

THE

JAMMU & KASHMIR GOVERNMENT GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

ô ô ô ó GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATô HOME DEPARTMENT

Notification

Jammu, the 7th of January, 2020.

SO-09.66Whereas, a specific information was received by Police Station, Qaimoh to the effect that two persons namely (1) Asif Jabar Wagay S/o Mohd Jabar Wagay R/o Rampora (2) Yawar Hamid Badar S/o Ab. Hamid R/o Nai Basti, Qaimoh were working as OGWs with LeT outfit and were in contact with terrorist Naveed Ahmad Bhat S/o Ali Mohammad R/o Qaimoh, these OGWs were roaming in a vehicle Santro bearing Registration No. JK13B/0974 to carryout terrorist activities in the area; and

- 2. Whereas, a case FIR No. 29/2019 under sections 13, 18, 19, 38, 39 of ULA(P) Act, 1967 was registered in Police Station, Qaimoh and investigation of the case was taken up; and
- 3. Whereas, a naka was laid and a vehicle bearing registration No. JK13B/0974 was stopped. Two persons boarded in the vehicle disclosed their names as (1) Asif Jabar Wagay S/o Mohd Jabar Wagay R/o Rampora (2) Yawar Hamid Badar S/o Ab. Hamid R/o Nai Basti, Qaimoh. During frisking, two cell phones were recovered from their possession and besides 20 (twenty) live cartridges of AK-47 were recovered from the said vehicle. During investigation the accused disclosed that they harboured terrorists and provided logistic support to them, especially Naveed Bhai. Further, their cell phones were examined in presence of Executive Magistrate concerned, and incriminating material was found in them; and
- 4. Whereas, the investigation conducted, *prima facie*, established the commission of offences punishable under sections 7/25 A. Act and 13, 18, 19, 38, 39 of Unlawful Activities (Prevention) Act, 1967, against the aforementioned accused persons; and
- 5. Whereas, the Authority appointed by the Government of the Jammu and Kashmir 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 accused persons; 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 Government of Jammu and Kashmir 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 powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government of Jammu and Kashmir hereby accords sanction for launching prosecution against the accused persons namely, 1. Asif Jabar

Бу	order	OI	ше	Government	OI	Jannin	i and	IXα	ısın	1111
							(Sc	l.)		
					Prin	cipal S	Secreta	ary	to	Government
								Но	me	Department