Commissioner Jammu.
(iii) DCS/LAS/2021-22/337 dated 01.07.2021 from Deputy Commissioner, Samba.

Government Order No: 120 -JK- (Rev) of 2021

Dated: 01-11.2021

In exercise of the powers conferred under section 9 read with section 40 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the Government hereby exempts undertaking of Social Impact Assessment study for acquisition of land measuring 32 kanal situated at village Galar and Chak Harkha, Tehsil & District Samba for construction of BOP namely "FOP-1/Whaleback", a project related to Defence of India and national security.

The Collector Land Acquisition shall carry the further acquisition proceedings as per the provisions of the said Act and rules made thereunder.

By Order of the Government of Jammu and Kashmir

Desire for Justice

Sd/-

(Shaleen Kabra)IAS

Principal Secretary to the Government

No. Rev-LAJ/64/2021 (48416)

Dated 01.11.2021

Copy to the:-

- (1) Financial Commissioner (Revenue) J&K.
- (2) Additional Secretary (JKL), Ministry of Home Affairs, Government of India.
- (3) Principal Secretary to the Government, Home Department.
- (4) Divisional Commissioner, Jammu.
- (5) Deputy Commissioner, Samba.
- (6) Director Achieves, Archeology & Museums, J&K.
- (7) Collector, Land Acquisition concerned for n/a.
- (8) General Manager, Government Press, Jammu/Srinagar.
- (9) Private Secretary to Chief Secretary, J&K.
- (10) Private Secretary to Hon'ble Advisor (B) to Hon'ble Lieutenant Governor, J&K.
- (11) Private Secretary to Principal Secretary to Govt., Revenue Department.
- (12) I/C Website Revenue Department.

Muzammil Hassan Choudhary
(Muzammil Hassan Choudhary)

Under Secretary to the Government

**Government of Jammu and Kashmir
Revenue Department,
Civil Secretariat, Jammu/Srinagar**

Subject: Acquisition of land 45 Kanal 18 Marla situated at village Kot Kubba, Tehsil Arnia, District Jammu by BSF for construction of Border Fencing (135 feet wide strip) by Border Security Force (BSF).

Reference: (i) FCR-Land/95/2021-06 (39484) from Financial Commissioner Revenue, J&K.
(ii) 502/4383/BSF/135 Feet/Kot Kubba/Jammu/21/664 dated 24.07.2021 from Divisional Commissioner Jammu.
(iii) DCJ/LHS/BSF/135'/ACQ-NA/A/K-950/13/206-97 dated 23.06.2021 from Deputy Commissioner Jammu.

Government Order No: 126 -JK- (Rev) of 2021

Dated: 01.11.2021

In exercise of the powers conferred under section 9 read with section 40 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the Government hereby exempts undertaking of Social Impact Assessment study for acquisition of land measuring 45 Kanal 18 Marla situated at village Kot Kubba, Tehsil Arnia, District Jammu for construction of Border Fencing (135 feet wide strip), a project related to Defence of India and national security.

The Collector Land Acquisition shall carry the further acquisition proceedings as per the provisions of the said Act and rules made thereunder.

By Order of the Government of Jammu and Kashmir

Sd/-

(Shaleen Kabra)IAS

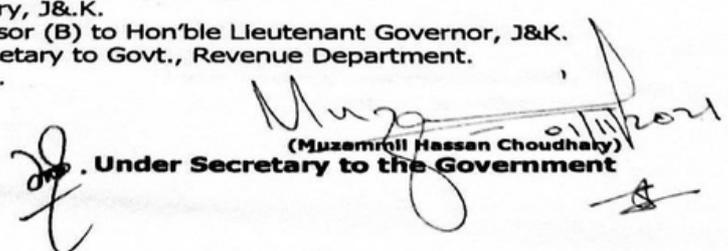
Principal Secretary to the Government

No. Rev-LAJ/105/2021 (66186)

Dated 01.11.2021

Copy to the:-

- (1) Financial Commissioner (Revenue) J&K.
- (2) Additional Secretary (JKL), Ministry of Home Affairs, Government of India.
- (3) Principal Secretary to the Government, Home Department.
- (4) Divisional Commissioner, Jammu.
- (5) Deputy Commissioner, Jammu.
- (6) Director Achieves, Archeology & Museums, J&K.
- (7) Collector, Land Acquisition concerned for n/a.
- (8) General Manager, Government Press, Jammu/Srinagar.
- (9) Private Secretary to Chief Secretary, J&K.
- (10) Private Secretary to Hon'ble Advisor (B) to Hon'ble Lieutenant Governor, J&K.
- (11) Private Secretary to Principal Secretary to Govt., Revenue Department.
- (12) I/C Website Revenue Department.


 (Muzamil Hassan Choudhary)
Under Secretary to the Government

**Government of Jammu and Kashmir
Revenue Department,
Civil Secretariat, Jammu/Srinagar**

Subject: Acquisition of land 45 Kanal 18 Marla situated at village Kot Kubba, Tehsil Arnia, District Jammu by BSF for construction of Border Fencing (135 feet wide strip) by Border Security Force (BSF).

Reference: (i) FCR-Land/95/2021-06 (39484) from Financial Commissioner Revenue, J&K.
(ii) 502/4383/BSF/135 Feet/Kot Kubba/Jammu/21/664 dated 24.07.2021 from Divisional Commissioner Jammu.
(iii) DCJ/LHS/BSF/135'/ACQ-NA/A/K-950/13/206-97 dated 23.06.2021 from Deputy Commissioner Jammu.

Government Order No: 126 -JK- (Rev) of 2021

Dated: 01.11.2021

In exercise of the powers conferred under section 9 read with section 40 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the Government hereby exempts undertaking of Social Impact Assessment study for acquisition of land measuring 45 Kanal 18 Marla situated at village Kot Kubba, Tehsil Arnia, District Jammu for construction of Border Fencing (135 feet wide strip), a project related to Defence of India and national security.

The Collector Land Acquisition shall carry the further acquisition proceedings as per the provisions of the said Act and rules made thereunder.

By Order of the Government of Jammu and Kashmir

Sd/-

(Shaleen Kabra)IAS

Principal Secretary to the Government

No. Rev-LAJ/105/2021 (66186)

Dated 01.11.2021

Copy to the:-

- (1) Financial Commissioner (Revenue) J&K.
- (2) Additional Secretary (JKL), Ministry of Home Affairs, Government of India.
- (3) Principal Secretary to the Government, Home Department.
- (4) Divisional Commissioner, Jammu.
- (5) Deputy Commissioner, Jammu.
- (6) Director Achieves, Archeology & Museums, J&K.
- (7) Collector, Land Acquisition concerned for n/a.
- (8) General Manager, Government Press, Jammu/Srinagar.
- (9) Private Secretary to Chief Secretary, J&K.
- (10) Private Secretary to Hon'ble Advisor (B) to Hon'ble Lieutenant Governor, J&K.
- (11) Private Secretary to Principal Secretary to Govt., Revenue Department.
- (12) I/C Website Revenue Department.

[Handwritten Signature]

[Handwritten Signature]
(Muzamil Hassan Choudhary)
01/11/2021

Under Secretary to the Government

**Government of Jammu and Kashmir
Revenue Department,
Civil Secretariat, Jammu/Srinagar**

Subject: Acquisition of land measuring 32 Kanal situated at Village Nanga, Tehsil Ramgarh, District Samba for establishment of BOP SP-II.

Reference: (i) FCR-Land/155/2021-06 (54052) from Financial Commissioner Revenue, J&K.
(ii) 502/4406/BOP-SP-II/Nanga/Samba/21/927 dated 26.08.2021 from Divisional Commissioner Jammu.
(iii) DCS/LAS/2020-21/446-47 dated 28.07.2021 from Deputy Commissioner Samba.

Government Order No: 122 -JK- (Rev) of 2021

Dated: 01-11.2021

In exercise of the powers conferred under section 9 read with section 40 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the Government hereby exempts undertaking of Social Impact Assessment study for acquisition of land measuring 32 Kanal situated at Village Nanga, Tehsil Ramgarh, District Samba for establishment of BOP "SP-II", a project related to Defence of India and national security.

The Collector Land Acquisition shall carry the further acquisition proceedings as per the provisions of the said Act and rules made thereunder.

By Order of the Government of Jammu and Kashmir

Sd/-

(Shaleen Kabra)IAS

Principal Secretary to the Government

No. Rev-LAJ/88/2021(56411)

Dated 01.11.2021

Copy to the:-

- (1) Financial Commissioner (Revenue) J&K.
- (2) Additional Secretary (JKL), Ministry of Home Affairs, Government of India.
- (3) Principal Secretary to the Government, Home Department.
- (4) Divisional Commissioner, Jammu.
- (5) Deputy Commissioner, Samba.
- (6) Director Achieves, Archeology & Museums, J&K.
- (7) Collector, Land Acquisition concerned for n/a.
- (8) General Manager, Government Press, Jammu/Srinagar.
- (9) Private Secretary to Chief Secretary, J&K.
- (10) Private Secretary to Hon'ble Advisor (B) to Hon'ble Lieutenant Governor, J&K.
- (11) Private Secretary to Principal Secretary to Govt., Revenue Department.
- (12) I/C Website Revenue Department.

(Muzammil Hassan Choudhary)

Under Secretary to the Government

**Government of Jammu and Kashmir
Revenue Department,
Civil Secretariat, Jammu/Srinagar**

Subject: Acquisition of measuring 66 kanal 11 Marla situated at village Bela Jamana, Tehsil Pargwal, District Jammu by the BSF for establishment of BOP namely "Bela Jamana" by Border Security Force (BSF).

- Reference:**
- (i) FCR-Land/63/2021-06 (30585) from Financial Commissioner Revenue, J&K.
 - (ii) 502/3635/BOP/Bela Jamana/I/2021/428 dated 16.06.2021 from Divisional Commissioner Jammu.
 - (iii) DCJ/LHS/BSF/BOP/ACQ-NA/BOP/Khour/BJ-812/10/199-200 dated 28.05.2021 from Deputy Commissioner Jammu.

Government Order No: 124-JK- (Rev) of 2021

Dated: 01-11.2021

In exercise of the powers conferred under section 9 read with section 40 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the Government hereby exempts undertaking of Social Impact Assessment study for acquisition of land measuring 66 Kanal 11 Marla situated at village Bela Jamana, Tehsil Pargwal, District Jammu by the BSF for establishment of BOP namely "Bela Jamana", a project related to Defence of India and national security.

The Collector Land Acquisition shall carry the further acquisition proceedings as per the provisions of the said Act and rules made thereunder.

By Order of the Government of Jammu and Kashmir

Sd/-

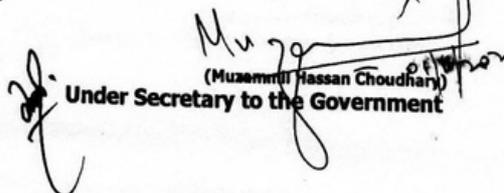
(Shaleen Kabra)IAS
Principal Secretary to the Government

No. Rev-LAJ/50/2021 (37600)

Dated 01.11.2021

Copy to the:-

- (1) Financial Commissioner (Revenue) J&K.
- (2) Additional Secretary (JKL), Ministry of Home Affairs, Government of India.
- (3) Principal Secretary to the Government, Home Department.
- (4) Divisional Commissioner, Jammu.
- (5) Deputy Commissioner, Jammu.
- (6) Director Achieves, Archeology & Museums, J&K.
- (7) Collector, Land Acquisition concerned for n/a.
- (8) General Manager, Government Press, Jammu/Srinagar.
- (9) Private Secretary to Chief Secretary, J&K.
- (10) Private Secretary to Hon'ble Advisor (B) to Hon'ble Lieutenant Governor, J&K.
- (11) Private Secretary to Principal Secretary to Govt., Revenue Department.
- (12) I/C Website Revenue Department.


 (Muzammil Hassan Choudhary)
Under Secretary to the Government

DISMISSAL FROM SERVICES UNDER ARTICLE 311 (2) (C)

Following order is the dismissal from services under Article 311 (2) (c) of:

- 1) Feroz Ahmad Lone, Deputy Superintendent, Jail S/o Abdul Gaffar Lone R/o Futlipora, Chrari Sharief, Budgam.
- 2) Mr. Javid Ahmad Shah, Principal, Government Girls Higher Secondary School, Bijbehara, Anantnag S/o Late Abdul Gani Shah R/o Eidgah, Bijbehara, Anantnag.

Government of Jammu and Kashmir
General Administration Department
Civil Secretariat, Jammu.

Subject: Dismissal from service of Mr. Javid Ahmad Shah, Principal Government Girls Higher Secondary School, Bijbehara Anantnag S/o Late Abdul Gani Shah R/o Eidgah, Bijbehara Anantnag in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

Government Order No.1171-JK(GAD) of 2021,
Dated:02.11.2021.

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available that the activities of Mr. Javid Ahmad Shah, Principal Government Girls Higher Secondary School, Bijbehara, Anantnag S/o Late Abdul Gani Shah R/o Eidgah, Bijbehara, Anantnag are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Mr. Javid Ahmad Shah, Principal, Government Girls Higher Secondary School, Bijbehara, Anantnag S/o Late Abdul Gani Shah R/o Eidgah, Bijbehara, Anantnag.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Javid Ahmad Shah, Principal, Government Girls Higher Secondary School, Bijbehara, Anantnag S/o Late Abdul Gani Shah R/o Eidgah Bijbehara, Anantnag from service, with immediate effect.

By order of the Lieutenant Governor.

Shams
Additional Secretary to the Government
General Administration Department
Dated:02.11.2021

No: GADSERVOKAS/481/2021-09-GAD

Copy to the:

1. Principal Secretary to the Government, Home Department.
2. Principal Secretary to the Lieutenant Governor.
3. Principal Secretary to the Government, School Education Department.
4. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
5. Divisional Commissioner, Kashmir.
6. Deputy Commissioner, Anantnag.
7. Mr. Javid Ahmad Shah, Principal, Government Girls Higher Secondary School, Bijbehara, Anantnag S/o Late Abdul Gani Shah R/o Eidgah, Bijbehara, Anantnag.
8. Incharge website, GAD.
9. Government Order file/Stock file.

Government of Jammu and Kashmir
General Administration Department
Civil Secretariat, Jammu.

Subject: Dismissal from service of Mr. Feroz Ahmad Lone, Deputy Superintendent, Jail S/o Abdul Gaffar Lone R/o Futlipora, Chrari Sharief, Budgam in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

Government Order No.1172-JK(GAD) of 2021,
Dated:02.11.2021.

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available that the activities of Mr. Feroz Ahmad Lone, Deputy Superintendent, Jail S/o Abdul Gaffar Lone R/o Futlipora, Chrari Sharief, Budgam are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Mr. Feroz Ahmad Lone, Deputy Superintendent, Jail S/o Abdul Gaffar Lone R/o Futlipora, Chrari Sharief, Budgam.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Feroz Ahmad Lone, Deputy Superintendent, Jail S/o Abdul Gaffar Lone R/o Futlipora, Chrari Sharief, Budgam from service, with immediate effect.

By order of the Lieutenant Governor.

Shams
Additional Secretary to the Government,
General Administration Department
Dated:02.11.2021

No: GADSERVOKAS/481/2021-09-GAD

Copy to the:

1. Principal Secretary to the Government, Home Department.
2. Director General of Police, J&K
3. Principal Secretary to the Lieutenant Governor.
4. Principal Accountant General, J&K.
5. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
6. Divisional Commissioner, Kashmir.
7. Deputy Commissioner, Budgam.
8. Mr. Feroz Ahmad Lone, Deputy Superintendent, Jail S/o Abdul Gaffar Lone R/o Futlipora, Chrari Sharief, Budgam
9. Incharge website, GAD.
10. Government Order file/Stock file.

195

ACQUISITION OF LAND 103 KANAL 04 MARLA FOR BORDER FENCING ALONG THE INTERNATIONAL BORDER BY BSF IN KATHUA

Following is the order being issued by Commissioner/Secretary, Revenue Department Jammu for Social Impact Assessment Study exemption on 103 kanal 04 marla land at Village Londi, Tehsil Hiranagar, District Kathua for establishment/construction of 135 ft Composite bundh (Border Fencing) along the International Border by BSF.

Government of Jammu and Kashmir
Revenue Department,
Civil Secretariat, Jammu/Srinagar

Subject: Acquisition of land measuring 103 Kanal 04 Marla situated at Village Londi, Tehsil Hiranagar, District Kathua for establishment/construction of 135 ft Composite bundh (Border Fencing) along the International Border by BSF.

Reference: (i) No. 502/4348/135-ft/B-Fencing/Londi/Kth/21/265 dated 06.05.2021 from Divisional Commissioner Jammu.
(ii) No. DCK/LHS/2021-22/07-11 dated 24.04.2021 from Deputy Commissioner, Kathua.

Government Order No: 136-JK- (Rev) of 2021
Dated: 16.11.2021

In exercise of the powers conferred under section 9 read with section 40 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the Government hereby exempts undertaking of Social Impact Assessment study for acquisition of land measuring 103 Kanal 04 Marla situated at Village Londi, Tehsil Hiranagar, District Kathua for construction of 135 ft composite bundh (Border Fencing) along the International Border, a project related to Defence of India and national security.

The Collector Land Acquisition shall carry the further acquisition proceedings as per the provisions of the said Act and rules made thereunder.

By Order of the Government of Jammu and Kashmir.

Sd/-
(Vijay Kumar Bidhuri) IAS
Commissioner/Secretary to the Government

No. Rev-LAJ/113/2021 (74473) Dated 16.11.2021
Copy to the:-

- (1) Financial Commissioner (Revenue), J&K.
- (2) Additional Secretary (JKL), Ministry of Home Affairs, Government of India.
- (3) Principal Secretary to the Government, Home Department.
- (4) Divisional Commissioner, Jammu.
- (5) Deputy Commissioner, Kathua.
- (6) Director Achieves, Archeology & Museums, J&K.
- (7) Collector Land Acquisition concerned for n/a.
- (8) General Manager, Government Press, Jammu/Srinagar.
- (9) Private Secretary to Chief Secretary, J&K.
- (10) Private Secretary to Hon'ble Advisor (B) to Hon'ble Lieutenant Governor, J&K.
- (11) Private Secretary to Commissioner/Secretary to Govt., Revenue Department.
- (12) I/C Website Revenue Department.

16/11/2021
(Muhammad Hassan Choudhary)
Under Secretary to the Government

196

CONSTITUTION OF COMMITTEE FOR EXAMINING OF J&K LAND GRANT RULES 2021

Following is the order being issued by Commissioner/Secretary to the government Revenue Department, for construction of committee to examine and preparation of J&K Land Grant Rules 2021.

Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, Jammu/Srinagar

Subject:- Constitution of committee for examining/preparation of Jammu and Kashmir Land Grant Rules 2021.

Government Order No: 147 - JK(Rev) of 2021
Dated: 24 .11.2021

Sanction is hereby accorded to the constitution of a committee comprising the following Officers of Revenue Department for examining/preparation of Jammu and Kashmir Land Grant Rules, 2021. The committee shall also examine the rules of other States/UTs.

1	K.K. Sidha, Additional Secretary	Chairman
2	Sudershan Kumar, Additional Secretary	Member
3	Ravi Mohan Khajuria, Additional Secretary	Member
4	Muzafar Ali Malik, Deputy Secretary	Member
5	Assistant Commissioner (Nazool), Jammu/ Srinagar	Member
6	David Iqbal, Technical Officer.	Member
7	Shamsul Arif Makhdoomi, ALR	Member
8	Sourab Pangotra, ALR	Member
9	Mushtaq Ahmad, Under Secretary	Member-Secretary

The Committee shall submit its suggestions/recommendations by or before 10th December 2021 to the higher authorities.

By order of the Government of Jammu & Kashmir.

Sd/-
(Vijay Kumar Bhiduri) IAS
Commissioner/Secretary to the Government
Dated: 24.11.2021

No. Rev-LAJK/8/2021 (47109)
Copy to the:-

1. Financial Commissioner (Revenue), J&K.
2. Principal Secretary to the Lieutenant Governor, J&K.
3. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, GoI.
4. Commissioner/Secretary to the Government, Law Department.
5. Concerned Officers.
6. Pvt. Secretary to Commissioner/Secretary to the Govt., GAD.
7. Pvt. Secretary to Commissioner/Secretary to the Govt., Revenue Department
8. Govt. order file /Stock file/Website

(Mushtaq Ahmad)
Under Secretary to the Government,
Revenue Department.

197

CONSTITUTION OF COMMITTEE FOR MONITORING ONLINE SERVICES OF LAND RECORDS IN J&K

The following order pertains to constitution of a committee for monitoring the online services of land records in the UT of J&K. The committee has to end up the task in a time bound manner.

**Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, J&K Jammu.**

Subject: Constitution of Committee for monitoring the online services of Land Records in the Union Territory of Jammu and Kashmir.

**Government Order No: 15- JK (Rev) of 2021
Dated: 10.12.2021**

Sanction is hereby accorded to the constitution of Committee for finalizing Action Plan for digitization of Revenue Records, providing of online services of the Revenue Department and the probable solutions to the issues in implementation including feedback of the States where such things stand implemented.

S. No.	Name of the Officer S/Sh/MS	Status
1	Mr. Rajeev Ranjan, IAS (Commissioner S&LR, J&K)	Chairman
2	Mr. Rajesh Sharma, JKAS (Custodian General)	Member
3	Mr. Bhawani Rakwal, JKAS (Regional Director, Jammu)	Member
4	Mr. Rishpal Singh, JKAS (Addl. Commissioner, FCR)	Member
5	Mr. Ghanshyam Singh, JKAS, (ADC, Jammu)	Member
6	Mr. Sachin Dev Singh, JKAS, (RD Rajouri-Poonch, ADC, Rajouri)	Member
7	Mr. Ravinder Sharma, JKAS, (Custodian Evacuee Property, Jammu)	Member
8	Mr. Muzafar Malik, JKAS (Deputy Secretary Revenue)	Member
9	Mr. Sanjay Badyal, JKAS (ACR Reasi)	Member
10	Dr. Pritam Lal, JKAS (AC Central)	Member
11	Mr. Ram Lal Sharma, JKAS, SDM, RS Pura	Member
12	Mr. Mohit Gupta, (Tehsildar Recovery, DC office, Jammu)	Member
13	Mr. Baiju Ubbott (Scientist D) NIC, J&K	Member
14	Mr. Farooq Husain Bhat (Tehsildar Ramgarh, Samba)	Member
15	Mr. Mohd Majeed (Tehsildar RD office Rajouri)	Member
16	Mr. Kamal Preet Singh, (Tehsildar Jammu Khas)	Member
17	Mr. Kulddeep Singh (NT Jammu)	Member
18	Representative of M's RAMTeCH	Special Invitee
19	Representative of E&Y	Special Invitee
20	Any other member to be co-opted by Chairman	co-opted Member

Term and condition of the Committee:

- Short list software in consultation with NIC for digitization of Land Records.
- To finalize the process and procedure for securing/delivery of online services, and rollout of Land Pass Book by 15th January-2022.
- To formulate reporting Format of Revenue Officers/Official (from the level of Tehsildar to Patwaris) related to Land Records services for the public.
- To suggest road map for integration of system of Fard-Registration-Mutation-Update of Jamabandis and Maps.
- To suggest road map for digitization of Jamabandis of the remaining 18 districts alongwith timeline and requirements of manpower and financial resources.

- To suggest road map for digitization of maps of 18 districts and its integration with Bhanksha for real time updation of maps.
- To suggest changes in Rules and Procedure regarding Fard, Registration and Mutation to avoid multiple reporting for same work and to ensure that maps and textual records are in sync.
- To suggest road map for Geo referencing of all future registration, mutation and revenue records.
- To suggest road map for cadastral survey/resurvey and updating of survey and settlement record.

The Committee shall conduct a workshop for finalization of the Action Plan with due consultation of Mr. Ajay Joshi, Head SDU, Pune.

The Committee shall meet on daily basis w.e.f. 13.12.2021 to 20.12.2021 in the office of Financial Commissioner, Revenue, J&K and shall conduct workshop on Tuesday i.e. 21.12.2021 and shall submit the Action Plan with all recommendations on 23.12.2021.

By order of the Government of Jammu and Kashmir.

Sd/-
(Vijay Kumar Bidhuri) IAS
Commissioner / Secretary to Government
Dated: 10.12.2021

No: PS/AS/Rev/Misc/2021
Copy for information to the-

- Financial Commissioner, Revenue J&K.
- Principal Secretary to Hon'ble Lieutenant Governor.
- Divisional Commissioner, Kashmir/Jammu
- Commissioner Survey and Land Records J&K.
- Deputy Commissioner, Jammu/Samba/Rajouri/Reasi to ensure participation of the Committee members as ordered.
- Special Secretary to Chief Secretary for the information of Chief Secretary.
- OSD to Hon'ble Advisor (B).
- State Informatics Officer, NIC, J&K.
- All Members of the Committee for information and compliance.

(K. K. Sidha) JKAS
Additional Secretary to Government

198

TRANSFER OF LAND MEASURING 06 KANAL IN FAVOUR OF RURAL DEVELOPMENT DEPARTMENT

The following order is being issued by Commissioner/Secretary Revenue Department transferring 6 kanal of Kahcharie land at village Kanispora, Tehsil and District Baramulla in favor of Rural Development Department for construction of residential-cum-office accommodation for DDC, Baramulla.

Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, Jammu/Srinagar

Subject: Transfer of land measuring 06 Kanal in favour of Rural Development Department for construction of residential-cum-office accommodation of District Development Council Baramulla.

Reference: Administrative Council Decision No.123/16/2021 dated 15.12.2021

Government Order No. 162- JK(Rev) of 2021
Dated: 17.12.2021

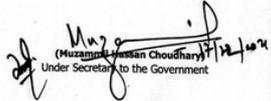
Sanction is hereby accorded to the transfer of Kahcharie land measuring 06 Kanal falling under Khasra No. 1805 Alif min at village Kanispora, Tehsil & District Baramulla in favour of Rural Development Department for construction of residential-cum-office accommodation for District Development Council Baramulla. The land shall be used only for the purpose for which the sanction of transfer has been accorded and all other permissions as may be required for its transaction be obtained from the Competent Authority.

By order of the Government of Jammu and Kashmir.
Sd/-
(Vijay Kumar Bidhuri) IAS
Commissioner/Secretary to the Government

No. Rev-LAJ/75/2021(54445) Dated: 17.12.2021

Copy to the:

- 1 Financial Commissioner (Revenue), J&K.
- 2 Principal Secretary to Hon'ble Lieutenant Governor, J&K.
- 3 Joint Secretary (JKL), Ministry of Home Affairs, Government of India.
- 4 Commissioner/Secretary to the Government, General Administration Department.
- 5 Commissioner/Secretary to the Government, Department of Rural Development & Panchayati Raj.
- 6 Divisional Commissioner, Kashmir.
- 7 Deputy Commissioner, Baramulla.
- 8 Director, Rural Development Department, Kashmir.
- 9 Director, Archives, Archaeology & Museums, J&K.
- 10 Pvt. Secretary to the Chief Secretary, J&K.
- 11 Pvt. Secretary to the Hon'ble Advisor (B).
- 12 Pvt. Secretary to the Commissioner/Secretary to the Government, Revenue Department.
- 13 I/C, Website, Revenue Department.
- 14 Government Order file/Stock file.


(Muzamil Hassan Choudhary) IAS
Under Secretary to the Government

199

DEPUTATION OF TEHSILDAR FOR INSTITUTIONALIZING ONLINE SERVICES OF REVENUE DEPARTMENT

The following is a Deputation order of Farooq Hussain Tehsildar Ramgarh to DC office Jammu for one week.

**Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, Jammu/Srinagar**

Subject: Constitution of Monitoring Committee for online services of Land Records in the UT of J&K.

**Government Order No. 172-JK(Rev) of 2021
Dated: 24.12.2021**

In continuation to Government Order No 157-JK(Rev) of 2021 dated 10.12.2021, Mr. Farooq Hussain, Tehsildar, Ramgarh is hereby directed to report Deputy Commissioner office Jammu for one week and liaise with DIO, NIC, Jammu for institutionalizing online services of Revenue Department.

By order of the Government of Jammu and Kashmir.

**Sd/-
(Vijay Kumar Bidhuri) IAS
Commissioner/ Secretary to the Government
Dated: 24.12.2021**

No. REV-Genl/272/2021 (97280)

Copy to the:

1. Financial Commissioner (Revenue), J&K, Jammu.
2. Addl. Secretary (JKL), Ministry of Home Affairs, GoI, New Delhi.
3. Principal Secretary to Hon'ble Lieutenant Governor
4. Divisional Commissioner, Jammu.
5. Commissioner, Survey and Land Records, J&K.
6. Deputy Commissioner, Jammu/Samba.
7. DIO, NIC, Jammu
8. Pvt. Secretary to Commr./ Secretary to the Government, Revenue Deptt.
9. Concerned Officer
10. I/c Website, Revenue Department.
11. Government Order file/ stock file (w.2.s.c).


(Surjeet Singh)
Under Secretary to the Government

ALLOTMENT OF LAND IN FAVOUR OF SHRI AMRNATHJI SHRINE BOARD FOR CONSTRUCTION OF YATRI NIWAS

The following order pertains to;

- 1) Transfer of Jammu Development Authority land measuring 15 kanal at village Majeen, Tehsil and District Jammu to Revenue Department.
- 2) Transfer of state land measuring 23 kanal 12 marla at Chowadhi, Tehsil Bahu, District Jammu in favor of Jammu Development Authority.
- 3) Transfer of land measuring 15 kanal at Majeen, Tehsil and District Jammu to SASB on lease basis at a premium of Rs 10 per kanal per annum.

Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, Jammu/Srinagar

Subject: Allotment of land in favour of Shri Amarnathji Shrine Board for construction of Yatri Niwas and Disaster Management Centre.

Reference: Administrative Council Decision No. 125/16/2021 dated 15.12.2021

Government Order No. 61 - JK(Rev) of 2021
Dated: 17.12.2021

Sanction is hereby accorded to the:

- (i) Transfer of Jammu Development Authority land measuring 15 Kanal under Khasra No. 171 (10 Kanal 10 Marla) and Khasra No. 243 (04 Kanal 10 Marla) at village Majeen, Tehsil & District Jammu to Revenue Department and in lieu transfer of State land measuring 23 Kanal 12 Marla bearing Khasra No. 96 min (01 Kanal 08 Marla), 486 (21 Kanal 10 Marla) and 487 (14 Marla) situated at village Chowadhi, Tehsil Bahu, District Jammu in favour of Jammu Development Authority.
- (ii) Allotment of land measuring 15 Kanal under Khasra No. 171 (10 Kanal 10 Marla) and Khasra No. 243 (04 Kanal 10 Marla) at village Majeen, Tehsil & District Jammu in favour of Shri Amarnathji Shrine Board (SASB) on lease basis for a period of 40 years from the date of taking over the possession on payment of nominal ground rent of Rs.10/- per kanal per annum without charge of any premium subject to the condition that the land shall be used only for the purpose for which it is granted and all necessary permission as may be required for its construction be obtained from the competent authority. The allotment/lease shall be governed under the J&K Land Grants Act 1960 and the rules made thereunder. The Deputy Commissioner, Jammu shall sign the lease agreement on behalf of the Government.

