

EXTRAORDINARY

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as a separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

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

Notification

Srinagar, the 14th August, 2024.

SO-396.—Whereas, on 23-03-2024 information was received by the Police Station, Counter-intelligence, Kashmir from reliable sources, regarding a conspiracy hatched by Lashkar-e-Taiba, a banned terrorist organization, with some Pakistani nationals working or settled in Gulf countries for sending money in to J&K to sustain terrorism, through their active associates residing in J&K by exploiting the route of Umrah/Hajj.

It was further learnt that one Shabir Ahmad Bhat S/o Ghulam Mohammad Bhat R/o Khadermove Kakpora as part of this conspiracy is in touch with a LeT terrorist handler, Sumama alias Babar alias Ilyas through end-to-end encrypted mobile applications who on the directions of sumama has received the money in Saudi Riyals (around 25000) amounting to 5,00,000/-INR through unknown Pakistani nationals and has further disbursed the amount to further terrorist activities in J&K. During the investigation the role of another accused namely Javeed Ahmad Yatoo S/o Late Abdul Majeed Yatoo R/o Astan Mohalla Patalbagh, Pampore transpired as a co-conspirator ; and

2. Whereas, on receipt of information, FIR No. 02/2024 under Senction 120-B IPC, 13, 39, 40 of ULA (P) Act, came to be registered in the Police Station, CIK, Srinagar and the investigation, of the case was set in to motion. Subsequently, during the investigation, the offence under Section 38 of ULA (P) Act was added in the case ; and

3. Whereas, during the investigation, it was found the accused viz. Shabir Ahmad Bhat has been an active part of a criminal conspiracy in raising and collecting funds from the Pakistan-based LeT terrorist Sumama, with whom the accused viz. Shabir Ahmad Bhat came in touch through Javeed Ahmad Yatoo ; and

4. Whereas, the accused viz. Shabir Ahmad Bhat while being in Saudi Arabia for Umrah (w.e.f 15th December 2023 to 5th January 2024) received an amount of 10,000 Saudi Riyal (SR) from a 'conduit' at Masjid Ghamama Madina on the instructions of Pakistani handler viz Sumama. Subsequently, the accused viz. Shabir Ahmad Bhat again received an amount of SR 10800/- through a travel agent Mir Rameez Raja of Kadalbal, Pampore (Who visited Saudi Arabia on 13th January 2024 and returned back on 3rd February 2024) ; and

5. Whereas, the accused viz. Shabir Ahmad Bhat once again received SR 4000 from his uncle Mohd Hanif Lone, Who had gone on Umrah with Mir Rameez Raja same was handed over to Hanief Lone by Mir Rameez Raja in Saudi Arabia. The money (10800+4000Riyals) was received by Mir Rameez Raja at Al-Fajr-Al Badie Hotel (5) Meeca from a 'conduit' on the instructions of the accused viz. Shabir Ahmad Bhat, which was sent by Sumama ; and

6. Whereas, it has been found during the investigation the accused viz. Shabir Ahmad Bhat on the instructions of Sumama further, disbursed an amount of 40,000 INR into Bank accounts identified by Sumama, from where money was withdrawn and received by one Bashir Ahmad Mir member of LeT, a banned terrorist organization currently in jail involved in case FIR No. 34/2017 under section 7/25 I.A Act of Police Station, Hajin and FIR No. 10/2021 under Section 13, 23, 39 ULA (P) Act, 7/25 I.A Act of Police Station Hajin and Shaheen Ahmad Wani (terrorist associate of LeT terrorist organization, involved in case FIR No. 291/2005 under Section 4/5 ESA of Police Station, Parimpora) in the instalments of 20000 INR eachs ; and

7. Whereas, during the investigation, it was found the accused viz. Shabir Ahmad Bhat, on the instruction, of Sumama further handed over an amount of 20300 SR (approximately 4lac INR) to a lady (Yet to be identified) at Lal Mandi, Srinagar on two occasions, one on 13th March 2024 when an amount of 7800 SR was delivered by the accused viz. Shabir Ahmad' Bhat and another on 18th March 2024 when an amount of 12500SR was delivered like wise ; and

8. Whereas, the investigation, in respect of the unknown persons, shall continue to ascertain their actual identity and to bring out their role/ involvement in the case and the Supplementary Charge-Sheet against them would be filed in the court of competent jurisdiction ; and

9. Whereas, it was also found during the investigation in the accused viz. Javeed Ahmad Yattoo, is the neighbour of the accused viz. Shabir Ahmad Bhat, introduced the accused viz. Shabir Ahmad Bhat with Sumama while visiting Shabir Ahmad Bhat at his residence on 14th December 2023. The accused viz. Javeed Ahmad Yattoo also introduced Shabir Ahmad Bhat to collect money from Sumama which was supposed to be disbursed among the terrorists and their families ; and

10. Whereas, during the investigation, it was established that Sumama alias Babar alais Ilyas, is a terrorist (Commander of the proscribed terrorist organization LeT operating from Pakistan who has his associates spread in Saudi Arabia). The accused terrorist viz. Sumama alias Babar alias Ilyas motivated Shabir Ahmad Bhat through

Javeed Ahmad Yattoo to send money for supporting terrorists of the proscribed organization through their families to sustain terrorism in J&K. The accused terrorist through his associates in Saudi Arabia provided an amount of 25000 SR to the accused viz. Shabir Ahmad Bhat in different instalments and instructed him to further distribute the money among the terrorists and their families through different bank accounts as were identified and shared ; and

11. Whereas, on the strength of evidence collected and the statements of witnesses recorded, the Investigating Officer, has established a *prima facie* case against 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 person	Offence
1	Shabir Ahmad Bhat S/o Ghulam Mohammad Bhat R/o Khadermove Kakpora.	13, 39, 40 of ULA (P) Act
2.	Javeed Ahmad yattoo S/o Late Abdul Majeed Yattoo R/o Astan Mohalla Patalbagh Pampore	
3.	Sumama alias Baber alias Ilyas R/o Pakistan	13, 38, 39, 40 of ULA (P) Act

12. Whereas, the accused namely Sumama alias Baber alias Ilyas, is absconding and proceeding under Section Cr.Pc 299 have been proposed to be initiated against him ; 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 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 ; and

14. 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. Shabir Ahmad Bhat, Javeed Ahmad Yatoo and sumama alias Baber alias Ilyas , for the commission of offences punishable under the relevant sections of ULA (P) Act, as indicated against the each accused at Para (11) above, arising out of FIR No. 02/2024, of Police Station, CIK Srinagar.

By order of the Government of Jammu and Kashmir.

Sd/-

CHANDRAKER BHARTI, IAS,
Principal Secretary to the Government.