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PART I—B

Jammu and Kashmir Government—Notifications.

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

Notification

Srinagar, the 9th of September, 2024.

SO-460.— Whereas, on 14-03-2024, an information was received by Police Station, Lalpora, to the effect that some persons including Ashiq Hussain Naiko S/o Mohammad Munawar Naiko and Muneer

2 The J&K Official Gazette, 9th Sept., 2024/18th Bhad., 1946. No. [23-j] Ahmad Lone S/o Gh. Mohammad Lone residents of Dever, Anderbugh are working as OGWs for the terrorists of LeT, a banned outfit, and are providing shelter/logistic support to them, besides, are providing transportation facilities to the terrorists for promotion of terrorism in the area ; and

2. Whereas, on receipt of information, a Case FIR No. 09/2024 under Sections 13,18,19,20 and 39 of ULA (P) Act, was registered in the Police Station, Lalpora and the investigation of the case was set into motion. Subsequently, during investigation the offence under Sections 23 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 circumstance of the case were recorded ; and

4. Whereas, during the investigation, the accused namely, Ashiq Hussain Naiko and Muneer Ahmad Lone, were arrested in the case and 04 hand grenades and 40 rounds were recovered at the instance of accused namely, Ashiq Hussain Naiko in presence of Ex-Magistrate Ist Class, Lalpora ; and

5. Whereas during the Investigation, involvement of 05 more persons namely, Tanveer Ahmad Ganie S/o Gh. Rasool Ganie R/o Reban Sopore, Bilal Ahmad Ganie S/o Nazir Ahmad Ganie R/o Bohripora Sopore, Mohammad Shafi Naiko S/o Gh. Nabi Naiko R/o Dever (Lolab), Shariq Ahmad Naiko S/o Gh. Mohammad Naiko R/o Dever Anderbugh, and Naseer Ahmad Naiko S/o Ghulam-ud-Din Naiko R/o Dever Anderbugh, also came to fore in the commission of offence and subsequently were arrested in the case ; and

6. Whereas, during the investigation, it was established that the accused namely, Ashiq Hussain Naiko, Muneer Ahmad Lone, Tanveer Ahmad Ganie, Bilal Ahmad Ganie, Mohammad Shafi Naiko, Shariq Ahmad Naiko, and Naseer Ahmad Naiko, were working as Over Ground Workers (OGWs) for the terrorists of banned LeT outfit and were in close contact with an active terrorist namely Adil Ahmad Thoker S/o

Wali Mohammad R/o Gori Bijbehara, who had provided the recovered grenades/ammunition to the accused Ashiq Hussain Naiko for promotion of terrorism in the area. Besides, the accused namely, Ashiq Hussain Naiko and Muneer Ahmad Lone, provided shelter and facilitated transportation of terrorists particularly the terrorist namely, Adil Ahmad Thoker from one place to another by using their vehicles for carrying out the terrorist activities ; and

7. Whereas, on the strength of evidence collected and the statements of witnesses recorded, the Investigating Officer, has established a *prima facie* case against the below mentioned accused for the commission of offence punishable under sections of the Unlawful Activities (Prevention) Act,1967 as shown against their names :—

S.No.	Name of accused person	Offence
1.	Ashiq Hussain Naiko S/o Mohammad Munawar Naiko R/o Dever Anderbugh.	13,18,19,23,39 of UA(P) Act
2.	Muneer Ahmad Lone S/o Gh. Mohammad Lone R/o Dever Anderbugh.	13,18,19, 39 of UA(P) Act
3.	Tanveer Ahmad Ganie S/o Gh. Rasool Ganie R/o Reban, Sopore.	13,18, ,39 of ULA(P) Act
4.	Bilal Ahmad Ganie S/o Nazir Ahmad R/o Bohripora, Sopore.	
5.	Mohammad Shafi Naiko S/o Gh. Nabi Naikoo R/o Dever, Lolab.	
6.	Shariq Ahmad Naiko S/o Gh. Mohammad Naiko R/o Dever Anderbugh.	
7.	Naseer Ahmad Naiko S/o Ghulam-ud- Din Naiko R/o Dever Anderbugh.	13,18, of ULA (P) Act
8.	Adil Ahmad Thoker S/o Wali Mohammad R/o Gori, Bijbehara.	13,18,20,38,of ULA(P) Act

8. Whereas, the Accused namely, Adil Ahmad Thoker, is absconding and proceedings Under Section 299 Cr. PC have been proposed to be initiated against him ; and

9. 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

10. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the view 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 the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Ashiq Hussain Naiko, Muneer Ahmad Lone, Tanveer Ahmad Ganie, Bilal Ahmad Ganie, Mohammad Shafi Naiko, Shariq Ahmad Naiko, Naseer Ahmad Naiko, and Adil Ahmad Thoker, for the commission of offences punishable under the relevant Sections of ULA (P) Act, indicated against the each accused at para (7) above, arising out of FIR No.09/2024 of Police Station, Lalpora.

By order of the Government of Jammu and Kashmir.

Sd/-

CHANDRAKER BHARTI, IAS,
Principal Secretary to the Government.