By order of the Government of Jammu and Kashmir.
Sd/-
(Vijay Kumar Bidhuri) IAS
Commissioner/Secretary to the Government

No. Rev-LA/J/119/2021(80948) Dated:17.12.2021
Copy to the:
1 Financial Commissioner (Revenue), J&K.

- 2 Principal Secretary to Hon'ble Lieutenant Governor, J&K.
- 3 Principal Secretary to the Government, Housing & Urban Development Department.
- 4 Joint Secretary (JKL), Ministry of Home Affairs, Government of India.
- 5 Commissioner/Secretary to the Government, General Administration Department.
- 6 Divisional Commissioner, Jammu.
- 7 Additional Chief Executive Officer, SASB, Jammu.
- 8 Deputy Commissioner, Jammu.
- 9 Director, Archives, Archaeology & Museums, J&K.
- 10 Pvt. Secretary to the Chief Secretary, J&K.
- 11 Pvt. Secretary to the Hon'ble Advisor (B).
- 12 I/C, Website, Revenue Department.
- 13 Government Order file/Stock file.

(Musammil Hussain Choudhary) 17/12/2021
Under Secretary to the Government

201

TRANSFER OF LAND IN FAVOUR OF CONSTRUCTION OF HOUSING AND URBAN DEVELOPMENT DEPARTMENT

The following order is being issued by Secretary Revenue Department, Civil Secretariat Jammu, transferring 2318 kanal, 08 marla land from Srinagar and Budgam District to Housing and Urban Development Department for Construction of Housing Colonies.

Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, Jammu/Srinagar

Subject: Transfer of land in favour of Housing & Urban Development Department for the construction of Housing Colonies.

Reference: Administrative Council Decision No. 2/1/2022 dated 29.01.2022

Government Order No. 15 - JK(Rev) of 2022

Dated: 03.02.2022

Sanction is hereby accorded to the transfer of land measuring 2318 Kanal 08 Marla detailed in Annexure "A" in favour of Housing & Urban Development Department for construction of Housing Colonies. The land shall be used only for the purpose for which the sanction of transfer has been accorded and all other permissions as may be required for its construction be obtained from the Competent Authority. The Government reserves the right to retrieve any un-utilized portion of the land from the department if the same is required for any other public purpose.

By order of the Government of Jammu and Kashmir.

Sd/-

(Vijay Kumar Bidhuri) IAS

Commissioner/Secretary to the Government

Dated: 03.02.2022

No. Rev-LAJK/36/2021(80962)

Copy to the:

1. Financial Commissioner (Revenue), J&K.
2. Principal Secretary to the Government, Housing & Urban Development Department.
3. Principal Secretary to Hon'ble Lieutenant Governor, J&K.
4. Principal Secretary to the Government, General Administration Department.
5. Joint Secretary (JKL), Ministry of Home Affairs, Government of India.
6. Divisional Commissioner, Kashmir.
7. Deputy Commissioner, Srinagar/Budgam.
8. Vice Chairman, Srinagar Development Authority.
9. Director, Archives, Archaeology & Museums, J&K.
10. Pvt. Secretary to the Chief Secretary, J&K.
11. Pvt. Secretary to the Hon'ble Advisor (B).
12. I/C, Website, Revenue Department.
13. Government Order file/Stock file (w.2.s.c)


Under Secretary to the Government

Annexure "A" to Government Order No. 15 - JK(Rev) of 2022 Dated: 03.02.2022

S. No.	Name of District	Name of village	Survey No	Quantum of land	
				Kanal	Marla
01	Srinagar	Chandpora	77	49	09
02	-do-	-do-	18 min	08	11
03	-do-	-do-	18 min	34	14
04	Srinagar	Chatterhama	1096 min	353	07
05	Srinagar	Danihama	675 min	57	11
06	Srinagar	Zainakote-Khushipora	619	24	00
07	Srinagar	Batamaloo	1726/631	49	12
08	Budgam	Narbal	601	60	00
09	Budgam	Rakhi Arth	176	121	14
10	-do-	-do-	177	208	06
11	-do-	-do-	181	85	00
12	-do-	-do-	189	99	06
13	-do-	-do-	193	222	04
14	-do-	-do-	194	222	04
15	-do-	-do-	195	222	04
16	-do-	-do-	196	222	04
17	-do-	-do-	197	278	02
Grand Total				2318	08


Under Secretary to the Government

(Surjeet Singh)

202

ACQUISITION OF LAND MEASURING 344 KANAL 11 MARLA BY BSF FOR CONSTRUCTION OF BORDER POSTS AND FENCING

The following is being issued by Secretary to the government Revenue Department, Secretariat Jammu/ Srinagar regarding exemption of undertaking of Social Impact Assessment Study under section 9, read with section 40 of the Right to Fair Compensation and Transparency in land acquisition, Rehabilitation and Resettlement Act, 2013 for

a) Acquisition of land measuring 262 kanal 08 marla in village Pindi Charkan, Tehsil Arnia, District Jammu for construction of Border Fencing (135 feet wide strip) by BSF.

b) Acquisition of land measuring 50 kanal 03 marla situated at village Makwal, Tehsil Mandal, District Jammu for construction of Border Fencing by BSF.

c) Acquisition of land measuring 32 kanal situated in village Mada Tehsil Marheen District Kathua for establishment/construction of Border Out Posts (BOP) namely "Paharpur" by BSF for defence purpose.

Government of Jammu and Kashmir
Revenue Department,
Civil Secretariat, Jammu/Srinagar

Subject: Acquisition of land measuring 262 Kanal 08 Marla situated at village Pindi Charkan, Tehsil Arnia, District Jammu for construction of Border Fencing (135 feet wide strip) by Border Security Force.

Reference: (i) No. FCR-Land/127/2021-06 (46039) from Financial Commissioner (Revenue), J&K.
(ii) No. 502/3599/Border-Fencing/135FeetBF/Pindi Charkan Kalan/21/788 dated 06.08.2021 read with No. 502/3599/Bdr-Fng/135ft/Pindi Charka Kalan/J/21/2176 dated 29.10.2021 from Divisional Commissioner Jammu.
(iii) No. DCJ/LHS/BSF/ACQ-NA/135Feet/Arnia/PCK-982/13/569-70 dated 29.07.2021 read with No. DCJ/LHS/BSF/ACQ-NA/135Feet/Arnia/PCK-982/13/894-95 dated 11.10.2021 from Deputy Commissioner Jammu.

Government Order No: 22 -JK- (Rev) of 2022
Dated: 10 .02.2022

In exercise of the powers conferred under section 9 read with section 40 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the Government hereby exempts undertaking of Social Impact Assessment study, for acquisition of land measuring 262 Kanal 08 Marla situated at village Pindi Charkan, Tehsil Arnia, District Jammu for construction of Border Fencing (135 feet wide strip), a project related to Defence of India and national security.

The Collector Land Acquisition shall carry further acquisition proceedings as per the provisions of the said Act and rules made thereunder.

By Order of the Government of Jammu and Kashmir

Sd/-
(Vijay Kumar Bidhuri) IAS
Commissioner/Secretary to the Government
Dated : 10 . 02.2022

No. Rev-Sett/36/2022 (121855)
Copy to the:-

1. Financial Commissioner (Revenue) J&K.
2. Principal Secretary to the Government, Home Department.
3. Joint Secretary (JKL), Ministry of Home Affairs, Government of India.
4. Divisional Commissioner, Jammu.
5. Deputy Commissioner, Jammu.
6. Director, Archaeology & Museums, J&K.
7. Collector, Land Acquisition (SDM), Jammu (South).
8. General Manager, Government Press, Jammu/Srinagar.
9. Private Secretary to Chief Secretary, J&K.
10. Private Secretary to Hon'ble Advisor (B) to Hon'ble Lieutenant Governor, J&K.
11. Private Secretary to Commissioner/Secretary to Govt., Revenue Department.
12. J/C Website Revenue Department.
13. Government Order file (w.2.s.c).


(Surjeet Singh)
Under Secretary to the Government

Government of Jammu and Kashmir
Revenue Department,
Civil Secretariat, Jammu/Srinagar

Subject: Acquisition of land measuring 262 Kanal 08 Marla situated at village Pindi Charkan, Tehsil Arnia, District Jammu for construction of Border Fencing (135 feet wide strip) by Border Security Force.

Reference: (i) No. FCR-Land/127/2021-06 (46039) from Financial Commissioner (Revenue), J&K.

(ii) No. 502/3599/Border-Fencing/135FeetBF/Pindi Charkan Kalan/21/788 dated 06.08.2021 read with No. 502/3599/Bdr-Fng/135ft/Pindi Charka Kalan/J/21/2176 dated 29.10.2021 from Divisional Commissioner Jammu.

(iii) No. DCJ/LHS/BSF/ACQ-NA/135Feet/Arnia/PCK-982/13/569-70 dated 29.07.2021 read with No. DCJ/LHS/BSF/ACQ-NA/135Feet/Arnia/PCK-982/13/894-95 dated 11.10.2021 from Deputy Commissioner Jammu.

Government Order No: 22 -JK- (Rev) of 2022
Dated: 10.02.2022

In exercise of the powers conferred under section 9 read with section 40 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the Government hereby exempts undertaking of Social Impact Assessment study, for acquisition of land measuring 262 Kanal 08 Marla situated at village Pindi Charkan, Tehsil Arnia, District Jammu for construction of Border Fencing (135 feet wide strip), a project related to Defence of India and national security.

The Collector Land Acquisition shall carry further acquisition proceedings as per the provisions of the said Act and rules made thereunder.

By Order of the Government of Jammu and Kashmir

Sd/-

(Vijay Kumar Bidhuri) IAS

Commissioner/Secretary to the Government

Dated : 10 . 02.2022

No. Rev-Sett/36/2022 (121855)

Copy to the:-

1. Financial Commissioner (Revenue) J&K.
2. Principal Secretary to the Government, Home Department.
3. Joint Secretary (JKL), Ministry of Home Affairs, Government of India.
4. Divisional Commissioner, Jammu.
5. Deputy Commissioner, Jammu.
6. Director Achieves, Archeology & Museums, J&K.
7. Collector, Land Acquisition (SDM), Jammu (South).
8. General Manager, Government Press, Jammu/Srinagar.
9. Private Secretary to Chief Secretary, J&K.
10. Private Secretary to Hon'ble Advisor (B) to Hon'ble Lieutenant Governor, J&K.
11. Private Secretary to Commissioner/Secretary to Govt., Revenue Department.
12. I/C Website Revenue Department.
13. Government Order file (w.2.s.c.).

(Surjeet Singh)
Under Secretary to the Government

Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, Jammu/Srinagar

Subject: Acquisition of land measuring 50 Kanal 03 Marla situated at village Makwal, Tehsil Mandal, District Jammu for construction of Border Fencing (135 feet wide strip) by Border Security Force.

Reference: (i) No. FCR-Land/258/2021-06 (83916) from Financial Commissioner (Revenue), J&K.

(ii) No. 502/3327/Bdr-Fng/135ft/Makwal/J/21/2295 dated 11.11.2021 from Divisional Commissioner Jammu.

(iii) No. DCJ/LHS/BSF/BOP/ACQ-NA/M/M-/1068/19/83-84 dated 26.04.2021 read with No. DCJ/LHS/BSF/BOP/ACQ-NA/M/M-/1068/19 dated 29.10.2021 from Deputy Commissioner Jammu.

Government Order No: 24-JK- (Rev) of 2022

Dated: 10.02.2022

In exercise of the powers conferred under section 9 read with section 40 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the Government hereby exempts undertaking of Social Impact Assessment study, for acquisition of land measuring 50 Kanal 03 Marla situated at village Makwal, Tehsil Mandal, District Jammu for construction of Border Fencing (135 feet wide strip), a project related to Defence of India and national security.

The Collector Land Acquisition shall carry further acquisition proceedings as per the provisions of the said Act and rules made thereunder.

By Order of the Government of Jammu and Kashmir

Sd/-

(Vijay Kumar Bidhuri) IAS

Commissioner/Secretary to the Government

No. Rev-Sett/37/2022 (121864)

Dated: 10 . 02.2022

Copy to the:-

1. Financial Commissioner (Revenue) J&K.
2. Principal Secretary to the Government, Home Department.
3. Joint Secretary (JKL), Ministry of Home Affairs, Government of India.
4. Divisional Commissioner, Jammu.
5. Deputy Commissioner, Jammu.
6. Director Achieves, Archeology & Museums, J&K.
7. Collector, Land Acquisition (SDM), Jammu (South).
8. General Manager, Government Press, Jammu/Srinagar.
9. Private Secretary to Chief Secretary, J&K.
10. Private Secretary to Hon'ble Advisor (B) to Hon'ble Lieutenant Governor, J&K.
11. Private Secretary to Commissioner/Secretary to Govt., Revenue Department.
12. I/C Website Revenue Department.
13. Government Order file (w.2.s.c.).

(Surjeet Singh)
Under Secretary to the Government

204

TRANSFER OF LAND MEASURING 148 KANAL IN FAVOUR OF PRISONS DEPARTMENT FOR CONSTRUCTION OF HIGH SECURITY PRISON

The following order is being issued by the Secretary Revenue Department, Civil Secretariat Srinagar, sanction transfer of land measuring;

a) 148 Kanal at village Dambra, Tehsil Mahanpur, District Kathua in favour of Prisons Department, J&K for construction of High Security Prison.

b) 160 Kanal at village Dambra, Tehsil Mahanpur, District Kathua as Shalimat Deh (Mehfooz Kahcharie) in lieu of the land transferred for High Security Prison.

Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, Jammu/Srinagar

Subject: Transfer of land measuring 148 Kanal in favour of Prisons Department for construction of High Security Prison in District Kathua.

Reference: Administrative Council Decision No. 26/2/2022 dated 23.02.2022

Government Order No. 36 - JK(Rev) of 2022
Dated: 02.03.2022

Sanction is hereby accorded to the:-

- Transfer of Shamilat Deh (Mehfooz Kahcharie) land measuring 148 Kanal under Khasra No. 427 min (108 Kanal 01 Marla) and Khasra No. 486 min (39 Kanal 19 Marla) at village Dambra, Tehsil Mahanpur, District Kathua in favour of Prisons Department, J&K for construction of High Security Prison. The land shall be used only for the purpose for which the sanction of transfer has been accorded and all other permissions as may be required for its construction be obtained from the Competent Authority.
- Transfer of State land measuring 160 Kanal 04 Marla under Khasra No. 1873 (73 Kanal 02 Marla), Khasra No. 2597/2325 (78 Kanal) and Khasra No. 2598/2325 (09 Kanal 02 Marla) situated at village Dambra, Tehsil Mahanpur, District Kathua as Shamilat Deh (Mehfooz Kahcharie) in lieu of the land transferred for High Security Prison.

By order of the Government of Jammu and Kashmir.

Sd/-
(Vijay Kumar Bidhuri) IAS
Commissioner/Secretary to the Government

No. Rev-LAJ/128/2021(93625) Dated: 02.05.2022

Copy to the:

- Financial Commissioner (Additional Chief Secretary), Home Department.
- Financial Commissioner (Revenue), J&K.
- Director General, Prisons Department, J&K.
- Principal Secretary to Hon'ble Lieutenant Governor, J&K.
- Principal Secretary to the Government, General Administration Department.
- Joint Secretary (JKL), Ministry of Home Affairs, Government of India.
- Divisional Commissioner, Jammu.
- Deputy Commissioner, Kathua.
- Director, Archives, Archaeology & Museums, J&K.
- Pvt. Secretary to the Chief Secretary, J&K.
- Pvt. Secretary to the Hon'ble Advisor (B).
- Pvt. Secretary to the Commissioner/Secretary to the Government, Revenue Department.
- I/C, Website, Revenue Department.
- Government Order file/Stock file (w.2.s.c).

Muzammil Hassan Choudhary
(Muzammil Hassan Choudhary)
Under Secretary to the Government

205

ACQUISITION OF LAND MEASURING 32 KANAL 09 MARLA BY BSF IN JAMMU

The following order is being issued by the Secretary, Revenue Department Civil Secretariat exempting the undertaking of a Social Impact Assessment Study for the acquisition of land;

- a) measuring 09 Marla situated at village Roun, Tehsil and District Udhampur for extension of the main campus of BSF for providing the basic amenities and training infrastructure under the Right to Fair Compensation and Transparency in land Acquisition, Rehabilitation and Resettlement Act, 2013
- b) measuring 32 Kanal situated at village Bhallar, Tehsil Ramgarh, District Samba for establishment of BOP Bhallar.

Government of Jammu and Kashmir
Revenue Department,
Civil Secretariat, Jammu/Srinagar

Subject: Acquisition of land measuring 09 Marla situated at village Roun, Tehsil & District Udhampur for extension of main campus of BSF for providing the basic amenities and training infrastructure under the Right to Fair Compensation and Transparency in land Acquisition, Rehabilitation and Resettlement Act, 2013-Exemption from Social Impact Assessment.

Reference: (i) No. FCR-Land/16/2022-06 (124890) from Financial Commissioner (Revenue), J&K.
(ii) No. 502/4492/Exemp-SIA/BSF/Roun/Udh/21/2854 dated 22.01.2022 from Divisional Commissioner Jammu.
(iii) No. DCU/SQ/4033-35 dated 14.01.2022 from Deputy Commissioner Udhampur.

Government Order No: 37 -JK- (Rev) of 2022
Dated: 04.03.2022

In exercise of the powers conferred under section 9 read with section 40 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the Government hereby exempts undertaking of Social Impact Assessment Study for acquisition of land measuring 09 Marla situated at village Roun, Tehsil & District Udhampur for extension of main campus of BSF for providing the basic amenities and training infrastructure, a project related to Defence of India and national security.

The Collector Land Acquisition shall carry the further acquisition proceedings as per the provisions of the said Act and rules made thereunder.

By Order of the Government of Jammu and Kashmir
Sd/-
(Vijay Kumar Bidhuri) IAS
Commissioner/Secretary to the Government

No. Rev-LAJ/37/2022 (145110) Dated 04.03.2022

Copy to the:-

1. Financial Commissioner (Additional Chief Secretary), Home Department.
2. Financial Commissioner (Revenue) J&K.
3. Joint Secretary (JKL), Ministry of Home Affairs, Government of India.
4. Divisional Commissioner, Jammu.
5. Deputy Commissioner, Udhampur.
6. Director Achieves, Archeology & Museums, J&K.
7. Collector, Land Acquisition (Defence), Udhampur.
8. Private Secretary to Chief Secretary, J&K.
9. Private Secretary to Hon'ble Advisor (B) to Hon'ble Lieutenant Governor, J&K.
10. Private Secretary to Commissioner/Secretary to Govt., Revenue Department.
11. I/C Website Revenue Department.
12. Government Order file (w.2.s.c.)

(Musharraf Ahmed)
Under Secretary to the Government

Government of Jammu and Kashmir
Revenue Department,
Civil Secretariat, Jammu/Srinagar

Subject: Acquisition of land measuring 32 Kanal situated at village Bhallar, Tehsil Ramgarh, District Samba for establishment of BOP Bhallar, forward 176 Bn under SHQ BSF- Indreshwar Nagar under the Right to Fair Compensation and Transparency in land Acquisition Rehabilitation and Resettlement Act-2013-Exemption from Social Impact Assessment.

Reference:(i) No. FCR-Land/153/2021-06(54036) from Financial Commissioner (Revenue),J&K.
(ii) No. 502/4408/BOP/Bhallar/Samba/21/925 dated 26.08.2021 from Divisional Commissioner Jammu.
(iii) No. DCS/LAS/2020-21/453-54 dated 28.07.2021 from Deputy Commissioner, Samba.

Government Order No: 40 -JK- (Rev) of 2022
Dated: 09.03.2022

In exercise of the powers conferred under section 9 read with section 40 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the Government hereby exempts undertaking of Social Impact Assessment study, for acquisition of land measuring 32 Kanal situated at village Bhallar, Tehsil Ramgarh, District Samba for establishment of BOP Bhallar forward 176 Bn under SHQ BSF- Indreshwar Nagar, a project related to Defence of India and national security.

The Collector Land Acquisition shall carry further acquisition proceedings as per the provisions of the said Act and rules made thereunder.

By Order of the Government of Jammu and Kashmir
Sd/-
(Vijay Kumar Bidhuri) IAS
Commissioner/Secretary to the Government

No. Rev-LAJ/38/2022 (147252) Dated 09.03.2022

Copy to the:-

1. Additional Chief Secretary, Home Department.
2. Additional Secretary (JKL), Ministry of Home Affairs, Government of India.
3. Financial Commissioner (Revenue) J&K.
4. Divisional Commissioner, Jammu.
5. Deputy Commissioner, Samba.
6. Director Achieves, Archeology & Museums, J&K.
7. Collector, Land Acquisition (SDM), Vijaypur.
8. Private Secretary to Chief Secretary, J&K.
9. Private Secretary to Hon'ble Advisor (B) to Hon'ble Lieutenant Governor, J&K.
10. Private Secretary to Commissioner/Secretary to Govt., Revenue Department.
11. I/C Website Revenue Department.
12. Government Order file (w.2.s.c.)

(Surjeet Singh)
Under Secretary to the Government

206

DISMISSAL FROM SERVICE ORDER ISSUED BY PRINCIPAL SECRETARY GAD UNDER ARTICLE 311 (2) (C) BEING

Following are the orders of “Dismissal from services” under Article 311 (2) (c) being issued by Principal Secretary GAD;

- 1) Shahid Hussain Rather, Constable in Police Department S/o Wali Mohd Rather R/o Khairpora, Tangmarg, Baramulla.
- 2) Sharafat Ali Khan, Nursing orderly in Health Department S/o Lal Badshah Khan R/o Keran Payeen, District Kupwara.
- 3) Tawseef Ali Mir, Constable in Police Department, S/o Late Bashir Ahmad Mir R/o Chakoora, Pulwama.
- 4) Gh. Hassan Parray, Computer Operator in the Revenue Department S/o Late Ab. Rashid Parray, R/o Lawaypora Srinagar.
- 5) Arshad Ahmad Dass, Teacher in School Education Department, S/o Gh. Nabi Dass R/o Brah Bandina, Awantipora Pulwama.

Government of Jammu and Kashmir
General Administration Department
Civil Secretariat, Jammu.

Subject: Dismissal from service of Mr. Sharafat Ali Khan, Nursing Orderly in the Health Department S/o Lal Badshah Khan R/o Keran Payeen District Kupwara in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

Government Order No.351-JK(GAD) of 2022,
Dated:30.03.2022.

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available that the activities of Mr. Sharafat Ali Khan, Nursing Orderly in the Health Department S/o Lal Badshah Khan R/o Keran Payeen District Kupwara are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Mr. Sharafat Ali Khan, Nursing Orderly in the Health Department S/o Lal Badshah Khan R/o Keran Payeen District Kupwara.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Sharafat Ali Khan, Nursing Orderly in the Health Department S/o Lal Badshah Khan R/o Keran Payeen District Kupwara from service, with immediate effect.

By order of the Lieutenant Governor.


Principal Secretary to the Government,
General Administration Department

No: GADSERV0KAS/481/2021-09-GAD Dated:30.03.2022

Copy to the:

1. Financial Commissioner (Additional Chief Secretary), Health and Medical Education Department.
2. Principal Secretary to the Lieutenant Governor.
3. Principal Accountant General, J&K.
4. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
5. Divisional Commissioner, Kashmir.
6. Deputy Commissioner, Kupwara.
7. Director, Health Services, Kashmir.
8. Mr. Sharafat Ali Khan, Nursing Orderly in the Health Department S/o Lal Badshah Khan R/o Keran Payeen District Kupwara.
9. Incharge website, GAD.
10. Government Order file/Stock file.

**Government of Jammu and Kashmir
General Administration Department**
Civil Secretariat, Jammu.

Subject: Dismissal from service of Mr. Shahid Hussain Rather, Constable in the Police Department S/o Wali Mohd. Rather R/o Khaipora Tangmarg, District Baramulla in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

**Government Order No.350-JK(GAD) of 2022,
Dated:30.03.2022.**

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available that the activities of Mr. Shahid Hussain Rather, Constable in the Police Department S/o Wali Mohd. Rather R/o Khaipora Tangmarg, District Baramulla are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Mr. Shahid Hussain Rather, Constable in the Police Department S/o Wali Mohd. Rather R/o Khaipora Tangmarg, District Baramulla.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Shahid Hussain Rather, Constable in the Police Department S/o Wali Mohd. Rather R/o Khaipora Tangmarg, District Baramulla from service, with immediate effect.

By order of the Lieutenant Governor.


Principal Secretary to the Government,
General Administration Department

No: GADSERVOKAS/481/2021-09-GAD Dated:30.03.2022
Copy to the:
1. Financial Commissioner (Additional Chief Secretary), Home Department.
2. Director General of Police, J&K
3. Principal Secretary to the Lieutenant Governor.
4. Principal Accountant General, J&K.
5. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
6. Divisional Commissioner, Kashmir.
7. Deputy Commissioner, Baramulla.
8. Mr. Shahid Hussain Rather, Constable in the Police Department S/o Wali Mohd. Rather R/o Khaipora Tangmarg, District Baramulla.
9. Incharge website, GAD.
10. Government Order file/Stock file.

**Government of Jammu and Kashmir
General Administration Department**
Civil Secretariat, Jammu.

Subject: Dismissal from service of Mr. Ghulam Hassan Parray, Computer Operator in the Revenue Department S/o Late Abdul Rashid Parray R/o Lawaypora, Srinagar in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

**Government Order No.348-JK(GAD) of 2022,
Dated:30.03.2022.**

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available that the activities of Mr. Ghulam Hassan Parray, Computer Operator in the Revenue Department S/o Late Abdul Rashid Parray R/o Lawaypora, Srinagar are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Mr. Ghulam Hassan Parray, Computer Operator in the Revenue Department S/o Late Abdul Rashid Parray R/o Lawaypora, Srinagar.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Ghulam Hassan Parray, Computer Operator in the Revenue Department S/o Late Abdul Rashid Parray R/o Lawaypora, Srinagar from service, with immediate effect.

By order of the Lieutenant Governor.


Principal Secretary to the Government,
General Administration Department

No: GADSERVOKAS/481/2021-09-GAD Dated:30.03.2022
Copy to the:
1. Financial Commissioner, Revenue, J&K.
2. Principal Secretary to the Lieutenant Governor.
3. Commissioner/Secretary to the Government, Revenue Department.
4. Principal Accountant General, J&K.
5. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
6. Divisional Commissioner, Kashmir.
7. Deputy Commissioner, Srinagar.
8. Mr. Ghulam Hassan Parray, Computer Operator in the Revenue Department S/o Late Abdul Rashid Parray R/o Lawaypora, Srinagar.
9. Incharge website, GAD.
10. Government Order file/Stock file.

**Government of Jammu and Kashmir
General Administration Department**
Civil Secretariat, Jammu.

Subject: Dismissal from service of Mr. Tawseef Ahmad Mir, Constable in Police Department S/o Late Bashir Ahmad Mir R/o Chakoora, District Pulwama in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

**Government Order No.347-JK(GAD) of 2022,
Dated:30.03.2022.**

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available that the activities of Mr. Tawseef Ahmad Mir, Constable in Police Department S/o Late Bashir Ahmad Mir R/o Chakoora, District Pulwama are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Mr. Tawseef Ahmad Mir, Constable in Police Department S/o Late Bashir Ahmad Mir R/o Chakoora, District Pulwama.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Tawseef Ahmad Mir, Constable in Police Department S/o Late Bashir Ahmad Mir R/o Chakoora, District Pulwama from service, with immediate effect.

By order of the Lieutenant Governor.


Principal Secretary to the Government,
General Administration Department

No: GADSERVOKAS/481/2021-09-GAD Dated:30.03.2022
Copy to the:
1. Financial Commissioner (Additional Chief Secretary), Home Department.
2. Director General of Police, J&K
3. Principal Secretary to the Lieutenant Governor.
4. Principal Accountant General, J&K.
5. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
6. Divisional Commissioner, Kashmir.
7. Deputy Commissioner, Pulwama.
8. Mr. Tawseef Ahmad Mir, Constable in Police Department S/o Late Bashir Ahmad Mir R/o Chakoora, District Pulwama.
9. Incharge website, GAD.
10. Government Order file/Stock file.

**Government of Jammu and Kashmir
General Administration Department**
Civil Secretariat, Jammu.

Subject: Dismissal from service of Mr. Arshid Ahmad Dass, Teacher in the School Education Department S/o Late Gh. Nabi Dass R/o Brah Bandina Awantipora, Pulwama in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

**Government Order No.349-JK(GAD) of 2022,
Dated:30.03.2022.**

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available that the activities of Mr. Arshid Ahmad Dass, Teacher in the School Education Department S/o Late Gh. Nabi Dass R/o Brah Bandina Awantipora, Pulwama are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Mr. Arshid Ahmad Dass, Teacher in the School Education Department S/o Late Gh. Nabi Dass R/o Brah Bandina Awantipora, Pulwama.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Arshid Ahmad Dass, Teacher in the School Education Department S/o Late Gh. Nabi Dass R/o Brah Bandina Awantipora, Pulwama from service, with immediate effect.

By order of the Lieutenant Governor.


Principal Secretary to the Government,
General Administration Department

No: GADSERVOKAS/481/2021-09-GAD Dated:30.03.2022
Copy to the:
1. Principal Secretary to the Lieutenant Governor.
2. Principal Secretary to the Government, School Education Department.
3. Principal Accountant General, J&K.
4. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
5. Divisional Commissioner, Kashmir.
6. Deputy Commissioner, Pulwama.
7. Director, School Education, Kashmir.
8. Mr. Arshid Ahmad Dass, Teacher in the School Education Department S/o Late Gh. Nabi Dass R/o Brah Bandina Awantipora, Pulwama.
9. Incharge website, GAD.
10. Government Order file/Stock file.

208

CONSTITUTION OF A COMMITTEE FOR DEMARCATIION/DELIMITATION OF LAND IN CHATTERHAMA VILLAGE, TEHSIL SRINAGAR

The following order is being issued by the Secretary, Revenue Department, Secretariat Jammu/Srinagar for constitution of a committee meant for demarcation/delimitation of land under various Khasra Numbers at village Chatterhama, Tehsil Srinagar North, District -Srinagar. Key reference point is to delineate the type of land, quantum of land, possession of land at present. Committee is being conveyed to submit a detailed report within 15 days from the date of issue of this order. Report should clearly indicate types of lands as per revenue indicate and possession status on spot.

