

JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATO HOME DEPARTMENT

Notification

Jammu, the 20th April, 2022.

S.O.-195.ô Whereas, on 23-01-2019, a tip-off was received by Police Station, Ganderbal to the effect that two persons namely, Siraj Ahmad Kambay S/o Gh. Mohammad R/o Wakura and Inayat Ahmad Reshi S/o Ab. Rashid R/o Nesbal along with their associates were involved in subversive activities and were providing food/shelter to the terrorist of JeM banned outfit Abu Maz; and

- 2. Whereas, upon the information, Case FIR No. 13/2019 under section 18, 19, 39 of ULA(P) Act, came to be registered in Police Station, Ganderbal and investigation of the case was taken up. Subsequently, during investigation section 18, 19 of ULA(P) Act were dropped and section 13 of ULA(P) Act was added in the case; and
- 3. Whereas, during investigation, both the accused viz. Siraj Ahmad Kambay and Inayat Ahmad Reshi were arrested during Naka checking at Walura crossing and during questioning 07 Posters of JeM banned outfit were recovered from them; and
- 4. Whereas, during the 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 it was established that both the accused were working as Over Ground Workers (OGWs) for the terrorists of JeM banned outfit and were providing logistic support to them for carrying out the terrorist activities in the area; and
- 5. Whereas, on the basis of investigation, statements 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:ô
- - Siraj Ahmad Kambay S/o Gh. Mohammad
 R/o Wakura.
 ULA(P) Act
 - 2. Inayat Ahmad Reshi S/o Ab. Rashid R/o Nesbal.
- 6. 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 relevent 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 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

Now, therefore, in the exercise of the 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. Siraj Ahmad Kambay and Inayat Ahmad Reshi for the commission of offences punishable under section 13 and 39 of the Unlawful Activities (Prevention) Act, 1967, arising out of FIR No. 13/2019 of Police Station, Ganderbal.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner (Additional Chief Secretary),
Home Department.