

EXTRAORDINARY

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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—Notification**

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT HOME DEPARTMENT

**Notification**

Jammu, the 29th March, 2022.

S.O.-138. Whereas, on 24-7-2019, Police Station, Thathri, Doda received an information to the effect that during joint search operation at Phagsoo Thathri, a terrorist of LeT outfit namely Jamal Din @ Abu Bakar S/o Khair Din R/o Keshwan, Panthna, Kishtwar was arrested by Police/

2 The J&K Official Gazette, 29th March, 2022/8th Chai., 1944. [No. 52-  
 Security forces. During his personal search, Police recovered  
 01 AK-47 rifle, 01 AK Magazine, 25 AKrounds and 01 pouch from his  
 possession ; and

2. Whereas, upon the information, a case FIR No. 43/2019 under Section 7/25 Arms Act, 121 IPC and 20 of the Unlawful Activities(Prevention) Act, came to be registered in Police Station, Thathri and investigation of the case was set into motion. Subsequently, during investigation, Section 23 ULA(P) Act was added in the case ;

3. Whereas, during investigation, site plan of place of occurrence and seizure memos were prepared and statements of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law ; and

4. Whereas, during investigation, it was established that the accused was associated with the LeT banned outfit who had procured arms/ammunition to wage war against the country and to threaten the sovereignty, integrity and security of the UT of J&K and country ; and

5. Whereas, on the basis of investigation, statements of witnesses recorded and other evidence collected, the Investigating Officer has established *prima facie* involvement of below mentioned accused for the commission of offences punishable under sections as shown against his name of the Unlawful Activities (Prevention) Act, 1967 :ô

S. No.	Name of the accused	Offence
1.	Jamal Din @ Abu Bakar S/o Khair Din R/o Keshwan, Panthna, Kishtwar.	20, 23 ULA(P) Act, 121 IPC

6. Whereas, the Government has independently examined the Case Diary File and all the other relevant documents relating to the case and has come to the conclusion that a *prima facie* case is made out against the above accused under Section 121 Indian Penal Code ;

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7. Whereas, on further perusal of the Case Diary File, 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 mentioned accused for his prosecution under the provisions of Unlawful Activities (Prevention) Act, 1967.

Now, therefore, in the exercise of powers conferred by Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, and Section 196 Cr. PC, the Government hereby accords Sanction for launching prosecution against the accused viz Rafiq Ahmad Dar and Abid Majeed Sheekh for the commission of offences punishable under the relevant Sections of the Unlawful Activities (Prevention) Act, 1967 and Section 121 Indian Penal Code, indicated against his name in para (5) above, arising out of FIR No. 43/2019 of Police Station, Thathri.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. Goyal, IAS,  
Financial Commissionrt/  
(Additional Chief Secretary),  
Home Department.