

The Mp Special Area Security Act, 2000

Section 5 - (1)

(a) The State Government shall whenever necessary constitute an Advisory Board for the nen" to the Advipurpose of this Act. sory Board. (b) The Advisory Board shall consist of three persons who are or have been or qualified to be appointed as Judges of the High Court. The Government shall appoint the members and designate one of them as the Chairman. . . . (2) The Government shall within six weeks from the date of publication of the notification under .r sub-section (1) of Section 3 make a reference to the Advisory Board and place before it a copy of the ninification, supporting material and the representation, if any received from the finiii;iful organisation , . . for its consideration. . _ .. ; - . ' b. (I) The Advisory Board shall after considering the material Placed before it a - rid eke; calling for 'rocedure of the C - t'es4 Sk. .dvisory Board. further information, if necessary from the Government or from any office bear et. iric"mbet of th - r 4...v,1 organisation concerned and aft; gi iti nian opportunity of personal hearing to the atitherised offieubearer le?" 1- j frinn the date Of reeveipt ,,,,;, p , of the organisation, shall submit its rept to the . .Government within three month - 't - Tjra,j2- p , ...re - - ,, -, --- '-4' of reference from the Government J. J :., * . 1. 1 ' - ',...e r F-. I Where the organisation seeks personal hearing an intimation specifying the date and time of it; hearing shall be sent to the address indicated in the representation of the, organisation. The concerned L,, 1 organisation shall not be entitled to appear through a lawyer or any person other than an anthorised ,,-,. - office bearer. . The report of the Advisory Board shall specify in a separate part thereof its opinion is to whether or not there was sufficient cause for the issuance of the notification in respect of the organisation J .410 ..?e. 5. V .1 ' A concerned. 1 S' (I) In any case where the Advisory Board has reported _ that _ there - . is: .in its opinion, sufficient Action upon the report of the Advi- cause for the issuance of the notification declaring the concerned organiiation as unlawful 'the sory Board. ,Government may confirm the notification and continue the same for such pe - rietd-as it thinks fit, subject , to the provisions of sub-section (4) of Section 3. ,- , . '' (2) In any case where the advisory Board has reported that there is, in its opinion no sufficient cause - For the issuance of a notification as aforesaid the Government shall revoke the notification forthwith. ,..t -,-) . .":1 " a., d I,...; ., (I) Whoever is a member of an unlawful organisation or takes part in meetings ocaeti les ofty,4, I Penalties. cits.:ny any such organisation or contributes or receives or sotli. utio::f.o , con:,ri:r 1 *.r : ;e; kaise of-any Sliete:-','...rr: , _ rp: - organisation _shall be punished with imprisonment fora term which may extend to thrceyeari .aiiii i-phaii. also be liable to fine. - , ,, , ,C. . . . , . .Whoever manages or assists in the management of an unlawful orgatitiation: birptomOIC8 promoting assists in ,..., a meeting of any such organisation ..n)b . or of any Tc . rs,th.f e ArctSil;h aSYSaS!,,,n* --u,Ige ,ci sa -';;- cil assists. abets. or aids the unlawful activities of any such organisation throughliswhatever.manner; or,: whatever medium or device shall be punished with imprisbment fora terro whichgtay.etde Th. thfee fr.(1,, gitak-irm e 7 ,a;-)44 ,i . r . ' IS-kis 5tati years and shall also be,liable to fine. , - - ; 2, 't, ii'L ,e ri - lite Thi-ser: I4o poli ce officer shall investigate into any offence mdde imit'under Sith."seciions(1)-and (2) of ; .i.l IttsitingrinT,TO p:,,e4c, , '%:. ...k k't :qZ1' i c t?, v 4" ,,,,,7,... Lc., ra,, H ,,N,44,- -t... - - ,i.n. z, tsmj ;;,,,,-, T.-T., L . , et .-ti- t...1 1 4.- . ii.i , Ad; , , '.k - -14.' . r 4.... tV '4. v ;pi". , r WY*41 (my , cep* 15 113 2001 676(11) this section unless explicitly permitted by the Superintendent of Police of the district concerned. (4) No court shall take cognizance of any such offence till the District Superintendent of Police has accorded permission to initiate such proceedings against the accused.