



Government of Jammu & Kashmir
Civil Secretariat, Home Department
Jammu/Srinagar

NOTIFICATION

Srinagar, the 19th Oct, 2012

SRO 353 - Whereas, on 16-05-2012, Police Station Poonch apprehended one Nisar Ahmed S/O Mohd\ammad Sharief R/O Gursai who being affiliated with LeT outfit was providing logistic support to the said outfit in the form of arms and ammunition and by strengthening communication network of the militants active in the area ; and

Whereas, in this connection, Case FIR No 73/2012 u/s 13,18,19,20 and 39 of the Unlawful Activities (Prevention) Act, 1967 and 7/25 A.Act,120-B RPC was registered in Police Station Poonch and investigation was initiated; and

Whereas, during the course of investigation, the said Nisar Ahmed disclosed the names of (1) Ahsan-UI-Haq S/O Jalal Din R/O Salwah (2) Haq Nawaz S/O Mohammad Arif R/O Salwah (3) Iftar Hussain S/O Mohammad Rashid R/O Gursai (4) Mohammad Shabir S/O Ghulam Mohammad R/O Salwah Mendhar (5) Mohammad Rafi (SPO) S/O Shair Mohammad R/O Danna (6) Mohammad Hafiz S/O Mohammad Hussain R/O Jhallas (7) Abdul Hamid S/O Mohammad Hussain R/O Jhallas who were also supporting and facilitating the militant related activities in the area ; and

Whereas, on the basis of disclosure statement of the accused persons, huge quantity of arms, ammunition and communication equipments were recovered from them; and

Whereas, on the basis of recoveries, the statement of witnesses recorded u/s 161 Cr. P.C and other evidence, the Investigating officer has established a prima facie case against all the accused persons under sections 13,18,19,20 and 39 of the Unlawful Activities (Prevention) Act, 1967 , apart from other offences; and

Whereas, the Authority appointed by the State Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967 has, independently scrutinized the Case Diary file and all the other relevant documents relating to the case, come to a definite conclusion that this is a fit case for accord of prosecution sanction against the accused persons; and

Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the observations/views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government is of the view that there is sufficient material and evidence available against the accused for their prosecution under the aforesaid provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (1) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government hereby accords sanction for launching prosecution against the following accused persons for the offences punishable u/s 13,18,19,20 and 39 of the Unlawful Activities (Prevention) Act, 1967, arising out of FIR No 73/2012 of Police Station, Poonch:-

- (1) Nisar Ahmed S/O Mohammad Sharief R/O Gursai;
- (2) Ahsan-UI-Haq S/O Jalal Din R/O Salwah;
- (3) Haq Nawaz S/O Mohammad Arif R/O Salwah;
- (4) Iftar Hussain S/O Mohammad Rashid R/O Gursai;
- (5) Mohammad Shabir S/O Ghulam Mohammad R/O Salwah Mendhar;
- (6) Mohammad Rafi (SPO) S/O Shair Mohammad R/O Danna;
- (7) Mohammad Hafiz S/O Mohammad Hussain R/O Jhallas;
- (8) Abdul Hamid S/O Mohammad Hussain R/O Jhallas;
- (9) Mohammad Shafiq S/O Mohammad Sharief R/O Salwah;
- 10) Mohammad Toyab S/O Mohammad Khalil R/O Salwah.

By order of the Government of Jammu and Kashmir.

Sd/-

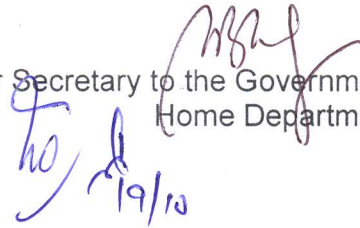
Principal Secretary to the Government
Home Department

No Home/Pros/2012/36/
Copy to the:-

Dated 19 -10-2012

1. Director General of Police, J&K, Srinagar. This is with reference to his letter No Legal/San/12/J/2012/3561 dated 16-10-2012. The CD file is returned herewith, receipt of which may kindly be acknowledged;
2. Secretary to Government, Department of Law, Justice and Parliamentary Affairs (W. 7.s.c);
3. Pvt. Secretary to Principal Secretary to the Government, Home Department;
4. Government Order file (W. 3 s. c);
5. ✓ I/C Website, Home Department;
6. Stock file.

Under Secretary to the Government
Home Department


19/10