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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 12th of September, 2024.

SO—469.— Whereas on 23-03-2024, information was received at Police Station, Anantnag, to the effect that a person namely Waseem Ahmad Ganie S/o Bashir Ahmad Ganie R/o Lukbawan, Larkipora, Anantnag joined the terrorist cadre and has illegally acquired

arms/ammunitions intending to carry out the terrorist activities and sabotage the forthcoming Lok-Sabha elections in the area; and

2. Whereas, on receipt of information, Case FIR No. 49/2024 under section 7/25 Arms act and Section 18 and 20 of ULA (P) Act, came to be registered at the Police Station, Anantnag, and the investigation, of the case was set into motion. Subsequently, during the investigation, the offences under Sections 3/4 ESA, 120-B IPC, 18-B, 23 and 38 of the ULA (P) Act, were added to 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, Cordon and Search Operation was launched by the Police in collaboration with 19 RR Army in the area during which the accused viz. Waseem Ahmad Ganie was found in his residential house, who, while seeing the Security Forces tried to flee from the spot but was tactfully apprehended. During the search, 01 pistol, 02 magazines, 24 rounds and a hand grenade were recovered from his possession in the presence of Executive Magistrate 1st Class; and

5. Whereas during the investigation, it was found that the accused viz. Waseem Ahmad Ganie, was affiliated with JeM, a banned outfit, who was instigated/motivated by one accused Mudasir Mehraj Khan S/o Mehrajudin Khan R/o Rawalpura, Srinagar to join the terrorist cadre for promotion of terrorism in the area. Both the accused entered into a criminal conspiracy in the Central Jail Srinagar and the accused Mudasir Mehraj Khan motivated the accused viz. Waseem Ahmad Ganie to join terrorist ranks, after his release from the Jail. The accused viz. Mudasir Mehraj Khan arranged arms and ammunition for him to carry out terrorist activities in the area. The accused viz. Mudasir Mehraj Khan was already arrested by Srinagar Police in case FIR No.193/2021 of Police Station Saddar and subsequently, his custody was changed in the instant case; and

6. 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	Waseem Ahmed Ganie S/o Bashir Ahmed Ganie R/o Lukbawan, Larkipora, Anantnag .	18,20,23,38 UA(P) Act
2	Mudasir Mehraj Khan S/o Mehrajudin Khan R/o Rawalpora.Srinagar.	18,18-B UA (P) Act

7. Whereas, the Authority appointed by the Government under Sub-Section (2) of Section 45 or 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 persuing the Case Dairy 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 provision 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. Waseem Ahmed Ganie and Mudasir Mehraj Khan, 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. 49/2024 of Police Station, Anantnag.

By order of the Government of Jammu and Kashmir.

Sd/-

CHANDRAKER BHARTI, IAS,
Principal Secretary to the Government.