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PART I—B

Jammu and Kashmir Government—Notifications.

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

Notification

Srinagar, the 1st May, 2024.

SO-274.— Whereas, on 25-11-2023, the Police Station, Uri, received a docket to the effect that a Joint Naka was established by the Police/Security Forces at Jhula Bridge, Uri. During the checking, two suspects while seeing the Naka Party tried to escape but were chased

down on the spot and identified as Mohammad Zameer Khanday S/o Azeem Khanday and Mohammad Naseem Khanday S/o Abdul Majeed Khanday residents of Madiyan, Kamalkote. During the search, the Police recovered 03 Hand Grenades and cash to the tune of Rs. 2,50,000/- Indian Currency, from the bags carrying by the accused respectively ; and

2. Whereas, based on the above, a case FIR No. 144/2023 under Sections 120-B IPC, 7/25 Arms Act, 3/5 ESA and Sections 13, 17, 18, 20, 23, 38 and 39 of ULA (P) Act, was registered in the Police Station, Uri, and the investigation of the case was set into motion. Subsequently, during the investigation, the offence under Section 3/4 ESA was dropped from the case ; and

3. Whereas, during the investigation, the site plan of the place of occurrence and the seizure memos were prepared and the statements of the witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law ; and

4. Whereas, during the investigation, one more person identified as Mohammad Manzoor Bhatti S/o Karam Din Bhatti R/o Madiyan, Kamalkote, was found involved in the case. Subsequently, the accused was also arrested and during the investigation, 01 Hand Grenade and cash to the tune of Rs. 2,17,000/- Indian currency was recovered at his instance ; and

5. Whereas, during the investigation, it was found that the accused viz. Mohammad Manzoor Bhatti, was in contact with his brother namely, Mohammad Din Bhatti S/o Karam Din Bhatti R/o Madiyan, Kamalkote, A/P PoK, through social media, who crossed the LoC in the year 1990 and is presently operating from PoK with the terrorist organization of LeT/TRF, banned outfit ; and

6. Whereas, during the investigation, it was found that the accused viz. Mohammad Din Bhatti, send 04 Hand Grenades and cash to the tune of Rs. 4,67,000/- Indian currency, to his brother viz. Mohammad Manzoor Bhatti, through an unknown person, for promotion of terrorist activities in the area. The accused viz. Mohammad Manzoor Bhatti, handed over 03 Hand Grenades and cash to the tune of Rs. 2,50,000/- to the accused viz. Mohammad Zameer Khanday and Mohammad Naseem Khanday, for carrying out the terrorist activities ; and

7. Whereas, during the investigation, it was established that the accused viz. Mohammad Zameer Khanday, Mohammad Naseem Khanday and Mohammad Manzoor Bhatti, were working as Over Ground Workers (OGWs) for the terrorists of Let/TRF, banned outfit, particularly the Pakistani based terrorist viz. Mohammad Din Bhatti, and were providing logistic support to him, besides, under a well knit criminal conspiracy procured Hand Grenades and cash from the said terrorist through an unknown person for carrying out the terrorist activities in the area ; and

8. Whereas, the investigation in respect of unknown person who handed over the Hand Grenades and cash to the accused viz. Mohammad Manzoor bhatti, shall continue to ascertain his identity and to bring out his role/involvement in the case and supplementary charge sheet against him would be filed in the Court of competent jurisdiction ; and

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

S. No.	Name of the accused	Offence
1.	Mohammad Zameer Khanday S/o Azeem Khanday R/o Madiyan, Kamalkote.	13, 17, 18 , 23, 39 of ULA(P) Act.
2.	Mohammad Naseem Khanday S/o Abdul Majeed Khanday R/o Madiyan, Kamalkote.	
3.	Manzoor Bhatti S/o Karam Din Bhatti R/o Madiyan, Kamalkote.	
4.	Mohammad Din Bhatti S/o Karam Din Bhatti R/o Madiyan, Kamalkote, A/P PoK.	18, 20, 38 of ULA(P) Act.

10. Whereas, the accused terrorist viz. Mohammad Din Bhatti, is absconding and the proceedings under Section 299 Cr.PC have been proposed to be initiated against him ; and

11. 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

12. 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. Mohammad Zameer Khanday, Mohammad Naseem Khanday, Mohammad Manzoor Bhatti and Mohammad Din Bhatti, for the commission of offences punishable under the relevant Sections of ULA(P) Act, as indicated against each accused at Para (9) above, arising out of FIR No. 144/2023 of Police Station, Uri.

By order of the Government of Jammu and Kashmir.

(Sd/-) CHANDRAKER BHARTI, IAS,  
Principal Secretary to the Government,  
Home Department.