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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 25th October, 2024.

SO-523.— Whereas, on 02-05-2024, a reliable information was received by Police Station Bumai, to the effect that a person namely Amir Rashid Lone S/o Abdul Rashid Lone R/o Rashidabad and his

associate namely Waseem Ali Dar S/o Ali Mohammad Dar R/o Darpora Bomai, are in close contact with the terrorists and are providing logistic and other support to them in order to promote terrorism in the area. Besides, some unknown terrorists equipped with illegal arms/ammunition are hiding in the house of accused viz. Amir Rashid Lone ; and

2. Whereas, based on the above, a Case FIR No. 26/2024 Under Sectins 18, 19, 38 and 39 of ULA (P) Act, came to be registered in Police Station, Bomai and the investigation of the case was taken up. Subsequently, during the investigation, the offence under Section 7/25 Arms Act, was added in the case ; and

3. Whereas, during the investigation, 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, Cordon and Search Operation was launched by Police in collaboration with 22 RR and 179 Bn. CRPF in Village Rashidabad and during the search it was learnt that the terrorists hiding in the house of accused viz. Amir Rashid Lone, managed their escape from the spot with the assistance of accused Amir Rashid Lone and Waseem Ali Dar, leaving behind arms/ ammunition viz. 02 magazines with 15 live rounds of AK-47 and 01 pouch, which was subsequently, recovered from the place of occurrence ; and

5. Whereas, during the investigation, the accused viz. Amir Rashid Lone and Waseem Ali Dar, were arrested in the case and it was found that the accused were working as OGWs for the terrorists of LeT, a banned outfit, and were in close contact with 02 terrorists namely Usman Bhai and Umar Bhai R's/o Pakistan, in order to promote terrorism in the area ; and

6. Whereas, the investigation conducted by the investigating agency has *prima facie* established that the accused viz. Amir Rashid Lone and

Waseem Ali Dar, were working as Over Ground Workers (OGWs) for the terrorists namely Usman Bhai and Umar Bhai, and under a well knit criminal conspiracy were providing logistic support to them, besides, the accused viz. Amir Rashid Lone, voluntarily harboured the said terrorists in his residential house for carrying out the terrorist activities in the area ; and

7. Whereas, the accused terrorists viz. Usman Bhai and Umar Bhai, have been killed in an encounter with the Security Forces and the proceedings under the law would abate against them; and

8. Whereas on the basis of the investigation, the statements of witnesses recorded and the other evidence collected, the Investigating Officer, has established *prima facie* involvement of 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	Offence
1.	Amir Rashid Lone S/o Abdul Rashid Lone R/o Rashidabad, Machipora.	18, 19, 39 ULA(P) Act.
2.	Waseem Ali Dar S/o Ali Mohammad Dar R/o Darpora Bomai.	18, 39 ULA (P) Act.

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 Dairy File and all the other relevant documents relating to the case and has come to the conclusion that a *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 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 his 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. Amir Rashid Lone and Waseem Ali Dar, for the commission of offences punishable under the relevant Sections of ULA (P) Act, as indicated against the each accused at Para (8) above, arising out of FIR No. 26/2024 of Police Station, Bomai.

By order of the Government of Jammu and Kashmir.

Sd/-

CHANDRAKER BHARTI, IAS,
Principal Secretary to the Government.