

## JAMMU AND KASHMIR OFFICIAL GAZETTE

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

Jammu, the 21st November, 2022.

SO-621.óóWhereas, on 30-07-2022, the Police Station, Dangiwacha, received a docket to the effect that a Joint Naka was established by the Police/Security Forces at Hadipora and during the checking, two persons while seeing the Naka Party tried to escape but were chased down on the spot and identified as Ishfaq Ali S/o Ali Mohammad Wani R/o Old Airport, Rangreth and Tariq Ahmad Wani S/o Bashir Ahmad Wani R/o Vawosa, Rangreth, Old Airport. During their personal search, the Police recovered 02 Pistols with Magazines and 11 Rounds from their possession respectively ; and

2. Whereas, based on the above, a Case FIR No. 90/2022 under Section 506 IPC, 7/25 Arms Act, 13 of ULA (P) Act, was registered in the Police Station, Dangiwacha and the investigation of the case was set into motion. Subsequently, during the investigation, the Sections 18, 23 and 38 of ULA (P) Act, were added in the case ; and

3. Whereas, during the course of investigation, the site plan of place of the occurrence and the seizure memos were prepared and the statement 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, it was established that the accused viz. Ishfaq Ali and Tariq Ahmad Wani, were associated with the terrorist organization of LeT banned outfit and under a well knit criminal conspiracy procured the arms/ammunition from the unknown terrorists of the outfit for carrying out the terrorist activities in the area ; and

5. Whereas, on the basis of investigation, and other evidence collected, the Investigating Officer has established, *prima facie*, involvement of below mentioned accused in the commission of the offences punishable under section of the Unlawful Activities (Prevention) Act, 1967, as shown against their name :ô

S. Name of the accused Offence No.

- 1. Ishfaq Ali S/o Ali Mohammad Wani13, 18, 23, 38 ofR/o Old Airport, Rangreth, Srinagar.ULA (P) Act.
- 2 Tariq Ahmad Wani S/o Bashir Ahmad Wani R/o Vawosa, Rangreth, Old Airport, Srinagar.

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

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. Ishfaq Ali and Tariq Ahmad Wani, for the commission of offences punishable under Sections 13, 18, 23 and 38 of ULA (P) Act, arising out of FIR No. 90/2022 of Police Station, Dangiwacha.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.