

REGD. NO. JKô 33



Vol. 135] Jammu, Thu., the 7th April, 2022/17th Chai., 1944. [No. 1-i

[illegible]

### **Jammu and Kashmir Government—Notifications.**

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT& HOME DEPARTMENT

Jammu, the 7th April, 2022.

SO-164.66Whereas, on 14-03-2020, Police Station, Kralgund received docket to the effect that joint Naka was established by Police/ Security forces at Ananwan crossing and during checking two persons tried to escape but were chased down on spot and identified as

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Bashir Ahmad Wani S/o Mohammad Afzal Wani and Nazir Ahmad Wani  
S/o Ab. Khaliq Wani residents of Tarathpora, Kupwara. During checking  
of the bag carrying by the accused, Police recovered 01 AK rifle, 03  
AK Magazine, 147 AK rounds, 01 Chinese Pistol, 03 Pistol Magazines  
with ammunition from the said bag ; and

2. Whereas, upon the information, a Case FIR No. 16/2020 under  
Section 7/25 Arms Act, 13, 18, 20 Unlawful Activities (Prevention)  
Act, 1967, came to be registered in Police Station, Kralgund and  
investigation was set into motion. Subsequently, during investigation  
Sections 23, 39 ULA (P) Act were added and Sections 13, 18, 20 ULA  
(P) Act, were dropped from the case ; and

3. Whereas, during course of investigation, site plan of place of  
occurrence and seizure memos 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, 02 posters of banned LeT outfit  
were also recovered from the house of accused Bashir Ahmad Wani.  
During investigation, it was established that both the accused persons  
were working as Over Ground Workers (OGWs) for the terrorists of  
LeT banned outfit and procured the said arms/ammunition from them  
to further the activity of the said banned outfit ; and

5. 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  
the commission of offences punishable under section as shown against  
each of the Unlawful Activities (Prevention) Act, 1967 :

S. No.	Name of accused	Offence
1.	Bashir Ahmad Wani S/o Mohammad Afzal Wani R/o Tarathpora, Kupwara.	23, 39 ULA(P) Act
2.	Nazir Ahmad Wani S/o Ab. Khaliq Wani R/o Tarathpora, Kupwara.	

6. Whereas, the Authority appointed by the Government under sub-  
section (2) of Section 45 of the Unlawful Activities (Prevention)  
Act, 1967, has independently scrutinized Case Diary file and all the other

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

7. Whereas, after perusing the Case Diary, 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 their 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 accord sanction for launching prosecution against the accused viz. Bashir Ahmad Wani and Nazir Ahmad Wani for the commission of offences punishable under Sections 23 and 39 of the Unlawful Activities (Prevention) Act, 1967, arising out of FIR No. 16/2020 of Police Station, Kralgund.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner,  
(Additional Chief Secretary),  
Home Department.