

REGD. NO. JKô 33



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Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT& HOME DEPARTMENT

Notification

Srinagar, the 10th October, 2022.

SO-491.66Whereas, on 04-05-2019, the Police Station, Dooru received docket to the effect that some unknown terrorists barged in the residential house of one Gull Mohd Mir @ Gull Attal S/o Ab. Kareem Mir R/o Nowgam, Verinag and fired upon him with their illegal arms/ammunition, with the intention to kill him, resulting in serious injuries

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Sections 307, 392 RPC, 7/27 Arms Act, 16, 18, 20, 38 of ULA (P) Act, was registered in the Police Station, Dooru and the investigation of the case was set into motion. Later on the injured person succumbed to his injuries and subsequently, during the investigation, Section 302 RPC was added in the case ; and

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

banned outfit identified as Zubair Ahmad Wani S/o Mohd Afzal Wani R/o Dehruna, Hilal Ahmad Naikoo S/o Ali Mohd Naikoo R/o Panzoo, Verinag, Mohd Iqbal Ganie S/o Mohd Abdullah Ganie R/o Nowpora, Dooru and Umer Pathan R/o Multan, Pakistan, were found involved in the commission of crime. Subsequently, during the investigation the accused namely Hilal Ahmad Naikoo, was arrested in the case ; and

accused viz. Zubair Ahmad Wani, Hilal Ahmad Naikoo, Mohd Iqbal Ganie and Umer Pathan, were members of HM/JeM banned outfit and on 04-05-2019, under a well knit criminal conspiracy barged in the residential house of deceased Gull Mohd Mir and fired upon him, which resulting in the death of the said deceased person ; and

Umer Pathan, have been killed in the different encounters with the Security Forces and the proceedings under the law would abate against him ; and

witnesses recorded and other evidence collected, the Investigating Officer, has established *prima facie* involvement of the below mentioned accused

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 for the commission of offences punishable under sections of the Unlawful
 Activities (Prevention) Act, 1967, as shown against their name :ô

S. No.	Name of the accused	Offences
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1. Zubair Ahmad Wani S/o Mohd Afzal Wani R/o Dehruna. 16, 18, 20, 38 of ULA (P) Act.
2. Hilal Ahmad Naikoo S/o Ali Mohd Naikoo R/o Panzoo, Verinag.

8. Whereas, the accused viz. Zubair Ahmad Wani, being the active terrorist is absconding and the proceedings under Section 299 Cr. PC, have been proposed to be initiated against him ; 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 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. Zubair Ahmad Wani and Hilal Ahmad Naikoo, for the commission of offences punishable under Sections 16, 18, 20 and 38 of ULA (P) Act, arising out of FIR No. 20/2019 of Police Station, Dooru.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,
Financial Commissioner/
Additional Chief Secretary.