

with the active support of Pakistani based agencies, hostile to India, are involved in cross Loc smuggling of banned narcotics and drugs into J&K. The sale proceeds of such drugs are being used in order to promote terrorist activities, besides, one OGW namely Mst. Rubeena Nazir D/o Nazir Ahmad Malik R/o Panzipora, Tarzoo, Sopore, is responsible for having illegally brought up of a huge amount of banned narcotics from Pakistan and the sale proceeds of such drugs are used for the ongoing terrorist and secessionist campaign against the territorial integrity and security interests of the Union of India; and

2. Whereas based on the above, a Case FIR No. 19/2022 under Sections 8/21, 29 NDPS, 120-B,121,121-A IPC, and the Sections 13,17,18,39 & 40 of ULA (P) Act was registered in Police Station, CIK/SIA, Sringar and the investigation of the case was set into motion. Subsequently, during the investigation, the offences under Sections 8/21 NDPS, 120-B IPC and the Section 17 of ULA (P) Act were dropped and the offences under Sections 27-B NDPS, 201 IPC and Section 38 of ULA (P) Act were added in the case; and

3. Whereas, during the investigation, the accused lady viz. Mst. Rubeena Nazir, was arrested in the case and she alongwith one more person identified as Ishfaq Ahmad Mir S/o Mohammad Maqbool Mir R/o Mir Mohalla, Tarzoo, Sopore were found in contact with some LeT banned terrorists of Sopore area who had crossed the LoC and are presently operating from Pakistan through the virtual mode. Subsequently the accused viz. Ishfaq Ahmad Mir was also arrested in the case; and

4. Whereas, during the investigation, it was found that the accused lady viz. Mst. Rubeena Nazir, on the directions of accused viz. Ishfaq Ahmad Mir recived 47 kgs of narcotics from one Mudasir Ahmad Poswal S/o Nazir Ahmad Poswal R/o Amrohi, Tangdhar, Karnah through two persons identified as Safeer Ahmad Mughal S/o Abdul Rashid Mughal R/o Taad, Karnah and Iftikhar Ahmad Sheikh S/o Abdul Lateef Sheikh R/o Amrohi Tangdhar, Karnah and delivered the same to other two persons namely Abdul Rashid Bhat S/o Ghulam Mohammad Bhat R/o Lakripore Padgampora and Abdul Rashid Mir S/o Mohammad Sultan Mir R/o Amargrah Sopore. During investigation the accused viz. Mudasir Ahmad Poswal was also arrested in the case; and

5. Whereas, during the investigation, it was found that the accused lady viz. Mst. Rubeena Nazir, transferred an amount of Rs. 20 Lacs and 72 thousand among the terrorists of LeT, JeM and HM banned outfit and their associates as well as their families which was generated from the proceeds of smuggled narcotics/sale of drugs. Subsequently during the investigation an amount of Rs. 199800/- were recovered at her instances; and

6. Whereas, during the investigation the accused viz. Safeer Ahmad Mughal alongwith two other persons identified as Mohammad Rashid Thakkar S/o Mohammad Younis Thakkar R/o Dara Barhoon Thannamandi, Rajouri and Mohammad Rayaz Lohar S/o Hakim-ud-Din R/o Khanyal Kote Thanamandi, Rajouri were found involved in the commission of crime. Subsequently the accused were arrested in the case and it was found that the accused viz. Safeer Ahmad Mughal was a driver by profession and on the directions of accused Lady viz. Mst. Rubeena Nazir, Ishfaq Ahmad Mir and Mudasir Ahmad Poswal was facilitating the terrorists for transportation of Narcotics from one place to another. The accused viz. Mohammad Rayaz Lohar on the directions of accused viz. Mohammad Rashid Thakkar, and one Javid Ahmad Thakkar @ Raja Thakkar credited an amount of Rs. 01 Lac in the account of accused Lady viz. Mst. Rubeena Nazir which was raised through sale of Narcotics by the said accused; and

7. Whereas, during the investigation, it was established that the accused Lady viz. Mst. Rubeena Nazir, Ishfaq Ahmad Mir, Mudsir Ahmad Poswal, Safeer Ahmad Mughal, Mohammad Rashid Thakkar and Mohammad Rayaz Lohar were working as over ground Workers (OGWs) for the banned terrorist organizations and under a well knit criminal conspiracy were providing logistic support to them, besides were facilitating the transportation and selling of narcotics for the terrorists so that the money generated could be utilized to commit terrorist activities in Jammu and Kashmir and to wage war against the Government of India; and

8. Whereas, the Sanction in respect of accused Lady viz. Mst. Rubeena Nazir, Ishfaq Ahmad Mir, Mudsair Ahmad Poswal, Safeer Ahmad Mughal, Mohammad Rashid Thakkar and Mohammad Rayaz Lohar, has already been accorded by the Competent Authority vide Notification S.O. No. 287 dated 26th May, 2023 and Notification

S.O. No. 436 dated 18th August, 2023, and the investigation, in respect of other accused was continued; and

