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PART I—B

Jammu and Kashmir Government—Notifications.

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

Notification

Jammu, the 23rd December, 2022.

SO-718.—Whereas, on 07-07-2022, the Police Station, Awantipora, received a docket to the effect that a reliable information was received about the movement of some unknown terrorists in Baigund area. Subsequently, a Joint Naka was established by the Police/Security Forces at Village Baigund and during checking a suspect while seeing the Naka Party tried to escape but was chased down on the

spot and identified as Aamir Ahmad Parray S/o Ab. Rashid Parray R/o Kashu, Chetragam, Shopian. During his personal search, the Police recovered 01 Pistol with Magazine and 04 Rounds from his possession ; and

2. Whereas, based on the above, a case FIR No. 156/2022 under Sections 7/25 Arms Act, 18, 20 and 38 of ULA was registered in the Police Station, Awantipora, and the investigation of the case was set into motion. Subsequently, during the investigation, the Section 23 of ULA (P) Act was added in the case ; and

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

4. Whereas, during the investigation, the accused viz. Aamir Ahmad Parray, was found in contact with a terrorist of Al-Badr banned outfit namely, Aadil Hussain Wani S/o Mohd. Khalil Wani R/o Kutpora, Shopian, who provided the arms/ammunition to the accused viz. Aamir Ahmad Parray, in order to promote terrorist activities in the case ; and

5. Whereas, during the investigation, it was established that the accused viz. Aamir Ahmad Parray, was member of Al-Badr banned outfit and under a well knit criminal conspiracy procured arms/ammunition from the terrorist namely Aadil Hussain Wani, for carrying out the Terrorist Activities in the area ; and

6. Whereas, on the basis of the investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer, has established a *prima facie* involvement of the below mentioned accused for the commission of offences punishable under sections of Unlawful Activities (Prevention) Act, 1967, as shown against their name :—

S.No.	Name of the accused	Offence
1.	Aamir Ahmad Parray S/o Ab. Rashid Parray R/o Kashu, Chetragam, Shopian.	18, 20, 23, 38 of ULA (P) Act.
2.	Aadil Hussain Wani S/o Mohd. Khalil Wani R/o Kutpora, Shopian.	18, 20, 38 of ULA (P) Act.

7. Whereas, the accused viz. Aadil Hussain Wani, being the active Terrorist is absconding and the proceedings under Section 299 Cr. PC. have been proposed to be initiated against him ; and

8. 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

9. Whereas, after perusing the Case Dairy 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. Aamir Ahmad Parray and Aadil Hussain Wani, for the commission of offences punishable under the relevant Sections of ULA (P) Act, as indicated against the each accused at Para (6) above, arising out of FIR No. 156/2022 of Police Station, Awantipora.

By order of the Government of Jammu and Kashmir.

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