**Government of Jammu and Kashmir
Revenue Department
Civil secretariat, J&K, Jammu/Srinagar

Subject: Demarcation / delineation of land under Khasra Nos. 1384, 1097, 1088, 1095, 1096, 1098, 1092, 1130, 1133, 862, 837, 898, 903, 1275/1055, 1275/1056, 1300/909, 1066 & 1108/1107 and 1205 of village Chatterhama, Tehsil Srinagar North, District Srinagar, J&K(UT) - Constitution of Committee thereof.

**Government Order No: 80 – JK (Rev) of 2022
Dated: 13.04.2022**

Sanction is hereby accorded to the constitution of committee, comprising of the following headed by Tehsildar Pantha Chowk, Mr. Majid Choudhary, regarding the subject cited above.

1. Mr. Mohammad Ayoub Dar, NT Nandpora, Tehsil North Srinagar.
2. Mr. Farooq Ahmad Bhat, GQ Natipora, Tehsil Chanapora.
3. Mr. Abdul Ahad Bhat, Patwari Tailbal, Tehsil North Srinagar.
4. Mr. Arshid Hussain Ahangar, Patwari concerned for Logistic support only.

The aforesaid committee shall complete the task as per standing norms/rules governing the subject and submit report/specific recommendations through Deputy Commissioner concerned to the Administrative Department within a period of 15 days from the date of issuance of this order.

The terms of reference of the committee shall be:-

1. To conduct survey demarcation / delineate the total area of land under the above referred Khasra Nos.
2. To delineate the quantum of State land or Shamlat Section 4 land.
3. Calculate the quantum of proprietary / private land under these Khasra Nos and the present status of such lands on spot and in records mentioning the delineation details if any sale / purchase have been made.
4. Calculate and delineate the quantum of Shamlat Section 5 land under the above referred Khasra Nos and under whose possession and title at present this land is.
5. Calculate if any common land found under these survey numbers with status.
6. Demarcate and delineate the land from these khasra numbers which have been transferred to Government Departments.
7. Find out the details of encroached land if any found on spot.
8. The team shall submit a report clearly reflecting the type of lands as per titles in revenue records and possession status on spot.
9. The team constituted above shall work under the direct supervision of District Collector and shall submit the report to Commissioner / Secretary to the

3

Government, Revenue Department, J&K within 15 working days from the date of issuance of this Order.
10. To suggest remedial measures for retrieval of the encroached land, if any.

By order of the Government of Jammu & Kashmir.

**Sd/-
(Vijay Kumar Bidhuri) IAS,
Commissioner / Secretary to the Government**

No. REV-LIT/157/2022

Dated: 13.04.2022

Copy to:-

1. Deputy Commissioner, Srinagar for information.
2. Tehsildar, Pantha Chowk, District Srinagar for information and n/a.
3. Private Secretary to Commissioner / Secretary to the Govt., Revenue Department, J&K for information to Commissioner / Secretary to Govt. Revenue Department, J&K.
4. All concerned.

**(Muzammil Hussain Choudhary)
Under Secretary to the Government**

209

ACQUISITION OF LAND MEASURING 53 KANAL 02 MARLA FOR TRANSIT CAMP OF CENTRAL RESERVE POLICE

The following order is being issued by Secretary Revenue Department, Civil Secretariat Jammu/Srinagar, exempting the undertaking of Social Impact Assessment study for acquisition of land measuring 53 kanal 02 marla, at village Dhalwas, Tehsil and District Ramban for establishment of transit camp of CRPF.

**Government of Jammu and Kashmir
Revenue Department,
Civil Secretariat, Jammu/Srinagar**

Subject: Acquisition of land measuring 53 Kanal 02 Marla situated at village Dhalwas, Tehsil & District Ramban for establishment of Transit Camp of Central Reserve Police Force (CRPF)-Exemption from Social Impact Assessment.

Ref: (i) No. 502/LAC/Div.Com/20/6214 dated 17.12.2020 from Divisional Commissioner, Jammu.
(ii) No. DC/LA/Rbn/869-72 dated 16.12.2020 read with No. DC/LA/Rbn/952-53 dated 02.02.2021, No. DC/LA/Rbn/1141-43 dated 14.09.2021 and No. Acq/Gen/22/02-04 dated 11.04.2022 from Deputy Commissioner, Ramban.

**Government Order No: 96-JK- (Rev) of 2022
Dated: 20.04.2022**

In exercise of the powers conferred under section 9 read with section 40 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the Government hereby exempts undertaking of Social Impact Assessment Study, for acquisition of land measuring 53 Kanal 02 Marla situated at village Dhalwas, Tehsil & District Ramban for establishment of Transit Camp of Central Reserve Police Force (CRPF), a project related to national security.

The Collector Land Acquisition shall carry the further acquisition proceedings as per the provisions of the said Act and rules made thereunder.

By Order of the Government of Jammu and Kashmir
Sd/-
(Vijay Kumar Bidhuri) IAS
Commissioner/Secretary to the Government

No. Rev-LAJ/24/2021 (28217) Dated 20.04.2022
Copy to the:-

1. Principal Secretary to the Government, Home Department.
2. Financial Commissioner (Revenue) J&K.
3. Principal Secretary to the Government, General Administration Department.
4. Joint Secretary (JKL), Ministry of Home Affairs, Government of India.
5. Divisional Commissioner, Jammu.
6. Deputy Commissioner, Ramban.
7. Director Achieves, Archeology & Museums, J&K.
8. Collector, Land Acquisition (ACR), Ramban.
9. Private Secretary to Chief Secretary, J&K.
10. Private Secretary to Hon'ble Advisor (B) to Hon'ble Lieutenant Governor, J&K.
11. Private Secretary to Commissioner/Secretary to Govt., Revenue Department.
12. I/C Website Revenue Department.
13. Government Order file (w.2.s.c).


 (Surjeet Singh)
 Under Secretary to the Government

210

DISMISSAL FROM SERVICES UNDER ARTICLE 311 (2) (C)

The following orders are the dismissal from services under Article 311 (2) (c) of:

1) Mohd Maqbool Hajam, Teacher School Education Department, S/o Ab. Ahad Hajam R/o Gang bugh Lolab at present Sogam Lolab near Block officer, Sogam Road, Kupwara.

2) Altaf Hussain Pandit, Professor in Chemistry department, University of Kashmir, S/o Gh. Hassan Pandit R/o Wadoora Bala Sopore.

3) Mr. Gh. Rasool, SgCt, J&K Police S/o Ghulam Mustafa Malik R/o village Bharath, Tehsil Bharath Bagla, District Doda.

**Government of Jammu and Kashmir
Revenue Department,
Civil Secretariat, Jammu/Srinagar**

Subject: Acquisition of land measuring 53 Kanal 02 Marla situated at village Dhalwas, Tehsil & District Ramban for establishment of Transit Camp of Central Reserve Police Force (CRPF)-Exemption from Social Impact Assessment.

Ref: (i) No. 502/LAC/Div.Com/20/6214 dated 17.12.2020 from Divisional Commissioner, Jammu.
(ii) No. DC/LA/Rbn/869-72 dated 16.12.2020 read with No. DC/LA/Rbn/952-53 dated 02.02.2021, No. DC/LA/Rbn/1141-43 dated 14.09.2021 and No. Acq/Gen/22/02-04 dated 11.04.2022 from Deputy Commissioner, Ramban.

**Government Order No: 96-JK- (Rev) of 2022
Dated: 28.04.2022**

In exercise of the powers conferred under section 9 read with section 40 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the Government hereby exempts undertaking of Social Impact Assessment Study, for acquisition of land measuring 53 Kanal 02 Marla situated at village Dhalwas, Tehsil & District Ramban for establishment of Transit Camp of Central Reserve Police Force (CRPF), a project related to national security.

The Collector Land Acquisition shall carry the further acquisition proceedings as per the provisions of the said Act and rules made thereunder.

By Order of the Government of Jammu and Kashmir
Sd/-
(Vijay Kumar Bidhuri) IAS
Commissioner/Secretary to the Government

No. Rev-LA/24/2021 (28217) Dated 28.04.2022
Copy to:-

1. Principal Secretary to the Government, Home Department.
2. Financial Commissioner (Revenue) J&K.
3. Principal Secretary to the Government, General Administration Department.
4. Joint Secretary (JKL), Ministry of Home Affairs, Government of India.
5. Divisional Commissioner, Jammu.
6. Deputy Commissioner, Ramban.
7. Director Achieves, Archeology & Museums, J&K.
8. Collector, Land Acquisition (ACR), Ramban.
9. Private Secretary to Chief Secretary, J&K.
10. Private Secretary to Hon'ble Advisor (B) to Hon'ble Lieutenant Governor, J&K.
11. Private Secretary to Commissioner/Secretary to Govt., Revenue Department.
12. I/C Website Revenue Department.
13. Government Order file (w.2.s.c.).


 Under Secretary to the Government

 (Surjeet Singh)
 28/4/2022

211

**Government of Jammu and Kashmir
General Administration Department**
Civil Secretariat, Srinagar.

Subject: Dismissal from service of Mr. Mohd. Maqbool Hajam, Teacher, School Education Department S/o Abdul Ahad Hajam R/o Gangbugh Lolab, at present Sogam Lolab near Block office, Sogam Road, Kupwara in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

**Government Order No.541-JK(GAD) of 2022,
Dated:13.05.2022.**

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available, that the activities of Mr. Mohd. Maqbool Hajam, Teacher, School Education Department S/o Abdul Ahad Hajam R/o Gangbugh Lolab, at present Sogam Lolab near Block office, Sogam Road, Kupwara are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Mr. Mohd. Maqbool Hajam, Teacher, School Education Department S/o Abdul Ahad Hajam R/o Gangbugh Lolab, at present Sogam Lolab near Block office, Sogam Road, Kupwara.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Mohd. Maqbool Hajam, Teacher, School Education Department S/o Abdul Ahad Hajam R/o Gangbugh Lolab, at present Sogam Lolab near Block office, Sogam Road, Kupwara from service, with immediate effect.

By order of the Lieutenant Governor.


Principal Secretary to the Government,
General Administration Department

No: GADSERVOKAS/481/2021-09-GAD Dated:13.05.2022

Copy to the:

1. Financial Commissioner (Additional Chief Secretary), Home Department.
2. Director General of Police, J&K.
3. Principal Secretary to the Lieutenant Governor.
4. Principal Secretary to the Government, School Education Department.
5. Principal Accountant General, J&K.
6. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
7. Divisional Commissioner, Kashmir.
8. Deputy Commissioner, Kupwara.
9. Director, School Education, Kashmir.
10. Mr. Mohd. Maqbool Hajam, Teacher, School Education Department S/o Abdul Ahad Hajam R/o Gangbugh Lolab, at present Sogam Lolab near Block office, Sogam Road, Kupwara
11. Incharge website, GAD.
12. Government Order file/Stock file.

**Government of Jammu and Kashmir
Revenue Department
Civil secretariat, J&K, Jammu/Srinagar

Subject: Demarcation / delineation of land under Khasra Nos. 1384, 1097, 1088, 1095, 1096, 1098, 1092, 1130, 1133, 862, 837, 898, 903, 1275/1055, 1275/1056, 1300/909, 1066 & 1108/1107 and 1205 of village Chatterhama, Tehsil Srinagar North, District Srinagar, J&K(UT) - Constitution of Committee thereof.

**Government Order No: 80 – JK (Rev) of 2022
Dated: 13.04.2022**

Sanction is hereby accorded to the constitution of committee, comprising of the following headed by Tehsildar Pantha Chowk, Mr. Majid Choudhary, regarding the subject cited above.

1. Mr. Mohammad Ayoub Dar, NT Nandpora, Tehsil North Srinagar.
2. Mr. Farooq Ahmad Bhat, GQ Natipora, Tehsil Chanapora.
3. Mr. Abdul Ahad Bhat, Patwari Tailbal, Tehsil North Srinagar.
4. Mr. Arshid Hussain Ahanger, Patwari concerned for Logistic support only.

The aforesaid committee shall complete the task as per standing norms/rules governing the subject and submit report/specific recommendations through Deputy Commissioner concerned to the Administrative Department within a period of 15 days from the date of issuance of this order.

The terms of reference of the committee shall be:-

1. To conduct survey demarcation / delineate the total area of land under the above referred Khasra Nos.
2. To delineate the quantum of State land or Shamlat Section 4 land.
3. Calculate the quantum of proprietary / private land under these Khasra Nos and the present status of such lands on spot and in records mentioning the delineation details if any sale / purchase have been made.
4. Calculate and delineate the quantum of Shamlat Section 5 land under the above referred Khasra Nos and under whose possession and title at present this land is.
5. Calculate if any common land found under these survey numbers with status.
6. Demarcate and delineate the land from these khasra numbers which have been transferred to Government Departments.
7. Find out the details of encroached land if any found on spot.
8. The team shall submit a report clearly reflecting the type of lands as per titles in revenue records and possession status on spot.
9. The team constituted above shall work under the direct supervision of District Collector and shall submit the report to Commissioner / Secretary to the

(3)

212

TRANSFER OF LAND MEASURING 01 KANAL 10 MARLA AT SIDHRA, JAMMU IN FAVOUR OF DHARAMARTH TRUST

The following order is being issued by Secretary Revenue Department, Civil Secretariat Jammu/Srinagar sanction allotment of land, measuring 01 kanal, 10 marla at Sidhra, Jammu in favor of Dharmarth Trust Jammu. Transfer of land is being done in lieu of land measuring 01 kanal 15 marla, below Gumat, Jammu utilized by the Public Works Department. Same is being done on the directions of High Court.

Government of Jammu and Kashmir
Revenue Department,
Civil Secretariat, Jammu/Srinagar

Subject: Transfer of land measuring 01 Kanal 10 Marla situated at village Sidhra, Tehsil & District Jammu in favour of Dharamarth Trust in lieu of the land situated at below Gumat, Jammu utilized by the Public Works Department.

Reference: Administrative Council Decision No. 57/4/2022 dated: 02.05.2022.

Government Order No: 102 -JK- (Rev) of 2022
Dated: 17 .05.2022

Sanction is hereby accorded to the allotment of State land measuring 01 Kanal 10 Marla under Khasra No. 259 situated at village Sidhra, Tehsil & District Jammu in favour of Dharamarth Trust, Jammu in lieu of the land measuring 01 Kanal 15 Marla situated at below Gumat, Jammu utilized by the Public Works Department.

The allotment of land is in compliance to the Judgment dated 09.11.2000 passed by the Hon'ble High Court in OWP No. 551/1996 titled Dharamarth Trust v/s State of J&K & Ors and Order(s) dated 26.03.2021 and 25.02.2022 passed in OWP No. 723/2007 titled Dharamarth Trust v/s State of J&K and Others, and shall not become a precedent for future.

By Order of the Government of Jammu and Kashmir.

Sd/-
(Vijay Kumar Bidhuri) IAS
Commissioner/Secretary to the Government
Dated 17.05.2022

No. Rev-Sett/50/2022 (126826)

Copy to the:-

1. Financial Commissioner (Revenue) J&K.
2. Principal Secretary to the Government, Public Works (R&B) Department.
3. Principal Secretary to Hon'ble Lieutenant Governor, J&K.
4. Principal Secretary to the Government, General Administration Department.
5. Joint Secretary (JKL), Ministry of Home Affairs, Government of India.
6. Divisional Commissioner, Jammu.
7. Secretary to the Government, Department of Law, Justice & Parliamentary Affairs.
8. Deputy Commissioner, Jammu
9. Director Achieves, Archeology & Museums, J&K.
10. Private Secretary to Chief Secretary, J&K.
11. Private Secretary to Hon'ble Advisor (B) to Hon'ble Lieutenant Governor, J&K.
12. Private Secretary to Commissioner/Secretary to Govt., Revenue Department.
13. I/C Website Revenue Department.
14. Government Order file (w.2.s.c.).

(Surjeet Singh)
Under Secretary to the Government

213

TRANSFER OF LAND MEASURING 35 KANAL IN FAVOUR OF SUBSIDIARY INTELLIGENCE BUREAU, MHA INDIA

The following order is being issued by Secretary, Revenue Department, Civil Secretariat Jammu, sanctioning transfer of land measuring 35 kanal at village Chowadi Tehsil Bahu District Jammu in favor of Subsidiary Intelligence Bureau (SIB), MHA, for the constitution of residential accommodation. Transfer value of land, as per the stamp duty is to be obtained.

Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, Jammu/Srinagar

Subject: Transfer of land in favour of Subsidiary Intelligence Bureau (SIB), Ministry of Home Affairs, Government of India for construction of residential accommodation.

Reference: Administrative Council Decision No. 93/7/2022 dated 06.07.2022.

Government Order No. 137-JK (Rev) of 2022
Dated: 19.07.2022

Sanction is hereby accorded to the transfer of State land measuring 35 Kanal under Khasra no. 1049 situated in village Chowadi Tehsil Bahu District Jammu in favour of Subsidiary Intelligence Bureau (SIB), Ministry of Home Affairs, Government of India, for construction of residential accommodation, in terms of Rule 310 of General Financial Rules, 2017.

It is further ordered that:-

- The transfer value of land shall be paid as per the Stamp Duty Rates notified for the year, 2022 i.e Rs. 70.00 lac per kanal which shall be deposited in the relevant account head.
- The land shall be used only for the purpose for which the sanction of transfer has been accorded and all other permissions as may be required for its establishment may be obtained from the Competent Authority.

By order of the Government of Jammu and Kashmir.

Sd/-
(Vijay Kumar Bidhuri) IAS
Commissioner/Secretary to the Government
Dated: 19.07.2022

No. Rev-LAJ/54/2022 (199927)
Copy to the:

1. Financial Commissioner (Revenue), J&K.
2. Principal Secretary to Hon'ble Lieutenant Governor, J&K.
3. Principal Secretary to the Government, General Administration Department.
4. Joint Secretary (JKL), Ministry of Home Affairs, Government of India.
5. Divisional Commissioner, Jammu.
6. Deputy Commissioner, Jammu.
7. Deputy Director Subsidiary Intelligence Bureau (SIB), Ministry of Home Affairs, Government of India.
8. Director, Archives, Archaeology & Museums, J&K.
9. Pvt. Secretary to the Chief Secretary, J&K.
10. Pvt. Secretary to Hon'ble Advisor (B) to Hon'ble Lieutenant Governor, J&K.
11. Pvt. Secretary to the Commissioner/Secretary to the Government, Revenue Department.
12. I/C, Website, Revenue Department.
13. Government Order file/Stock file (w.2.s.c).

Muzamir Hassan Choudhary
(Muzamir Hassan Choudhary)
Under Secretary to the Government

214

DISMISSAL FROM SERVICES ORDERED BY PRINCIPAL SECRETARY, GAD, UNDER ARTICLE 311 (2) (C)

Following are the orders of the Dismissal from Services under Article 311 (2) (c) being issued by Principal Secretary, GAD, Secretariat Jammu of;

a) Syed Abdul Mueed, Manager IT, JKEDI, S/o Syed Md. Yousuf (Alias Salahuddin) R/o Soibugh, Budgam.

b) Dr. Muheet Ahmad Bhat, Scientist-D in Post-Graduate Department of Computer Science, University of Kashmir, S/o Gh. Rasool Bhat R/o Arabal Shalimar, Srinagar.

c) Mr. Majid Hussain Qadri, Senior Assistant Professor, Department of Management Studies, University of Kashmir, S/o Khursheed Ahmad Qadri R/o Bhagwanpora Lal Bazar, District Srinagar.

d) Ms. Assabah-ul-Arjamand Khan, JKAS, DPO, Publicity Directorate of Rural Development Kashmir W/o Farooq Ahmad Dar (alias Bitta Karathey) R/o Bismillah Colony Naseemabad, Hazratbal, District Srinagar.

215

**Government of Jammu and Kashmir
General Administration Department**
Civil Secretariat, Srinagar.

Subject: Dismissal from service of Dr. Muheet Ahmad Bhat, Scientist-D in Post-Graduate Department of Computer Science, University of Kashmir, S/o Ghulam Rasool Bhat, R/o Arabal, Shalimar, District Srinagar, in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

**Government Order No.929-JK(GAD) of 2022,
Dated: 13.08.2022.**

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available, that the activities of Dr. Muheet Ahmad Bhat, Scientist-D in Post-Graduate Department of Computer Science, University of Kashmir, S/o Ghulam Rasool Bhat, R/o Arabal, Shalimar, District Srinagar are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Dr. Muheet Ahmad Bhat, Scientist-D in Post-Graduate Department of Computer Science, University of Kashmir, S/o Ghulam Rasool Bhat R/o Arabal, Shalimar, District Srinagar.

Accordingly, the Lieutenant Governor hereby dismisses Dr. Muheet Ahmad Bhat, Scientist-D in Post-Graduate Department of Computer Science, University of Kashmir, S/o Ghulam Rasool Bhat R/o Arabal, Shalimar, District Srinagar from service, with immediate effect.

By order of the Lieutenant Governor.


Principal Secretary to the Government,
General Administration Department

No: GADSERVOGENL/177/2022-04

Dated: 13.08.2022

Copy to the:

1. Financial Commissioner (Additional Chief Secretary), Home Department.
2. Director General of Police, J&K.
3. Principal Secretary to the Government, Higher Education Department.
4. Principal Secretary to the Lieutenant Governor.
5. Principal Accountant General, J&K.
6. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
7. Divisional Commissioner, Kashmir.
8. Deputy Commissioner, Srinagar.
9. Private Secretary to Vice-Chancellor, University of Kashmir.
10. Dr. Muheet Ahmad Bhat, Scientist-D in Post-Graduate Department of Computer Science, University of Kashmir, S/o Ghulam Rasool Bhat, R/o Arabal, Shalimar, District Srinagar.

**Government of Jammu and Kashmir
General Administration Department**
Civil Secretariat, Srinagar.

Subject: Dismissal from service of Syed Abdul Mueed, Manager, IT, JKEDI, S/o Syed Mohd Yousf (alias Syed Salahudin), R/o Solbugh, District Budgam, in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

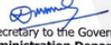
**Government Order No.931-JK(GAD) of 2022,
Dated: 13.08.2022.**

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available, that the activities of Syed Abdul Mueed, Manager, IT, JKEDI, S/o Syed Mohd Yousf (alias Syed Salahudin), R/o Solbugh, District Budgam, are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Syed Abdul Mueed, Manager, IT, JKEDI, S/o Syed Mohd Yousf (alias Syed Salahudin), R/o Solbugh, District Budgam.

Accordingly, the Lieutenant Governor hereby dismisses Syed Abdul Mueed, Manager, IT, JKEDI, S/o Syed Mohd Yousf (alias Syed Salahudin), R/o Solbugh, District Budgam, from service, with immediate effect.

By order of the Lieutenant Governor.


Principal Secretary to the Government,
General Administration Department

No: GADSERVOGENL/177/2022-04

Dated: 13.08.2022

Copy to the:

1. Financial Commissioner (Additional Chief Secretary), Home Department.
2. Financial Commissioner (Additional Chief Secretary), Industries and Commerce Department.
3. Director General of Police, J&K.
4. Principal Secretary to the Lieutenant Governor.
5. Principal Accountant General, J&K.
6. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
7. Divisional Commissioner, Kashmir.
8. Deputy Commissioner, Budgam.
9. Director/ Executive Director, Jammu and Kashmir Entrepreneurship Development Institute (JKEDI), Srinagar.
10. Syed Abdul Mueed, Manager, IT, JKEDI, S/o Syed Mohd Yousf (alias Syed Salahudin) R/o Solbugh, District Budgam.

**Government of Jammu and Kashmir
General Administration Department**
Civil Secretariat, Srinagar.

Subject: Dismissal from service of Mr. Majid Hussain Qadri, Senior Assistant Professor, Department of Management Studies, University of Kashmir, S/o Khurshid Ahmad Qadri, R/o Bhagwanpora, Lal Bazar, District Srinagar, in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

**Government Order No.930-JK(GAD) of 2022,
Dated: 13.08.2022.**

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available, that the activities of Mr. Majid Hussain Qadri, Senior Assistant Professor, Department of Management Studies, University of Kashmir, S/o Khurshid Ahmad Qadri, R/o Bhagwanpora, Lal Bazar, District Srinagar, are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Mr. Majid Hussain Qadri, Senior Assistant Professor, Department of Management Studies, University of Kashmir, S/o Khurshid Ahmad Qadri, R/o Bhagwanpora, Lal Bazar, District Srinagar.

Accordingly, the Lieutenant Governor hereby dismisses Mr. Majid Hussain Qadri, Senior Assistant Professor, Department of Management Studies, University of Kashmir, S/o Khurshid Ahmad Qadri, R/o Bhagwanpora, Lal Bazar, District Srinagar, from service, with immediate effect.

By order of the Lieutenant Governor.


Principal Secretary to the Government,
General Administration Department

No: GADSERVOGENL/177/2022-04

Dated: 13.08.2022

Copy to the:

1. Financial Commissioner (Additional Chief Secretary), Home Department.
2. Director General of Police, J&K.
3. Principal Secretary to the Government, Higher Education Department.
4. Principal Secretary to the Lieutenant Governor.
5. Principal Accountant General, J&K.
6. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
7. Divisional Commissioner, Kashmir.
8. Deputy Commissioner, Srinagar.
9. Private Secretary to Vice-Chancellor, University of Kashmir.
10. Mr. Majid Hussain Qadri, Senior Assistant Professor, Department of Management Studies, University of Kashmir, S/o Khurshid Ahmad Qadri, R/o Bhagwanpora, Lal Bazar, District Srinagar.

**Government of Jammu and Kashmir
General Administration Department**
Civil Secretariat, Srinagar.

Subject: Dismissal from service of Ms. Assabah-ul-Arjmand Khan, JKAS, DPO, Publicity, Directorate of Rural Development, Kashmir W/o Farooq Ahmad Dar (alias Bitta Karatey), R/o Bismillah Colony, Naseemabad, Hazratbal, District Srinagar, in terms of sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India.

**Government Order No.932-JK(GAD) of 2022,
Dated: 13.08.2022.**

WHEREAS, the Lieutenant Governor is satisfied after considering the facts and circumstances of the case and on the basis of the information available, that the activities of Ms. Assabah-ul-Arjmand Khan, JKAS, DPO, Publicity, Directorate of Rural Development, Kashmir W/o Farooq Ahmad Dar (alias Bitta Karatey), R/o Bismillah Colony, Naseemabad, Hazratbal, District Srinagar, are such as to warrant his dismissal from service;

AND WHEREAS, the Lieutenant Governor is satisfied under sub-clause (c) of the proviso to clause (2) of Article 311 of the Constitution of India that in the interest of the security of the State, it is not expedient to hold an enquiry in the case of Ms. Assabah-ul-Arjmand Khan, JKAS, DPO, Publicity, Directorate of Rural Development, Kashmir W/o Farooq Ahmad Dar (alias Bitta Karatey), R/o Bismillah Colony, Naseemabad, Hazratbal, District Srinagar.

Accordingly, the Lieutenant Governor hereby dismisses Ms. Assabah-ul-Arjmand Khan, JKAS, DPO, Publicity, Directorate of Rural Development, Kashmir W/o Farooq Ahmad Dar (alias Bitta Karatey), R/o Bismillah Colony, Naseemabad, Hazratbal, District Srinagar, from service, with immediate effect.

By order of the Lieutenant Governor.


Principal Secretary to the Government,
General Administration Department

No: GADSERVOGENL/177/2022-04

Dated: 13.08.2022

Copy to the:

1. Financial Commissioner (Additional Chief Secretary), Home Department.
2. Director General of Police, J&K.
3. Principal Secretary to the Lieutenant Governor.
4. Principal Accountant General, J&K.
5. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
6. Commissioner/ Secretary to the Government, Department of Rural Development and Panchayat Raj.
7. Divisional Commissioner, Kashmir.
8. Deputy Commissioner, Srinagar.
9. Ms. Assabah-ul-Arjmand Khan, JKAS, DPO, Publicity, Directorate of Rural Development, Kashmir W/o Farooq Ahmad Dar (alias Bitta Karatey), R/o Bismillah Colony, Naseemabad, Hazratbal, District Srinagar.

216

Annexure i



भारत का राजपत्र The Gazette of India

असाधारण

EXTRAORDINARY

भाग II — खण्ड 1

PART II — Section 1

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं० 53] नई दिल्ली, शुक्रवार, अगस्त 9, 2019/ श्रावण 18, 1941 (शक)
No. 53] NEW DELHI, FRIDAY, AUGUST 9, 2019/SHRAVANA 18, 1941 (SAKA)

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।
Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF LAW AND JUSTICE (Legislative Department)

New Delhi, the 9th August, 2019/Shravana 18, 1941 (Saka)

The following Act of Parliament received the assent of the President on the 9th August, 2019, and is hereby published for general information:—

THE JAMMU AND KASHMIR REORGANISATION ACT, 2019

No. 34 OF 2019

[9th August, 2019.]

An Act to provide for the reorganisation of the existing State of Jammu and Kashmir and for matters connected therewith or incidental thereto.

BE it enacted by Parliament in the Seventieth Year of the Republic of India as follows:—

PART-I

PRELIMINARY

1. This Act may be called the Jammu and Kashmir Reorganisation Act, 2019.

Short title.

2. In this Act, unless the context otherwise requires,—

Definitions.

(a) “appointed day” means the day which the Central Government may, by notification in the Official Gazette, appoint;

(b) “article” means an article of the Constitution;

(c) “assembly constituency” and “parliamentary constituency” have the same meanings as in the Representation of the People Act, 1950 (43 of 1950);

(d) “Election Commission” means the Election Commission appointed by the President under article 324;

(e) “existing State of Jammu and Kashmir” means the State of Jammu and Kashmir as existing immediately before the appointed day, comprising the territory which

immediately before the commencement of the Constitution of India in the Indian State of Jammu and Kashmir;

(f) “law” includes any enactment, ordinance, regulation, order, bye-law, rule, scheme, notification or other instrument having, immediately before the appointed day, the force of law in the whole or in any part of the existing State of Jammu and Kashmir;

(g) “Legislative Assembly” means Legislative Assembly of Union territory of Jammu and Kashmir;

(h) “Lieutenant Governor” means the Administrator of the Union territory appointed by the President under article 239;

(i) “notified order” means an order published in the Official Gazette;

(j) “population ratio”, in relation to the Union territory of Jammu and Kashmir, and Union territory of Ladakh means the ratio as per 2011 Census;

(k) “Scheduled Castes” in relation to the Union territory means such castes, races or tribes or parts of groups within such castes, races or tribes as are deemed under article 341 to be Scheduled Castes in relation to that Union territory;

(l) “Scheduled Tribes” in relation to the Union territory means such tribes or tribal communities or parts of or groups within such tribes or tribal communities as are deemed under article 342 to be Scheduled Tribes in relation to that Union territory;

(m) “sitting member”, in relation to either House of Parliament or of the Legislature of the existing State of Jammu and Kashmir, means a person who immediately before the appointed day, is a member of that House;

(n) “Union territory”, in relation to the existing State of Jammu and Kashmir, means the Union territory of Jammu and Kashmir or Union territory of Ladakh, as the case may be;

(o) “transferred territory” means the territory which on the appointed day is transferred from the existing State of Jammu and Kashmir to Union territories formed under sections 3 and 4 of this Act; and

(p) any reference to a district, tehsil or other territorial division of the existing State of Jammu and Kashmir shall be construed as a reference to the area comprised within that territorial division on the appointed day.

