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## JAMMU AND KASHMIR OFFICIAL GAZETTE

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-Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT

Notification

Jammu, the 14th January, 2022.

SO-16.66Whereas, on 18-07-2021, Shopian Police received reliable information about hiding of terrorists in Village Chek-i-Sadeeq Khan. Subsequently, joint cordon and search operation was launched by Police/ Security forces in Village. During search hiding terrorists fired indiscriminately upon the search party with their illegal weapons. The fire was retaliated triggering an encounter ; and 2. Whereas, a Case FIR No. 41/2021 under section 307, IPC, 7/27 Arms Act, 16,20 ULA (P) Act, came to be registered in Police Station, Imamsahab and investigation, was taken up. During investigation, two terrorists identified as Majid Iqbal Bhat S/o Mohd Iqbal R/o Nowpora Baskuchan and Ishfaq Ahmad Dar S/o Ab. Rashid R/o Heff Shirmal were killed in the encounter and one Army jawan was injured. Arms/ ammunition viz. 2 AK-47 rifles, 8 AK Magazines, 139 AK rounds were also recovered from encounter site. Subsequently, 19, 23, 39 ULA (P) Act were added in the case ; and

3. Whereas, during investigation, site plan of place of occurrence and seizure memo of recovered arm/ammunition were prepared and statement 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 on the date of occurrence both the terrorists were hiding in the residential house of Zahoor Ahmad Sheikh S/o Ab. Ganie R/o Chek-i-Sadeeq Khan. Subsequently, the accused was arrested in connection with the case and it was established that accused was working as Over Ground Worker (OGW) for the above terrorists and was providing shelter/logistic support to them for carrying out the terrorist activities in the area, besides was voluntarily harbouring the terrorists ; and

5. Whereas, accused terrorists Majid Iqbal Bhat and Ishfaq Ahmad Dar have been killed in the encounter and proceedings under law shall abate against them ; and

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

S.	Name of	the accused	Offenc	e
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1.	Zahoor Ahmad	Sheikh S/o Ab.	Ganie 19, 39	
	Sheikh R/o Che	k-i-Sadeeq Khan	ULA(P)	Act

7. 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 the conclusion that *prima facie* case is made out against the accused person ; and

8. Whereas, after perusing 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 accused person for his prosecution under the provisions of law.

Now therefore, in exercise of powers conferred by Sub-Section 02 of Section 45 ULA (P) Act, 1967, the Government hereby accord sanction for launching prosecution against the above accused person for the commission of offences punishable under sections 19, 39 of Unlawful Activities (Prevention) Act, 1967, in the case FIR No. 41/2021 of Police Station, Imamsahab.

By order of the Government of Jammu and Kashmir.

(Sd.) .....

Principal Secretary to the Government, Home Department.