

JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I-B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT

Notification

Jammu, the 6th March, 2020.

SO-88.ô Whereas, on 12-09-2019, a reliable information was received that a conduit of banned organization Jaish-e-Mohammad were transporting prohibited arms and ammunitions in a truck coming from Punjab towards Kashmir Valley via Lakhanpur; and

2. Whereas, a joint naka was laid near New Ravi Bridge, Lakhanpur and vehicle to vehicle checking was carried out, and the truck bearing No. JK-13E-2000 was intercepted to stop and was searched by the police. The driver of the truck was questioned and he disclosed his identity as Sabeel

- 3. Whereas, during checking of truck loaded with card boards, a black bag containing 06 AK-56/47 rifles (AK 56 rifles=04 Nos., AK-47 rifles=02 Nos., magazines AK-47=06 Nos. and live cartridge of AK-47=180 Nos. were recovered from the cabin of the truck; and
- 4. Whereas, a case FIR No. 61/2019 under sections 13, 18, 38, 39 ULA(P) Act, 1967, 120-B RPC 7/25 Indian Arms Act was registered in P/S, Lakhanpur, District Kathua and investigation taken up; and
- 5. Whereas, seizure memo and site plan were prepared. The statement of witnesses were recorded under section 161 Cr. P. C. and 164-A Cr. P. C. The accused were arrested, their personal search memo was prepared and their finger prints were also taken; and
- 6. Whereas, during the course of investigation it came to the fore that the accused Ubaid-ul-Islam was in contact with Ashiq Nengroo who has been (A) category terrorist of banned organization JeM and was absconding. The contact number of Ashiq Hussain Nengroo was received by Ubaid-ul-Islam from Suhail Ahmed Dar @ Aamir S/o Ghulam Nabi Dar; and
- 7. Whereas, during the course of investigation, it came to the fore that the accused Ashiq Nengroo had instructed Ubaid-ul-Islam to receive one matrix sheet and a bag full of weapons from some unknown masked persons; and
- 8. Whereas, the weapon contained in the bag was planned to be handed over to OGW, Bashir Ahmad Lone S/o Mohammad Akbar Lone R/o Aglar, Kandi, Pulwama; and
- 9. Whereas, during course of investigation, Suhail Ahmed Dar and Bashir Ahmed Lone, OGWs working for prescribed organization JeM, were

- 10. Whereas, accused namely Ashiq Ahmad Nengroo has been absconding and proceedings under section 512 Cr. P. C. have been initiated against him; and
- 11. Whereas, on the basis of evidence collected and other material placed on record, the investigation, *prima facie*, has established the involvement of below mentioned accused in the commission of offences punishable under various sections of ULPA Act, 1967 shown as against each:ô

S. No.	Name of Accused	Offences proved against
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1.	Sabeel Ahmad Baba S/o Gh. Hassan	Under sections 13/18/38/
	Baba R/o Aglar Kandi, Tehsil	39 ULAP Act, 120-B RPC
	Rajpora, District Pulwama	7/25 Arms Act

- Ubaid-ul-Islam S/o Ghulam Under sections 13/18/38/
 Mohammad R/o Aglar Kandi, 39 ULAP Act, 120-B RPC
 Tehsil Rajpora, District Pulwama 7/25 Arms Act
- Jahangir Ahmed Parray S/o Mohd
 Abdullah Parray R/o Pokhar Pora,
 Tehsil Charar-e-Sharief,
 District Budgam

 Under sections 13/18/38/
 39 ULAP Act, 120-B RPC
 7/25 Arms Act
- Bashir Ahmad Lone S/o Mohammad Under sections 13/18/38/
 Akbar Lone R/o Aghlar, Kandi, 39 ULAP Act, 120-B RPC
 Tehsil Rajpura, District Pulwama 7/25 Arms Act
- Suhail Ahmed Dar S/o Ghulam Nabi Under sections 13/18/38/
 Dar R/o Aghlar, Kandi, Tehsil 39 ULAP Act, 7/25 Arms
 Rajpura, District Pulwama Act and 201, 120-B RPC
- 6. Ashiq Ahmad Nengroo S/o Gh. Under sections 13/18/38/ Mohammad R/o Hajan, Tehsil 39 ULAP Act, 120-B RPC

- 12. 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 other relevant documents relating to the case and has come to a conclusion that *prima facie* case against the accused has been made out; and
- 13. Whereas, after perusing the case diary, 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 persons for their prosecution under the 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 as indicated against each at para 11 in case FIR No. 61/2019 P/S, Lakhanpur, Kathua.

By order of the Government of Jammu and Kashmir.

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Principal Secretary to the Government, Home Department.