PART II

REORGANISATION OF THE STATE OF JAMMU AND KASHMIR

Formation of Union territory of Ladakh without Legislature.

3. On and from the appointed day, there shall be formed a new Union territory to be known as the Union territory of Ladakh comprising the following territories of the existing State of Jammu and Kashmir, namely:—

"Kargil and Leh districts",

and thereupon the said territories shall cease to form part of the existing State of Jammu and Kashmir.

Formation of Union territory of Jammu and Kashmir with Legislature.

4. On and from the appointed day, there shall be formed a new Union territory to be known as the Union territory of Jammu and Kashmir comprising the territories of the existing State of Jammu and Kashmir other than those specified in section 3.

Governor of existing State of Jammu and Kashmir to be common Lieutenant Governor.

5. On and from the appointed day, the Governor of the existing State of Jammu and Kashmir shall be the Lieutenant Governor for the Union territory of Jammu and Kashmir, and Union territory of Ladakh for such period as may be determined by the President.

- 6.** On and from the appointed day, in the First Schedule to the Constitution, under the heading—“I. THE STATES”,—
- (a) entry 15 shall be deleted.
- (b) entries from 16 to 29 shall be renumbered as 15 to 28.
- (c) under the heading —“II. UNION TERRITORIES”,—
- after entry 7, the following entries shall be inserted, namely:—
- “8. Jammu and Kashmir: The territories specified in section 4 of the Jammu and Kashmir Reorganization Act, 2019”.
- “9. Ladakh: The territories specified in section 3 of the Jammu and Kashmir Reorganization Act, 2019”.
- 7.** Nothing in the foregoing provisions of this Part shall be deemed to affect the power of the Government of successor Union territory of Jammu and Kashmir to alter, after the appointed day, the name, area or boundaries of any district or other territorial division in that Union territory.

Amendment of First Schedule to the Constitution.

Saving powers of the Government of Union territory of Jammu and Kashmir.

PART III

REPRESENTATION IN THE LEGISLATURES

The Council of States

- 8.** On and from the appointed day, in the Fourth Schedule to the Constitution, in the Table,—
- (a) entry 21 shall be deleted;
- (b) entries 22 to 31 shall be renumbered as entries 21 to 30, respectively;
- (c) after entry 30, the following entry shall be inserted, namely:—
- “31. Jammu and Kashmir4”
- 9.** (1) On and from the appointed day, four sitting members of the Council of States representing the existing State of Jammu and Kashmir shall be deemed to have been elected to fill the seats allotted to the Union territory of Jammu and Kashmir, as specified in the First Schedule to this Act.
- (2) The term of office of such sitting members shall remain unaltered.

Amendment of Fourth Schedule to Constitution

Allocation of sitting members.

The House of the People

43 of 1950.

Delimitation of Parliamentary Constituencies Order 1976.

- 10.** On and from the appointed day, there shall be allocated five seats to the successor Union territory of Jammu and Kashmir and one seat to Union territory of Ladakh, in the House of the People, and the First Schedule to the Representation of the People Act, 1950 (43 of 1950) shall be deemed to be amended accordingly.
- 11.** (1) On and from the appointed day, the Delimitation of Parliamentary Constituencies Order, 1976 shall stand amended as directed in the Second Schedule of this Act.
- (2) The Election Commission may conduct the elections to the House of the People for the Union territory of Jammu and Kashmir and Union territory of Ladakh as per the allocation of seats specified in the Delimitation of Parliamentary Constituencies Order, 1976 as amended by this Act.
- 12.** (1) Every sitting member of the House of the People representing a constituency which, on the appointed day by virtue of the provisions of section 10, stands allotted, with or without alteration of boundaries, to the successor Union territory of Jammu and Kashmir or Union territory of Ladakh, as the case may be, shall be deemed to have been elected to the House of the People by that constituency as so allotted.
- (2) The term of office of such sitting members shall remain unaltered.

Representation in House of the People.

Delimitation of Parliamentary Constituencies.

Provision as to sitting members.

*The Lieutenant Governor and The Legislative Assembly of Union territory of
Jammu and Kashmir*

Applicability
of article
239A of
Constitution.

13. On and from the appointed day, the provisions contained in article 239A, which are applicable to “Union territory of Puducherry”, shall also apply to the “Union territory of Jammu and Kashmir”.

Legislative
Assembly for
the Union
Territory of
Jammu and
Kashmir and
its
composition.

14. (1) There shall be an Administrator appointed under article 239 of the Constitution of India for the Union territory of Jammu and Kashmir and shall be designated as Lieutenant Governor of the said Union territory.

(2) There shall be a Legislative Assembly for the Union territory of Jammu and Kashmir.

(3) The total number of seats in the Legislative Assembly of the Union territory of Jammu and Kashmir to be filled by persons chosen by direct election shall be 107.

(4) Notwithstanding anything contained in sub-section (3), until the area of the Union territory of Jammu and Kashmir under the occupation of Pakistan ceases to be so occupied and the people residing in that area elect their representatives—

(a) twenty four seats in the Legislative Assembly of Union territory of Jammu and Kashmir shall remain vacant and shall not be taken into account for reckoning the total membership of the Assembly; and

(b) the said area and seats shall be excluded in delimiting the territorial constituencies as provided under PART V of this Act.

(5) On and from the appointed day, the Delimitation of Assembly Constituencies Order, 1995, as applicable to Union territory of Jammu and Kashmir, shall stand amended as directed in the Third Schedule of this act.

(6) Seats shall be reserved for the Scheduled Castes and the Scheduled Tribes in the Legislative Assembly of the Union territory of Jammu and Kashmir.

(7) The number of seats reserved for the Scheduled Castes and the Scheduled Tribes in the Legislative Assembly of the Union territory of Jammu and Kashmir under sub-section (6) shall bear, as nearly as may be, the same proportion to the total number of seats in the Assembly as the population of the Scheduled Castes in the Union territory of Jammu and Kashmir or of the Scheduled Tribes in the Union territory of Jammu and Kashmir, in respect of which seats are so reserved, bears to the total population of the Union territory of Jammu and Kashmir.

Explanation: In this sub-section, the expression “population” means the population as ascertained at the last preceding census of which the relevant figures have been published:

Provided that the reference in this Explanation to the last preceding census of which the relevant figures have been published shall, until the relevant figures for the first census taken after the year 2026 have been published, be construed as a reference to the 2011 census.

(8) Notwithstanding anything in sub-section (6), the reservation of seats for the Scheduled Castes or Scheduled Tribes in the Legislative Assembly of the Union territory of Jammu and Kashmir shall cease to have effect on the same date on which the reservation of seats for the Scheduled Castes or the Scheduled Tribes in the House of the People shall cease to have effect under article 334 of the Constitution of India:

(9) In the Second Schedule to the Representation of the People Act, 1950, under the heading :—“I. THE STATES:” 43 of 1950.

“(a) entry 10 shall be deleted”.

“(b) entries 11 to 29 shall be renumbered as 10 to 28”.

43 of 1950.

(10) In the Second Schedule to the Representation of the People Act, 1950, under the heading :—“II. Union Territories”

(a) after entry 4, the following entries shall be inserted, namely:—

1	2	3	4	5	6	7
“5. Jammu and Kashmir	83	6	...	83	6”

(II) The provisions of articles 324 to 327 and 329 of the Constitution of India, shall apply in relation to the Union territory of Jammu and Kashmir, the Legislative Assembly and the members thereof as they apply, in relation to a State, the Legislative Assembly of a State and the members thereof respectively; and any reference in articles 326 and 329 to “appropriate Legislature” shall be deemed to be a reference to Parliament.

15. Notwithstanding anything in sub-section (3) of section 14 the Lieutenant Governor of the successor Union territory of Jammu and Kashmir may nominate two members to the Legislative Assembly to give representation to women, if in his opinion, women are not adequately represented in the Legislative Assembly. Representation of women.

16. A person shall not be qualified to be chosen to fill a seat in the Legislative Assembly unless he— Qualification for membership of Legislative Assembly.

(a) is a citizen of India and makes and subscribes before some person authorised in that behalf by the Election Commission an oath or affirmation according to the form set out for the purpose in the Fourth Schedule of this Act;

(b) is not less than twenty-five years of age; and

(c) Possesses such other qualifications as may be prescribed in that behalf by or under any law made by the Parliament.

17. The Legislative Assembly, unless sooner dissolved, shall continue for five years from the date appointed for its first meeting and no longer, and the expiration of the said period of five years shall operate as a dissolution of the Legislative Assembly: Duration of Legislative Assembly.

Provided that the said period may, while a Proclamation of Emergency issued under clause (1) of article 352 is in operation, be extended by the President by order for a period not exceeding one year at a time and not extending in any case beyond a period of six months after the Proclamation has ceased to operate.

18. (1) The Lieutenant Governor shall, from time to time, summon the Legislative Assembly to meet at such time and place as he thinks fit, but six months shall not intervene between its last sitting in one session and the date appointed for its first sitting in the next session. Sessions of Legislative Assembly, prorogation and dissolution.

(2) The Lieutenant Governor may, from time to time,—

(a) prorogue the House;

(b) dissolve the Legislative Assembly.

19. (1) Legislative Assembly shall, as soon as may be, choose two members of the Assembly to be respectively Speaker and Deputy Speaker thereof and, so often as the office of Speaker or Deputy Speaker becomes vacant, the Assembly shall choose another member to be Speaker or Deputy Speaker, as the case may be. Speaker and Deputy Speaker of Legislative Assembly.

(2) A member holding office as Speaker or Deputy Speaker of the Assembly—

(a) shall vacate his office if he ceases to be a member of the Assembly;

(b) may at any time by writing under his hand addressed, if such member is the Speaker, to the Deputy Speaker, and if such member is the Deputy Speaker, to the Speaker, resign his office;

(c) may be removed from his office by a resolution of the Assembly passed by a majority of all the then members of the Assembly:

Provided that no resolution for the purpose of clause (c) shall be moved unless at least fourteen days' notice has been given of the intention to move the resolution:

Provided further that, whenever the Assembly is dissolved, the Speaker shall not vacate his office until immediately before the first meeting of the Assembly after the dissolution.

(3) While the office of Speaker is vacant, the duties of the office shall be performed by the Deputy Speaker or, if the office of Deputy Speaker is also vacant, by such member of the Legislative Assembly as may be determined by the rules of procedure of the Assembly.

(4) During the absence of the Speaker from any sitting of the Legislative Assembly, the Deputy Speaker, or, if he is also absent, such person as may be determined by the rules of procedure of the Assembly, or, if no such person is present, such other person as may be determined by the Legislative Assembly, shall act as Speaker.

(5) There shall be paid to the Speaker and the Deputy Speaker of the Legislative Assembly, such salaries and allowances as may respectively be fixed by the Legislative Assembly of the Union territory of Jammu and Kashmir by law and, until provision in that behalf is so made, such salaries and allowances as the Lieutenant Governor may, by order determine.

Speaker or Deputy Speaker not to preside while a resolution for his removal from office is under consideration.

20. (1) At any sitting of the Legislative Assembly, while any resolution for the removal of the Speaker from his office is under consideration, the Speaker, or while any resolution for the removal of the Deputy Speaker, from his office is under consideration, the Deputy Speaker, shall not, though he is present, preside, and the provisions of sub-section (4) of section 19 shall apply in relation to every such sitting as they apply in relation to a sitting from which the Speaker or, as the case may be, the Deputy Speaker, is absent.

(2) The Speaker shall have the right to speak in, and otherwise to take part in the proceedings of, the Legislative Assembly while any resolution for his removal from office is under consideration in the Assembly and shall, notwithstanding anything in section 25, be entitled to vote only in the first instance on such resolution or on any other matter during such proceedings but not in the case of an equality of votes.

Special address by Lieutenant Governor to Legislative Assembly.

21. (1) At the commencement of the first session after each general election to the Legislative Assembly and at the commencement of the first session of each year, the Lieutenant Governor shall address the Legislative Assembly, and shall inform the Legislative Assembly of the causes of its summons.

(2) Provision shall be made by the rules regulating the procedure of the Legislative Assembly for the allotment of time for the discussion of matters referred to in such address.

Rights of Ministers and Advocate General as respects Legislative Assembly.

22. Every Minister and the Advocate-General for the Union territory of Jammu and Kashmir shall have the right to speak in, and otherwise to take part in the proceedings of, the Legislative Assembly, and to speak in, and otherwise to take part in the proceedings of, any committee of the Legislative Assembly of which he may be named a member, but shall not by virtue of this section be entitled to vote.

Rights of Lieutenant Governor to address and send messages to the Legislative Assembly.

23. (1) The Lieutenant Governor may address the Legislative Assembly and may for that purpose require the attendance of members.

(2) The Lieutenant Governor may also send messages to the Legislative Assembly whether with respect to a Bill then pending in the Legislative Assembly or otherwise, and when a message so sent, the Legislative Assembly shall with all convenient despatch consider any matter required by the message to be taken into consideration.

24. Every member of the Legislative Assembly shall, before taking his seat, make and subscribe before the Lieutenant Governor of the said Union territory, or some person appointed in that behalf by him, an oath or affirmation according to the form set out for the purpose in the Fourth Schedule of this Act.

Oath or affirmation by members.

25. (1) Save as otherwise provided in this Act, all questions at any sitting of the Legislative Assembly shall be determined by a majority of votes of the members present and voting, other than the Speaker or person acting as such.

Voting in Assembly, power of Assembly to act

(2) The Speaker, or person acting as such, shall not vote in the first instance, but shall have and exercise a casting vote in the case of an equality of votes.

notwithstanding vacancies and quorum.

(3) The Legislative Assembly shall have power to act notwithstanding any vacancy in the membership thereof, and any proceedings in the Legislative Assembly shall be valid notwithstanding that it is discovered subsequently that some person who was not entitled so to do, sat or voted or otherwise took part in the proceedings.

(4) The quorum to constitute a meeting of the Legislative Assembly shall be ten members or one-tenth of the total number of members of the Legislative Assembly, which ever is greater.

(5) If at any time during a meeting of the Legislative Assembly there is no quorum, it shall be the duty of the Speaker, or person acting as such, either to adjourn the Legislative Assembly or to suspend the meeting until there is a quorum.

26. (1) No person shall be a member both of Parliament and of the Legislative Assembly, and if a person is chosen a member both of Parliament and of such Assembly, then, at the expiration of such period as may be specified in the rules made by the President, that person's seat in Parliament shall become vacant, unless he has previously resigned his seat in the Legislative Assembly of the said Union territory.

Vacation of seats.

(2) If a member of the Legislative Assembly—

(a) becomes subject to any of disqualification mentioned in section 27 or section 28 for membership of the Legislative Assembly; or

(b) resigns his seat by writing under his hand addressed to the Speaker, and his resignation is accepted by the Speaker,

his seat shall thereupon become vacant.

(3) If for a period of sixty days a member of the Legislative Assembly is without permission of the Assembly absent from all meetings thereof, the Assembly may declare his seat vacant:

Provided that in computing the said period of sixty days, no account shall be taken of any period during which the Assembly is prorogued or is adjourned for more than four consecutive days.

27. (1) A person shall be disqualified for being chosen as, and for being, a member of the Legislative Assembly—

Disqualifications for membership.

(a) if he holds any office of profit under the Government of India or the Government of any State or the Government of Union territory of Jammu and Kashmir or the Government or administration of any other Union territory or other than an office declared by law made by Parliament or by the Legislative Assembly not to disqualify its holder; or

(b) if he is for the time being disqualified for being chosen as, and for being, a member of either House of Parliament under the provisions of sub-clause (b), sub-clause (c) or sub-clause (d) of clause (1) of article 102 or of any law made in pursuance of that article.

(2) For the purposes of this section, a person shall not be deemed to hold an office of profit under the Government of India or the Government of any State or the Government of

Union Territory of Jammu and Kashmir or the Government of any other Union territory by reason only that he is a Minister either for the Union or for such State or Union territory.

(3) If any question arises as to whether a member of the Legislative Assembly becomes subject to any of disqualification under the provisions of sub-sections (1) and (2), the question shall be referred for the decision of the Lieutenant Governor and his decision shall be final.

(4) Before giving any decision on any such question, the Lieutenant Governor shall obtain the opinion of the Election Commission and shall act according to such opinion.

Disqualification on ground of defection for being a member.

28. The provisions of the Tenth Schedule to the Constitution shall, subject to the necessary modifications (including modifications for construing references therein to the Legislative Assembly of a State, article 188, article 194 and article 212 as references, respectively, to the Legislative Assembly of Union territory of Jammu and Kashmir, as the case may be, section 24, section 30 and section 50 of this Act), apply to and in relation to the members of the Legislative Assembly of Union territory of Jammu and Kashmir as they apply to and in relation to the members of the Legislative Assembly of a State, and accordingly,—

(a) the said Tenth Schedule as so modified shall be deemed to form part of this Act; and

(b) a person shall be disqualified for being a member of the Legislative Assembly if he is so disqualified under the said Tenth Schedule as so modified.

Penalty for sitting and voting before making oath or affirmation or when not qualified or when disqualified.

29. If a person sits or votes as a member of the Legislative Assembly before he has complied with the requirements of section 24 or when he knows that he is not qualified or that he is disqualified for membership thereof, or that he is prohibited from doing so by the provisions of any law made by Parliament or the Legislative Assembly of the Union territory of Jammu and Kashmir, he shall be liable in respect of each day on which he so sits or votes to a penalty of five hundred rupees to be recovered as a debt due to the said Union territory.

Powers, privileges, etc., of members.

30. (1) Subject to the provisions of this Act and to the rules and standing orders regulating the procedure of the Legislative Assembly, there shall be freedom of speech in the Legislative Assembly.

(2) No member of the Legislative Assembly shall be liable to any proceedings in any court in respect of anything said or any vote given by him in the Assembly or any committee thereof, and no person shall be so liable in respect of the publication by or under the authority of such Assembly of any report, paper, votes or proceedings.

(3) In other respects, the powers, privileges and immunities of the Legislative Assembly and of the members and the committees thereof shall be such as are for the time being enjoyed by the House of the People and its members and committees.

(4) The provisions of sub-sections (1), (2) and (3) shall apply in relation to persons who by virtue of this Act have the right to speak in, and otherwise to take part in the proceedings of, the Legislative Assembly or any committee thereof as they apply in relation to members of the Legislative Assembly.

Salaries and allowances of members.

31. Members of the Legislative Assembly shall be entitled to receive such salaries and allowances as may from time to time be determined by the Legislative Assembly by law and, until provision in that behalf is so made, such salaries and allowances as the Lieutenant Governor may, by order determine.

Extent of legislative power.

32. (1) Subject to the provisions of this Act, the Legislative Assembly may make laws for the whole or any part of the Union territory of Jammu and Kashmir with respect to any of the matters enumerated in the State List except the subjects mentioned at entries 1 and 2, namely “Public Order” and “Police” respectively or the Concurrent List in the Seventh

Schedule to the Constitution of India in so far as any such matter is applicable in relation to the Union territories.

(2) Nothing in sub-section (1) shall derogate from the powers conferred on Parliament by the Constitution to make laws with respect to any matter for the Union territory of Jammu and Kashmir or any part thereof.

33. The property of the Union shall, save in so far as Parliament may by law otherwise provide, be exempted from all taxes imposed by or under any law made by the Legislative Assembly or by or under any other law in force in the Union territory of Jammu and Kashmir:

Exemption of property of the Union from taxation.

Provided that nothing in this section shall, until Parliament by law otherwise provides, prevent any authority within the Union territory of Jammu and Kashmir from levying any tax on any property of the Union to which such property was immediately before the commencement of the Constitution liable or treated as liable, so long as that tax continues to be levied in that Union territory.

34. (1) The provisions of article 286, article 287 and article 288 shall apply in relation to any law passed by the Legislative Assembly with respect to any of the matters referred to in those articles as they apply in relation to any law passed by the Legislature of a State with respect to those matters.

Restrictions on laws passed by Legislative Assembly with respect to certain matters.

(2) The provisions of article 304 shall, with the necessary modifications, apply in relation to any law passed by the Legislative Assembly with respect to any of the matters referred to in that article as they apply in relation to any law passed by the Legislature of a State with respect to those matters.

35. If any provision of a law made by the Legislative Assembly with respect to matters enumerated in the State List, in the Seventh Schedule to the Constitution is repugnant to any provision of a law made by Parliament with respect to that matter, whether passed before or after the law made by the Legislative Assembly, or, if any provision of a law made by the Legislative Assembly with respect to any matter enumerated in the Concurrent List in the Seventh Schedule to the Constitution is repugnant to any provision of any earlier law, other than a law made by the Legislative Assembly, with respect to that matter, then, in either case, the law made by Parliament, or, as the case may be, such earlier law shall prevail and the law made by the Legislative Assembly of the Union territory shall, to the extent of the repugnancy, be void:

Inconsistency between laws made by Parliament and laws made by Legislative Assembly.

Provided that if such law made by the Legislative Assembly has been reserved for the consideration of the President and has received his assent, such law shall prevail in the Union territory of Jammu & Kashmir:

Provided further that nothing in this section shall prevent Parliament from enacting at any time any law with respect to the same matter including a law adding to, amending, varying or repealing the law so made by the Legislative Assembly.

36. (1) A Bill or amendment shall not be introduced into, or moved in, the Legislative Assembly except on the recommendation of the Lieutenant Governor, if such Bill or Amendment makes provision for any of the following matters, namely:—

Special provisions as to financial Bills.

(a) the imposition, abolition, remission, alteration or regulation of any tax;

(b) the amendment of the law with respect to any financial obligations undertaken or to be undertaken by the Government of the Union territory;

(c) the appropriation of moneys out of the Consolidated Fund of the Union territory;

(d) the declaring of any expenditure to be expenditure charged on the Consolidated Fund of the Union territory or the increasing of the amount of any such expenditure;

(e) the receipt of money on account of the Consolidated Fund of the Union territory or the public account of the Union territory or the custody or issue of such money or the audit of the account of the Union territory:

Provided that no recommendation shall be required under this sub-section for the moving of an amendment making provision for the reduction or abolition of any tax.

(2) A Bill or Amendment shall not be deemed to make provision for any of the matters aforesaid by reason only that it provides for the imposition of fines or other pecuniary penalties, or for the demand or payment of fees for licences or fees for services rendered, or by reason that it provides for the imposition, abolition, remission, alteration or regulation of any tax by any local authority or body for local purposes.

(3) A Bill which, if enacted and brought into operation, would involve expenditure from the Consolidated Fund of Union territory shall not be passed by the Legislative Assembly of the Union territory unless the Lieutenant Governor has recommended to the Assembly, the consideration of the Bill.

Procedure as to lapsing of Bills.

37. (1) A Bill pending in the Legislative Assembly shall not lapse by reason of the prorogation of the Legislative Assembly.

(2) A Bill which is pending in the Legislative Assembly shall lapse on dissolution of the Legislative Assembly.

Assent to Bills.

38. When a Bill has been passed by the Legislative Assembly, it shall be presented to the Lieutenant Governor and the Lieutenant Governor shall declare either that he assents to the Bill or that he withholds assent therefrom or that he reserves the Bill for the consideration of the President:

Provided that the Lieutenant Governor may, as soon as possible after the presentation of the Bill to him for assent, return the Bill if it is not a Money Bill together with a message requesting that the Assembly will reconsider the Bill or any specified provisions thereof, and, in particular, will consider the desirability of introducing any such amendments as he may recommend in his message and, when a Bill is so returned, the Assembly will reconsider the Bill accordingly, and if the Bill is passed again with or without amendment and presented to the Lieutenant Governor for assent, the Lieutenant Governor shall declare either that he assents to the Bill or that he reserves the Bill for the consideration of the President:

Provided further that the Lieutenant Governor shall not assent to, but shall reserve for the consideration of the President, any Bill which,—

(a) in the opinion of the Lieutenant Governor would, if it became law, so derogate from the powers of the High Court as to endanger the position which that Court is, by the Constitution, designed to fill; or

(b) relates to any of the matters specified in clause (1) of article 31A; or

(c) the President may, by order, direct to be reserved for his consideration.

Explanation.—For the purposes of this section and section 39, a Bill shall be deemed to be a Money Bill if it contains only provisions dealing with all or any of the matters specified in sub-section (1) of section 36 or any matter incidental to any of those matters and, in either case, there is endorsed thereon the certificate of the Speaker of the Legislative Assembly signed by him that it is a Money Bill.

Bills reserved for consideration.

39. When a Bill is reserved by Lieutenant Governor for the consideration of the President, the President shall declare either that he assents to the Bill or that he withholds assent therefrom:

Provided that where the Bill is not a Money Bill, the President may direct the Lieutenant Governor to return the Bill to the Legislative Assembly together with such a message as is mentioned in the first proviso to section 38 and, when a Bill is so

returned, the Assembly shall reconsider it accordingly within a period of six months from the date of receipt of such message and, if it is again passed by the Assembly with or without amendment, it shall be presented again to the President for his consideration.

40. No Act of the Legislative Assembly and no provision in any such Act, shall be invalid by reason only that some previous sanction or recommendation required by this Act was not given, if assent to that Act was given by the Lieutenant Governor, or, on being reserved by the Lieutenant Governor for the consideration of the President, by the President.

Requirements as to sanction and recommendations to be regarded as matters of procedure only.

41. (1) The Lieutenant Governor shall in respect of every financial year cause to be laid before the Legislative Assembly of the Union territory of Jammu and Kashmir, a statement of the estimated receipts and expenditure of the Union territory for that year, in this Part referred to as the "annual financial statement".

Annual financial statement.

(2) The estimates of expenditure embodied in the annual financial statement shall show separately—

(a) the sums required to meet expenditure described by this Act as expenditure charged upon the Consolidated Fund of the Union territory of Jammu and Kashmir, and

(b) the sums required to meet other expenditure proposed to be made from the Consolidated Fund of the Union territory of Jammu and Kashmir; and shall distinguish expenditure on revenue account from other expenditure.

(3) The following expenditure shall be expenditure charged on the Consolidated Fund of the Union territory of Jammu and Kashmir:—

(a) the emoluments and allowances of the Lieutenant Governor and other expenditure relating to his office;

(b) the charges payable in respect of loans advanced to the Union territory of Jammu and Kashmir from the Consolidated Fund of India including interest, sinking fund charges and redemption charges, and other expenditure connected therewith;

(c) the salaries and allowances of the Speaker and the Deputy Speaker of the Legislative Assembly;

(d) expenditure in respect of the salaries and allowances of Judges of High Court of Jammu and Kashmir;

(e) any sums required to satisfy any judgment, decree or award of any court or arbitral tribunal;

(f) expenditure incurred by the Lieutenant Governor in the discharge of his special responsibility;

(g) any other expenditure declared by the Constitution or by law made by Parliament or by the Legislative Assembly of the Union territory of Jammu and Kashmir to be so charged.

42. (1) So much of the estimates as relates to expenditure charged upon the Consolidated Fund of Union territory of Jammu and Kashmir shall not be submitted to the vote of the Legislative Assembly, but nothing in this sub-section shall be construed as preventing the discussion in the Legislative Assembly of any of those estimates.

Procedure in Legislative Assembly with respect to estimates.

(2) So much of the said estimates as relates to other expenditure shall be submitted in the form of demands for grants to the Legislative Assembly, and the Legislative Assembly shall have power to assent, or to refuse to assent, to any demand, or to assent to any demand subject to a reduction of the amount specified therein.

(3) No demand for a grant shall be made except on the recommendation of the Lieutenant Governor.

Appropriation
Bills.

43. (1) As soon as may be after the grants under section 42 have been made by the Legislative Assembly, there shall be introduced a Bill to provide for the appropriation out of the Consolidated Fund of the Union territory of all moneys required to meet—

(a) the grants so made by the Legislative Assembly, and

(b) the expenditure charged on the Consolidated Fund of the Union territory of Jammu and Kashmir but not exceeding in any case the amount shown in the statement previously laid before the Assembly.

(2) No amendment shall be proposed to any such Bill in the Legislative Assembly which will have the effect of varying the amount or altering the destination of any grant so made or of varying the amount of any expenditure charged on the Consolidated Fund of the Union territory of Jammu and Kashmir and the decision of the person presiding as to whether an amendment is inadmissible under this sub-section shall be final.

(3) Subject to the other provisions of this Act, no money shall be withdrawn from the Consolidated Fund of the Union territory except under appropriation made by law passed in accordance with the provisions of this section.

Supplementary,
additional or
excess grants.

44. (1) The Lieutenant Governor shall—

(a) if the amount authorised by any law made in accordance with the provisions of section 43 to be expended for a particular service for the current financial year is found to be insufficient for the purposes of that year or when a need has arisen during the current financial year for supplementary or additional expenditure upon some new service not contemplated in the annual financial statement for that year, or

(b) if any money has been spent on any service during a financial year in excess of the amount granted for that service and for that year,

cause to be laid before the Legislative Assembly, another statement showing the estimated amount of that expenditure or cause to be presented to the Legislative Assembly with such previous approval a demand for such excess, as the case may be.

(2) The provisions of sections 41, 42 and 43 shall have effect in relation to any such statement and expenditure or demand and also to any law to be made authorising the appropriation of moneys out of the Consolidated Fund of the Union territory of Jammu and Kashmir to meet such expenditure or the grant in respect of such demand as they have effect in relation to the annual financial statement and the expenditure mentioned therein or to a demand for a grant and the law to be made for the authorisation of appropriation of moneys out of the Consolidated Fund of the Union territory of Jammu and Kashmir to meet such expenditure or grant.

Votes on
account.

45. (1) Notwithstanding anything in the foregoing provisions of this Part, the Legislative Assembly shall have power to make any grant in advance in respect of the estimated expenditure for a part of any financial year pending the completion of the procedure prescribed in section 42 for the voting of such grant and the passing of the law in accordance with the provisions of section 43 in relation to that expenditure and the Legislative Assembly shall have power to authorise by law the withdrawal of moneys from the Consolidated Fund of the Union territory of Jammu and Kashmir for the purposes for which the said grant is made.

(2) The provisions of sections 42 and 43 shall have effect in relation to the making of any grant under sub-section (1) or to any law to be made under that sub-section as they have effect in relation to the making of a grant with regard to any expenditure mentioned in the annual financial statement and the law to be made for the authorisation of appropriation of moneys out of the Consolidated Fund of the Union territory of Jammu and Kashmir to meet such expenditure.

46. (1) The Legislative Assembly may make rules for regulating, subject to the provisions of this Act, its procedure and the conduct of its business: Rules of procedure.

Provided that the Lieutenant Governor shall, after consultation with the Speaker of the Legislative Assembly, make rules—

(a) for securing the timely completion of financial business;

(b) for regulating the procedure of, and the conduct of business in, the Legislative Assembly in relation to any financial matter or to any Bill for the appropriation of moneys out of the Consolidated Fund of the Union territory of Jammu and Kashmir;

(c) for prohibiting the discussion of, or the asking of questions on, any matter which affects the discharge of the functions of the Lieutenant Governor in so far as he is required by this Act to act in his discretion.