9. Whereas during the further investigation, six other persons identified as Tariq Ahmad Malik @ Dilawar S/o Mohammad Ramzan, Mushtaq Ahmad Malik @ Rahee S/o Mohammad Yousf Malik residents of Panzipora, Sopore A/P Pakistan, Alif- ud-Din Badana S/o Ghulam-ud-Din Badana R/o Amrohi Karnah, Kupwara A/P Pakistan Mushtaq Ahmad Naik @ Usman Bhai S/o Ghulam Nabi Naik R/o Kundan Khari Ramban A/P Pakistan Firdous Ahmad Dar @ Umar Dar S/o Abdul Khaiq Dar R/o Harwan Sopore A/P Pakistan and Javid Iqbal Thakkar @ Raja Thakkar S/o Tasaduq Hussain Thakkar R/o Barhon Thannamandi, Rajouri were found involved in the commission of crime. Subsequently, during the investigation the accused viz. Javid Iqbal Thakkar @ Raja Thakkar, was arrested in the case; and

10. Whereas during the investigation, it was found that the accused viz. Tariq Ahmad Malik @ Dilawar, Mushtaq Ahmad Malik @ Rahee, Alif-ud-Din Badana, Mushtaq Ahmad Naik @ Usman Bhai and Firdous Ahmad Dar @ Umar Dar crossed the LoC and are presently operating from the Pakistan with the terrorist origination of LeT, a banned outfit and facilitated the delivery of narcotics from across the border in order to promote terrorist activities in the Jammu and Kashmir besides shared account numbers of the families of booked/arrested terrorists of the outfit with the accused lady viz. Mst. Rubeena Nazir for disbursement of terror fund in their accounts. The accused viz. javid Iqbal Thakkar @ Raja Thakkar, received terror fund of an amount of Rs.10 lac from the accused viz. Mohd Rashid Thakkar and disbursed the same among the other accused; and

11. Whereas during the investigation it was established that the accused viz. Tariq Ahmad Malik @ Dilawar, Mushtaq Ahmad Malik @ Rahee, Alif-ud-Din Bandana, Mushtaq Ahmad Naik @ Usman Bhai and Firdous Ahmad Dar @ Umar Dar, are members of LeT, a banned outfit and the accused viz. Mohd Rashid Thakkar was working as over Ground Worker (OGW) for the terrorists and was providing logistic support to them for carrying out the terrorist activities and to wage war against the Government of India; and

12. Whereas on the basis of investigation, statements of witnesses recorded and other evidence collected the investigation Officer has established *prima facie* involvement of below mentioned accused for the commission of offences punishable in terms of the provisions of Unlawful Activities (Prevention) Act, 1967 and Indian Penal Code, 1860 as shown against their name;-

S.No	Name of the accused	Offence
1.	Tariq Ahmad Malik @ Dilawar S/o Mohammad Ramzan R/o Panzipora, Sopore A/P Pakistan.	13,18,38,40 of ULA(P) Act 121,121,-A IPC
2.	Mushtaq Ahmad Malik @ Rahee S/o Mohammad Yousuf Malik R/o Panzipora, Sopore A/P Pakistan.	
3.	Alif-ul-Din Badana S/o Ghulam-ul-Din Badana R/o Amrohi, Karnah, Kupwara A/P Pakistan.	
4.	Mushtaq Ahmad Naik @ Usman Bhai S/o Ghulam Nabi Naik R/o Kundan Khari, Ramban A/P Pakistan.	
5.	Firdous Ahmad Dar @ Umar Dar S/o Abdul Khaiq Dar R/o Harwan, Sopore A/P Pakistan.	
6.	Javid Iqbal Thakkar @ Raja Thakkar S/o Tasaduq Hussain Thakkar R/o Barhon, Thanamandi, Rajouri.	

13. Whereas, the accused viz.. Tariq Ahmad Malik @ Dilawar, Mushtaq Ahmad Malik @ Rahee, Alif-ud-Din Badana, Mushtaq Ahmad Naik @ Usman Bhai and Firdous Ahmad Dar @ Umar Dar, are absconding and proceeding under Section 299 Cr.PC have been proposed to be initiated against them; and

14. 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

15. 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; and

16. Whereas, the Governmnet 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 under the aforementioned provision of the Indian Penal Code (IPC).

Now, therefore, in exercise of the powers conferred by Sub-Section (2) of Section 45 the Unlawful Activities (Prevention) Act, 1967 and Section 196 of the Code of Criminal Procedure, 1973 the Government hereby accord sanction for Launching prosecution against the accused viz.. Tariq Ahmad Malik @ Dilawar, Mushtaq Ahmad Malik @ Rahee, Alif-ud-Din Badana, Mushtaq Ahmad Naik @ Usman Bhai, Firdous Ahmad Dar @ Umar Dar and Javid Iqbal Thakkar @ Raja Thakkar, for the commission of offences punishable under the relevant Section as indicated against the each accused at Para (12) above, arising out of FIR No. 19/2022 of Police Station, CIK/SIA Srinagar.

By order of the Government of Jammu and Kashmir.

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