



THE

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separate compilation.

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 3rd November, 2022.

SO-576.ôôWhereas, on 10-03-2022, an information was received by the Police Station, Khag to the effect that one Sameer Ahamd Malla S/o Mohd Yaqoob Malla R/o Lookipora, Khag, who was missing from his home since 07-03-2022, was abducted by some unknown terrorists with the intention to kill him and the dead body of the said missing person has been kept hidden in a ditch at Labran, Khag ; and

2. Whereas, based on the above, a Case FIR No. 09/2022 under Sections 364, 302 IPC was registered in Police Station, Khag and the

under section of the Unlawful Activities (Prevention) Act, 1967, as shown against their name :ô

| S. No. | Name of accused person | Offence |
|--------|--|-----------------------------------|
| 1. | Gazi Bhai @ Pathan Bhai R/o Pakistan. | 16, 18, 20, 38 of ULA (P) Act. |
| 2. | Ather Illahi Sheikh S/o Gh. Mohd Sheikh R/o Lokipora, Khag. | 16, 18, 19, 39 of ULA (P) Act. |

8. Whereas, the accused viz. Gazi Bhai @ Pathan Bhai, 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. Gazi Bhai @ Pathan Bhai and Ather Illahi Sheikh, for the commission of offences punishable under the relevant sections of ULA (P) Act, as indicated against each accused at para (7) above, arising out of FIR No. 09/2022 of Police Station, Khag.

By order of the Government of Jammu and Kashmir.

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