(2) Until rules are made under sub-section (1), the rules of procedure and standing orders in force immediately before the commencement of this Act, with respect to the Legislative Assembly of the existing State of Jammu and Kashmir shall have effect in relation to the Legislative Assembly of the Union territory of Jammu and Kashmir subject to such modifications and adaptations as may be made therein by the Speaker of Legislative Assembly.

47. (1) The Legislative Assembly may by law adopt any one or more of the languages in use in the Union territory of Jammu and Kashmir or Hindi as the official language or languages to be used for all or any of the official purposes of the Union territory of Jammu and Kashmir. Official language or languages of Union territory of Jammu and Kashmir and language or languages to be used in Legislative Assembly thereof.

(2) The business in the Legislative Assembly of the Union territory of Jammu and Kashmir shall be transacted in the official language or languages of the Union territory of Jammu and Kashmir or in Hindi or in English:

Provided that the Speaker of the Legislative Assembly or person acting as such, as the case may be, may permit any member who cannot adequately express himself in any of the languages aforesaid to address the Legislative Assembly in his mother-tongue.

48. Notwithstanding anything contained in section 47, until Parliament by law otherwise provides, the authoritative texts—

(a) of all Bills to be introduced or amendments thereto to be moved in the Legislative Assembly,

(b) of all Acts passed by the Legislative Assembly, and

(c) of all orders, rules, regulations and bye-laws issued under any law made by the Legislative Assembly of,

shall be in the English language:

Provided that where the Legislative Assembly has prescribed any language other than the English language for use in Bills introduced in, or Acts passed by, the Legislative Assembly or in any order, rule, regulation or bye-law issued under any law made by the Legislative Assembly of the Union territory of Jammu and Kashmir, a translation of the same in the English language published under the authority of the Lieutenant Governor in the Official Gazette shall be deemed to be the authoritative text thereof in the English language.

49. No discussion shall take place in the Legislative Assembly with respect to the conduct of any judge of the Supreme Court or of a High Court in the discharge of his duties.

Restriction on discussion in the Legislative Assembly.

Courts not to inquire into proceedings of Legislative Assembly.

50. (1) The validity of any proceedings in the Legislative Assembly shall not be called in question on the ground of any alleged irregularity of procedure.

(2) No officer or member of the Legislative Assembly in whom powers are vested by or under this Act for regulating procedure or the conduct of business, or for maintaining order in the Legislative Assembly shall be subject to the jurisdiction of any court in respect of the exercise by him of those powers.

Secretariat of the Legislative Assembly.

51. (1) Legislative Assembly shall have a separate secretariat staff.

(2) The Legislative Assembly may by law regulate the recruitment, and the conditions of service of persons appointed, to the secretarial staff of the Legislative Assembly.

(3) Until provision is made by the Legislative Assembly under sub-section (2), the Lieutenant Governor may, after consultation with the Speaker of the Legislative Assembly make rules regulating the recruitment, and the conditions of service of persons appointed, to the secretarial staff of the Assembly and any rules so made shall have effect subject to the provisions of any law made under the said sub-section.

Power of Lieutenant Governor to promulgate Ordinances during recess of Legislative Assembly.

52. (1) If at any time, except when the Legislative Assembly is in session, the Lieutenant Governor thereof is satisfied that circumstances exist which render it necessary for him to take immediate action, he may promulgate such Ordinances as the circumstances appear to him to require:

Provided that the power of making an Ordinance under this section shall extend only to those matters with respect to which the Legislative Assembly has power to make laws.

(2) An Ordinance promulgated under this section shall have the same force and effect as an Act of the Legislative Assembly assented by the Lieutenant Governor but every such Ordinance—

(a) Shall be laid before the Legislative Assembly and shall cease to operate at the expiration of six weeks from the re-assembly of the Legislative Assembly, or if before the expiration of that period a resolution disapproving it is passed by the Legislative Assembly; and

(b) May be withdrawn at any time by the Lieutenant Governor.

Council of Ministers for the Union territory of Jammu and Kashmir

Council of Ministers.

53. (1) There shall be a Council of Ministers consisting of not more than ten percent of the total number of members in the Legislative Assembly, with the Chief Minister at the head to aid and advise the Lieutenant Governor in the exercise of his functions in relation to matters with respect to which the Legislative Assembly has power to make laws except in so far as he is required by or under this Act to act in his discretion or by or under any law to exercise any judicial or quasi-judicial functions.

(2) The Lieutenant Governor shall, in the exercise of his functions, act in his discretion in a matter:

(i) which falls outside the purview of the powers conferred on the Legislative Assembly; or

(ii) in which he is required by or under any law to act in his discretion or to exercise any judicial functions.

(iii) related to All India Services and Anti Corruption Bureau:

Provided that if any question arises whether any matter is or is not a matter as respects which the Lieutenant Governor is by or under this Act required to act in his discretion, the decision of the Lieutenant Governor in his discretion shall be final, and the validity of anything done by the Lieutenant Governor shall not be called in question on the ground that he ought or ought not to have acted in his discretion.

(3) The question whether any, and if so what, advice was tendered by Ministers to the Lieutenant Governor shall not be inquired into in any court.

54. (1) The Chief Minister shall be appointed by the Lieutenant Governor and the other Ministers shall be appointed by the Lieutenant Governor on the advice of the Chief Minister.

Other provisions as to Ministers.

(2) The Ministers shall hold office during the pleasure of the Lieutenant Governor.

(3) The Council of Ministers shall be collectively responsible to the Legislative Assembly.

(4) Before a Minister enters upon his office, the Lieutenant Governor shall administer to him the oaths of office and of secrecy according to the forms set out for the purpose in the Fourth Schedule.

(5) A Minister who for any period of six consecutive months is not a member of the Legislative Assembly shall at the expiration of that period cease to be a Minister.

(6) The salaries and allowances of Ministers shall be such as the Legislative Assembly may from time to time by law determine, and until the Legislative Assembly so determines, shall be determined by the Lieutenant Governor.

55. (1) The Lieutenant Governor shall make rules on the advice of the Council of Ministers—

Conduct of business.

(a) for the allocation of business to the Ministers; and

(b) for the more convenient transaction of business with the Ministers including the procedure to be adopted in case of a difference of opinion between the Lieutenant Governor and the Council of Ministers or a Minister.

(2) Save as otherwise provided in this Act, all executive action of the Lieutenant Governor, whether taken on the advice of his Ministers or otherwise, shall be expressed to be taken in the name of the Lieutenant Governor.

(3) Orders and other instruments made and executed in the name of the Lieutenant Governor, shall be authenticated in such manner as may be specified in rules to be made by the Lieutenant Governor on the advice of council of ministers, and the validity of an order or instrument which is so authenticated shall not be called in question on the ground that it is not an order or instrument made or executed by the Lieutenant Governor.

56. It shall be the duty of the Chief Minister—

(a) to communicate to the Lieutenant Governor all decisions of the Council of Ministers relating to the administration of the affairs of the Union territory and proposals for legislation;

(b) to furnish such information relating to the administration of the affairs of the Union territory and proposals for legislation as Lieutenant Governor may call for.

Duties of Chief Minister as respects the furnishing of information to the Lieutenant Governor, etc.

Legislative Council

57. (1) Notwithstanding anything to the contrary contained in any law, document, judgment, ordinance, rule, regulation or notification, on and from the appointed day, the Legislative Council of the existing State of Jammu and Kashmir shall stand abolished.

(2) On the abolition of the Legislative Council, every member thereof shall ceased to be such member.

(3) All Bills pending in the Legislative Council immediately before the appointed day shall lapse on the abolition of the Council.

Abolition of Legislative Council of the State of Jammu and Kashmir.

PART IV

ADMINISTRATION OF UNION TERRITORY OF LADAKH

Appointment of Lieutenant Governor of Union territory of Ladakh.

58. (1) The Union territory of Ladakh will be administered by the President acting, to such extent as he thinks fit, through a Lieutenant Governor to be appointed by him under article 239.

(2) The President may make regulations for the peace, progress and good government of the Union territory of Ladakh under article 240 of the Constitution of India.

(3) Any regulation so made may repeal or amend any Act made by Parliament or any other law which is for the time being applicable to the Union territory of Ladakh and, when promulgated by the President, shall have the same force and effect as an Act of Parliament which applies to the Union territory of Ladakh.

(4) The Lieutenant Governor shall be assisted by advisor(s) to be appointed by the Central Government.

PART V

DELIMITATION OF CONSTITUENCIES

Definitions.

59. In this Part, unless the context otherwise requires,—

(a) “associate member” means a member associated with the Delimitation Commission under section 60;

(b) “Delimitation Commission” means the Delimitation Commission to be constituted under section 3 of the Delimitation Act, 2002; and thereafter by any law made by the Parliament.

(c) “Election Commission” means the Election Commission appointed by the President under article 324 of the Constitution of India;

(d) “latest census figures” mean the census figures ascertained at the latest census of which the finally published figures are available;

(e) “Parliamentary Constituency” means a constituency provided by law for the purpose of elections to the House of the People from Union territory of Jammu and Kashmir and Union territory of Ladakh.

(f) “Assembly Constituency” means a constituency provided by law for the purpose of elections to the Legislative Assembly.

Delimitation of constituencies.

60. (1) Without prejudice to sub-sections (3) of section 14 of this Act, the number of seats in the Legislative Assembly of Union territory of Jammu and Kashmir shall be increased from 107 to 114, and delimitation of the constituencies may be determined by the Election Commission in the manner hereinafter provided—

(a) the number of seats to be reserved for the Scheduled Castes and the Scheduled Tribes in the Legislative Assembly, having regard to the relevant provisions of the Constitution;

(b) the assembly constituencies into which the Union territory shall be divided, the extent of each of such constituencies and in which of them seats shall be reserved for the Scheduled Castes or for the Scheduled Tribes; and

(c) the adjustments in the boundaries and description of the extent of the parliamentary constituencies in each Union territory that may be necessary or expedient.

(2) In determining the matters referred to in clauses (b) and (c) of sub-section (1), the Election Commission shall have regard to the following provisions, namely:—

(a) all the constituencies shall be single-member constituencies;

(b) all constituencies shall, as far as practicable, be geographically compact areas, and in delimiting them, regard shall be had to physical features, existing

boundaries of administrative units, facilities of communication and conveniences to the public; and

(c) constituencies in which seats are reserved for the Scheduled Castes and the Scheduled Tribes shall, as far as practicable, be located in areas where the proportion of their population to the total population is the largest.

(3) The Election Commission shall, for the purpose of assisting it in the performance of its functions under sub-section (1), associate with itself as associate members, four persons as the Central Government may by order specify, being persons who are the members of the Legislative Assembly of the Union territory of Jammu and Kashmir or four members of the House of the People representing the Union territory of Jammu and Kashmir:

Provided that none of the associate members shall have a right to vote or to sign any decision of the Election Commission.

(4) If, owing to death or resignation, the office of an associate member falls vacant, it shall be filled as far as practicable, in accordance with the provisions of sub-section (3).

(5) The Election Commission shall—

(a) publish its proposals for the delimitation of constituencies together with the dissenting proposals, if any, of any associate member who desires publication thereof in the Official Gazette and in such other manner as the Commission may consider fit, together with a notice inviting objections and suggestions in relation to the proposals and specifying a date on or after which the proposals will be further considered by it;

(b) consider all objections and suggestions which may have been received by it before the date so specified; and

(c) after considering all objections and suggestions which may have been received by it before the date so specified, determine by one or more orders the delimitation of constituencies and cause such order or orders to be published in the Official Gazette, and there upon such publication, the order or orders shall have the full force of law and shall not be called in question in any court.

(6) As soon as may be after such publication, every such order relating to assembly constituencies shall be laid before the Legislative Assembly of the Union territory of Jammu and Kashmir.

61. (1) The Election Commission may by notification in the Official Gazette,—

(a) correct any printing mistakes in any order made under section 60 or any error arising therein from inadvertent slip or omission; and

(b) where the boundaries or name of any territorial division mentioned in any such order or orders is or are altered, make such amendments as appear to it to be necessary or expedient for bringing such order up-to-date.

(2) Every notification under this section relating to an assembly constituency shall be laid, as soon as may be after it is issued, before the Legislative Assembly.

62. (1) On and from the appointed day, notwithstanding the publication of orders under sub-section (1) of section 10 of the Delimitation Act, 2002 or anything contained in sub-section (2) or sub-section (4) of the said section, the Delimitation Act, 2002 shall be deemed to have been amended as provided below:

(a) in section 2(f), the words “but does not include the State of Jammu and Kashmir” shall be omitted; and

(b) for the purpose of delimitation of Assembly and Parliamentary Constituencies, the words and figure “census held in the year 2001”, wherever occurring, shall be construed as words and figure “census held in the year 2011”.

Power of Election Commission to maintain Delimitation Orders up-to date.

Special provision as to readjustment of Parliamentary and Assembly Constituencies on the basis of 2011 census.

(2) Readjustment of the constituencies as provided under section 60 in the successor Union territory of Jammu and Kashmir into Assembly Constituencies, shall be carried by the Delimitation Commission, to be constituted under the Delimitation Act, 2002 as amended by this Act, and shall take effect from such date as the Central Government may, by order, published in the Official Gazette, specify.

(3) Readjustment of the constituencies as provided under section 11 in the successor Union territory of Jammu and Kashmir into Parliamentary Constituencies, shall be carried by the Delimitation Commission, to be constituted under the Delimitation Act, 2002 as amended by this Act, and shall take effect from such date as the Central Government may, by order, published in the Official Gazette, specify.

Special provisions as to readjustment of Assembly and Parliamentary Constituencies.

63. Notwithstanding anything contained in sections 59 to 61, until the relevant figures for the first census taken after the year 2026 have been published, it shall not be necessary to readjust the division of successor Union territory of Jammu and Kashmir into Assembly and Parliamentary Constituencies and any reference to the “latest census figures” in this Part shall be construed as a reference to the 2011 census figures.

Procedure as to delimitation.

64. The procedure as provided in the law made by Parliament, shall apply, in relation to the delimitation of Parliamentary and Assembly constituencies under this Part as they apply in relation to the delimitation of Parliamentary and Assembly constituencies under that law.

PART VI

SCHEDULED CASTES AND SCHEDULED TRIBES

Applicability of Scheduled Castes Order.

65. On and from the appointed day, the Constitution Jammu and Kashmir (Scheduled Castes) Order, 1956, shall stand applied to the Union territory of Jammu and Kashmir and Union territory of Ladakh.

Jammu and Kashmir (Scheduled Castes) Order, 1956.

Applicability of Scheduled Tribes Order.

66. On and from the appointed day, the Constitution Jammu and Kashmir (Scheduled Tribes) Order, 1989, shall stand applied to the Union territory of Jammu and Kashmir and Union territory of Ladakh.

Jammu and Kashmir (Scheduled Tribes) Order, 1989.

PART VII

MISCELLANEOUS AND TRANSITIONAL PROVISIONS

Consolidated Fund of the Union territory of Jammu and Kashmir.

67. (1) On and from the appointed day, all revenues received in the Union territory of Jammu and Kashmir by the Government of India or the Lieutenant Governor of the Union territory of Jammu and Kashmir in relation to any matter with respect to which the Legislative Assembly of the Union territory of Jammu and Kashmir has power to make laws, and all grants made and all loans advanced to the Union territory of Jammu and Kashmir from the Consolidated Fund of India and all loans raised by the Government of India or the Lieutenant Governor of the Union territory of Jammu and Kashmir upon the security of the Consolidated Fund of the Union territory of Jammu and Kashmir and all moneys received by the Union territory of Jammu and Kashmir in repayment of loans shall form one Consolidated Fund to be entitled “the Consolidated Fund of the Union territory of Jammu and Kashmir”.

(2) No moneys out of such Consolidated Fund shall be appropriated except in accordance with, and for the purposes and in the manner provided in, this Act.

(3) The custody of such Consolidated Fund, the payment of moneys into such Funds, the withdrawal of moneys therefrom and all other matters connected with or ancillary to those matters shall be regulated by rules made by the Lieutenant Governor.

Public Account of the Union territory of Jammu and Kashmir and moneys credited to it.

68. (1) On and from the appointed day, all other public moneys received by or on behalf of the Lieutenant Governor shall be credited to a Public Account entitled “the Public Account of the Union territory of Jammu and Kashmir”.

(2) The custody of public moneys, other than those credited to the Consolidated Fund of the Union territory or the Contingency Fund of the Union territory of Jammu and Kashmir, received by or on behalf of the Lieutenant Governor, their payment into the Public

Accounts of the Union territory of Jammu and Kashmir and the withdrawal of moneys from such account and all other matters connected with or ancillary to the aforesaid matters shall be regulated by rules made by the Lieutenant Governor on the advice of Council of Ministers.

69. (1) There shall be established a Contingency Fund in the nature of an imprest to be entitled "the Contingency Fund of the Union territory of Jammu and Kashmir", into which shall be paid from and out of the Consolidated Fund of the Union territory of Jammu and Kashmir such sums as may, from time to time, be determined by law made by the Legislative Assembly of the Union territory of Jammu and Kashmir; and the said Fund shall be held by the Lieutenant Governor to enable advances to be made by him out of such Fund.

Contingency Fund of Union territory of Jammu and Kashmir.

(2) No advances shall be made out of the Contingency Fund of the Union territory of Jammu and Kashmir except for the purposes of meeting unforeseen expenditure pending authorisation of such expenditure by the Legislative Assembly under appropriations made by law.

(3) The Lieutenant Governor on the advice of the Council of Ministers may make rules regulating all matters connected with or ancillary to the custody of, the payment of moneys into, and the withdrawal of moneys from, the Contingency Fund of the Union territory of Jammu and Kashmir.

70. (1) The executive power of the Union territory extends to borrowing upon the security of the Consolidated Fund of the Union territory of Jammu and Kashmir within such limits, if any, as may, from time to time, be fixed by Legislative assembly by law and to the giving of guarantees within such limits, if any, as may be so fixed.

Borrowing upon the security of Consolidated Fund of Union territory of Jammu and Kashmir.

(2) Any sums required for the purpose of invoking a guarantee shall be charged on the Consolidated Fund of the Union territory of Jammu and Kashmir.

71. The accounts of the Union territory of Jammu and Kashmir shall be kept in such form as the Lieutenant Governor may, after obtaining advice of the Comptroller and Auditor-General of India, prescribe by rules.

Form of accounts of the Union territory of Jammu and Kashmir.

72. The reports of the Comptroller and Auditor-General of India relating to the accounts of Union territory of Jammu and Kashmir for any period subsequent to the date referred to in sub-section (1) of section 67 shall be submitted to the Lieutenant Governor who shall cause them to be laid before the Legislative Assembly.

Audit reports.

73. If the President, on receipt of a report from the Lieutenant Governor of Union territory of Jammu and Kashmir, or otherwise, is satisfied,—

Provision in case of failure of constitutional machinery.

(a) that a situation has arisen in which the administration of the Union territory of Jammu and Kashmir cannot be carried on in accordance with the provisions of this Act, or

(b) that for the proper administration of Union territory of Jammu and Kashmir it is necessary or expedient so to do,

the President may, by order, suspend the operation of all or any of the provisions of this Act for such period as he thinks fit and make such incidental and consequential provisions as may appear to him to be necessary or expedient for administering the Union territory of Jammu and Kashmir in accordance with the provisions of this Act.

74. Where the Legislative Assembly is dissolved, or its functioning as such Assembly remains suspended, on account of an order under section 73, it shall be competent for the President to authorize, when the House of the People is not in session, expenditure from the Consolidated Fund of the Union territory of Jammu and Kashmir pending the sanction of such expenditure by Parliament.

Authorisation of expenditure by President.

PART VIII

HIGH COURT

High Court of Jammu and Kashmir to be common High Court.

75. (1) On and from the appointed day,—

(a) the High Court of Jammu and Kashmir shall be the common High Court for the Union territory of Jammu and Kashmir and Union territory of Ladakh;

(b) the Judges of the High Court of Jammu and Kashmir for the existing State of Jammu and Kashmir holding office immediately before the appointed day shall become on that day the Judges of the common High Court.

(2) The expenditure in respect of salaries and allowances of the Judges of the common High Court shall be allocated amongst the Union territory of Jammu and Kashmir and Union territory of Ladakh on the basis of population ratio.

Special provision relating to Bar Council and advocates.

76. (1) On and from the date referred to in sub-section (1) of section 75, in the Advocates Act, 1961, in section 3, in sub-section (1),—

(a) in clause (a), the words “Jammu and Kashmir” shall be deleted.

(b) after clause (f), the following clause shall be inserted, namely—

- (g) - for the Union territory of Jammu and Kashmir and Union territory of Ladakh, to be known as the Bar Council of Jammu and Kashmir; and Ladakh.

(2) Any person who immediately before the date referred to in sub-section (1) of section 75 is an advocate on the roll of the Bar Council of the existing State of Jammu and Kashmir and practising as an advocate in the High Court of Jammu and Kashmir, may continue to be members of the “Bar council of Jammu and Kashmir; and Ladakh”, notwithstanding anything contained in the Advocates Act, 1961 and the rules made thereunder.

(3) The persons other than the advocates who are entitled immediately before the date referred to in sub-section (1) of section 75, on and after that date, be recognised as such persons entitled also to practise in the common High Court of Jammu and Kashmir or any subordinate court thereof, as the case may be.

(4) The right of audience in the common High Court of Jammu and Kashmir shall be regulated in accordance with the like principles as immediately before the date referred to in sub-section (1) of section 75, are in force with respect to the right of audience in the High Court of Jammu and Kashmir.

Practice and procedure in common High Court of Jammu and Kashmir.

77. Subject to the provisions of this Part, the law in force immediately before the date referred to in sub-section (1) of section 75 with respect to practice and procedure in the High Court of Jammu and Kashmir shall, with the necessary modifications, apply in relation to the common High Court of Jammu and Kashmir and accordingly, the common High Court of Jammu and Kashmir shall have all such powers to make rules and orders with respect to practice and procedure as are immediately before that date exercisable by the common High Court of Jammu and Kashmir:

Provided that any rules or orders which are in force immediately before the date referred to in sub-section (1) of section 75 with respect to practice and procedure in the High Court of Jammu and Kashmir shall, until varied or revoked by rules or orders made by the common High Court of Jammu and Kashmir, apply with the necessary modifications in relation to practice and procedure in the common High Court of Jammu and Kashmir as if made by that Court.

Savings.

78. Nothing in this Part shall affect the application to the common High Court of Jammu and Kashmir of any provisions of the Constitution, and this Part shall have effect subject to any provision that may be made on or after the date referred to in sub-section (1) of section 75 with respect to the common High Court of Jammu and Kashmir by any Legislature or other authority having power to make such provision.

PART IX

ADVOCATE-GENERAL OF UNION TERRITORY OF JAMMU AND KASHMIR

79. (1) The Lieutenant Governor shall appoint a person who is qualified to be appointed a Judge of the High Court, to be Advocate-General for the Union territory of Jammu and Kashmir.

Advocate General for Union territory of Jammu and Kashmir.

(2) It shall be the duty of such Advocate - General to give advice to the Government of such Union territory upon such legal matters and to perform such other duties of a legal character, as may from time to time be referred or assigned to him by the said Government, and to discharge the functions conferred on him by or under the Constitution or any other law for the time being in force.

(3) In the performance of his duties, the Advocate-General shall have the right of audience in all courts in the Union territory of Jammu and Kashmir.

(4) The Advocate-General shall hold office during the pleasure of the Lieutenant Governor and receive such remuneration as the Lieutenant Governor may determine.

PART X

AUTHORISATION OF EXPENDITURE AND DISTRIBUTION OF REVENUES

80. The Governor of existing State of Jammu and Kashmir may, at any time before the appointed day, authorise such expenditure from the Consolidated Fund of the Union territory of Jammu and Kashmir as he deems necessary for any period not more than six months beginning with the appointed day pending the sanction of such expenditure by the Legislative Assembly of the Union territory of Jammu and Kashmir:

Authorisation of expenditure of Union territory of Jammu and Kashmir.

Provided that the Lieutenant Governor of Union territory of Jammu and Kashmir may, after the appointed day, authorise such further expenditure as he deems necessary from the Consolidated Fund of the Union territory of Jammu and Kashmir for any period not extending beyond the said period of six months.

81. The Governor of existing State of Jammu and Kashmir may, at any time before the appointed day, authorise such expenditure from the Consolidated Fund of Union territory of Jammu and Kashmir as he deems necessary for any period not more than six months beginning with the appointed day pending the sanction of such expenditure by the Parliament:

Authorisation of expenditure of Union territory of Ladakh.

Provided that the President may, after the appointed day, authorise such further expenditure as he deems necessary from the Consolidated Fund of India for any period not extending beyond the said period of six months.

82. (1) The reports of the Comptroller and Auditor-General of India referred to in clause (2) of article 151 relating to the accounts of the existing State of Jammu and Kashmir in respect of any period prior to the appointed day shall be submitted to the Lieutenant Governors of the successor Union territory of Jammu and Kashmir, and Union territory of Ladakh.

Reports relating to accounts of Jammu and Kashmir State.

(2) The Lieutenant Governor of Jammu and Kashmir, thereafter shall cause the reports to be laid before the Legislature of the Union territory of Jammu and Kashmir.

(3) The Lieutenant Governor of Jammu and Kashmir may by order—

(a) declare any expenditure incurred out of the Consolidated Fund of Jammu and Kashmir on any service in respect of any period prior to the appointed day during the financial year or in respect of any earlier financial year in excess of the amount granted for that service and for that year as disclosed in the reports referred to in sub-section (1) to have been duly authorised; and

(b) provide for any action to be taken on any matter arising out of the said reports.

Distribution of revenue.

83. (1) The award made by the Fourteenth Finance Commission to the existing State of Jammu and Kashmir shall be apportioned between the successor Union territory of Jammu and Kashmir; and Union territory of Ladakh by the Central Government on the basis of population ratio and other parameters:

Provided that on the appointed day, the President shall make a reference to the Union Territories Finance Commission to take into account the resources available to the successor Union territory of Ladakh and make separate award for the successor Union territory of Ladakh:

Provided that on the appointed day, the President shall make a reference to the Fifteenth Finance Commission to include Union territory of Jammu and Kashmir in its Terms of Reference and make award for the successor Union territory of Jammu and Kashmir.

(2) Notwithstanding anything in sub-section (1), the Central Government may, having regard to the resources available to the successor Union territory of Ladakh make appropriate grants and also ensure that adequate benefits and incentives in the form of special development package are given to the backward areas of this region.

PART XI

APPORTIONMENT OF ASSETS AND LIABILITIES

Application of this Part.

84. (1) The provisions of this Part shall apply in relation to the apportionment of the assets and liabilities of the existing State of Jammu and Kashmir immediately before the appointed day, between the successor Union territory of Jammu and Kashmir and successor Union territory of Ladakh.

(2) The apportionment of the assets and liabilities of the existing State of Jammu and Kashmir shall be subject to the recommendations of a committee constituted by the Central Government.

(3) The process of apportionment shall be completed within a period of twelve months from the appointed day.

PART XII

PROVISIONS AS TO CERTAIN CORPORATIONS AND ANY OTHER MATTERS

Advisory Committee(s).

85. (1) The Central Government may by order, establish one or more Advisory Committees within a period of 90 days from the appointed day, for the purposes of :

(a) apportionment of assets, rights and liabilities of the companies and corporations constituted for the existing State of Jammu and Kashmir between Union territory of Jammu and Kashmir and Union territory of Ladakh;

(b) issues relating to Continuance of arrangements in regard to generation and supply of electric power and supply of water;

(c) issues related to Jammu and Kashmir State Financial Corporation;

(d) issues related to Companies constituted for the existing state of Jammu and Kashmir regarding the division of the interests and shares and reconstitution of Board of Directors;

(e) issues related to facilities in certain State Institutions; and

(f) issues related to any other matters not covered under this section.

(2) The committees so appointed under sub-section (1) of this section, shall submit their reports within six months to the Lieutenant Governor of Union territory of Jammu and Kashmir, who shall act on the recommendations of such committees within a period of 30 days from the date of receiving such reports.

59 of 1988.

86. (1) Notwithstanding anything contained in section 88 of the Motor Vehicles Act, 1988, a permit granted by the State Transport Authority of the existing State of Jammu and Kashmir or any Regional Transport Authority in that State shall, if such permit was, immediately before the appointed day, valid and effective in any area in the transferred territory, be deemed to continue to be valid and effective in that area after that day till its period of validity subject to the provisions of that Act as for the time being in force in that area; and it shall not be necessary for any such permit to be countersigned by the Transport Authority of any of Union territory or any Regional Transport Authority therein for the purpose of validating it for use in such area:

Temporary provisions as to continuance of certain existing road transport permits.

Provided that the Lieutenant Governor may add to amend or vary the conditions attached to the permit by which the permit was granted.

(2) No tolls, entrance fees or other charges of a like nature shall be levied after the appointed day in respect of any transport vehicle for its operations in any of the successor Union Territories under any such permit, if such vehicle was, immediately before that day, exempt from the payment of any such toll, entrance fees or other charges for its operations in the transferred territory:

Provided that the Central Government may, after consultation with the Government of Union territory of Jammu and Kashmir or the administration of Union territory of Ladakh, as the case may be, authorise the levy of any such toll, entrance fees or other charges, as the case may be:

Provided further that the provisions of this sub-section shall not be applicable where any such tolls, entrance fees or other charges of a like nature are leviable for the use of any road or bridge which is constructed or developed for commercial purpose by the State Government, an undertaking of the State Government, a joint undertaking in which the State Government is a shareholder or the private sector.

43 of 1961.

87. Where the assets, rights and liabilities of any body corporate carrying on business are, under the provisions of this Part, transferred to any other bodies corporate which after the transfer carry on the same business, the losses or profits or gains sustained by the body corporate first-mentioned which, but for such transfer, would have been allowed to be carried forward and set off in accordance with the provisions of Chapter VI of the Income-tax Act, 1961, shall be apportioned amongst the transferee bodies corporate in accordance with the rules to be made by the Central Government in this behalf and, upon such apportionment, the share of loss allotted to each transferee body corporate shall be dealt with in accordance with the provisions of Chapter VI of the said Act, as if the transferee body corporate had itself sustained such loss in a business carried on by it in the years in which those losses were sustained.

Special provision as to income-tax.

PART XIII

PROVISIONS AS TO SERVICES

88. (1) In this section, the expression "State cadre"—

(a) in relation to the Indian Administrative Service, has the same meaning assigned to it in the Indian Administrative Service (Cadre) Rules, 1954;

(b) in relation to the Indian Police Service, has the same meaning assigned to it in the Indian Police Service (Cadre) Rules, 1954; and

(c) in relation to the Indian Forest Service, has the same meaning assigned to it in the Indian Forest Service (Cadre) Rules, 1966.

