

## THE JAMMU AND KASHMIR OFFICIAL GAZETTE

## PART I—B

Jammu and Kashmir Government-Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT, J&K

## Notification

Srinagar, the 5th August, 2022.

SOó362.ô Whereas, on 10-02-2022, the Police Station, Kunzer, received a reliable information to the effect that two persons namely Mohammad Akber Malik S/o Ab. Gani Malik R/o Wanikhal, Lalpora and Ab. Rashid Sheikh S/o Ali Mohammad Sheikh R/o Kharkhal, Lalpora, were providing logistic support, information about the movement of security forces to the terrorists of LeT banned outfit, active in the area, in order to carry out the terrorist activities; and

- 2. Whereas, based on the above, a Case FIR No. 18/2022 under Sections 121 IPC, 18 and 19 of ULA (P) Act, was registered in the Police Station, Kunzer and the investigation of the case was taken up. Subsequently, during the investigation Sections 13 and 39 of ULA (P) Act were added and Sections 121 IPC, 18 and 19 of ULA (P) Act, were dropped from the case; and
- 3. Whereas, during the investigation, both the accused viz. Mohammad Akber Malik and Ab. Rashid Sheikh, were arrested in the case and during the investigation, 08 Posters of LeT banned outfit were recovered at their instances; and
- 4. Whereas, during the course of investigation, the seizure memo of recovered posters were prepared and the 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, it was established that the accused viz. Mohammad Akber Malik and Ab. Rashid Sheikh, were working as Over Ground Workers (OGWs) for the terrorists of LeT banned outfit and were providing shelter/logistic support to them, for carrying out the terrorists activities in the area; and
- 6. Whereas, on the basis of the investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer, has established a *prima facie* involvement of the below mentioned accused for the commission of offences punishable under sections of the Unlawful Activities (Prevention) Act, 1967, as shown against their name :ô

- Mohammad Akber Malik S/o Ab. Gani 13, 39 of Malik R/o Wanikhal, Lalpora. ULA (P) Act.
- 2. Ab. Rashid Sheikh S/o Ali Mohammad Sheikh R/o Kharkhal, Lalpora.
- 7. Whereas, the Authority, appointed by the Government under Sub-Section (2) of Section 45 of the Unlawful Activities (Prevention)

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 above-mentioned accused for their prosecution under the provisions of law.

Now, therefore, in 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 above accused viz. Mohammad Akber Malik and Ab. Rashid Sheikh, for the commission of offences punishable under Section 13 and 39 of ULA (P) Act, arising out of FIR No. 18/2022 of Police Station, Kunzer.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.