

EXTRAORDINARY

REGD. NO. JK-33



सत्यमेव जयते

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

Jammu, the 2nd December, 2024.

SO-556.—Whereas, on 03-06-2024, the police Station, Kakapora, received a docket to the effect that a reliable information was received about the hiding of some unknown terrorists in Village Nehama.

Subsequently, a Joint Cordon and Search Operation was launched by the Police/Security Forces. During the search, the terrorists hiding in the residential house of one Bilal Ahmad Lone S/o Gh. Qadir Lone R/o Nehama, Kakapora, fired indiscriminately upon the Search Party, with their illegal arms/ammunition with the intention to kill them. The fire was retaliated triggering an encounter ; and

2. Whereas, based on the above, a Case FIR No. 20/2024 under Sections 307 IPC, 7/27 Arms Act, and the Sections 16, 18, 19, 20 and 38 of ULA(P) Act, came to be registered in the Police Station, Kakapora, and the investigation, of the case was set into motion. Subsequently, during the investigation, the offences under Section 3/4 ESA and the Sections 23, 39 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 under the relevant provisions of law ; and

4. Whereas, during the investigation, the dead bodies of two terrorists of LeT, a banned outfit, identified as Reyaz Ahmad Dar @ Khalid @ Sheeraz S/o Ab. Aziz Dar R/o Sathergund and Rayees Ahmad from Dar S/o Gh Mohi-ud-din Dar R/o Kakapora, were recovered from the place of encounter. During the search, arms/ammunition viz. 02 AK-47 rifles, 09 AK magazines. 02 Pistols, 07 Pistol magazines, 08 AK-47 empty cartridges, 151 AK-47 rounds, 04 Pistol rounds and 01 UBGL, were also recovered from the place of occurrence ; and

5. Whereas, during the investigation, the accused viz. Bilal Ahmad Lone, was arrested in the case and two more persons identified as Sajad Ahmad Ganie S/o Nazir Ahmad Ganie and Shakir Bashir Lone S/o Bashir Ahmad Lone residents of Nehama, Kakapora, were found involved in the commission or crime. Subsequently, both the accused were arrested in the case and during the investigation, some explosive material was recovered at the instance of accused viz. Shakir Bashir Lone ; and

6. Whereas, the investigation conducted by the investigating agency has *prima facie* established that the accused viz. Bilal Ahmad

Lone, Sajad Ahmad Ganie and Shakir Bashir Lone, were working as Over Ground Workers (OGWs) for the killed terrorists viz. Reyaz Ahmad Dar @ Khalid @ Sheeraz and Rayees Ahmad Dar, and in furtherance of conspiracy were providing logistic support to them, besides, on the date of occurrence, the accused viz. Bilal Ahmad 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. Reyaz Ahmad Dar @ Khalid @ Sheeraz and Rayees Ahmad Dar, have been killed in the said encounter with the Security Forces and the proceedings under the law would abate against them ; and

8. Whereas, on the basis or the investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer, has established a *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.	Bilal Ahmad Lone S/o Gh Qadir Lone R/o Nehama, Kakapora	19, 39 of ULA(P) Act.
2.	Sajad Ahmad Ganie S/o Nazir Ahmad Ganie R/o Nehama, Kakapora	18, 39 of ULA(P) Act.
3.	Shakir Bashir Lone S/o Bashir Ahmad Lone R/o Nehama Kakapora.	18, 23, 39 of 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 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 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. Bilal Ahmad Lone, Sajad Ahmad Ganie and Shakir Bashir Lone, 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. 20/2024 of Police Station, Kakapora.

By order of the Government of Jammu and Kashmir.

Sd/-

CHANDRAKAR BHARTI, IAS,
Principal Secretary to the Government.