

EXTRAORDINARY

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Separate paging is given to this part in order that it may be filed as a
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 15th December, 2022.

SO-691.66Whereas, on 24-06-2022, the Police Station, Chadoora, received a docket to the effect that a reliable information was received that some OGWs of LeT banned outfit are dealing with narcotic drugs and psychotropic substances in the area and had purchased some vehicles from the money generated from the narcotics and were on the way to sell the vehicles in South Kashmir area. Subsequently, a Joint Naka was established by the Police/Security Forces at Kilkadal and during the checking 02 vehicles were intercepted and two persons identified as Younis Manzoor Waza @ Sahil S/o Manzoor Ahmad Waza and Mehboob Ahmad Sheikh S/o Mohd Ramzan Sheikh Rs/o Wathoor, Chadoora, were arrested on the spot along with the vehicles ; and

2. Whereas, based on the above, a Case FIR No. 116/2022 under Sections 18, 39 and 40 of ULA (P) Act, was registered in the Police

2 The J&K Official Gazette, 15th Dec., 2022/24th Agra., 1944. [No. 37-a
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 Station, Chadoora, and the investigation of the case was set into motion.
 Subsequently, during the investigation, the Sections 20 and 23 of ULA
 (P) Act were added in the case ; and

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

4. Whereas, during the investigation, 02 more vehicles (Alto-800 and TATA Mobile) along with a motorcycle were also recovered from two persons namely Irshad Ahmad Ganie S/o Mohd Amin Ganie R/o Arigam, Khansahab and Muzaffar Ahmad Bhat S/o Ghulam Nabi Bhat R/o Parnew, Khansahab, which were provided to them by the accused viz. Younis Manzoor Waza. Subsequently, the accused viz. Irshad Ahmad Ganie and Muzaffar Ahmad Bhat, were also arrested in the case and during investigation, 03 Grenades, 02 Magazines and 45 AK Rounds were also recovered at the instances of accused viz. Younis Manzoor Waza @ Sahil, Mehboob Ahmad Sheikh, Irshad Ahmad Ganie and Muzaffar Ahmad Bhat respectively ; and

5. Whereas, during the further investigation, 03 other persons namely Mushtaq Ahmad Ganie @ RK S/o Mohd Kamal Ganie R/o Wathoor, Chadoora, Irshid Ahmad Thoker S/o Mohd Rafiq Thoker R/o Malno Karewa, Shopian and Showket Ahmad Ganie S/o Mohd Kamal Ganie R/o Wathoor, Chadoora, were found involved in the commission of crime. Subsequently, two accused viz. Irshad Ahmad Thoker and Showkat Ahmad Ganie, were arrested in the case and the accused viz. Mushaq Ahmad Ganie @ RK, was already detained under the provisions of Public Safety Act, 1978 ; and

6. Whereas, during the investigation, it was found that the accused viz. Younis Manzoor Waza @ Sahil, Mehboob Ahmad Sheikh, Irshad Ahmad Ganie and Muzaffar Ahmad Bhat, had purchased the narcotic drugs from the accused viz. Mushtaq Ahmad Ganie @ RK, Irshid Ahmad Thoker and Showket Ahmad Ganie, on the directions of a terrorist of LeT banned outfit namely Lateef Ahmad Rather S/o Habib Ullah Rather R/o Badipora, Chadoora, and after selling the same had purchased the vehicles on the directions of the said terrorist for transportation of the terrorists and their arms/ammunition from one place to another ; and

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7. Whereas, during the investigation, it was established that the accused viz. Younis Manzoor Waza @ Sahil, Mehboob Ahmad Sheikh, Irshad Ahmad Ganie, Muzaffar Ahmad Bhat, were working as Over Ground Workers (OGWs) for the terrorists of LeT banned outfit particularly the terrorist namely Lateef Ahmad Rather, and were providing logistic support to him, besides, under a well knit criminal conspiracy purchased the drugs from the accused viz. Mushtaq Ahmad Ganie @ RK, Arshid Ahmad Thoker and Showket Ahmad Ganie, through an unknown person for selling the same so that the money generated from the smuggling could be utilized to commit terrorist activities in the area ; and

8. Whereas, the accused terrorist viz. Lateef Ahmad Rather, has been killed in an encounter with the Security Forces and the proceedings under the law would abate against him ; and

9. 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 Unlawful Activities (Prevention) Act, 1967, as shown against their name :ô

S. No.	Name of the accused	Offence
1	2	3
1.	Younis Manzoor Waza @ Sahil S/o Manzoor Ahmad Waza R/o Wathoor, Chadoora.	18, 23, 39, 40 of ULA (P) Act.
2.	Mehboob Ahmad Sheikh S/o Mohd Ramzan Sheikh R/o Wathoor, Chadoora.	
3.	Irshad Ahmad Ganie S/o Mohd Amin Ganie R/o Arigam, Khansahab.	
4.	Muzaffar Ahmad Bhat S/o Ghulam Nabi Bhat R/o Parnew, Khansahab.	
5.	Mushtaq Ahmad Ganie @ RK S/o Mohd Kamal Ganie R/o Wathoor, Chadoora.	18, 40 of ULA (P) Act.

[illegible]

10. 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

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. Younis Manzoor Waza @ Sahil, Mehboob Ahmad Sheikh, Irshad Ahmad, Ganie, Muzaffar Ahmad Bhat, Mushtaq Ahmad Ganie @ RK, Arshid Ahmad Thoker and Showket Ahmad Ganie, for the commission of offences punishable under the relevant sections of ULA (P) Act, as indicates against the each accused at Para (9) above, arising out of FIR No. 116/2022 of Police Station, Chadoora.

Financial Commissioner/
Additional Chief Secretary.