



Government of UT of Jammu & Kashmir

OFFICE OF THE DISTRICT MAGISTRATE POONCH

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No: - DMP/J/1934-39

Date: - 21-12-2020

Subject: - Prohibitory order and imposition of restrictions under Section 144 CrPC in Poonch district in view of Counting for DDC's Election on 22nd of December 2020.

ORDER

Whereas, State Election Commission has notified DDC/Panchayat By-Election 2020 in phased manner in UT of Jammu & Kashmir;

Whereas, election for DDC/Pyt By Election 2020 is Over and Counting for the said is scheduled to be held on 22-12-2020 for all DDC Constituencies. In view of the past experience and inputs available there is every apprehension of arising of disturbance of Law & Order in Poonch district which may hinder smooth/free/fair counting process for DDC constituencies and may lead to obstruction, annoyance or injury to a person lawfully employed, may cause danger to human life, health or safety or may cause disturbance of public tranquility or a riot/affray;

It is necessary that preventive measures should be in place for smooth and fair conduct of counting process for DDC constituencies and avoid any law & order situation; obstruction, annoyance or injury to a person lawfully employed, danger to human life, health or safety or disturbance of public tranquility or a riot/affray;

Therefore, in view of the facts mention above, I Rahul Yadav, IAS, District Magistrate Poonch in exercise of powers conferred upon me u/s 144 Criminal Procedure of Code do hereby order that: -

1. No person shall be allowed to enter or assemble within the radius of 100 meters of the Counting Hall/Venue where the DDC constituency election counting is being conducted except persons authorized under law and engaged for the conduct of same.
2. Counting Staff/Contesting Candidate/Agents of Contesting Candidate shall only be allowed to enter counting hall/venue after proper scrutiny / proper identity proof, identity card and COVID-19 Negative report.
3. No persons shall be allowed to carry or have in possession of any type of offensive/defensive weapon, lathi etc except the personals engaged to maintain the security/lawfully engaged.


District Magistrate
Poonch (J&K)





4. No gathering/protest/assembly of 4 or more person or procession of any kind shall be allowed within the territorial jurisdiction of district Poonch.
5. None of the candidates shall be allowed to take out Procession/victory march of any form anywhere in the District Poonch.
6. All wine shops/Bars within the territorial jurisdiction of District Poonch shall remain closed. No restaurant, bar, hotel etc shall sell or serve liquor during this period.


Provided that the above order shall not apply to Police or Para-military person or any other Government Servant on official duties;

This order is addressed to public in general and contesting candidates in particular. Contesting candidate shall be held responsible for any violation of this order by their supporters/agents and for carrying out any kind of procession/victory/protest march;

Being emergent in nature it is not possible to serve this order to everyone/all contesting candidate. Therefore, this order is being passed ex-parte;

This order shall remain in force from 18:00hrs on 21-12-2020 to 24:00Hrs (midnight) on 23-12-2020 and shall remain in force in whole of the Poonch District.

Issue under my seal and signature today on 21st of December, 2020.


(Rahul Yadav) 118
District Magistrate
Poonch

Copy to:-

1. Divisional Commissioner, Jammu for favour of information.
2. Secretary, State Election Commission, J&K for favour of information.
3. Sr. Superintendent of Police, Poonch for information and n/action.
4. DIO NIC Poonch for uploading the order on official website.
5. ACR/SDM Mendhar/SDM Surankote for information and deployment of duty magistrates.
6. ROs (all) for information and n/action.