

EXTRAORDINARY

REGD. NO. JK—33



THE

JAMMU & KASHMIR GOVERNMENT 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

Notification

Srinagar, the 31st May, 2016.

SRO-176.—Whereas, on 22-05-2011, Police Station, Doda received a docket from SI, Shiv Kumar No. 6665/NGO to the effect that one Farooq Ahmad S/o Gul Mohd. Malik R/o Kashuryan and Zaffarullah S/o Gh. Mohd. Malik R/o Koti, Tehsil and District Doda, both OGW of LeT outfit, are working for Javid Ahmad Code Abu Herrera S/o Gh. Mohammad Malik R/o Kashuryan, Chief Area Commander of LeT outfit and are providing shelter and information with regard to movement of security forces to Javed Ahmad and other militants and are in possession of incriminating documents, besides propagating boycott of the Panchayat Elections ; and

Whereas, in this connection, case FIR No. 116/2011 under sections 10, 13 and 19 of the Unlawful Activities (Prevention) Act, 1967 was registered in Police Station, Doda and investigation initiated ; and

Whereas, during the course of investigation, the Investigating Officer visited on spot, prepared site plan and arrested the two accused, namely Farooq Ahmad Malik and Zaffarullah. During their search, one pair of Khan Dress, one Identity Card and a Mobile Phone was recovered from the possession of Zaffarullah and one Mobile Phone (Lemon) with two SIMs, 25 leaves of posters of LeT outfit and 02 tapes were seized from the possession of Farooq Ahmad Malik ; and

Whereas, during the course of further investigation, on the basis of statement of witnesses, the seizure memos and other evidence, the Investigating Officer has established a *prima facie* case against the accused persons under sections 10, 13 and 19 of the Unlawful Activities (Prevention) Act, 1967 ; and

Whereas, the Authority appointed by the State Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967 has independently scrutinized the Case Diary file and all the other relevant documents relating to the case and has come to a definite conclusion that this is a fit case for accord of prosecution sanction against the accused persons ; and

Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the observations/views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government is of the view that there is sufficient material and evidence available against the accused persons for their prosecution under the aforesaid provisions of law.

Now, therefore, in exercise of the powers conferred under sub-section (1) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government hereby accords sanction for launching prosecution against the accused persons, namely Farooq Ahmad S/o Gul Mohd. Malik R/o Kashuryan and Zaffarullah S/o Gh. Mohd. Malik

R/o Koti for the commission of offence punishable under sections 10, 13 and 19 of the Unlawful Activities (Prevention) Act, 1967, arising out of FIR No. 116/2011 of Police Station, Doda.

By order of the Government of Jammu and Kashmir.

(Sd.)

Principal Secretary to the Government,
Home Department.