

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.

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

Notification

Jammu, the 10th January, 2024.

SO-18.66-Whereas, on 16-10-2023, the Police Station, Nowhatta, received a docket to the effect that a Naka was established by the Police at Gani Stadium, Rajouri Kadal, and during the checking, three

2 The J&K Official Gazette, 10th Jan., 2024/20th Pausa, 1945. [No. 40-j
suspects while seeing the Naka Party tried to escape but were chased
down on the spot and identified as Tufail Ahmad Bhat S/o Niyaz Ahmad
Bhat R/o Diyarwani, Batamaloo, Salman Riyaz S/o Riyaz Ahmad Khan
R/o Firdousabad, Batamaloo and Arsalan Mohidin S/o Gh. Mohidin
R/o Danderkhah, Batamaloo. During their personal search, the Police
recovered 11 Posters of Lone Wolf Warriors and Kashmir Liberation
Warriors from their possession respectively ; and

2. Whereas, based on the above, a Case FIR No. 38/2023 under
Section 120-B IPC and the Section 13 of ULA (P) Act, was registered
in the Police Station, Nowhatta, and the investigation, of the case was
set into motion. Subsequently, during the investigation, the offence under
Section 505(b) IPC was added in 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. Tufail Ahmad Bhat, Salman Riyaz and Arsalan Mohidin, procured
the Posters from an unknown person with the directions to paste the
same in the area, thereby challenged the sovereignty and territorial
integrity of the Union of India ; and

5. Whereas, the investigation, in respect of unknown person who
provided the Posters to the accused viz. Tufail Ahmad Bhat, Salman
Riyaz and Arsalan Mohidin, shall continue to ascertain his identity and
to bring out his role/involvement in the case and the supplementary
charge sheet against him would be filed in the court of competent
jurisdiction ; and

6. Whereas, on the basis of the investigation, the statements 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

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Sections of the Unlawful Activities (Prevention) Act, 1967, as shown
against their names :-

S. No.	Name of the accused person	Offence
1.	Tufail Ahmad Bhat S/o Niyaz Ahmad Bhat R/o Diyarwani, Batamaloo.	13 of ULA (P) Act.
2.	Salman Riyaz S/o Riyaz Ahmad Khan R/o Firdousabad, Batamaloo.	
3.	Arsalan Mohidin S/o Gh. Mohidin R/o Danderkhah, Batamaloo.	

7. 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 *prima facie* case is made out against the above accused ; and

8. 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 the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Tufail Ahmad Bhat, Salman Riyaz and Arsalan Mohidin, for the commission of offences punishable under Section 13 of ULA (P) Act, arising out of FIR No. 38/2023 of Police Station, Nowhatta.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/
Additional Chief Secretary.