

THE JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I-B

Jammu and Kashmir Government-Notifications.

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

Notification

Jammu, the 2nd December, 2022.

SO-647.ô Whereas, on 11-08-2020, the Police Station, Chadoora received a docket to the effect that during patrolling duty two persons were found pasting the posters of LeT banned outfit in the Kralpora Bazaar and while seeing the Police Party both the accused tried to escape but were chased down on the spot and identified as Faizan Nazir Ganie S/o Nazir Ahmad Ganie and Nissar Ahmad Wani S/o Fayaz Ahmad Wani R Ø/o Kralpora. During their personal checking the Police recovered 06 posters of LeT banned outfit from their possession respectively ; and

2. Whereas, based on the above, a Case FIR No. 128/2020 under Section 13 of ULA(P) Act, was registered in the Police Station, Chadoora, and the investigation of the case was set into motion ; and

3. Whereas, during the course of investigation, the site plan of the place of 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.

4. Whereas, during the investigation, it was established that he accused viz. Faizan Nazir Ganie and Nissar Ahmad Wani, on the date of occurrence were pasting the posters of LeT banned outfit on the electrical poles in the Kralpora Bazaar, thereby threatened the sovereignty and territorial integrity of the Union of India ; 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. N	0.		Name of accused person												Offence										
ôô	ôô	ô	ô	ô	ô	ô	ô	ô	ô	ô	ô	ô	ô	ô	ô	ô	ô	ô	ô	ô	ô	ô	ô	ô	ô
1. Faizan Nazir Ganie S/o Nazir Ahmad														13 of											
	Ganie R/o Kralpora.															ULA (P) Act.									

2. Nissar Ahmad Wani S/o Fayaz Ahmad Wani R/o Kralpora.

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. Faizan Nazir Ganie and Nisar Ahmad Wani, for the commission of offences punishable under Section 13 of ULA (P) Act, arising out of FIR No. 128/2020 of Police Station, Chadoora.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.