

EXTRAORDINARY

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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 3rd October, 2024.

SO-493.—Whereas, on 30-05-2024, a written docket was received at Police Station, Rajbagh, to the effect that a Naka was established by Police in collaboration with 117 Bn. CRPF at Khouja Bagh, Aramwari

bund. During the checking 02 persons, while seeing the naka party tried to escape but were apprehended on the spot and identified as Rayees Ahmad Sheikh S/o Ab. Rashid Sheikh R/o Buchoo, Kokernag, Anantnag and Riyaz Ahmad Wani S/o Gh. Hassan Wani R/o Mohripora, Akingam, Anantnag. On their personal search, the Police recovered 01 Pistol, 02 magazines, 25 rounds and cash to the tune of Rs. One lac Indian currency from their possession respectively ; and

2. Whereas, on receipt of information, Case FIR No. 32/2024 under section 7/25 Arms Act, 18, 23 and 39 of ULA (P) Act, came to be registered in the Police Station; Rajbagh, and the investigation, of the case was set into motion. Subsequently, during the investigation, the offences under Sections 13, 17 and 20 of ULA (P) Act, were added in the case ; and

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

4. Whereas, during the investigation, it was found that the accused viz. Rayees Ahmad Sheikh and Riyaz Ahmad Wani, were working as OGWs for the terrorists of LeT/TRF banned outfit and were in close contact with an active terrorist namely Zahid Ahmad Reshi @ Zahid Zumain S/o Gh. Ahmad Reshi R/o Hassanpora, Taweela, Bijbehara, who provided the recovered arms/ammunition and cash to them for the promotion of terrorism in the area ; and

5. Whereas, the investigation conducted by the investigating agency has *prima facie* established that the accused viz. Rayees Ahmad Sheikh and Riyaz Ahmad Wani, were working as Over Ground Workers (OGWs) for the terrorists of banned LeT/TRF outfit, particularly the terrorist viz. Zahid Ahmad Reshi @ Zahid Zumain, and in furtherance of criminal conspiracy procured arms/ammunition and cash from the said terrorist for carrying out the terrorist activities in the area ; 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 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. | Rayees Ahmad Sheikh S/o Ab. Rashid Sheikh R/o Buchoo, Kokemag Anantnag. | 13, 18, 23, 39 of UA(P) Act |
| 2. | Riyaz Ahmad Wani S/o Gh. Hassan Wani R/o Mohripora, Akingam, Anantnag. | 13, 17, 18, 23, 39 of UA(P) Act |
| 3. | Zahid Ahmad Reshi @ Zahid Zumain S/o Gh. Ahmad Reshi R/o Hassanpora Taweela Bijbehara. | 13, 18, 20 of UA(P) Act |

7. Whereas, the accused terrorist viz. Zahid Ahmad Reshi @ Zahid Zumain, is absconding and proceedings under section 299 Cr. PC have been proposed to be 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 the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Rayees Ahmad Sheikh, Riyaz Ahmad Wani and Zahid Ahmad Reshi @ Zahid Zumain, for the commission of

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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. 32/2024 of Police Station, Rajbagh.

By order of the Government of Jammu and Kashmir.

Sd/-

CHANDRAKER BHARTI, IAS,
Principal Secretary to the Government.