

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government-Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATO HOME DEPARTMENT

Notification

Srinagar, the 9th September, 2022.

- S.O.-435.ô Whereas, on 16-03-2022, the Police Station, Pampore received a docket to the effect that a Joint Naka was established by the Police/Security Forces at Galander, National Highway. During the checking, a person while seeing the Naka Party tried to escape but was chased down on the spot and identified as Mohd Yaseen Suhail S/o Mohd Ismail Suhail R/o Bohredar Hala, Banihal A/P Gujjar Basti, Galander, Pampore. During his personal search, the Police recovered one Hand Grenade alongwith some incriminatory material from his possession; and
- 2. Whereas, based on the above, a Case FIR No. 24/2022 under Sections 4/5 ESA, 18, 20, 23, 38 of ULA (P) Act, was registered in the

- 3. Whereas, during the course of investigation, the site plan of the place of occurrence and the seizure memos were prepared and the statements of witnesses acquainted with the facts and circumstances of the were recorded under the relevant provisions of law; and
- 4. Whereas, during the investigation, the accused viz. Mohd Yaseen Suhail, was found member of the JeM banned outfit and under a well knit criminal conspiracy procured the said hand grenade from the terrorists of the outfit for carrying out the terrorist activities in the area; and
- 5. Whereas, on the basis of the investigation, the statements of witnesses recorded and other evidence collected, the Investigating Officer has established *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 his name :ô
- 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 relevant documents relating to the case and has come to the conclusion that a *prima facie* case is made out against the above 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 (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the above mentioned accused for his 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 accused viz. Mohd Yaseen Suhail, for the commission of offences punishable under Sections 18, 20, 23 and 38 of ULA (P) Act, arising out FIR No. 24/2022 of Police Station, Pampore.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.