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# JAMMU AND KASHMIR OFFICIAL GAZETTE

### PART I—B

### Jammu and Kashmir Government-Notifications.

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

#### Notification

Srinagar, the 6th October, 2022.

SO-469.66Whereas, on 09-04-2022, the Police Station, Beerwah received a docket to the effect that a reliable information was received about the presence of two persons identified as Wajid Yousuf Akhoon S/o Mohammad Yousuf Akhoon R/o Rathsun and Mohd Ashraf Sheikh S/o Wali Mohd Sheikh R/o Kawoosa, Khalisa, Narbal, working as OGWs for the terrorists of LeT banned outfit, in the orchards of Village Rathsum along with arms/ammunition. Subsequently, a Joint Cordon and Search Operation was launched by the Police/Security Forces and during the Search both the accused while seeing the search party tried to escape

- 2. Whereas, based on the above, a Case FIR No. 35/2022 under Sections 7/25 Arms Act, 13, 23, 39 of ULA (P) Act, was registered in the Police Station, Beerwah and the investigation of the case was set into motion; and
- 3. Whereas, during the investigation, the site plan of place of occurrence and the seizure memos 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
- 4. Whereas, during the investigation, the accused viz. Wajid Yousuf Akhoon and Mohd Ashraf Sheikh, were found working as Over Ground Workers (OGWs) for the terrorists of LeT banned outfit and were providing logistic support to them, besides, procured the arms/ammunition and incriminatory material from the terrorists for carrying out the terrorist activities in the area; and
- 5. Whereas, on the basis of the investigation, the statement 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 their name :ô
- S. Name of the accused Offence No.

- Wajid Yousuf Akhoon S/o Mohd Yousuf
   Akhoon R/o Rathsun, Beerwah.
   ULA (P) Act.
- Mohd Ashraf Sheikh S/o Wali Mohd
   Sheikh R/o Kawoosa Khalisa, Narbal, Magam.

   Mohd Ashraf Sheikh S/o Wali Mohd
   ULA (P) Act.
- 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 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 accused viz. Wajid Yousuf Akhoon and Mohd Ashraf Sheikh, for the commission of offences punishable under the relevant sections of ULA (P) Act, as indicated against each at para (5) above, arising out of FIR No. 35/2022 of Police Station, Beerwah.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.