

EXTRAORDINARY

REGD. NO. JK-33



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THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

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Separate paging is given to this part in order that it may be filed as a separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

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

Notification

Srinagar, the 2nd September, 2024.

SO-437.—Whereas, on 12-09-2023, information was received by Police Station, CIK, Srinagar through reliable sources to the effect that terrorist handlers of Lashker-i-Toiba (LeT), Ansar Gazwatul Hind

(AGuH), and Jaish-e-Mohammad (JeM) etc., sitting across in Pakistan are luring youth of J&K through social media and are provoking them to wage war against sovereignty and integrity of India with larger conspiracy to secede J&K from the Union of India etc ; and

2. Whereas, on receipt of information, a Case FIR No. 07/2023 under sections 153-A, 505, 506 IPC and 13, 18, 18-B, 39 of ULA (P) Act, was registered in the Police Station, CIK Srinagar and the investigation, of the case was set into motion. Subsequently, during the investigation, the offence under Section 153-B, 505 IPC, 18, 18-B of ULA(P) Act, were dropped and Section 120-B IPC, and 38 of ULA(P) Act, were added in the case ; and

3. Whereas, during the course of the investigation, the statements of witnesses acquainted with the facts and circumstances of the case were recorded ; and

4. Whereas, during the investigation, it was found that one terrorist namely Illyas Kashniri alias Gazi Hamas alias Haider of Bahawalpur Punjab Pakistan (joint terrorist handler of prescribed terrorist organizations AGuH, JeM and LeT) has entered in criminal conspiracy with the accused Waseem Ahmad Sheikh S/o Ghulam Mohammad Sheikh R/o Kandura, Beerwah, Budgam, Junaid Ahmad Mir S/o Late Abdul Jabbar Mir R/o Takipora, Lolab and Shabir Ahmad Gojree S/o Abdul Salam Gojree R/o Darbagh, Harwan with whom he has been sharing criminal content through different encrypted messaging applications in order to motivate and radicalize the youth besides, extending support for furtherance of terrorist activities in J&K ; and

5. Whereas, during the investigation, it was established that the accused viz. Waseem Ahmad Sheikh, Junaid Ahmad Mir and Shabir Ahmad Gojree, were working as Over Ground Workers (OGWs) for the terrorists of AGuH/LeT/JeM, proscribed outfits, particularly the terrorist viz. Illyas Kashmiri alias Gazi Hamas alias Haider, to promote terrorism in J&K and disaffection/hatred against the Government of India ; and

6. Whereas, on the strength of evidence collected and the statement of witnesses recorded, the Investigating Officer, has established

a *prima facie* case against the below-mentioned accused for the commission of offences punishable under Sections of the Unlawful Activities (Prevention) Act, 1967 as shown against their names :—

S. No.	Name of the accused person	Offence
1.	Waseem Ahmed Sheikh S/o Ghulam Mohammad Sheikh R/o Kandura, Beerwah, Budgam.	13, 39 of UA(P) Act
2.	Junaid Ahmad Mir S/o Late Abdul Jabbar Mir R/o Takipora Lolab.	
3.	Shabir Ahmad Gojree S/o Abdul Salam Gojree R/o Darbagh, Harwan.	13, 39 of UA(P) Act
4.	Illyas Kashmiri @ Gazi Hamas @ Halder S/o Atta Din R/o Bawalpur, Punjab, Pakistan	13, 38, 39 of UA(P) Act

7. Whereas, the accused namely, Illyas Kashmiri @ Gazi Hamas @ Haider, is absconding and proceedings under Section 299 Cr.PC have been initiated against him ; and

8. 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

9. 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. Waseem Ahmad Sheikh, Junaid Ahmad Mir,

Shabir Ahmad Gojree and Illyas Kashmiri alias Gazi Hamas alias Haider, for the commission of offences punishable under the relevant Sections of ULA (P) Act, as indicated against the each accused at Para (6) above, arising out of FIR No. 07/2023 of Police Station, CIK Srinagar.

By order of the Government of Jammu and Kashmir.

(Sd/-)

SANTOSH D VAIDYA, IAS,
Principal Secretary to the Government,
Home Department.