

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

Part I-B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATO HOME DEPARTMENT

Notification

Jammu, the 4th December, 2020.

SO6375.ô Whereas, on 11-06-2020, Police, Pulwama received reliable information about the presence of terrorists in Village Shaltakia Putrigam. Consequent to this information a joint naka was established by Police, Pulwama along with other security forces; and

2. Whereas, Police, Pulwama intercepted a vehiccle (Wagon-R) bearing registration No. JK1368758 and during checking of the vehicle, Police arrested two accused persons identified as Adil Nabi Wani S/o Ghulam Nabi Wani R/o Rohmoo and Jahangir Ahmad Wani S/o Ghulam Nabi Wani R/o Rohmoo. They were subjected to personal search and one hand grenade was recovered from the possession of accused Adil Nabi and 15 AK rounds were recovered from the possession of accused Jahangir Ahmad respectively; and

- 3. Whereas, a case FIR No. 47/2020 under sections 20, 23, 39 ULA(P) Act, 1967 was registered in Police Station, Rajpora 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 and statement of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law; and
- 5. Whereas, during the course of investigation the accused persons disclosed that on 11-06-2020 one active terrorist of JeM outfit namely Yasir Ahmad Parray S/o Gh. Mohammad R/o Qasbayar had provided one hand grenade to the accused persons allowing them to hurl the grenade on the police/security forces; and
- 6. Whereas, during the further course of investigation it was revealed that the accused persons were close associates of the active terrorist namely Yasir Ahmad Parray and were providing him transport facilities from one place to other place; 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 offences punishable under relevant sections of the law as shown against each of Unlawful Activities (Prevention) Act, 1967:ô
- - Adil Nabi Wani S/o Gh. Nabi Wani 23, 39
 R/o Rohmoo ULA(P) Act
 - 2. Jahangir Ahmad Wani S/o Gh. Nabi Wani R/o Rohmoo
 - Yasir Ahmad Parray S/o Ghulam 20
 Mohammad Parray R/o Qasabayar ULA(P) Act

 (Active terrorist)
- 8. Whereas, the accused Yasir Ahmad Parray is an active terrorist of JeM outfit he was absconding and proceedings under section 299 Cr. P. C. have been initiated against him; and

- 9. 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
- 10. Whereas, after perusing the case diary, 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 of the 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. 47/2020 of Police Station, Rajpora.

By order of the Government of Jammu and Kashmir.

(Sd.)				
Principal	Secretary	to	the	Government,
		Ho	me	Department.