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# JAMMU AND KASHMIR OFFICIAL GAZETTE

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.

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## GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT

#### Notification

Srinagar, the 29th October, 2020.

SO-335.ô Whereas, on 19-05-2020, Police, Budgam received reliable information about the hiding of terrorists in the residential house of Khazir Mohammad Dar R/o Budran; and

- 2. Whereas, cordon and search operation was launched in the Village and during search one terrorist identified as Muzaffar Ahmad Dar S/o Khazir Mohammad Dar R/o Budran was apprehended and during search one Pistol along with magazine live cartridges and one hand grenade was recovered and from his possession; and
- 3. Whereas, a case FIR No. 82/2020 under sections 20, 23, 39 ULA(P) Act, 1967 was registered in Police Station, Magam and investigation of the case was taken up; and

- 4. Whereas, during the course of investigation site plan of place of occurrence and seizure memo was prepared, statement of witnesses acquainted with the facts and circumstances were also recorded under the relevant provisions of law; and
- 5. Whereas, during investigation the accused terrorist confessed that he is affiliated with LeT outfit and three accused persons namely (1) Mudasir Ahmad Lone S/o Abdul Majeed Lone, (2) Younis Farooq Waza S/o Farooq Ahmad Waza R/o Budran and (3) Nazir Ahmad Sheikh S/o Noor Mohammad Sheikh R/o Alamnag, Poshkar Khag were working as OGWs, providing shelter/logistic support to him to escalate militancy in the area; and
- 6. Whereas, during investigation all the three accused persons were arrested in connection with the case questioning some posters of LeT outfit along with some rounds of AK-47 were recovered from their possession; and
- 7. Whereas, on the basis of investigation, statement of witnesses recorded and other evidence collected, the Investigating Officer has *prima facie* established involvement of the below mentioned accused persons for commission of offence punishable under relevant sections of the law as shown against each of Unlawful Activities (Prevention) Act, 1967:ô
- Muzaffar Ahmad Dar S/o Khazir
  Mohammad Dar R/o Budran
  ULA (P) Act
- Mudasir Ahmad Lone S/o
  Abdul Majeed Lone R/o Budran
  ULA (P) Act
- 3. Younis Farooq Waza S/o Farooq Ahmad R/o Budran
- 4. Nazir Ahmad Shikh S/o Noor Mohammad Sheikh R/o Alamnag, Poshkar Khag

- 8. Whereas, the Authority appointed by the Government under sub-section (2) of Section 45 of the ULA (P) Act, 1967 has independently examined the case diary file and all the other relevant documents relating to the case and has come to a conclusion that a *prima facie* case against the accused has been made out; and
- 9. Whereas, after perusing the case diary file, the relevant documents and also taking into consideration views of the Authority appointed under sub-section (2) of the Section of 45 ULA (P) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the accused for his prosecution under the aforesaid provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2) of Section 45 Unlawful Activities (Prevention) Act, 1967, the Government hereby accords sanction for launching prosecution against the above-mentioned accused for the commission of offences punishable under sections 20, 23, 39 ULA (P) Act, in the case FIR No. 82/2020 of Police Station, Magam.

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By order of the Government of Jammu and Kashmir.

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

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