

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government-Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT

Notification

Jammu, the 7th April, 2022.

SO-162.66Whereas, on 27-03-2021, a tip-off was received by Police Station, Shopian regarding presence of terrorists hiding in the residential house of one Abdul Lateef Deva S/o Abdul Hameed Deva R/o Sudarshanpora, Wangam who are intending to carry out terrorist attacks. 2. Whereas, upon this information, case FIR No. 59/2021 under Section 307 IPC, 7/27 Arms Act, 16, 18, 19, 20, 23 ULA(P) Act, came to be registered in Police Station, Shopian and investigation of the case was taken up ; and

3. Whereas, during encounter, two terrorists of LeT banned outfit later identified as Inayatullah Sheikh S/o Mohd Amin Sheikh R/o Ramnagri, Shopain and Adil Ahmad Malik S/o Nazir Ahmad R/o Daithipora, Kokernag were killed and 01 Army personnel got injured who later succumbed to his injuries at Army Hospital, Srinagar. During search arms/ammunition viz. M4 carbine 01 with magazine 04 and 51 rounds, 01 AK-47 rifle with 03 magazines and 85 rounds, 01 Pistol with 02 magazines and 12 rounds, 02 Pouches and Indian currency 1095/- were recovered from the place of occurrence. Subsequently, 302 IPC was added in the case ; and

4. Whereas, during the course of the investigation, site plan of the 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

5. Whereas, during the investigation, accused house owner viz. Abdul Lateef Deva was arrested in connection with the case and it was established that the accused was in contact with the deceased terrorists and under a well-knit conspiracy provided logistic support to them, besides, on the date of occurrence voluntarily harboured the terrorists in his residential house ; and

6. Whereas, the terrorists Inayatullah Sheikh and Adil Ahmad Malik have been killed in the encounter and proceedings under law would abate against them ; and

7. 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 for

S. Name of accused Offence No.

1.	Abdul Lateef Deva S/o Abdul Hameed	18, 19
	Deva R/o Sudarshanpora, Wangam	ULA(P) Act

8. Whereas, the Authority appointed by the Government under subsection (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 ; and

9. 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 for prosecution under the provisions of law.

Now, therefore, in exercise of the powers conferred by subsection 02 of Section 45 the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Abdul Lateef Deva for the commission of offences punishable under sections 18 and 19 of the Unlawful Activities (Prevention) Act, 1967, arising out of FIR No. 59/2021 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.