(2) The members of the cadres of Indian Administrative Service, Indian Police Service and Indian Forest Service for the existing State of Jammu and Kashmir, on and from the appointed day, shall continue to function on the existing cadres.

(3) The provisional strength, composition and allocation of officers currently borne on the existing cadre of Jammu and Kashmir to the Union territory of Jammu and Kashmir

IAS (Cadre) rules, 1954.

IPS (Cadre) rules, 1954.

IFS (Cadre) rules, 1966.

Provisions relating to All-India Services.

and Union territory of Ladakh, as referred to in sub-section (2) shall be such as the Lieutenant Governor of Union territory of Jammu and Kashmir may, by order, determine on or after the appointed day.

(4) The members of each of the said services, currently borne on the Jammu and Kashmir cadre immediately before the appointed day shall be finally allocated between the successor Union territory of Jammu and Kashmir and Union territory of Ladakh, in such manner and with effect from such date or dates as the Central Government may, by order, specify on the recommendation of Lieutenant Governors of Union territory of Jammu and Kashmir; and Union territory of Ladakh.

(5) The Officers so allocated to both the Union Territories shall function within these Union Territories, in accordance with the rules framed by the Central Government.

(6) In future, the All India Service officers to be posted to Union territory of Jammu and Kashmir or Union territory of Ladakh, as the case may be, shall be borne on the Arunachal Goa Mizoram Union Territory cadre, and necessary modifications in corresponding cadre allocations rules may be made accordingly, by the Central Government.

Provisions relating to other services.

89. (1) Every person who immediately before the appointed day is serving on substantive basis in connection with the affairs of the existing State of Jammu and Kashmir shall, on and from that day provisionally continue to serve in connection with the affairs of the Union territory of Jammu and Kashmir and Union territory of Ladakh, by general or special order of the Lieutenant Governor of Union territory of Jammu and Kashmir:

Provided that every direction under this sub-section issued after the expiry of a period of one year from the appointed day shall be issued with the consultation of the Government or Administration of the successor Union Territories, as the case may be.

(2) As soon as may be after the appointed day, the Lieutenant Governor of Jammu and Kashmir shall, by general or special order, determine the successor Union territory to which every person referred to in sub-section (1) shall be finally allotted for service, after consideration of option received by seeking option from the employees, and the date with effect from which such allotment shall take effect or be deemed to have taken effect:

Provided that even after the allocation has been made, Lieutenant Governor of Union territory of Jammu and Kashmir may in order to meet any deficiency in the service, depute officers from one successor Union territory to the other Union territory.

(3) Every person who is finally allotted under the provisions of sub-section (2) to a successor Union territory shall, if he is not already serving therein, be made available for serving in the successor Union territory from such date as may be agreed upon between the Government of the successor Union territory of Jammu and Kashmir and Administration of Union territory of Ladakh, or, in default of such agreement, as may be determined by the Central Government:

Provided that the Central Government shall have the power to review any of its orders issued under this section.

Other provisions relating to services.

90. (1) Nothing in this section or in section 89 shall be deemed to affect, on or after the appointed day, the operation of the provisions of Chapter I of Part XIV of the Constitution in relation to determination of the conditions of service of persons serving in connection with the affairs of the Union or any Union territory:

Provided that the conditions of service applicable immediately before the appointed day in the case of any person deemed to have been allocated to the Union territory of Jammu and Kashmir or Union territory of Ladakh under section 89 shall not be varied to his disadvantage except with the previous approval of the Lieutenant Governor.

(2) All services prior to the appointed day rendered by a person,—

(a) if he is deemed to have been allocated to any Union territory under section 89, shall be deemed to have been rendered in connection with the affairs of that Union territory;

(b) if he is deemed to have been allocated to the Union in connection with the administration of the successor Union territory, shall be deemed to have been rendered in connection with the affairs of the Union, for the purposes of the rules regulating his conditions of service.

(3) The provisions of section 89 shall not apply in relation to members of any All-India Service.

91. Every person who, immediately before the appointed day, is holding or discharging the duties of any post or office in connection with the affairs of the existing State of Jammu and Kashmir in any area which on that day falls within one of the successor Union territory shall continue to hold the same post or office in that successor Union territory, and shall be deemed, on and from that day, to have been duly appointed to the post or office by the Government of, or other appropriate authority in, that successor Union territory:

Provisions as to continuance of officers in same post.

Provided that nothing in this section shall be deemed to prevent a competent authority, on and from the appointed day, from passing in relation to such person any order affecting the continuance in such post or office.

92. On and from the appointed day, the employees of State Public Sector Undertakings, corporations and other autonomous bodies shall continue to function in such undertaking, corporation or autonomous bodies for a period of one year and during this period the corporate body concerned shall determine the modalities for distributing the personnel between the successor Union Territories.

Provision for employees of Public Sector Undertakings, etc.

93. (1) The Public Service Commission for the existing State of Jammu and Kashmir shall, on and from the appointed day, be the Public Service Commission for the Union territory of Jammu and Kashmir.

Provisions as to State Public Service Commission.

(2) The Union Public Service Commission, with the approval of the President, shall serve the needs of the Union territory of Ladakh.

(3) The persons holding office immediately before the appointed day as the Chairman or other member of the Public Service Commission for the existing State of Jammu and Kashmir shall, as from the appointed day, be the Chairman or, as the case may be, the other member of the Public Service Commission for the Union territory of Jammu and Kashmir.

(4) Every person who becomes the Chairman or other member of the Public Service Commission for the Union territory of Jammu and Kashmir on the appointed day under subsection (3) shall be entitled to receive from the Government of the Union territory of Jammu and Kashmir, conditions of service not less favourable than those to which he was entitled under the provisions applicable to him.

(5) The report of the Jammu and Kashmir Public Service Commission as to the work done by the Commission in respect of any period prior to the appointed day shall be presented to the Lieutenant Governor of the State of Jammu and Kashmir, and the Lieutenant Governor of the Union territory of Jammu and Kashmir shall, on receipt of such report, cause a copy thereof together with a memorandum explaining as far as possible, as respects the cases, if any, where the advice of the Commission was not accepted, the reasons for such non-acceptance to be laid before the Legislature of the Union territory of Jammu and Kashmir.

PART XIV

LEGAL AND MISCELLANEOUS PROVISIONS

94. On and from the appointed day, in section 15 of the States Reorganisation Act, 1956, in clause (a), for the words "Jammu and Kashmir" the words "Union territory of Jammu and Kashmir and Union territory of Ladakh" shall be substituted.

Amendment of section 15 of Act 37 of 1956.

95. (1) All Central laws in Table -1 of the Fifth Schedule to this Act, on and from the appointed day, shall apply in the manner as provided therein, to the Union territory of Jammu and Kashmir and Union territory of Ladakh.

Territorial extent of laws.

(2) All other laws in Fifth Schedule, applicable to existing State of Jammu and Kashmir immediately before the appointed day, shall apply in the manner as provided therein, to the Union territory of Jammu and Kashmir and Union territory of Ladakh.

Power to adapt laws.

96. For the purpose of facilitating the application in relation to the successor Union Territories, of any law made before the appointed day, as detailed in Fifth Schedule, the Central Government may, before the expiration of one year from that day, by order, make such adaptations and modifications of the law, whether by way of repeal or amendment, as may be necessary or expedient, and thereupon every such law shall have effect subject to the adaptations and modifications so made until altered, repealed or amended by a competent Legislature or other competent authority.

Power to construe laws.

97. Notwithstanding that no provision or insufficient provision has been made under section 96 for the adaptation of a law made before the appointed day, any court, tribunal or authority, required or empowered to enforce such law may, for the purpose of facilitating its application in relation to the Union territory of Jammu and Kashmir or Union territory of Ladakh, construe the law in such manner, without affecting the substance, as may be necessary or proper in regard to the matter before the court, tribunal or authority.

Power to name authorities, etc., for exercising statutory functions.

98. The Lieutenant Governor, as respects the concerned territory may, by notification in the Official Gazette, specify the authority, officer or person who, on or after the appointed day, shall be competent to exercise such functions exercisable under any law in force on that day as may be mentioned in that notification and such law shall have effect accordingly.

Legal proceedings.

99. Where, immediately before the appointed day, the existing State of Jammu and Kashmir is a party to any legal proceedings with respect to any property, rights or liabilities subject to apportionment among the successor Union Territories under this Act, the Union territory of Jammu and Kashmir or the Union territory of Ladakh which succeeds to, or acquires a share in, that property or those rights or liabilities by virtue of any provision of this Act shall be deemed to be substituted for the existing State of Jammu and Kashmir or added as a party to those proceedings, and the proceedings may continue accordingly.

Transfer of pending proceedings.

100. (1) Every proceeding pending immediately before the appointed day before a court (other than High Court), tribunal, authority or officer in any area which on that day falls within the State of Jammu and Kashmir shall, if it is a proceeding relating exclusively to the territory, which as from that day are the territories of any Union territory, stand transferred to the corresponding court, tribunal, authority or officer of that Union territory.

(2) If any question arises as to whether any proceeding should stand transferred under sub-section (1), it shall be referred to the common High Court of Jammu and Kashmir and the decision of that High Court shall be final.

(3) In this section—

(a) proceeding includes any suit, case or appeal; and

(b) corresponding court, tribunal authority or officer in any of Union territory means—

(i) the court, tribunal, authority or officer in which, or before whom, the proceeding would have laid if it had been instituted after the appointed day; or

(ii) in case of doubt, such court, tribunal, authority, or officer in that Union territory, as may be determined after the appointed day by the Government or administration of that Union territory, or the Central Government, as the case may be, or before the appointed day by the Government of the existing State of Jammu and Kashmir to be the corresponding court, tribunal, authority or officer.

101. Any person who, immediately before the appointed day, is enrolled as a pleader entitled to practise in any subordinate court in the existing State of Jammu and Kashmir shall, for a period of one year from that day, continue to be entitled to practise in those courts, notwithstanding that the whole or any part of the territories within the jurisdiction of those courts has been transferred to any of the Union Territories.

Right of pleaders to practise in certain cases.

102. The provisions of this Act shall have effect notwithstanding anything inconsistent therewith contained in any other law.

Effect of provisions of the Act inconsistent with other laws.

103. (1) If any difficulty arises in giving effect to the provisions of this Act, the President may, by order do anything not inconsistent with such provisions which appears to him to be necessary or expedient for the purpose of removing the difficulty:

Power to remove difficulties.

Provided that no such order shall be made after the expiry of a period of five years from the appointed day.

(2) Every order made under this section shall be laid before each House of Parliament.

The First Schedule*(See Section 9)***Union territory of Jammu and Kashmir****Members of Council of State**

S.No.	Name of the sitting Member	Term
1.	Fayaz Mir Mohammad	11/02/2015 to 10/02/2021
2.	Laway Shri Nazir Ahmed	16/02/2015 to 15/02/2021
3.	Manhas Shri Shamsher Singh	11/02/2015 to 10/02/2021
4.	Ghulam Nabi Azad	16/02/2015 to 15/02/2021

The Second Schedule*[See Section 11(1)]*

Amendments to the Delimitation of Parliamentary Constituencies Order, 1976

Union territory of Jammu and Kashmir**Parliamentary Constituencies**

S.No.	Name of the Constituency	Extent of Constituency
1.	Baramulla	Baramulla District
2.	Srinagar	Srinagar District
3.	Anantnag	Anantnag District
4.	Udhampur	Udhampur, Doda and Kathua Districts
5.	Jammu	Jammu, Rajouri and Poonch Districts

Union territory of Ladakh**Parliamentary Constituency**

S.No.	Name of the Constituency	Extent of Constituency
1.	Ladakh	Ladakh District

Note.— (i) Any reference in this Schedule to a district shall be taken to mean the area comprised within that district on the 1st day of August, 1975.

(ii) As per details included in Delimitation of Parliamentary and Assembly Constituencies Order, 1976 under Articles 81 & 82 of the Constitution of India as applied to the State of Jammu and Kashmir by the Constitution (Application to J&K) Order, 1954 (C.O. 48).

The Third Schedule

[See Section 14(5)]

Amendments to the Delimitation of Assembly Constituencies Order, 1995

Union territory of Jammu and Kashmir**Assembly Constituencies**

S. No.	Name of the Assembly Constituency	Extent
1	2	3
KUPWARA DISTRICT		
1.	Karnah	All PCs of Tehsil Karnah; PC Keran of Tehsil Kupwara.
2.	Kupwara	PCs 18-Sulakot, 20-Radabug, 22-Bumhama, 23-Drugmulla, 25-Gushi, 26-Batargam, 27-Dadikoot, 30-Gulgam, 31-Harrai, 32-Hayan, 33-Trehgam, 34-Guglose, 35-Kralpora, 36-Guzeryal, 37-Gundizona-Reshi, 38-Panzgam, 39-Meelyal, 40-Shooloora, 41-Dardihairi-Kharagund, 42-Kupwara and P.C. 55-Manzgam in Tehsil Handwara.
3.	Lolab	PCs 1-Harduring, 2-Chontiware, 3-Machil, 4-Kalaroch, 5-Khumrayal, 6-Kanthpora, 7-Wawoora, 8-Maidanpora, 9-Khurhama, 10-Warnow, 11-Krusan, 12-Sogam, 13-Darapora, 14-Lalpora, 15-Chandigam, 16-Tekipora, 17-Dewar Inderbug, 19-Manigah, 29-Haihama, 45-Dardapora in Kupwara Tehsil.
4.	Handwara	PCs 8-Maidan Chogal, 28-Taratpora, 29-Wilgam, 30-Lilam, 31-Dulipora, 32-Opzawani, 33-Shogapora, 34-Neelipora, 35-Magam, 36-Jagarpora, 39-Behnipora, 40-Rajpora, 41-Zachaldara, 42-Wadder, 43-Turkapora, 44-Chanjimulla, 45-Wadipora, 46-Bhaki Akhar, 47-Batakoot, 48-Braripora, 49-Waripora Gonipora, 50-Nutanoosa, 51-Kandikhas, 52-Handwara; 53- Dhama, 54-Panchakoot in Tehsil Handwara; and 21-Kegam, 28-Nagrimalpora, 24-Najatpora in Tehsil Kupwara.
5.	Langate	PCs 1- Langate, 2-Unusu, 3-Pohrupeth, 4-Glura, 5- Martgam, 6-Hanga, 7-Shanoo, 9-Nowgam, 10-Mawar, 11- Qalamchakla, 12- Adura, 13-Haril, 14-Drangsoo-Shah-Nagri, 15-Udipora, 16- Kralagund, 17-Lokipora, 18-Kichlo Qazipora, 19-Khaipora, 20-Panditpora, 21-Super-Nagam, 22-Ashapora, 23-Safalpora, 24-Kralpora, 25-Deedarpora, 26-Shathgund-Balla, 27-Rawalpora, 37-Wasiakawnar, 38- Lachampora in Tehsil Handwara.
BARAMULLA DISTRICT		
6.	Uri	All PCs in Tehsil Uri.
7.	Rafiabad	PCs 11-Chakloo, 12- Nadihal, 13-Shitloo, 15-Biner Kahdoora in Tehsil Baramulla; and PCs 5-Nowpora Kalan, 8-Watargam, 9-Fidarpora, 10-Handipora, 11-Yarbug, 12-Riban-Ramhama, 13-Ladora, 14-Rehama, 15-Chijahama, 16- Wanpora, 17-Panzalla-Gundabal, 18- Sailkoot, 19-Balhama-Thakanpora, 20-Chatoosa, 21-Dangi-wacha, 22-Rawacha, 23-Harduchanam, 24-Bakshipora-Batapora, 25-Zithan, 36- Behrampora, 37-Chitlora, 38- Achabal in Tehsil Sopore.
8.	Sopore	PCs 1-Sopore with NAC, 2- Warapora, 3- Arampora, 4- Dangerpora, 6- Watalab, 32- Seeloo, 33- Botingoo, 34- Mundji, 35- Duroo, 39- Hardu-Shiva, 41- Aadipora-Bomai, 42-Wadoora, 40-Tujar-Pahlhar, 43- Harwan, 44- Zaloor in Tehsil Sopore.

1	2	3
9.	Gurez	All PCs in Tehsil Gurez.
10.	Bandipora	All PCs in Tehsil Bandipora; and PC 1- Ajas of Tehsil Sonawari.
11.	Sonawari	All PCs in Tehsil Sonawari excluding PC 1-Ajas.
12.	Sangrama	PCs 16-Kreeri, 17-Wizar, 18-Authora, 19-Shalakawara, 20-Nowpora-Jagir, 21-Wagoora, 22-Kachumuqam, 24- Manigam, 25-Kalantara-Balla, 26 - Dandmoh, 27- Sultanpora-Kandi in Tehsil Baramulla; and 7-Tarzo, 26-Hygam, 27-Seer-Jagir, 28-Bulagam, 29-Sangrama, 30-Krank-Shivan, 31-Wagub in Tehsil Sopore.
13.	Baramulla	PCs 1- Laridora, 2- Heewan, 30 Malapora, 4-Kich-Hama, 50-Ushkara, 6-Khanpora with NAC, 7-Khaja-Bagh, 8-Taki-Sultan, 9-Khaitangan, 10-Delina, 14-Kansipora, 23- Chandoosa in Tehsil Baramulla.
14.	Gulmarg	All PCs in Teshil Gulmarg; and 2-Wailoo Kralpora, 8-Sriwarpora, 9-Chokar, 10- Waripora-Bangil, 12- Malmoh, 13- Nowlari, 16-Yal in Tehsil Pattan.
15.	Pattan	Tehsil Pattan excluding 2-Wailoo-Kralpora, 8-Sriwarpora, 9-Chokar, 10-Waripora Bangil, 12- Malmoh, 13-Nowlari and 16-Yal.
SRINAGAR DISTRICT		
16.	Kangan	All PCs of Tehsil Kangan; and PCs -Manigam, 2-Wailoo, 3-Nunar in Tehsil Ganderwal.
17.	Ganderbal	Tehsil Ganderbal excluding 1-Manigam, 2-Wailoo, 3-Nunar and P.C. Haran in Srinagar Tehsil.
18.	Hazratbal	Ward 16 in Srinagar Municipality (excluding Municipal areas not falling in Srinagar Tehsil but falling in Ganderbal Tehsil) and PC 9-Bachpora in Tehsil Ganderbal and Wards 17 and 12 except the following Mohallas of Ward 12 ; Mugal Mohalla, Surateng, Khawjapora, Kocha Nidan, Zindashah and boat population of these wards.
19.	Zadibal	Wards 14 and 15 in Srinagar Municipality and boat population of Anchar and of the ghats of these wards.
20.	Idgah	Wards 8 and 11 in Srinagar Municipality and P.C. 38-Palpora and 41-Sangam in Srinagar Tehsil.
21.	Khanyar	Wards 10-13 of Srinagar Municipality and the following mohallas of Ward 12-Mugal Mohalla, Surateng, Khawjapora, Zindshah and Kocha Nidan and boat population of these wards.
22.	Habbakadal	Wards 7 and 9 in Srinagar Municipality and boat population of Wards 6, 7 and 9.
23.	Amirakadal	Wards 3 and 4 in Srinagar Municipality excluding (i) Natipora (rural), (ii) Rawalpora (rural), (iii) Hyderpora (rural); and excluding Aramwari, Gund Chandal, Stingoo, Sutho Kirther Bagh in Tehsil Chadoora and Watdoor, Galwanpora Laloo and Shesgam Bagh in Tehsil Badgam and boat population of these wards and of Ward 5.
24.	Sonawar	Wards 1 and 2 in Srinagar Municipality and Badamibagh Cantonment and P.C. 21-Chitrahama, 19-Dara, 29-Khunmu, 30-Balhama, 31-Zewan in Tehsil Sringar and boat population of ghats in these wards.
25.	Batamaloo	Wards 5 and 6 in Srinagar Municipality ; and PCs 6-Mujgund, 42-Bachipora Tengpora in Srinagar Tehsil.

1	2	3
BUDGAMDISTRICT		
26.	Chadoora	The following Patwar Circles of Tehsil Chadoora, 16-Chadoora, 24-Chattergam, 25-Wagora, 26-Wathura, 27-Khanda, 28-Bugam Batapora, 29-Kralpora, 30-Hayatpora, 31-Pohroo, 32-Rakh Shalina, 33-Bagati Kanipora, 34-Nowgam, 35-Kanihama, 36-Daulatpora, 38-Natipora rural area outside Srinagar Municipal limits in ward 4 and 39-Lasjan and Aramwari, Gund, Chandal Stengoo, Suthoo, Kirtherbagh and 40-Kursu Padshahibagh.
27.	Badgam	PCs 1-Soibugh, 2-Dhrmana, 3-Wahabpora, 4-Arth, 5-Wadwan, 6-Bemina, 7-Pallar, 8-Garriend Kalan, 9-Sholipra, 10-Nassar-ullah-Pora, 11-Jahama, 12-Water-Wani, 28-Chune, 29-Badgam, 30-Ompora 31-Narkara, 32-Humhama, 35-Karewa Damodar, 36-Gund-Sathu, 37-Ichakoot, 38-Ichgam, 33-Rawalpora (rural), 34-Hyderpora (rural) in Badgam Tehsil.
28.	Beerwah	PCs 1-Suzeth-Gooripora, 2-Kawoosa Khalisa, 3-Kawoosa Jagir, 4-Batapora Kahihama, 5-Sanoor-Kalipora, 6-Hardu Malpora, 7-Bandagam, 8-Utligam, 9-Mula-Shulla, 10-Sonapah, 12-Gondipora, 21-Shanglipora, 22-Khag, 23-Malpora Khag, 24-Himchipora, 25-Lalpora, 26-Beerwah, 27-Chewdara, 28-Peth Mukahama, 29-Rathusun, 30-Bona Makhama, 31-Nagam, 32-Iskanderpora, 33-Aripanthan, 34-Palpora, 36-Hardua-Shorsh in Tehsil Beerwah.
29.	Khansahib	PCs 1-Hokhalatri, 13-Phartahn, 14-Kandoora, 15-Drahg, 16-Sitaharan, 17-Zogikharian, 18-Arizal, 19-Qamroo, 20-Rawalpora-Beerwah ; and PC 35- Sail in Tehsil Berwah; and PCs 13-Waterhail, 14-Jawalapora, 15-Sondipora, 16-Dalipora, 17-Yari Khah, 18-Talapora, 19-Parnawah, 20-Drayagram, 21-Frestwar Khasipora, 22-Arigam, 23-Khan Sahib, 24-Raithan, 25-Kachwari, 26-Gurwait Kalan, 27-Falchall in Tehsil Budgam.
30.	Chrar-i-Sharief	PCs 1-Gogji Pathari, 2-Brinjan, 3-Hafroo Batapora, 4-Branawar, 5-Surasyar, 6-Dada-Ompara, 7-Hanjura, 8-Nowpora, 9-Pakharpora, 10-Hardu Dalwan Futlipora, 11-Teelsarah, 12-Chrar-i-Sharief, 13-Watkaloo, 14-Darawan Nowgam, 15-Chtsesn, 17-Nagam, 18-Badipora, 19-Yarikalan, 20-Ropora Namtihal, 21-Kanir, 22-Ranger, 23-Sogam, 37-Nowhar in Tehsil Chadoora.
PULWAMA DISTRICT		
31.	Tral	All PCs in Tehsil Tral.
32.	Pampore	All PCs in Tehsil Pampore and Patwar Circles 26-Awantipora, 27-Padgampora, 29-Lilhar, 46-Nihama, 47-Kakapora in Tehsil Pulwama.
33.	Pulwama	PCs 1-Inder, 2-Gangoo, 5-Pulwama with NAC, 9-Ratnipora, 10-Pahoo, 11-Trich, 12-Koil, 13-Pinglina, 14-Narwa, 17-Litter-Shistar, 18-Nayina, 19-Panzgam, 20-Dogripora, 21-Rishipora, 22-Laderpur, 23-Nownagri, 24-Tokna, 25-Malangpora, 28-Lajoor, 40-Palapora, 45-Newa, 48-Jagir Parigam, 49-Tumchi Nowpora, 50-Hakripora in Tehsil Pulwama.
34.	Rajpora	PCs 3-Karimabad, 4-Moran, 6-Kangan, 7-Wahibugh, 8-Gosoo, 15-Bonarah, 16-Trichal, 30-Ramoo, 31-Billowdergund, 32-Qasbayar, 33-Drubgam, 34-Mitrigam, 35-Abhama, 36-Trujan, 37-Khaigam, 38-Noorpora Payeen, 39-Arihal, 41-Tahab-Shadipora, 42-Achan, 43-Chandigam, 44-Rajpora in Tehsil Pulwama.
35.	Wachi	PCs 8-Kalroo Malikgund, 9-Nadigam, 11-Dangerpora, 12-Turka Wangam, 13-Urapora, 14-Hardu-Handow, 15-Harmain, 16-Chak-Chowand, 17-Kapran, 19-Dangam, 20-Chakora, 21-Pratabpora, 24-Kanji-Ullar, 25-Chitragam, 26-Darikalpora, 27-Hef, 28-Sugan, 29-Awnera, 30-Wachi, 31-Aglar, 32-Zainapora, and 39-Allowpora-Sheikhpora in Tehsil Shopian.

1	2	3
36.	Shopian	PCs 1-Saidapora, 2-Meemandar, 3-Arhama, 4-Pinjoora, 5-Ganowpora Arish, 6-Bemnipora, 7-Harapora, 10-Trenz, 18-Vehilchal-Awatoor, 22-Sedew, 23-Ram Nagri, 33-Diyaroo, 34-Barthipora, 35-Daramdoora, 36-Zoora-Baderhama, 37-Narapora, 38-Keegam, 40-Keller Mastpora, 41-Pahlipora, 42-Sindhu-Shrimal, 43-Shopian, 44-Devipora (forest block) in Tehsil Shopian.
ANANTNAG DISTRICT		
37.	Noorabad.	PCs 5-Malwan, 6- Pahloo, 7-Akhal, 23- Gudder, 34-Brinal Lamber, 46-Damhal-Hanjipora, 47- Ahmada-Abad, 48- Yaroo, 49 - Hardu-Mandagori, 51- Manzgam, 52-Asnoor, 53-Wattoo, 54-Avil, 55-Khuri-Batapora, 56-Nagam, 57-Danow-Kandimarg, 58-Bdi-Jehalan, 59-Chimar, 60-Qasba Khul, 61-Nandimarg in Tehsil Kulgam.
38.	Kulgam	PCs 1-Kulgam with NAC, 2-Hanad-Chawalgam, 3-Amnoo, 4-Chamabagund, 11-Ashmuji, 19-Mirhama, 20-Akey, 21-Pariwan, 22-Chehla, 24-Areh, 25-Bihibagh, 26-Gopalpora, 38-Bugam, 39-Tarigam-Devsar, 43-Yamroch, 44-Munand-Guffan, 45-Katersoo, 50-Largurhama in Tehsil Kulgam.
39.	Home-Shalibugh	PCs 8-Uranhal, 9-Tuli-Nowpora, 10-Kujar, 12-Redwani, 13-Arwani, 14-Frisal, 15-Jablipora, 16-Wanpora, 17-Hassanpora Tavela, 18-Khandi-Phari, 40-Tarigam-Devibugh, 41-Matibugh, 42-Homshalibugh in Tehsil Kulgam.
40.	Anantnag	PCs 1-Qasba Bhagat, 2-Khanabal, 3-Roohoo, 4-Kamar, 5-Anchidoora, 6-Hardu-Chichan, 10-Ranbirpora in Tehsil Anantnag.
41.	Devsar	PCs 27-Devsar, 28-Bona Devsar, 29-Kilam-Buzgam, 30-Hablihi, 31-Nipora, 32-Laram-Ganipora, 33-Chowgam, 35-Razloo, 36-Waitengu, 37-Sopat Tengpora, 62-Oral in Tehsil Kulgam ; and PCs 18-Vesoo, 19-Nasoo-Badargund, 20-Panzeth, 21-Kurigam, 23- Qazigund with NAC in Doru Tehsil.
42.	Doru	PCs 1- Doru, 2-Bragam, 3-Oibamdooth, 4-Mantpora, 5-Larkipora, 6-Hakura, -Badasgam, 7-Batgund, 8-Verinag, 9-Sadiwara, 10-Mundah, 11-Hiller, 12-Nowgam Shahabad, 13-Rain-Chowgund, 14-Thamankoot, 15-Qamar, 16-Halsidar, 17-Kapron, 22- Wangund in Tehsil Doru.
43.	Kokernag	PCs 28-Saagam, 29-Bider-Hayatpora, 30-Bhai, 31-Akingam, 32-Nagam, 33-Soof-Shali, 34-Panzgam, 35-Bindo-Zulangam, 36-Devalgam, 37-Nalla-Sund-Brari, 38-Lohar-Sanzi, 39-Ahlan-Gadol, 40-Kharatti, 41-Desoo, 42-Kharapora, 43-Qasba-Nowbugh, 44-Mati Hundoo, 45-Larnoo, 46-Kokernag NAC, 47-Achabal NAC in Tehsil Anantnag.
44.	Shangus	PCs 13-Sahibabad, 14-Nowgam, 15-Imoh, 16- Brakapora, 17-Shangus, 18-Uttarsoo, 19-Kreri, 20-Chatergul, 21-Ghikalpora, 22-Ranipora, 23-Detho-Nagnarian, 24-Gopalpora, 25-Telwani, 26-Kwarigam, 27-Ahupaisan in Tehsil Anantnag.
45.	Bijbehara	All PCs in Tehsil Bijbehara and PCs 7-Macha Bawan, 11-Nanilang, 12-Akora in Tehsil Anantnag.
46.	Pahalgam	All PCs in Tehsil Pahalgam and PCs 8-Seer-Kanligund, 9-Salia in Tehsil Anantnag.
DODA DISTRICT		
47.	Kishtwar	PCs 1-Marghi, 2-Inshan, 3-Yerudu, 4-Renai, 5-Nowpachi, 6-Chanjjer, 7-Qaderana, 8-Deharana, 9-Lopara, 10-Loharna, 11-Soundhar, 19-Palmar, 30-Trigam, 31-Kishtwar, 32-Matta, 33-Poochal, 34-Dool, 35-Bhagnah, 36-Galarbahta, 37-Atholi, 38-Sohal, 39-Ishtiari, 40-Gulabgarh, 41-Massu, 42-Kishtwar NAC, 43-Forest Block in Tehsil Kishtwar.
48.	Inderwal	PCs 12-Chingam, 13-Inderwal, 14-Chatroo, 15-Sigdi, 16-Moolchhiter, 17-Drubeel, 18-Kochal, 20-Filler, 21-Pakhalan, 22-Keshwan, 23-Shandri, 24-Sangna, 25-Patnazi,

1	2	3
		26-Jawalapur, 27-Loundri, 28-Badhat and 29-Karool in Tehsil Kishtwar ; PCs 1-Jakyas in Tehsil Bhalesa (Gandoh) and following PCs of Tehsil Thathri :-- 1-Jangalwar, 3-Malanoo, 4-Kansu, 10-Kandote.
49.	Doda	All PCs of Tehsil Doda except 8-Dessa, 9-Dhandal, 10-Kastigarh, 11-Shamti, 12-Chaka Kundi, 13-Assar, 14-Charrota.
50.	Bhaderwah	All PCs of Tehsil Bhaderwah and PCs 2-Budhli, 3-Chilli, 4-Drawani, 5-Kahal Jugasar, 6-Budwar, 7-Chanisar, 8-Kilotrán, 9-Kharangal, 10-Gandoh in Tehsil Bhalesa ; and PCs 2-Jora, 5-Bhaja, 6-Bhalla, 7-Jagiti, 8-Bhallari, 9-Rokali, 11-Pamshayee in Tehsil Thathri.
51.	Ramban (SC)	All PCs of Tehsil Ramban except 5-Sarbagni and PCs of 8-Dessa, 9-Dhandhal, 10-Kastigarh, 11-Shamti, 12-Chaka, 13-Assar, 14-Charrota of Tehsil Doda.
52.	Banihal	All PCs of Tehsil Banihal and 5-Sarbagni in Tehsil Ramban.
UDHAMPUR DISTRICT		
53.	Gulabgarh	PCs 2-Mahore, 2-Sarh, 3-Dewal, 4-Gulabgarh, 5-Chasote, 6-Bagankote, 7-Shergarhi, 8-Shikari, 9-Kanthi, 10-Tulibana, 13-Shajroo in Tehsil Gulabgarh and PC 16-Jij in Tehsil Reasi.
54.	Reasi	Tehsil Reasi except following PCs:— 1.Salal, 15-Chinkah, 16-Jij, 17-Thakrakote and following PCs of Tehsil Udhampur:— 13-Panjar, 14-Lali, 15-Ladah, 17-Dhandu, 18-Jhandawa, 32-Badhota and 19-Suhal.
55.	Gool Arnas	Following PCs of Tehsil Gool Gulabgarh:— 11-Thuru, 12-Bhudhan, 14-Kanthan, 15-Judda, 16-Dhanow, 17-Kali Masta, 18-Gool, 19-Thatharka, 20-Sangaldan, 21-Forest Block ; and 1-Salal, 15-Chinkah, 17-Thakrakote in Tehsil Reasi.
56.	Udhampur	All PCs of Tehsil Udhampur except the following PCs :— 13-Panjar, 14-Lali, 15-Ladha, 17-Dhandu, 18-Jhandawa, 19-Suhal, 20-Ludha, 21-Balian, 27-Sunal, 29-Meer, 30-Kathi, 32-Badhota.
57.	Chenani (SC)	All PCs of Tehsil Chenani and following PCs of Tehsil Udhampur :— 20-Ladha, 21-Balian, 27-Sunal, 29-Meer, 30-Kathi and following PCs of Tehsil Ramnagar. 10-Dudu, 11-Latti, 31-Ghordi, 33-Hartarian, 34-Dandal, 35-Barmeen, 36-Nalla Ghoran.
58.	Ramnagar	All PCs of Tehsil Ramnagar except the following :— 10-Dudu, 11-Latti, 31-Ghordi, 33-Hartarian, 34-Dhandal, 35-Barmeen, 36-Nala Ghoran.
KATHUA DISTRICT		
59.	Bani	PCs 14-Bani, 15-Banjál, 16-Fatehpur, 17-Sandroon, 18-Rolka, 19-Buggah, 20-Lowang, 21-Kanthál, 22-Surjan, 23-Dhanggar, 24-Koti, 25-Forest Block in Tehsil Basohli and 9-Godu Flal, 10-Bdnota, 11-Machadi, 20-Malhar in Tehsil Billawar.
60.	Basohli	PCs 1-Thein, 2-Basantpur, 3-Lakhanpur, 4-Hatli, 7-Tridwan, 36-Lakhanpur NAC, 29-Berthian and 30-Sorlian in Tehsil Kathua and PCs 1-Basohli, 1-a-Basohli NAC, 2-Sandhar, 3-Hutt, 4-Bhoond, 5-Saman, 6-Dhar Jankar, 7-Dhar Mahanpur, 8-Plahi, 9-Prita, 10- Saber, 11-Patti, 12-Athalith, 13-Mahanpur in Tehsil Basohli and PCs 21-Dhar Digno, 22-Huttar, 23-Dambra in Tehsil Billawar.

