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by the Police at Vaishnavi Dham, near Railway Station, Jammu, and during the checking two suspects while seeing the Naka Party tried to escape but were chased down on the spot and identified as Abdul Waris S/o Abdul Rashid R/o Asthan Pain, Kishtwar and Musrat Hussain S/o Ghulam Qadir R/o Bhatyas, Gandoh, Doda. During their personal search, the Police recovered 26 letter pads of HM, a banned outfit, and an amount of Rs. 01 lac from their possession respectively ; and

2. Whereas, based on the above, a Case FIR No. 255/2010 under Section 120-B RPC and Sections 13,14 and 17 of ULA (P) Act, was registered in the Police Station, Bahu Fort, Jammu, and the investigation, of the case was set into motion. Subsequently, during the investigation, the offence under Section 14 of ULA (P) Act was dropped and Section 20 of ULA (P) Act was added in the case ; and

3. Whereas, during the course of investigation, the site plan of the place of occurrence and the seizure memos were prepared and the statements of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law ; and

4. Whereas, during the investigation, it was found that in the year 1998/1999 the accused viz. Abdul Waris and Musrat Hussain, joined the terrorist ranks of HM, a banned outfit and later crossed the LoC for obtaining illegal arms/ammunition and returned back via Nepal alongwith the incriminatory material and cash to the tune of Rs. 01 lac, in order to promote terrorist activities in the valley and on their return were arrested by Jammu Police during Naka checking at Vaishnavi Dham near Railway Station, Jammu, along with the incriminatory material and cash ; and

5. Whereas, during the investigation, it was established that the accused viz. Abdul Waris and Musrat Hussain, were members of HM, a banned outfit, and crossed the LoC for obtaining illegal arms/ammunition in order to carry out terrorist activities in the valley ; and

6. Whereas, on the basis of the investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer, has established a *prima facie* involvement of the below

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mentioned accused for the commission of offences punishable under
sections of the Unlawful Activities (Prevention) Act, 1967, as shown
against his name :

S. No.	Name of the accused person	Offence
1.	Abdul Waris S/o Abdul Rashid R/o Asthan Pain, Kishtwar.	13, 17, 20 of ULA (P) Act.
2.	Musrat Hussain S/o Ghulam Qadir R/o Bhatyas, Gandoh, Doda.	

7. Whereas, the Authority appointed by the Government under sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently examined the Case Diary file and all the other relevant documents relating to the case and has come to the conclusion that *prima facie* case is made out against the above accused ; and

8. Whereas, after perusing the Case Diary file, the relevant documents and also taking into consideration the views of the Authority appointed under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above mentioned accused for their prosecution under the provisions of law.

Now, therefore, in exercise of the powers conferred by sub-section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Abdul Waris and Musrat Hussain, for the commission of offences punishable under Sections 13, 17 and 20 of ULA (P) Act, arising out of FIR No. 255/2010 of Police Station, Bahu Fort, Jammu.

By order of the Government of Jammu and Kashmir.

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