

EXTRAORDINARY

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separate compilation.

PART I-B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—HOME DEPARTMENT

Notification

Srinagar, the 25th October, 2017.

SRO-452.—Whereas, on 21-03-2017, Police Station, Yaripora reliably came to know that one group of HM terrorist organization headed by Altaf Ahmad @ Kachroo and Towseef Ahmad Sheikh R/o Rampora and other newly recruited militants namely 1. Illias Sheikh S/o Gh. Hassan Sheikh R/o Rampora, 2. Zubair Ahmad Badder S/o Ab. Rahim R/o Nai Basti, Qaimoh, 3. Parveez Ahmad Mantoo

S/o Manzoor Ahmad R/o Khudwani, 4. Aqib Javed S/o Ab. Hameed R/o Badroo, 5. Aqib Hajam S/o Maqbool, R/o Gath Redwani, 6. Parvaiz Ahmad Dar @ Bitu S/o Mohd. Maqbool Dar, 7. Ashiq Hussain S/o Gh. Mohd. Ganie R/o Hassanpora, Arwani, 8. Waseem Badder S/o Ab. Rahim Bader R/o Nai Basti, Qaimoh. 9. Javed Ahmad Sheikh S/o Gh. Mohd. Sheikh R/o Rampora, 10. Umer S/o Not known R/o Arwani, Bijbehara etc. hatched a criminal conspiracy in order to disrupt the ongoing parliamentary election process in the Anantnag Parliamentary Constituency. The said group is fully equipped with illegal arms and ammunition and their aim is to isolate the State of J&K from the Union of India through the armed struggle which they have obtained through illegal means and kept with them in order to cause damage to the security forces and other police/security agencies in the area etc. ; and

Whereas, in this connection, Case FIR No. 23/2017, under sections 10, 13, 18 of the Unlawful Activities (Prevention) Act, 1967, 120-B, 121 RPC, 7/25 Arms Act was registered in Police Station, Yaripora ; and

Whereas, during the course of investigation two accused persons, namely, Zubair Ahmad Badroo and Parvaiz Ahmad Dar were arrested on 22-03-2017. Subsequently other accused persons namely, Waseem Ahmad Badder, Parvaiz Ahmad Mantoo, Aqib Majid Ganie and Mohd. Arif Ahmed were apprehended on 24-03-2017. Similarly accused persons Ashiq Hussain Ganie and Aqib Ahmad Hajam were apprehended on 25-03-2017 and whereas, accused Ilyas Ahmad Sheikh was apprehended on 16-04-2017. It was revealed by them during the course of investigation that they were part of banned terrorist outfit (HM) and they were tasked by king pin of the outfit Tawseef Ahmad Sheikh @ Mossad and Altaf Dar @ Kachroo to carry out attacks on Police and Security Forces personnel. It was also revealed by them during the course of interrogation that some of the members of this terrorist module were given arms and ammunition to carry out such attacks ; and

Whereas, during the course of investigation, one pistol, one pistol magazine and also three pistol rounds were recovered at the disclosure of accused Zubair Ahmad Badroo and Parvaiz Ahmad Dar. Further, one Magazine AK 47 and 05 rounds were recovered at the disclosure of another accused Parvaiz Ahmad Mantoo. Similarly, one Magazine of AK 47, one pouch and other articles were recovered at the disclosure of accused Mohd. Arif Bhat. Moreover, one Magazine of Insas Rifle along with 35 live rounds and one pouch was recovered at the disclosure of accused Aqib Majid Ganie and some articles to be used for the group were recovered at the disclosure of accused Waseem Ahmad Badder ; and

Whereas, on the basis of statement of witnesses, the seizure memos and other evidence, the Investigating Officer has established a *prima facie* case under sections 13, 18, 20 and 38 of the Unlawful Activities (Prevention) Act, 1967 ; and

Whereas, the authorities appointed by the State Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967 have independently scrutinized the Case Diary file and all other relevant documents relating to the case and have come to a definite conclusion that this is a fit case for accord of prosecution sanction against the accused persons ; and

Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the observations/views of the authorities appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government is of the view that there is sufficient material and evidence available against the accused persons for their prosecution under the aforesaid provision of law.

Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government hereby accord sanction for launching prosecution against the below mentioned accused persons for the commission of

offence punishable under sections 13, 18, 20 and 38 of the Unlawful Activities (Prevention) Act, 1967 arising out of FIR No. 23/2017 of P/S, Yaripora :—

1. Illias Sheikh S/o Gh. Hassan Sheikh R/o Rampora.
2. Zubair Ahmad Badder S/o Ab. Rahim R/o Nai Basti, Qaimoh.
3. Parveez Ahmad Mantoo S/o Manzoor Ahmad R/o Khudwani.
4. Aqib Javed S/o Ab. Hameed R/o Badroo.
5. Aqib Hajam S/o Maqbool R/o Gath Redwani.
6. Parvaiz Ahmad Dar @ Bittu S/o Mohd. Maqbool Dar R/o Redwani.
7. Ashiq Hussain S/o Gh. Mohd. Ganie R/o Hassanpora, Arwani.
8. Waseem Badder S/o Ab. Rahim Bader R/o Nai Basti, Qaimoh.
9. Javed Ahmad Sheikh S/o Gh. Mohd. Sheikh R/o Rampora
10. Aqib Majeed S/o Ab. Majeed Ganie R/o Badroo.
11. Altaf Ahamd Dar @ Kachroo S/o Gh. Mohamamd Dar R/o Hawoora, Mishipora.
12. Tawseef Ahmad Sheikh S/o Ab. Salam Sheikh R/o Rampora, Qaimoo.

By order of the Government of Jammu and Kashmir.

(Sd.)

Principal Secretary to the Government,
Home Department.