

REGD. NO. JK633



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## Jammu and Kashmir Government—Notification

## Notification

S.O.-140.6 Whereas, on 01-10-2021, a tip off was received by Police Station, Shopian regarding hiding of terrorists in the residential house of Manzoor Ahmad Wagay S/o Gh. Mohd Wagay at Village Rakhama, Shopian. Accordingly, a joint cordon and search operation was launched by Police/ Security forces. During search, hiding terrorists fired indiscriminately upon

2 The J&K Official Gazette, 29th March, 2022/8th Chai., 1944. [No. 52-ae  
the search party with their illegally acquired arms/ammunition. The fire  
was retaliated by Police/Security forces in self defence, triggering of an  
encounter ; and

2. Whereas, upon the information, a case FIR No. 264/2021 under  
Sections 307 IPC, 7/27 Arms Act, 16, 18, 19, 20 Unlawful Activities  
(Prevention)Act, 1967, came to be registered in Police Station, Shopian  
and investigation was set into motion ; and

3. Whereas, during investigation, it came to fore that during ensuring  
gunfight unidentified terrorist got killed who was later identified as Mujeeb  
Amin Lone S/o Mohd Amin Lone R/o Redwani, Kulgam, affiliated with  
LeT banned outfit and his dead body ws recovered from the encounter  
site alongwith arms/ammunition. Subsequently, during investigation,  
Section18 ULA (P) Act was dropped and Section 23 ULA (P) Act was  
added in the case ; and

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

5. Whereas, during investigation, accused house owner Manzoor  
Ahmad Wagay was arrested in connection with the case and during  
investigation, it was established that the accused was in contact with the  
said terrorist of LeT banned outfit Mujeeb Amin Lone and was providing  
shelter /loistic support to him, besides, the accused was voluntarily  
harbouring the rerrorist in his residential house for carrying out the  
terrorist in his resiential house for carrying out the terrorist activities in the  
area ; and

6. Whereas, accused terrorist Mujeeb Amin Lone has been  
killed in the said encounter and proceedings under law would abate against  
him ; and

7. Whereas, on the basis of investigation, statements of witnesses  
recorded and other evidence collected, the Investigating Officer has

No. 52-ae] The J&K Official Gazette, 29th March, 2022/8th Chai., 1944. 3

S. No.	Name of the accused	Offence
1.	Manzoor Ahmad Wagay S/o Gh. Mohd Wagay R/o Rakhama, Shopian.	19, 39 ULA(P) Act

8. 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 the other relevant documents relating to the case and has come to a conclusion that a *prima facie* case is made out against the above accused ;

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 45 of 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 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 accused viz Manzoor Ahmad Wagay for the commission of offences punishable under Sections 19, 39 of the Unlawful Activities (Prevention) Act, arising out of FIR No. 264/2021 of Police Station, Shopian.

By order of the Government of Jammu and Kashmir.

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