

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

separate compilation.

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-473.66Whereas, on 09-04-2022, the Police Station, Pulwama received a reliable information to the effect that two persons identified as Shahid Shafi Dar S/o Mohd Shafi Dar R/o Arihal, Pulwama and Danish Ayoub Wani S/o Mohd Ayoub Wani R/o Mughal Pora, Shopian, have been working as OGWs for the terrorists of LeT/TRF outfit and providing logistic support to them for carrying out the terrorist activities ; and

2. Whereas, based on the above, a Case FIR No. 88/2022 under Sections 18 & 39 of ULA (P) Act, came to be registered in Police Station, Pulwama and the investigation of the case was taken up. Subsequently, during the investigation Sections 20, 23 & 38 of ULA (P) Act, 7/25 Arms Act were added in the case ; and

3. Whereas, during the course of investigation, 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. Shahid Shafi Dar and Danish Ayoub Wani, were arrested in the case and it was found that the accused were in contact with a PaK based terrorist of LeT banned outfit namely Ali Sajid R/o Pakistan, through the virtual mode and were working for him in order to promote terrorist activities in the area ; and

5. Whereas, during the investigation, one more accused namely Faizan Ahmad Masoodi S/o Ab. Rashid Masoodi R/o Pampore, was found involved in the case. Subsequently, the accused was arrested and during investigation 02 hand grenades were recovered at his instances, which were provided to him by the said PaK based terrorist viz. Ali Sajid ; and

6. Whereas, during the investigation, it was established that the accused viz. Shahid Shafi Dar, Danish Ayoub Wani and Faizan Masoodi, were working as Over Ground Workers (OGWs) for the terrorists of LeT banned outfit particularly the PaK based terrorist namely Ali Sajid, and under a well knit criminal conspiracy were providing logistic support to him, besides, the accused viz. Faizan Masoodi procured 02 hand grenades from the said terrorist for carrying out the terrorist activities in the area by all the three persons ; and

7. 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

1. Shahid Shah Dai 5/0 Mohd Shah Dai	16, 39 01
R/o Arihal, Pulwama.	ULA (P) Act.

2. Danish Ayoub Wani S/o Mohd Ayoub Wani R/o Mughal Pora, Shopian.

3. Ali Sajid R/o Pakistan.	18, 20, 38 of ULA (P) Act.
4. Faizan Ahmad Masoodi S/o Ab. Rashid	18, 23, 39 of
Masoodi R/o Pampore.	ULA (P) Act.

8. Whereas, the accused namely Shahid Shafi Dar, has been found juvenile during the investigation and in view of Section 1(4) of the Juvenile Justice (Care and Protection of Children) Act, 2015, the apprehension, detention, prosecution, penalty or imprisonment shall be governed by the said Act ; and

9. 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

10. Whereas after persusing 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) By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.