

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATO HOME DEPARTMENT

Notification

Jammu, the 13th April, 2022.

SO-168.66Whereas, on 20-10-2021, a tip-off was received by Police Station, Kishtwar to the effect that some subversive elements are planning to carry out unlawful activities in the area. Subsequently, a Naka was established at Kahara-Gandoh Road and during Naka, Police intercepted

- 2. Whereas, upon this information, Case FIR No. 235/2021 under section 7/25 Arms Act, 23 ULA(P) Act, came to be registered in Police Station, Kishtwar and investigation of the case was taken up. Subsequently, during investigation, section 3/4 Explosive Substances Act, 13, 18, 39 ULA(P) Act were added in the case; and
- 3. 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
- 4. Whereas, during investigation, it was established that the accused viz. Sohil Ahmad Butt was in contact with one PAK handler namely, Khubaib through virtual mode and was working as Over Ground Worker (OGW) for him and under well knit criminal conspiracy procured the Hand grenade from PAK handler for carrying out the unlawful activities in the area; and
- 5. Whereas, the investigation in respect of the PAK handler namely Khubaib shall continue to bring out his role/involvement in the case; 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 for the commission of offences punishable under section as shown against his name of the Unlawful Activities (Prevention) Act, 1967:ô
- S. Name of accused Offence No.

Sohil Ahmad Butt S/o Noor
Mohammad Butt R/o Bathari, Tehsil
Khara, District Doda.
Sohil Ahmad Butt R/o Noor
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; 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 for his prosecution under the provisions of law.

Now, therefore, in exercise of the powers conferred by subsection (2) of Section 45 the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Sohil Ahmad Butt for the commission of offences punishable under sections 13, 18, 23 and 39 of the Unlawful Activities (Prevention) Act, 1967, arising out of FIR No. 235/2021 of Police Station, Kishtwar

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner (Additional Chief Secretary), Home Department.