1	2	3
61.	Kathua	PCs 5-Dilwan, 6-Maha, 8-Kharote, 9-Taraf Manjili, 10-Taraf Tajwal, 11-Karian, 12-Taraf Bajwal, 13-Changran, 14-Govindsar, 15-Chak Soon Noopa, 16-Khakhyal, 17-Mirpur Ram, 18-Taraf Balla, 20-Katharian, 21-Janglote, 22-Loagate, 23-Jakhbar, 24-Airwan, 26-Chak Sakta, 27-Budhi, 28-Nanan, 31-Barwal, 32-Jherhere, 33-Kathua Forest Block, 34-Kathua NAC, 35-Perlain and 25-Folote in Tehsil Kathua.
62.	Billawar	PCs 11-Katli, 17-Bhaya, 21-Denga Amb, 23-Dhamal, 25-Mangloor, 26-Chelakh, 27-Salain in Tehsil Hiranagar and PCs 1-Ramkot, 2-Makwal, 3-Salora, 4-Rajwlta, 5-Danjisdhar, 6-Thara Kalwal, 7-Kalyal, 8-Thanthoo, 12-Kohag, 13-Malti, 14-Durang, 15-Dharan Kote, 16-Bhaddu, 17-Billawar, 18-Billawar NAC, 19-Buggan, 24-Parnala, 25-Pallan in Tehsil Billawar and PC 19-Juthana in Tehsil Kathua.
63.	Hiranagar (SC)	1-Jatwal, 2-Nonath, 3-Ghagwal, 4-Sarath, 5-Bhatyari Kotlan, 6-Sanoora, 7-Mawa, 8-Nohran, 9-Chachwal, 10-Sarti Kalan, 12-Chak Dulma, 13-Jondi, 14-Londi, 15-Rajpura, 16-Kootah, 18-Gurah Mathian, 19-Bavia, 20-Katal Brahmana, 24-Hamirpur, 28-Chhan Rorian, 29-Marheen, 22-Saiswan, 30-Khanpur, 31-Hiranagar, 32-Hiranagar NAC, 33-Pansar, 34-Kore Punu, 35-Chak Deva, 36-Chak Bhagwana, 37-Chak Kahna, 38-Chadwal, 39-Forest Block in Tehsil Hiranagar.
JAMMU DISTRICT		
64.	Samba (SC)	PCs 1-NAC Samba, 2-Samba Khas, 3-Taloor, 4-Amli, 5-Durin, 6-Katli, 7-Ram Nagar, 8-Pingdore, 11-Sunian, 10-Sarna, 12-Bhartgarh, 13-Suran, 14-Goran, 15-Balhter, 17-Katwalta, 18-Kharah Madena, 21-Baghore, 22-Purmandal, 24-Mohar Garh, 25-Badhari, 26-Kard in Tehsil Samba and PC 28-Chaudi in Jammu Tehsil.
65.	Vijaypur	PCs 9-Khanpur, 20-Vijaypur, 23-Gurah Salathian, 28-Harmander, 29-Chak Salarian, 30-Nanga, 31-Logwal, 32-Keso Manhasan, 33-Ramgarh, 34-Gho-Brahmana, 35 Chak Chataka, 36-Chann Fatwal, 37-Abtal, 38-Swankha, 39-Mahal Shan, 40-Rari, 41-Smailpur, 27-Birpur, 42-Tarore, 43-Bagla, 44-Gandwal in Tehsil Samba.
66.	Nagrota	PCs 39-Ranjan, 40-Sarote, 41-Jandial, 42-Gorda, 44-Nagrota, 45-Dansal, 46-Jhajar Kotli, 47-Thara, 48-Bamyal, 49-Katal Batal, 50-Shiba, 51-Jagti, 52-Jindrah, 53-Kanyala, 54-Kothar, 55-Kharte, 56-Dhan, 57-Songoon, 58-Ponthal, 59-Surinsar in Tehsil Jammu and PCs 16-Bain Bajalta, 19-Aitham in Tehsil Samba.
67.	Gandhinagar	Ward-16 (Gandhinagar), Ward-17 (Naibasti), Ward-22 (Chhani Rama), Ward-23 (Bahu), 24-Digiana, 26-Bahu, 27-Sunjwan, 29-Gadigarh, 30-Satwari in Tehsil Jammu.
68.	Jammu East	Wards 1 to 6, 9, 10, 12 and 15.
69.	Jammu West	Wards 7, 8, 11, 13, 14, 18, 19, 20 and 21.
70.	Bishnah	All PCs in Tehsil Bishnah and 25-Naugran in Tehsil Jammu.
71.	R. S. Pura (SC)	PCs 1-Salhar, 2-Rathana, 3-Kandlihar, 4-Khour, 5-Kalyana, 14-R. S. Pura with NAC, 15-Khas Gigian, 16-Chohalla, 19-Kirpind, 20-Kotli Shah Dula, 25-Marlia, 24-Darsopur, 35-Gondla in Tehsil R. S. Pura.
72.	Suchetgarh	PCs 6-Dablihar, 7-Magowali, 8-Parlah, 9-Chak Baza, 10-Nekowal, 11-Jevroh, 12-Saie Kalan, 13-Chak Mulo, 17-Badyal Brahmana, 18-Jssore, 21-Chak Agra, 22-Fatehpur Brahmana, 25-Samka, 26-Basapur, 27-Rangpur Malana, 28-Suchetgarh, 29-Chandu Chak, 30-Satowali, 31-Grarana, 32-Badyal Qazian, 33-Abdal, 34-Chakroi in Tehsil R. S. Pura.
73.	Marh	PCs 60-Prahaladpur, 61-Mandal, 62-Sum, 65-Gho Manhasan, 66-Sohanjana, 67-Thub, 68-Sahran, 69-Rathua, 70-Chanore, 71-Makwal, 72-Gool, 74-Gajansoo, 75-Kalyanpur, 76-Kahnachak, 77-Marh, 78-Gangoon Chak, 79-Kalrup, 80-Dhateryal, 31-Flora Nagbani in Tehsil Jammu.

1	2	3
74.	Raipur Domana (SC)	PCs 31-Paloura, 32-Muthi, 33-Barn, 34-Siri Panditan, 35-Gharota, 36-Raipur Domana, 37-Kot Bhalwal, 38-Amb, 43-Kaink, 63-Hakkal, 64-Khandwal, 73-Bhadora, 82-Panjore in Tehsil Jammu.
75.	Akhnoor	PCs 1-Chowki, 2-Choura, 3-Kathar, 4-Mandarian, 8-Narri, 6-Ambaran, 7-Barui, 9-Ganderwan, 10-Manda, 11-Akhnoor Khas, 12-Sungal, 13-Pangairi, 14-Devipur, 15-Chak Kirpalpur, 16-Jadh, 17-Muthi Maira, 18-Rakh Dhoke, 19-Saliote, 20-Ghar Majoor, 21-Mawa Brahmana, 22-Leherian in Tehsil Akhnoor.
76.	Chhamb (SC)	PCs 8-Mattoo, 24-Gurah Manhasan, 25-Sarwal, 23-Pargwal, 26-Bhalwal Malu, 27-Hamirpur, 28-Bakore, 29-Chak Malal, 30-Derian, 31-Sainth, 32-Gigarial, 33-Khour, 34-Kot Mera, 35-Palanwala, 36-Kharah, 37-Nathal, 38- Doori, 39-Chhani Dewanoo, 40-Samuan, 41-Chakla in Tehsil Akhnoor.
RAJOURI DISTRICT		
77.	Nowshera	All PCs of Tehsil Nowshara except 11-Narian and all PCs of Tehsil Sunderbani.
78.	Darhal	All PCs of Tehsil Budhal except 3-Khawas, 6-Kote Chalwal and following PCs of Tehsil Thanamandi :— 5-Darhal, 6-Chowdian, 7-Nadian, 8-Ujhan ; and PC 4-Nagrota in Tehsil Rajouri.
79.	Rajouri	Following PCs of Tehsil Rajouri :— 1-Gambir Muglan, 2-Dani-Dhar, 7-Bathooni, 8-Sarola, 9-Sohana, 10-Doongi Brahmana, 11-Katarmal, 12-Deri Delote, 13-Panj Grain, 14-Galhoti, 15-Fatehpur, 17-Bagla, 19-Rampur with NAC Rajouri with following PCs of Thanamandi Tehsil:— 1-Dodasan Balla, 2-Saaj, 3-Shahdara Sharief, 4-Hosplote, 10-Thanamandi with NAC and 9-Bharote.
80.	Kalakote	All PCs of Tehsil Kalakote and following PCs of Tehsil Rajouri :— 2-Dalhari, 3-Dhangri, 6-Potha Grlana, 16-Khanpur Chingus, 18-Bhadoo and PC 11-Narian of Tehsil Nowshera ; and 3-Khaskote Chalwal of Budhal Tehsil.
POONCH DISTRICT		
81.	Surankote	All PCs in Surankote Tehsil and PCs 12-Rajpur, 21-Shindra, 22-Seri-Khawja in Poonch Tehsil.
82.	Mendhar	All PCs of Tehsil Mendhar.
83.	Poonch Haveli	All PCs of Tehsil Poonch except 12-Rajpur, 21-Shindra, 22-Sheri Khawja.

Note.—Any reference in this table to a Tehsil, Patwar Circle (P.C.), Ward or N.A.C. (Notified Area Committee) shall be taken to mean the area comprised within that Tehsil, Patwar Circle, Notified Area Committee or Ward as on 1-4-1995.

The Fourth Schedule

(See Sections 16, 24 and 54)

FORMS OF OATHS OR AFFIRMATIONS

I

FORM OF OATH OR AFFIRMATION TO BE MADE BY A CANDIDATE FOR ELECTION TO THE LEGISLATIVE ASSEMBLY OF THE UNION TERRITORY OF JAMMU AND KASHMIR

"I, A.B., having been nominated as a candidate to fill a seat in the Legislative Assembly of _____ do swear in the name of God/ solemnly affirm that I will bear true faith and allegiance to the Constitution of India as by law established and that I will uphold the sovereignty and integrity of India."

II

FORM OF OATH OR AFFIRMATION TO BE MADE BY A MEMBER OF THE LEGISLATIVE ASSEMBLY OF THE UNION TERRITORY OF JAMMU AND KASHMIR

"I, A.B., having been elected (or nominated) a member of the Legislative Assembly of _____ do swear in the name of God/ solemnly affirm that I will bear true faith and allegiance to the Constitution of India as by law established, that I will uphold the sovereignty and integrity of India and that I will faithfully discharge the duty upon which I am about to enter."

III

FORM OF OATH OF OFFICE FOR A MEMBER OF THE COUNCIL OF MINISTERS OF THE UNION TERRITORY OF JAMMU AND KASHMIR

"I, A.B., _____ do swear in the name of God/ solemnly affirm that I will bear true faith and allegiance to the Constitution of India as by law established, that I will uphold the sovereignty and integrity of India, that I will faithfully and conscientiously discharge my duties as a Minister for the Union territory of _____, and that I will do right to all manner of people in accordance with the Constitution and the law without fear and favour, affection or ill-will."

IV

FORM OF OATH OF SECRECY FOR A MEMBER OF THE COUNCIL OF MINISTERS OF THE UNION TERRITORY OF JAMMU AND KASHMIR

"I, A.B., _____ do swear in the name of God/ solemnly affirm that I will not directly or indirectly communicate or reveal to any person or persons any matter which shall be brought under my consideration or shall become known to me as a Minister for the Union territory of _____, except as may be required for the due discharge of my duties as such Minister."

The Fifth Schedule
(See Sections 95 and 96)

TABLE - 1

**CENTRAL LAWS MADE APPLICABLE TO THE UNION TERRITORY OF JAMMU AND KASHMIR; AND
UNION TERRITORY OF LADAKH**

S.No.	Name of the Act	Section/Amendments
1.	The Aadhar (Targeted Delivery of Financial and other subsidies, benefits and services) Act, 2016.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
2.	The Administrative Tribunal Act, 1985.	Clause (b) of sub-section (2) of section 1 shall be omitted.
3.	The Anand Marriage Act, 1951.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
4.	The Arbitration and Conciliation Act, 1996.	Proviso to sub-section (2) of section 1 shall be omitted.
5.	The Benami Transactions (Prohibition) Act, 1988.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
6.	The Charitable Endowment Act, 1890.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
7.	The Chit Funds Act, 1982.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
8.	The Code of Civil Procedure, 1908.	Clause (a) of sub-section (3) of section 1 shall be omitted.
9.	The Code of Criminal Procedure, 1973.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
10.	The Commercial Courts Act, 2015.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
11.	The Commission for Protection of Child's Rights Act, 2006.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
12.	The Commission of Inquiry Act, 1952.	Proviso to sub-section (2) of section 1 shall be omitted.
13.	The Consumer Protection Act, 1986.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
14.	The Contempt of Courts Act, 1971.	Proviso to sub-section (2) of section 1 shall be omitted.
15.	The Delimitation Act, 2002.	Section 2(f) shall be omitted.
16.	The Dissolution of Muslim Marriage Act, 1939.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
17.	The Disturbed Areas (Special Courts) Act, 1976.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
18.	The Dowry Prohibition Act, 1961.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
19.	The Drugs and Magic Remedies (Objectionable Advertisement) Act, 1954.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
20.	The Easements Act, 1891.	Extended as whole.

S.No.	Name of the Act	Section/Amendments
21.	The Electricity Act, 2003.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
22.	The Employees Provident Funds and Miscellaneous Provisions Act, 1952.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
23.	The Employment of Manual Scavengers and Construction of Dry Latrines (Prohibition) Act, 1993.	Extended as whole.
24.	The Enemy Property Act, 1968.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
25.	The Energy Conservation Act, 2001.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
26.	The Family Courts Act, 1984.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
27.	The Fatal Accidents Act, 1855.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
28.	The Forest (Conservation) Act, 1980.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
29.	The General Clauses Act, 1897.	Extended as whole.
30.	The Governors (Emoluments, Allowances & Privileges) Act, 1982.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
31.	The Gram Nyayalayas Act, 2009.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
32.	The Guardian & Wards Act, 1890.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
33.	The Hindu Adoptions and Maintenance Act, 1956.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
34.	The Hindu Disposition of Property Act, 1960.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
35.	The Hindu Marriage Act, 1955.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
36.	The Hindu Minority & Guardianship Act, 1956.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
37.	The Hindu Succession Act, 1956.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
38.	The Identification of Prisoners Act, 1920.	Extended as whole.
39.	The Indecent Representation of Women (Prohibition) Act, 1986.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
40.	The Indian Boilers Act, 1923.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
41.	The Indian Christian Marriage Act, 1872.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
42.	The Indian Contract Act, 1872.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.

S.No.	Name of the Act	Section/Amendments
43.	The Indian Easements Act, 1882.	Extended as whole.
44.	The Indian Evidence Act, 1872.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
45.	The Indian Forest Act, 1927.	Extended as whole.
46.	The Indian Nursing Council Act, 1947.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
47.	The Indian Partnership Act, 1932.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
48.	The Indian Penal Code, 1860.	In section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
49.	The Indian Stamp Act, 1899.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
50.	The Indian Succession Act, 1925.	Extended as whole.
51.	The Indian Trust Act, 1882.	In section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
52.	The Indian Veterinary Council Act, 1984.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
53.	The Judges (Protection) Act, 1985.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
54.	The Judicial Officers (Protection) Act, 1950.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
55.	The Juvenile Justice (Care & Protection of Children) Act, 2015.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
56.	The Legal Services Authorities Act, 1987.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
57.	The Limitation Act, 1963.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
58.	The Maintenance and Welfare of Parents and Senior Citizens Act, 2007.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
59.	The Majority Act, 1875.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
60.	The Medical Termination of Pregnancy Act, 1971.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
61.	The Muslim Personal Law (Shariat) Application Act, 1937.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
62.	The Muslim Women (Protection of Rights on Divorce) Act, 1986.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
63.	The National Commission for Minorities Act, 1992.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
64.	The National Commission for Minority Educational Institutes Act, 2005.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
65.	The National Commission for Safaikaramcharis Act, 1993.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.

S.No.	Name of the Act	Section/Amendments
66.	The National Commission for Women Act, 1990.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
67.	The National Council for Teacher Education Act, 1993.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
67-A	National Security Act, 1980	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
68.	The National Trust for Welfare of Persons with Autism, Cerebral Palsy, Mental Retardation and Multiple Disabilities Act, 1999.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
69.	The Oaths Act, 1969.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
70.	The Partition Act, 1893.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
71.	The Pharmacy Act, 1948.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
72.	The Powers of Attorney Act, 1882.	In section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
73.	The Preconception and Pre-natal Diagnostic Techniques (Prohibition of Sex Selection) Act, 1994.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
74.	The Prevention of Blackmarketing & Maintenance of Supplies of Essential Commodities Act, 1980.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
75.	The Prevention of Corruption Act, 1988.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
76.	The Prevention of cruelty to animals Act, 1960.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
77.	The Prevention of Damage to Public Property Act, 1984.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
78.	The Prisoners Act, 1900.	Extended as whole.
79.	The Prisons Act, 1894.	Extended as whole.
80.	The Private Security Agencies (Regulation) Act, 2005.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
81.	The Prize Chits and Money Circulation Scheme (Banning) Act, 1978.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
82.	The Probation of Offenders Act, 1958.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
83.	The Prohibition of Child Marriage Act, 2007.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
84.	The Prohibition of Employment as Manual Scavengers and their Rehabilitation Act, 2013.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
85.	The Protection of Children From Sexual Offences Act, 2012.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.

S.No.	Name of the Act	Section/Amendments
86.	The Protection of Human Rights Act, 1994.	Proviso to sub-section (2) of section 1 shall be omitted.
87.	The Protection of Women from Domestic Violence Act, 2005.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
88.	The Public Gambling Act, 1867.	Extended as whole.
89.	The Public Records Act, 1993.	Extended as whole.
90.	The Registration Act, 1908.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
91.	The Religious Endowments Act, 1863.	Extended as whole.
92.	The Religious Institutions (Prevention of Misuse) Act, 1988.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
93.	The Right of Children to Free and Compulsory Education Act, 2009.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
94.	The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
94A.	The Representation of People Act, 1951.	In Section (2), (i) In sub-section (1) Clause (d) the words "other than the State of Jammu and Kashmir" shall be omitted; and (ii) Sub-section (5) shall be omitted.
95.	The Right to Information Act, 2005.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
96.	The Sale of Goods Act, 1930.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
97.	The Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forests Rights) Act, 2007.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
98.	The Scheduled Caste and the Scheduled Tribes (Prevention of Atrocities) Act, 1989.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
99.	The Special Marriage Act, 1954.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
100.	The Specific Relief Act, 1963.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
101.	The Suits Valuation Act, 1887.	Extended as whole.
102.	The Transfer of Property Act, 1882.	Extended as whole.
103.	The Transplantation of Human Organs and Tissues Act, 1994.	Extended as whole.
104.	The Wakf Act, 1995.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
105.	The Whistle Blowers Protection Act, 2014.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.
106.	The Wild Life (Protection) Act, 1972.	In sub-section (2) of section 1, words, "except the State of Jammu and Kashmir" shall be omitted.

TABLE - 2

STATE LAWS WHICH SHALL BE APPLICABLE TO THE UNION TERRITORY OF JAMMU AND KASHMIR AND UNION TERRITORY OF LADAKH WITH AMENDMENTS

S.No.	Year	No.	Short title	Amendments
1	2	3	4	5
1.	Svt 1977 (1920 AD)	XLII	The Transfer of Property Act	Section 139 and section 140 shall be omitted.
2.	Svt 1995 (1938 AD)	V	The Jammu and Kashmir Alienation of Land Act	Section 4 and section 4-A shall be omitted;
3.	Svt 2007 (1950 AD)	XVII	The Jammu and Kashmir Big Landed Estates Abolition Act	Section 20-A shall be omitted.
4.	1960	XXXVIII	The Jammu and Kashmir Land Grants Act	A. Provisos to sub-section 1 of section 4 shall be omitted; and B. Clause (i) of sub-section 2 of section 4 shall be omitted.
5.	1976	XVII	The Jammu and Kashmir Agrarian Reforms Act	Section 17 shall be omitted.
6.	1989	X	The Jammu and Kashmir Cooperative Societies Act	Sub-Clause (ii) of clause (a) of sub-section (1) of section 17 shall be omitted.
7.	2004	XIV	The Jammu and Kashmir Reservation Act	A. In section 2 after clause (g), the following clause shall be inserted namely:— <p style="margin-left: 40px;">"(ga) "economically weaker sections" means such categories as may be notified by the Government from time to time, on the basis of family income and other indicators of economic disadvantage, other than the classes or categories defined in clauses (m), (n) and (o)";</p> B. In section 3, in sub-section (1),— <p style="margin-left: 40px;">(i) in clause (a), the word "and" occurring at the end shall be omitted;</p> <p style="margin-left: 40px;">(ii) in clause (b), for the words "backward classes:", the words "backward classes; and" shall be substituted;</p> <p style="margin-left: 40px;">(iii) after clause (b), the following clause shall be inserted, namely:— <p style="margin-left: 80px;">"(c) economically weaker sections:";</p> <p style="margin-left: 40px;">(iv) in the first proviso, for the words "the total percentage of reservation", the words, brackets and letters "the total percentage of reservation provided in clauses (a) and (b)" shall be substituted;</p> <p style="margin-left: 40px;">(v) in the second proviso, for the words "Provided further that", the following shall be substituted, namely:—</p> </p>

1**2****3****4****5**

"Provided further that the reservation in appointments in favour of the persons belonging to economically weaker sections shall be in addition to the existing reservation as provided in this sub-section and shall be subject to a maximum of ten per cent. of the posts in each category:

Provided also that".

C. In section 9, in sub-section (1),—

(i) for the portion beginning with "shall reserve" and ending with "from time to time;", the following shall be substituted, namely:—

"shall reserve seats in the Professional Institutions for candidates belonging to,—

(a) reserved categories and such other classes or categories as may be notified from time to time; and

(b) economically weaker sections:";

(ii) in the proviso, for the words "the total percentage of reservation", the words, brackets and letter "the total percentage of reservation provided in clause (a)" shall be substituted;

(iii) after the proviso, the following proviso shall be inserted, namely:—

"Provided further that the reservation in the Professional Institutions in favour of the persons belonging to economically weaker sections shall be in addition to the existing reservation as provided in this sub-section and shall be subject to a maximum of ten per cent. of the seats in each category.".

