



THE

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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 28th June, 2024.

SO-345. Whereas, on 04-01-2024, the Police Station, Beerwah, received a docket to the effect that an information was received that two persons identified as Shakir Lateef Pathan S/o Ab. Lateef Pathan R/o Gundipora, Beerwah, and Rizwan Nazir Sheikh S/o Nazir Ahmad Sheikh

2The J&K Official Gazette, 28th June, 2024 /7th Asad., 1946. [No.13- b
R/o Bonnet Beerwah, have been working for the terrorists of LeT, a
banned outfit, and are roaming in the orchards of village Gundipora,
Beerwah, with some incriminatory material in order to promote terrorist
activities in the area. Subsequently, a joint Cordon and Search Operation
was launched by the Police/Security Forces and during the search the
accused viz. Shakir Lateef Pathan and Rizwan Nazir Sheikh, were arrested.
During their personal search, the Police recovered 26 posters of LeT/
Lone Wolf Warrior outfits, from their possession respectively; and

2. Whereas, based on the above, a Case FIR No.01/2024 U/S 13,18
and 39 of ULA (P) Act, was registered in the Police Station, Beerwah,
and the investigation, of the case was set into motion. Subsequently,
during the investigation, the offences under Section 20 and 38 of
ULA (P) Act were added in the case; and

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

4. Whereas, during the investigation, five more persons identified as
Tariq Ahmad Sheikh S/o Mohammad Ashraf Sheikh, Jahangir Bashir
Mir S/o Bashir Ahmad Mir residents of Utligam, Beerwah, Sahil Javid S/o
Javid Ahmad Sheikh, Irfan Ahmad Sheikh S/o Nazir Ahmad Sheikh and
Romin Rasool Sheikh S/o Gh. Rasool Sheikh residents of Bonnet,
Beerwah, were found involved in the commission of crime.
Subsequently, the accused were arrested in the case and during the
investigation, 48 posters of LeT/Lone Wolf Warrior outfits were
recovered from their possession respectively; and

5. Whereas, during the investigation, it was found that the accused
viz, Irfan Ahmad Sheikh and Romin Rasool Sheikh, were in contact with
two Pakistan based terrorists namely, Arjumand Gulzar Dar @
Hamza Burhan S/o Gulzar Ahmad Dar, R/o Kharpora Batpora,
Ratnipora Pulwama A/P PoK and Syed Aijaz Razvi S/o Syed

MohdSadiqRazvi R/o Shreef-Abad, HMT, Srinagar, through virtual mode and were working for them in order to promote terroristactivities in the area;and

6. Whereas, during the investigation, it was found that the accused viz. Irfan Ahmad Sheikh and Romin Rasool Sheikh, received posters from the Pakistan based terrorists viz. Arjumand Gulzar Dar @ Hamza Burhan and Syed Aijaz Razvi, with the directions to paste the same in the area in order to create terror among the general public. The accused viz. Irfan Ahmad Sheikh, motivated the accused viz. Shakir Lateef Pathan, Rizwan Nazir Sheikh, Tariq Ahmad Sheikh, Jahangir Bashir Mir and Sahil Javid, to work for the terrorists and send the posters on the whatsapp of accused viz. Shakir Lateef Pathan, with the directions to print out the posters and distribute among all the accused; and

7. Whereas, during the investigation, it was found that the accused viz. Shakir Lateef Pathan, printed out the posters and distributed among the accused viz. Rizwan Nazir Sheikh, Tariq Ahmad Sheikh, Jahangir Bashir Mir, Sahil Javid and Roman Rasool Sheikh, who pasted the posters in Utligam, Bonnet, Beerwah and Danseera, areas and shared the video of pasted posters with the accused viz. Irfan Ahmad Sheikh, who further shared the video with the Pakistan based terrorist viz. Arjumand Gulzar Dar @ Hamza Burhan, for which an amount of Rs. 10000/- were transferred in the account of accused viz. Irfan Ahmad Sheikh by an unknown person; and

8. Whereas, during the investigation, it was established that the accused viz. Shakir Lateef Pathan, Rizwan Nazir Sheikh, Tariq Ahmad Sheikh, Jahangir Bashir Mir, Sahil Javid, Irfan Ahmad Sheikh and Romin Rasool Sheikh, were working as Over Ground Workers (OGWs) for the terrorists particularly the Pakistan based terrorists viz. Arjumand Gulzar Dar @ Hamza Burhan and Syed Aijaz Razvi, and were providing logistic support to them, besides, under a well knit criminal conspiracy pasted the posters in the area on the directions of said terrorists in order to create terror among the general public, thereby

11. Whereas, during the investigation, the accused viz. ShakirLateefPathan,RizwanNazir Sheikh, Tariq Ahmad Sheikh,Jahangir Bashir Mir,Irfan Ahmad Sheikh and andRominRasool Sheikh, have been found juvenile and in view of Section 1(4) of The Juvenile Justice (Care and Protectionof Children) Act, 2015, the apprehension, detention, prosecution, penalty or imprisonment shall be governed by the said Act; and

12. Whereas, the accused terrorists viz. ArjumandGulzar Dar @ HamzaBurhan and Syed AijazRazvi, are absconding and the proceedings Under/Section 299 Cr.PC have been proposed to be initiated against them; and

13. 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 Dairy File and all the relevant documents relating to the case and has come tothe conclusion that a *prima facie* case is made out against the above accused ;and

14. Whereas, after perusing the Case Diary File, the relevant documents and also taking into consideration the views of the Authority appointedunder 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 bySub- Section (2) of Section 45 the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. SahilJavid, ArjumandGulzar Dar @ HamzaBurhan and Syed Aijaz, Razvi, for the commission of offences punishable under the relevant Sections of ULA (P) Act, as indicated against the each accused at Para (10) above, arising out of FIR No. 01/2024 of Police Station, Beerwah.

By order of the Government of Jammu and Kashmir.

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