



THE  
JAMMU AND KASHMIR OFFICIAL GAZETTE

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Separate paging is given to this part in order that it may be filed  
as a separate compilation.

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PART I—B

Jammu and Kashmir Government—Notifications.

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

Notification

Jammu, the 28th December, 2022.

SO-727.—Whereas, on 12-10-2021, the Police Station, Qazigund, received a docket to the effect that during the search of one missing person namely Hafiz Abdullah Malik S/o Mohd. Abdullah Malik R/o Laram, Ganjipora, Mirbazar, who went missing from his home on

25-09-2021, it came to learnt that the said missing person had joined the terrorist ranks of LeT banned outfit in order to carry out the terrorist activities in the area ; and

2. Whereas, based on the above, a case FIR No. 248/2021 under Sections 13, 20, 38 and 39 of ULA was registered in the Police Station, Qazigund, and the investigation of the case was set into motion. Subsequently, during the investigation, the Sections 18 and 18-B of ULA (P) Act, were added and the Section 39 of ULA (P) Act was dropped from the case ; and

3. Whereas, during the course of investigation, the site plan of the 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, it was found that the accused viz. Hafiz Abdullah Malik, was arrested by the Anantnag Police in case FIR No. 103/2021 of Police Station, Srigufwara. Subsequently, his custody was changed in the instant case and was found in contact with a terrorist of LeT banned outfit namely Yasir Ahmad Wani S/o Ab. Rehman Wani R/o Chak Wangund, Dooru, who motivated the accused viz. Hafiz Abdullah Malik, to join the outfit and provided arms/ammunition to him in order to promote Terrorist Activities in the area ; and

5. Whereas, during the investigation, it was established that the accused viz. Hafiz Abdullah Malik, was member of LeT banned outfit and under a well knit criminal conspiracy procured arms/ammunition from the Terrorist of the said outfit namely Yasir Ahmad Wani, for carrying out the Terrorist Activities in the area ; and

6. Whereas, the accused Terrorist namely Yasir Ahmad Wani, has been killed in an encounter with the Security Forces and the proceedings under the law would abate against him ; and

7. Whereas, on the basis of 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 the Unlawful Activities (Prevention) Act, 1967, as shown against his name :—

S.No.	Name of the accused	Offence
1.	Hafiz Abdullah Malik S/o Mohd. Abdullah Malik R/o Laram, Ganjipora, Mirbazar.	13, 18, 20, 38 of ULA (P) Act.

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 his 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 heerby accord sanction for launching prosecution against the accussed viz. Hafiz Abdullah Malik, for the commission of offences punishable under Section 13, 18, 20 and 38 of ULA (P) Act, arising out of FIR No. 248/2021 of Police Station, Qazigund.

By order of the Government of Jammu and Kashmir.

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