TABLE - 3
STATE LAWS INCLUDING GOVERNOR'S ACTS WHICH ARE REPEALED IN UNION TERRITORY OF JAMMU AND KASHMIR; AND UNION TERRITORY OF LADAKH

S.No.	Name of the Act	Act/Ordinance No.
1.	The Jammu and Kashmir Accountability Commission Act, 2002.	XXXVIII of 2002
2.	The Jammu and Kashmir Advocates Welfare Fund Act, 1997.	XXVI of 1997
3.	The Jammu and Kashmir Agricultural Income Tax Act, 1962.	XXI of 1962
4.	The Jammu and Kashmir [State] Agricultural Produce Marketing Regulation Act, 1997.	XXXVI of 1997
5.	The Jammu and Kashmir Anand Marriage Act, 1954.	IX of 2011
6.	The Jammu and Kashmir Animal Diseases (Control) Act, 1949.	XV of 2006
7.	The Jammu and Kashmir Apartment Ownership Act, 1989.	I of 1989
8.	The Jammu and Kashmir Arbitration and Conciliation Act, 1997.	XXXV of 1997
9.	The Jammu and Kashmir Arya Samajist Marriages (Validation) Act, 1942.	III of Svt. 1999
10.	The Jammu and Kashmir Ayurvedic and Unani Practitioners Act, 1959.	XXVI of 1959
11.	The Jammu and Kashmir Banker's Books Evidence Act, 1920.	VI of 1977
12.	The Jammu and Kashmir Benami Transactions (Prohibition) Act, 2010.	V of 2010
13.	The Jammu and Kashmir Boilers Act, Samvat, 1991.	IV of Svt.1991
14.	Buddhists Polyandrous Marriages Prohibition Act, 1941.	II of 1998
15.	The Jammu and Kashmir Cattle Trespass Act, 1920.	VII of 1977
16.	The Jammu and Kashmir Charitable Endowments Act, 1989.	XIV of 1989
17.	The Jammu and Kashmir Chit Funds Act, 2016.	XI of 2016
18.	The Jammu and Kashmir Christian Marriage and Divorce Act, 1957.	III of 1957
19.	The Jammu and Kashmir Cinematograph Act, 1933.	XXIV of 1989
20.	Code of Civil Procedure, Samvat 1977.	X of Svt. 1977
21.	Code of Criminal Procedure, Samvat 1989.	XXIII of Svt. 1989
22.	The Jammu and Kashmir Collection of Statistics Act, 2010.	XVIII of 2010
23.	The Jammu and Kashmir [State] Commission for Women Act, 1999.	V of 1999
24.	The Jammu and Kashmir Commission of Inquiry Act, 1962.	XXXII of 1962
25.	The Jammu and Kashmir Consumer Protection Act, 1987.	XIVI of 1987
26.	The Jammu and Kashmir Contempt of Courts Act, 1997.	XXV of 1997
27.	The Jammu and Kashmir Contingency Fund Act, 1957.	XXIV of 1957
28.	The Jammu and Kashmir Contract Act, Samvat 1977.	IX of Svt.1977
29.	The Jammu and Kashmir Court Fees Act, Samvat 1977.	VII of Svt. 1977
30.	The Jammu and Kashmir Court of Wards Act, Samvat 1977.	LII of Svt. 1977

S.No.	Name of the Act	Act/Ordinance No.
31.	The Jammu and Kashmir Criminal Law Amendment Act, Svt 1993.	I of Svt. 1993
32.	The Jammu and Kashmir Criminal Law Amendment Act, 1958.	III of 1958
33.	The Jammu and Kashmir Criminal Law Amendment Act, 1983.	X of 1983
34.	The Jammu and Kashmir Customs Act, Svt 1958.	VIII of Svt.1958
35.	The Jammu and Kashmir Dehi Adalats Act, 2013.	XV of 2013
36.	The Jammu and Kashmir Destruction of Records Act, 1920.	XII of 1977
37.	The Jammu and Kashmir Displaced Persons (Permanent Settlement) Act, 1971.	X of 1971
38.	The Jammu and Kashmir Dissolution of Muslim Marriages Act, 1942.	X of Svt.1999
39.	The Jammu and Kashmir Dowry Restraint Act, 1960.	XXXVI of 1960
40.	The Jammu and Kashmir Easements Act, 1920.	XIV of Svt.1977
41.	The Jammu and Kashmir Electricity Act, 2010.	XIII of 2010
42.	The Jammu and Kashmir Electricity (Duty) Act, 1963.	XI of 1963
43.	The Jammu and Kashmir Employees Provident Funds (And) Miscellaneous Provisions Act, 1961.	XV of 1961
44.	The Jammu and Kashmir Employment of Manual Scavengers and Construction of Dry Latrines (Prohibition) Act, 2010.	XIX of 2010
45.	The Jammu and Kashmir Energy Conservation Act, 2011.	XIV of 2011
46.	The Jammu and Kashmir Epidemic Diseases Act, 1920.	XVI of 1977
47.	(State) Evacuees (Administration of Property) (Validation of Orders, Proceedings and Acts) Act, 1958.	IV of 1958
48.	The Jammu and Kashmir Evidence Act, Samvat 1977 (1920 A.D).	XIII of Svt.1977
49.	The Jammu and Kashmir Fatal Accidents Act, Samvat 1977.	XVII of Svt.1977
50.	The Jammu and Kashmir Forest Act, Samvat 1987.	II of Svt.1987
51.	The Jammu and Kashmir Forest (Conservation) Act, 1997.	XXX of 1997
52.	The Jammu and Kashmir Forest (Sale of Timber) Act, Samvat 1987.	III of Svt.1987
53.	The Jammu and Kashmir General Clauses Act, Samvat 1977.	XX of Svt. 1977
54.	The Jammu and Kashmir Good Conduct Prisoners (Temporary Release) Act, 1978.	VII of 1978
55.	Government Servants (Held in Detention) Act, 1956.	XV of 1956
56.	The Jammu and Kashmir Grant of Permit for Resettlement in (or Permanent Return to) the State Act, 1982.	X of 1982
57.	The Jammu and Kashmir Guardians and Wards Act, Samvat 1977.	XIX of Svt.1977
58.	The Jammu and Kashmir Hindu Adoptions and Maintenance Act, 1960.	II of 1960
59.	The Jammu and Kashmir Hindu Disposition of Property Act, Samvat 1997.	XVI of Svt. 1997
60.	The Jammu and Kashmir Hindu Inheritance (Removal of Disabilities) Act, Samvat 1997.	XVIII of Svt. 1997
61.	The Jammu and Kashmir Hindu Marriage Act, 1980.	IV of 1980
62.	The Jammu and Kashmir Hindu Marriage (Validation of Proceedings) Act, 1963.	XVI of 1963

S.No.	Name of the Act	Act/Ordinance No.
63.	The Jammu and Kashmir Hindu Minority and Guardianship Act, 1957.	VII of 1957
64.	The Jammu and Kashmir Hindu Succession Act, 1956.	XXXVIII of 1956
65.	The Jammu and Kashmir Hindu Widows Remarriage and Property Act, Samvat 1989.	XXIX of Svt. 1989
66.	The Jammu and Kashmir Homeopathic Practitioner Act, 2003.	VIII of 2003
67.	The Jammu and Kashmir Identification of Prisoners Act, Samvat 1994.	IV of Svt. 1994
68.	The Jammu and Kashmir Infant Marriages Prevention Act, Samvat 1985.	I of Svt. 1985
69.	Instruments (Control of Noises) Act, 1959.	VII of 1959
70.	Judicial Officers Protection Act, 1971.	
71.	The Jammu and Kashmir Juvenile Justice (Care and Protection of Children) Act, 2013.	VII of 2013
72.	The Jammu and Kashmir Juvenile Smoking Act, Samvat 1986.	II of Svt. 1986
73.	Land Acquisition Act, Samvat 1990.	X of Svt. 1990
74.	Legal Practitioners (Fees) Act, Samvat 1988.	VII of Svt. 1988
75.	The Jammu and Kashmir Legal Representatives Suits Act, Samvat 1977.	XXII of Svt. 1977
76.	The Jammu and Kashmir Legal Services Authorities Act, 1997.	XXXIII of 1997
77.	The Jammu and Kashmir Limitation Act, Samvat 1995.	IX of Svt. 1995
78.	The Jammu and Kashmir Livestock Improvement Act, Samvat 1996.	XXIII of Svt.1996
79.	The Jammu and Kashmir Local Authorities Loans Act, Samvat 1997.	VI of Svt. 1997
80.	The Jammu and Kashmir Lunacy Act, Samvat 1977.	XXV of Svt. 1997
81.	The Jammu and Kashmir Maintenance and Welfare of Parents and Senior Citizens Act, 2014.	XVI of 2014
82.	The Jammu and Kashmir Majority Act, Samvat 1977.	XXVI of Svt. 1977
83.	The Jammu and Kashmir Medical Registration Act, Samvat 1998.	IV of Svt. 1998
84.	The Jammu and Kashmir Medical Termination of Pregnancy Act, 1974.	XXIII of 1974
85.	The Jammu and Kashmir Muslim Dower Act, Samvat 1977.	XLIV of Svt. 1977
86.	The Jammu and Kashmir Muslim Personal Law (Shariat) Application Act, 2007.	IV of 2007
87.	The Jammu and Kashmir Muslim Specified Wakafs and Specified Wakaf Properties (Management and Regulation) Act, 2004.	VIII of 2004
88.	The Jammu and Kashmir Nationalization of Forest Working Act, 1987.	VII of 1987
89.	(State) Newspapers (Incitements to Offences) Act, Svt 1971.	VIV of Svt. 1971
90.	The Jammu and Kashmir Nursing Council Act, 2012.	IV of 2012
91.	The Jammu and Kashmir Nursing Homes and Clinical Establishments (Registration and Licensing) Act, 1963.	XXXIX of 1963
92.	Official Secrets Act, Samvat 1977.	XLIII of Svt.1977
93.	Opium Smoking Act, Samvat 2011.	XXXII of Svt. 2011
94.	Essential Services (Maintenance) Ordinance, Samvat 2001.	IX of Svt. 2001
95.	Hoarding and Profiteering Prevention Ordinance, Samvat 2000.	XIX of Svt. 2000

S.No.	Name of the Act	Act/Ordinance No.
96.	Police Enhanced Penalties Ordinance, Samvat 2005.	III of Svt. 2005
97.	Prevention of Corruption Ordinance, 2001.	IV of Svt. 2001
98.	The Jammu and Kashmir Public Servants Transfer of Immovable Property (Restriction) Ordinance, 2004.	XXX of Svt.2004
99.	The Jammu and Kashmir Partition Act, Samvat 1977.	XXX of Svt. 1977
100.	The Jammu and Kashmir Partnership Act, Samvat 1996.	V of Svt. 1996
101.	The Jammu and Kashmir Permanent Residents Certificate (Procedure) Act, 1963.	XIII of 1963
102.	The Jammu and Kashmir Pharmacy Act, Samvat 2011.	LIII of Svt. 2011
103.	The Jammu and Kashmir Poisons Act, Samvat 1977.	XXXIV of Svt. 1977
104.	The Jammu and Kashmir Preconception and Prenatal Sex Selection (Prohibition and Regulation) Act, 2002.	XXXI of 2002
105.	(State) Press and Publications Act, Svt 1989.	I of Svt. 1989
106.	The Jammu and Kashmir Prevention of Black Marketing and Maintenance of Supplies of Essential Commodities Act, 1988.	XXV of 1988
107.	The Jammu and Kashmir Prevention of Corruption Act, Samvat 2006.	XIII of Svt. 2006
108.	The Jammu and Kashmir Prevention of Cruelty to Animals Act, Samvat 1990.	XIII of Svt. 1990
109.	The Jammu and Kashmir Prevention of Defacement of Property Act, 1985.	XIX of 1985
110.	The Jammu and Kashmir Prevention of Illicit Traffic in Narcotic Drugs and Psychotropic Substances Act, 1988.	XXIII of 1988
111.	The Jammu and Kashmir Prevention of Insult to State Honour Act, 1979.	X of 1979
112.	The Jammu and Kashmir Prisoners Act, Svt 1977.	XXXIII of Svt. 1977
113.	The Jammu and Kashmir Prisons Act, Svt 1977.	XXXI of Svt. 1977
114.	The Jammu and Kashmir Private Security Agencies (Regulation) Act, 2015.	IX of 2015
115.	The Jammu and Kashmir Prize Competition Act, 1956.	XII of 1956
116.	The Jammu and Kashmir Probation of Offenders Act, 1966.	XXXVII of 1966
117.	The Jammu and Kashmir Protection of Human Rights Act, 1997.	XV of 1997
118.	The Jammu and Kashmir Protection of Women from Domestic Violence Act, 2010.	XI of 2010
119.	The Jammu and Kashmir Provident Funds Act, Svt 1998.	XXII of Svt. 1998
120.	The Jammu and Kashmir Public Gambling Act, Svt 1977.	XVIII of Svt. 1977
121.	The Jammu and Kashmir Public Property (Prevention of Damage) Act, 1985.	XX of 1985
122.	The Jammu and Kashmir Public Servants (Inquiries) Act, Svt 1977.	XXVIII of Svt. 1977
123.	(State) Ranbir Penal Code, Samvat 1989.	XII of Svt. 1989
124.	The Jammu and Kashmir Registration Act, Svt. 1977.	XXXV of Svt. 1977
125.	The Jammu and Kashmir Registration (Amendment and Validation of Transfers of property) Act, 1955.	VI of 1955
126.	Registration of Deeds (Validating) Act, Samvat 2008.	VI of Svt. 2008
127.	Registration of Deeds (Validation) Act, 1956.	XXI of 1956

S.No.	Name of the Act	Act/Ordinance No.
128.	Registration of Deeds (Validating) Act, 1968.	XXXIII of 1968
129.	Registration of Deeds (Validation) Act, 1976.	I of 1976
130.	Registration of Deeds (Validation) Act, 1985.	IX of 1985
131.	The Jammu and Kashmir Religious Endowments Act, Svt 1977.	L of Svt.1977
132.	The Jammu and Kashmir Representation of the People Act, 1957.	IV of 1957
133.	The Jammu and Kashmir Requisitioning and Acquisition of Immovable Property Act, 1968.	XXXV of 1968
134.	The Jammu and Kashmir Right to Information Act, 2009.	VIII of 2009
135.	The Jammu and Kashmir Sale of Goods Act, Svt 1996.	II of 1996
136.	Separation of Judicial and Executive Functions Act, 1966.	XL of 1966
137.	The Jammu and Kashmir Small Causes Court Act, Svt 1968.	
138.	Societies Registration Act, Svt 1998.	VI of Svt. 1998
139.	The Jammu and Kashmir Specific Relief Act, Svt 1977.	XXXVIII of Svt. 1977
140.	The Jammu and Kashmir Standards of Weights and Measures (Enforcement) Act, 1997.	XXXVII of 1997
141.	The Jammu and Kashmir Succession Certificate Act, Svt 1977.	XXXIX of Svt. 1977
142.	Succession (Property Protection) Act, Svt 1977.	XXXVI of Svt. 1977
143.	The Jammu and Kashmir Suits Valuation Act, Svt 1977.	XXXVII of Svt. 1977
144.	The Jammu and Kashmir Suppression of Indecent Advertisements Act, Svt 2003.	IX of Svt. 2003
145.	The Jammu and Kashmir Transfer of Property Act, Svt 1977.	XLII of Svt. 1977
146.	The Jammu and Kashmir Transplantation of Human Organs Act, 1997.	III of 1997
147.	The Jammu and Kashmir Trusts Act, Svt 1977.	XLI of Svt. 1977
148.	The Jammu and Kashmir Venereal Diseases Act, Svt 2000.	XXI of Svt. 2000
149.	Veterinary Council Act, 2001.	XXI of 2001
150.	The Jammu and Kashmir [State] Village and Town Patrol Act, 1959.	XXIV of 1959
151.	The Jammu and Kashmir Village Sanitation Act, Svt. 1990.	V of Svt. 1990
152.	The Jammu and Kashmir Wakafs Act, 2001.	III of 2001
153.	The Jammu and Kashmir Wildlife (Protection) Act, 1978.	VIII of 1978

S.No.	Name of the Governor's Act	Governor's Act No.
1.	The Jammu and Kashmir State Trust for Welfare of Persons with Autism Cerebral Palsy, Mental Retardation and Multiple Disabilities Act, 2018.	VI of 2018
2.	The Jammu and Kashmir Drugs and Magic Remedies (Objectionable Advertisements) Act, 2018.	VIII of 2018
3.	The Jammu and Kashmir Single Window (Industrial Investment and Business Facilitation) Act, 2018.	X of 2018
4.	The Jammu and Kashmir Commercial Courts Act, 2018.	XIII of 2018
5.	The Jammu and Kashmir Family Courts Act, 2018.	XXIV of 2018
6.	The Jammu and Kashmir Aadhar (Targeted Delivery of Financial and other Subsidies, Benefits and Services) Act, 2018.	XXXIV of 2018
7.	The Jammu and Kashmir Protection of Children From Sexual Violence Act, 2018.	II of 2018
8.	The Jammu and Kashmir Rights of Persons with Disabilities Act, 2018.	XL of 2018
9.	The Jammu and Kashmir Prohibition of Benami Property Transactions Act, 2018.	XLIII of 2018
10.	The Jammu and Kashmir State Commission for Protection of Women and Child Rights Act, 2018.	XLVI of 2018
11.	The Jammu and Kashmir Real Estate (Regulation and Development) Act, 2018.	LIII of 2018

TABLE - 4
STATE ACTS INCLUDING GOVERNOR'S ACTS THAT SHALL REMAIN IN FORCE IN
UNION TERRITORY OF JAMMU AND KASHMIR; AND UNION TERRITORY OF LADAKH

S.No.	Name of the Act	Act/Ordinance No.
1.	The Jammu and Kashmir Aerial Ropeways Act, 2002	XII of 2002
2.	The Jammu and Kashmir Agrarian Reforms Act, 1976	XXVII of 1976
3.	Agriculturists' Relief Act, Svt. 1983	I of Svt. 1983
4.	The Jammu and Kashmir Government Aid to Agriculturists and Land Improvement Act, Svt. 1993	VII of Svt. 1993
5.	The Jammu and Kashmir State Aid to Industries Act 1961	XXII of 1961
6.	The Jammu and Kashmir Alienation of Land Act, Svt. 1995	V of Svt. 1995
7.	The Jammu and Kashmir Anatomy Act, 1959	XXII of 1959
8.	The Jammu and Kashmir Ancient Monuments Preservation Act, Svt. 1977	V of Svt 1977
9.	The Jammu and Kashmir Baba Ghulam Shah Badshah University Act, 2002	XVI of 2002
10.	The Jammu and Kashmir Big Landed Estates Abolition Act, Svt. 2007	XXVII of Svt. 2007
11.	The Jammu and Kashmir Board of Professional Entrance Examination Act, 2002	XXV of 2002
12.	The Jammu and Kashmir Board of School Education Act, 1975	XXVIII of 1975
13.	The Jammu and Kashmir State Board of Technical Education Act, 2002	XXIV of 2002
14.	The Jammu and Kashmir Brick Kilns (Regulation) Act, 2010	XV II of 2010
15.	Camping and Mooring Sites Act, Svt. 2004	XII of Svt.2004
16.	The Jammu and Kashmir Chowkidari Act, 1956	XXXVII of 1956
17.	The Jammu and Kashmir Civic Laws (Special Provisions) Act, 2014	III of 2014
18.	The Jammu and Kashmir Civil Courts Act, Svt. 1977	XLVI of Svt.1977
19.	The Jammu and Kashmir Civil Services (Decentralization and Recruitment) Act, 2010	XVI of 2010
20.	The Jammu and Kashmir Civil Services (Special Provisions) Act, 2010	XIV of 2010
21.	The Srinagar and Jammu Cluster Universities Act, 2016.	III of 2016
22.	The Jammu and Kashmir State Commission for Backward Classes Act, 1997	XII of 1997
23.	The Jammu and Kashmir Common Lands (Regulation) Act, 1956	XXIV of 1956
24.	The Jammu and Kashmir Consolidation of Holdings Act, 1962	V of 1962
25.	The Jammu and Kashmir Control of Building Operations Act, 1988	XV of 1988
26.	The Jammu and Kashmir Cooperative Societies Act, 1989.	X of 1989
27.	The Jammu and Kashmir Debtors Relief Act, 1976	XV of 1976
28.	The Jammu and Kashmir Delivery of Books and Newspapers (Public Libraries) Act, 1961	XIII of 1961
29.	The Jammu and Kashmir Deputy Ministers' Salaries and Allowances Act, 1957	VI of 1957

S.No.	Name of the Act	Act/Ordinance No.
30.	The Jammu and Kashmir Deputy Speaker's and Deputy Chairman's (Emoluments) Act, 1956	XXII of 1956
31.	The Jammu and Kashmir Development Act, 1970	XIX of 1970
32.	The Jammu and Kashmir Egress and Internal Movement (Control) Ordinance, Svt.2005.	V of Svt.2005
33.	The Jammu and Kashmir Enemy Agents Ordinance, Svt.2005.	VIII of Svt.2005
34.	The Jammu and Kashmir State Emergency Relief Fund Act, 1960	XIII of 1960
35.	The Jammu and Kashmir Excise Act, Samvat 1958	--
36.	The Jammu and Kashmir Extraction of Resin Act, 1988.	IX of 1988
37.	The Jammu and Kashmir State Evacuees (Administration of Property) Act, Samvat 2006 (1949 A.D).	VI of Svt. 2006
38.	The Jammu and Kashmir Ferry Boats Control Act, 1971.	XVIII of 1971
39.	The Jammu and Kashmir State Finance Commission Act, 2006	XVIII of 2006
40.	The Jammu and Kashmir Finance Commission for Panchayats and Municipalities Act, 2011	XVI of 2011
41.	The Jammu and Kashmir Fire Force Act, 1967.	XXII of 1967
42.	The Jammu and Kashmir Fiscal Responsibility and Budget Management Act, 2006.	XII of 2006
43.	The Jammu and Kashmir Fisheries Act, 2018.	XVI of 2018
44.	The Jammu and Kashmir Flood Plain Zones (Regulation and Development) Act, 2005.	XVII of 2005
45.	The Jammu and Kashmir State Forest Corporation Act, 1978.	XII of 1978
46.	The Jammu and Kashmir Forest (Protection) Force Act, 2001.	VI of 2001
47.	The Jammu and Kashmir Fruit Nurseries (Licensing) Act, 1987.	XXII of 1987
48.	The Jammu and Kashmir Gift Goods (Unlawful Possession) Act, 1963.	XL of 1963
49.	The Jammu and Kashmir Golf Development and Management Authority Act, 2013.	VIII of 2013
50.	The Jammu and Kashmir Goods and Services Tax Act, 2017.	V of 2017
51.	The Jammu and Kashmir Government Gazette Act, Svt. 1945.	XII of Svt. 1945
52.	The Jammu and Kashmir Governor's Special Security Force Act, 2018	Governors Act No.XLII of 2018
53.	The Jammu and Kashmir Habitual Offenders (Control and Reform) Act, 1956.	XI of 1956
54.	The Jammu and Kashmir Handicrafts (Quality Control) Act, 1978.	IV of 1978
55.	The Jammu and Kashmir Heritage Conservation and Preservation Act, 2010.	XV of 2010
56.	The Jammu and Kashmir Highways Act, Svt. 2007.	XXVII of Svt. 2007
57.	The Jammu and Kashmir Home Guards Act, Svt. 2006.	III of Svt. 2006
58.	The Jammu and Kashmir Housing Board Act, 1976.	VII of 1976
59.	The Jammu and Kashmir Industrial Establishments (National and Festival) Holidays Act, 1974.	XIII of 1974
60.	The Jammu and Kashmir Inspector General of Prisons (Change in Designation) Act, 2001.	XIII of 2001

S.No.	Name of the Act	Act/Ordinance No.
61.	The Jammu and Kashmir Islamic University of Science and Technology Kashmir Act, 2005.	XVIII of 2005
62.	The Jammu and Kashmir Kahcharai Act, Svt. 2011.	XVIII of Svt. 2011
63.	Kashmir and Jammu Universities Act, 1969.	XXIV of 1969
64.	Kashmir Silk Protection Act, 1964.	
65.	The Jammu and Kashmir Khadi and Village Industries Board Act, 1965.	XVI of 1965
66.	Ladakh Autonomous Hill Development Council Act, 1997.	XXXI of 1997
67.	Ladakh Buddhists Succession to Property Act, Svt. 2000.	XVIII of Svt. 2000
68.	The Jammu and Kashmir Lambardari Act, 1972.	X of 1972
69.	The Jammu and Kashmir Land Grants Act, 1960.	XXXVIII of 1960
70.	The Jammu and Kashmir Land Improvement Schemes Act, 1972.	XXIV of 1972
71.	The Jammu and Kashmir Land Revenue Act, Svt. 1996.	XII of Svt. 1996
72.	The Jammu and Kashmir Legislative Assembly Speaker's Emoluments Act, 1956.	IV of 1956
73.	The Jammu and Kashmir Legislative Council Chairman's (Emoluments) Act, 1962.	XXVIII of 1962
74.	The Jammu and Kashmir State Legislature Members' Pension Act, 1984.	II of 1984
75.	The Jammu and Kashmir Legislature (Prevention of Disqualification) Act, 1962.	XVI of 1962
76.	The Jammu and Kashmir State Legislature Proceedings (Protection of Publication) Act, 1960.	XXXVII of 1960
77.	Levy of Tolls Act, Svt.1995.	VIII of Svt. 1995
78.	The Jammu and Kashmir Migrant Immovable Property (Preservation, Protection and Restraint on Distress Sales) Act, 1997.	XVI of 1997
79.	The Jammu and Kashmir Migrants (Stay of Proceedings) Act, 1997.	XVII of 1997
80.	The Jammu and Kashmir Ministers and Ministers of State Salaries Act, 1956.	VI of 1956
81.	The Jammu and Kashmir Ministers and Presiding Officers Medical Facilities Act, 1975.	XXII of 1975
82.	The Jammu and Kashmir Money Lenders and Accredited Loan Providers Act, 2010.	XXIII of 2010
83.	The Jammu and Kashmir Motor Spirit and Diesel Oil (Taxation of Sales) Act, Svt. 2005.	V of Svt. 2005
84.	The Jammu and Kashmir Motor Vehicles Taxation Act, 1957.	XXVI of 1957
85.	The Jammu and Kashmir Mulberry Protection Act, Svt. 2006.	X of Svt. 2006
86.	The Jammu and Kashmir Municipal Act, 2000.	XX of 2000
87.	The Jammu and Kashmir Municipal Corporation Act, 2000.	XXI of 2000
88.	The Jammu and Kashmir Municipal Ombudsman Act, 2010.	XX of 2010
89.	The Jammu and Kashmir Municipalities Public Disclosure Act, 2010.	XXIV of 2010
90.	The Jammu and Kashmir Muslim Marriages Registration Act, 1981.	XXII of 1981
91.	The Jammu and Kashmir Namdha Quality Control Act, Svt. 2010.	VI of Svt. 2010
92.	National Defence Fund Donation of Immovable Property (Exemption from Stamp Duty and Registration) Act, 1963.	V of 1963

S.No.	Name of the Act	Act/Ordinance No.
93.	The Jammu and Kashmir Natural Calamities Destroyed Areas Improvement Act, Svt. 2011.	XXXVIII of Svt.2011
94.	The Jammu and Kashmir Non-Biodegradable Material (Management) Handling and Disposal Act, 2007.	XII of 2007
95.	The Jammu and Kashmir Obsolete Laws (Repeal) Act, 2010.	XXVII of 2010
96.	The Jammu and Kashmir Ombudsman for Panchayats Act, 2014.	V of 2014
97.	The Jammu and Kashmir Panchayati Raj Act, 1989.	IX of 1989
98.	The Jammu and Kashmir Paramedical Council Act, 2014.	VII of 2014
99.	The Jammu and Kashmir Passengers Taxation Act, 1963.	XII of 1963
100.	The Jammu and Kashmir Plant Disease and Pests Act, 1973.	XIV of 1973
101.	Plyboard Industries (Acquisition of Shares and of the Industrial Undertakings) Act, 1987.	VI of 1987
102.	Police Act, Svt. 1983.	II of Svt. 1983
103.	The Jammu and Kashmir Preservation of Specified Trees Act, 1969	V of 1969
104.	The Jammu and Kashmir Prevention of Beggary Act, 1960.	XL of 1960
105.	The Jammu and Kashmir Prevention of Fragmentation of Agricultural Holdings Act, 1960.	XXV of 1960
106.	Prevention of Ribbon Development Act, Svt. 2007.	XXVI of Svt. 2007
107.	Prevention of Rum Rasum Act, Svt. 1997.	I of Svt. 1997
108.	The Jammu and Kashmir Prevention and Suppression of Sabotages Activities Act, 1965.	XXII of 1965
109.	The Jammu and Kashmir Prevention of Unfair Means Examination Act, 1987.	XX of 1987
110.	The Jammu and Kashmir Private Colleges (Regulation and Control) Act, 2002	XXII of 2002
111.	Probate and Administration Act, Svt. 1977.	XXIX of Svt. 1977
112.	The Jammu and Kashmir Professions, Trades, Callings and Employment Tax Act, 2005.	IX of 2005
113.	The Jammu and Kashmir Prohibition on Conversion of Land and Alienation of Orchards Act, 1975.	VIII of 1975
114.	The Jammu and Kashmir Prohibition on Manufacture of Specified Copper Utensils (By Machine) Act, 2006.	XIII of 2006
115.	The Jammu and Kashmir Prohibition of Ragging Act, 2011.	VI of 2011
116.	The Jammu and Kashmir State Prohibition of Smoking (Cinema and Theatre Halls) Act, Svt. 2009.	XVIII of Svt.2009
117.	The Jammu and Kashmir Prohibition of Smoking and Non-Smokers Health Protection in Public Service Vehicles Act, 1997.	XX of 1997
118.	The Jammu and Kashmir Property Rights to Slum Dwellers Act, 2012.	XI of 2012
119.	The Jammu and Kashmir Property Tax Board Act, 2013.	XI of 2013
120.	The Jammu and Kashmir Protection of Interest of Depositors (in Financial Establishments) Act, 2018.	XIII of 2018

S.No.	Name of the Act	Act/Ordinance No.
121.	The Jammu and Kashmir Public Men and Public Servants Declaration of Assets and Other Provisions Act, 1983.	V of 1983
122.	The Jammu and Kashmir Public Premises (Eviction of Un-authorised Occupants) Act, 1988.	XVII of 1988
123.	The Jammu and Kashmir Public Safety Act, 1978.	VI of 1978
124.	The Jammu and Kashmir Public Services Guarantee Act, 2011.	IX of 2011
125.	The Jammu and Kashmir Registration of Contractors Act, 1956.	XVI of 1956
126.	The Jammu and Kashmir Registration of Tourist Trade Act, 1978.	IX of 1978
127.	The Jammu and Kashmir Regulation of Accounts Act, Svt. 2001.	XIV of Svt. 2001
128.	The Jammu and Kashmir Reservation Act, 2004.	XIV of 2004
129.	The Jammu and Kashmir Residential and Commercial Tenancy Act, 2012.	V of 2012
130.	The Jammu and Kashmir Restitution of Mortgaged Properties Act, 1976.	XIV of 1976
131.	The Jammu and Kashmir Right of Prior Purchase Act, Svt. 1993.	II of Svt. 1993
132.	The Jammu and Kashmir Road Safety Council Act, 2018.	V of 2018
133.	The Jammu and Kashmir Saffron Act, 2007.	V of 2007
134.	Salaries and Allowances of Members of Jammu and Kashmir State Legislature Act, 1960.	XIX of 1960
135.	Salaries and Allowances of Leader of Opposition in the State Legislature Act, 1985.	XVI of 1985
136.	The Sapphire Act, Svt. 1989.	XVI of Svt. 1989
137.	The Jammu and Kashmir School Education Act, 2002.	XXI of 2002
138.	The Jammu and Kashmir Self-Reliant Cooperatives Act, 1999.	X of 1999
139.	The Jammu and Kashmir State Sheep and Sheep Products Development Board Act, 1979.	IX of 1979
140.	Sher-i-Kashmir University of Agricultural Sciences and Technology Act, 1982.	VII of 1982
141.	Sher-i-Kashmir Institute of Medical Sciences (Grant of Degrees) Act, 1983.	XII of 1983
142.	The Jammu and Kashmir Shri Amarnath Ji Shrine Act, 2000.	XVIII of 2000
143.	The Jammu and Kashmir Shri Mata Sukhrala Devi Ji and Shri Mata Bala Sundari Shrine Act, 2013.	III of 2013
144.	The Jammu and Kashmir Shri Mata Vaishno Devi Shrine Act, 1988.	XVI of 1988
145.	The Jammu and Kashmir Shri Mata Vaishno Devi University Act, 1999.	XII of 1999
146.	The Jammu and Kashmir Shri Shiv Khori Shrine Act, 2008.	IV of 2008
147.	The Jammu and Kashmir Sikh Gurdwaras and Religious Endowments Act, 1973.	XV of 1973
148.	The Jammu and Kashmir Silk (Development and Protection) Act, 1988.	XXVIII of 1988
149.	The Jammu and Kashmir Special Security Group Act, 2000.	VI of 2000
150.	The Jammu and Kashmir Special Tribunal Act, 1988.	XIX of 1988
151.	Stamp Act, Svt. 1977.	XL of Svt. 1977
152.	The Jammu and Kashmir Tenancy Act, Svt. 1980.	II of Svt. 1980

S.No.	Name of the Act	Act/Ordinance No.
153.	The Jammu and Kashmir Tenancy (Stay of Ejectment Proceedings) Act, 1966.	XXXIII of 1966
154.	The Jammu and Kashmir State Town Planning Act, 1963.	XX of 1963
155.	The Jammu and Kashmir Treasure Trove Act, Svt. 1954.	---
156.	The Jammu and Kashmir Underground Public Utilities (Acquisition of Rights of User in Land) Act, 2014.	IV of 2014
157.	Urban Immovable Property Tax (Repeal and Saving) Act, 2002.	XXVIII of 2002
158.	The University of Ladakh Act, 2018.	Governor's Act No. LVI of 2018
159.	The Jammu and Kashmir Urban Property (Ceiling) Act, 1971.	XII of 1971
160.	Usurious Loans Act, Svt. 1977.	XLVII of Svt. 1977
161.	The Jammu and Kashmir Utilization of Lands Act, Svt. 2010.	IX of Svt. 2010
162.	The Jammu and Kashmir Vaccination Act, 1967.	XXI of 1967
163.	The Jammu and Kashmir Vegetable Seeds Act, Svt. 2009.	XII of Svt. 2009
164.	The Jammu and Kashmir State Vigilance Commission Act, 2011.	I of 2011
165.	The Jammu and Kashmir Water Resources (Regulation and Management) Act, 2010.	XXI of 2010
166.	The Jammu and Kashmir Willow (Prohibition on Export and Movement) Act, 2000.	XVI of 2000

DR. G. NARAYANA RAJU,
Secretary to the Govt. of India.

*Settler colonialism is a structure
not an event, infused with a
genocidal logic of elimination.*

Patrick Wolfe