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# JAMMU & KASHMIR GOVERNMENT GAZETTE

#### PART I-B

Jammu and Kashmir Government-Notifications.

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## GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIAT66HOME DEPARTMENT

### Notification

Srinagar, the 17th September, 2018.

SRO-406.66Whereas, on 02-03-2017, Police Station, Kulgam received an information from reliable sources that one Hurriyat activist Namely Mukhtar Ahmad Waza along with few supporters had arrived at village Shouch, where he is insisting the common people to continue the self-styled struggle for separating the State of J&K from India and provoking to raise Anti-Indian slogans etc.; and

- 2. Whereas, in this connection, a Case FIR No. 22/2017 under section 13 of the Unlawful Activities (Prevention) Act, 1967 came to be registered in the Police Station, Kulgam; and
- 3. Whereas, during the course of investigation, the site plan of place of occurrence was prepared and statement of witnesses under sections 161, 164-A Cr. PC were recorded and placed on file; and
- 4. Whereas, investigation conducted revealed the involvement of the accused persons 01. Mukhtar Ahmad Waza S/o Gh. Rasool Waza R/o Kadipora Gajnag, Anantnag, 02. Shabir Ahmad Nanwai S/o Mohd. Rafeeq R/o Kadipora Gajnag, Anantnag and 03. Reyaz Ahmad Dar S/o Mohd Ahsan R/o Brazloo Jageer, Yaripora, Kulgam for the commission of offence punishable under section 13 ULA(P) Act, 1967 and based on the facts and circumstances the investigation of the case was closed as challaned; and
- 5. 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 said three accused persons for the commission of offence punishable under section 13 of the Unlawful Activities (Prevention) Act, 1967; and
- 6. 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 provision of law.
- 7. Now, therefore, in exercise of the powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government hereby accords sanction for launching prosecution against the accused persons mentioned below for the commission

- 1. Mukhtar Ahmad Waza S/o Gh. Rasool Waza R/o Kadipora Gajnag, Anantnag.
- 2. Shabir Ahmad Nanwai S/o Mohd Rafeeq R/o Kadipora Gajnag, Anantnag; and
- 3. Reyaz Ahmad Dar S/o Mohd. Ahsan R/o Brazloo Jageer, Yaripora, Kulgam.

By order of the Government of Jammu and Kashmir.

(Sd.)
Principal Secretary to Government,
Home Department.