

EXTRAORDINARY

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Separate paging is given to this part in order that it may be filed
as a separate compilation.

PART I—B

Laws, Regulations and Rules passed thereunder.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT HOME DEPARTMENT

Notification

Jammu, the 28th January, 2022.

SO641. Whereas, on 09-8-2021, Poonch Police received reliable information that two persons Mohammad Alyas S/o Noor Mohammad and Mohammad Shakeel S/o Mohammad Munshi Gujjar Rs/oKanga Behrooti after developing contacts with Pakistan based agency ISI had kept illegal arms/ammunition/ narcotics and huge money in their residential house with a criminal intention to disturb the peace and public

the terrorist activities and to wage war against the country thereby threatening the security and sovereignty of India ; 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 persons for the commission of offences punishable under Sections as shown against each of Unlawful Activities (Prevention) Act and IPC :ô

S.No.	Name of accused	Offence
1	Mohammad Alyas S/o Noor Mohammad R/o Kanga Behrooti Balakote.	17, 18, 20, 40 ULA(P) Act
2.	Mohammad Shankeel S/o Mohammad Munshi Gujajr R/o Kanga Behrooti Balakote	121,122,123 IPC
3.	Mohammad Parvaiz S/o Qudrat Ullah R/o Dharati	
4.	Mohammad Parvaiz S/o Mohammad Sagheer R/o Chapperdhara.	
5.	Mohammad Rehman S/o Maqbool Hussain R/o Dabrote Mangakote.	
6.	Rashad Ali S/o Mohammad Rashid R/o Gorsai.	
7.	Mohammad Farooq S/o Talib Hussain R/o Kotian Mendhar.	
8.	Mohammad Ismail S/o Sahib Din Gujjar R/o Kanga Behrooti A/P Nakyal Pakistan.	
9.	Mohammad Razak S/o unknown R/o Kanga Behrooti A/P Nakyal Pakistan.	

8. Whereas, accused persons Mohammad Ismail and Mohammad Razak being active terrorists are absconding against whom proceedings under Section 299 Cr.Pc. have been proposed to be initiated ; and

4 The J&K Official Gazette, the 28th Jan., 2022/8th Magha, 1943. [No. 44-g
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9. Where, the Government has independently examined the Case Diary File and all the other relevant documents relating to the case and has come to the conclusion that a *prima facie* case is made out against the above accused persons under the aforementioned provisions of IPS ; and

10. Whereas, on further perusal of 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 persons for their prosecution under the provisions of Unlawful Activities (Prevention) Act, 1967 ;

Now therefore, in exercise of powers conferred by Sub-Section 02 of Section 45 ULA (P) Act 1967, the Government hereby accord sanction for launching prosecution against the accused persons for the commission of offences punishable under Sections 17, 18, 20, 40 of Unlawful Activities (Prevention) Act, 1967 and Sections 121, 122, 123 IPS in the case FIR No. 305/2021 of Police Station, Mendhar Poonch.

By order of the Government of Jammu and Kashmir.

(Sd.)

Principal Secretary to the Government,
Home Department.