

THE

JAMMU & KASHMIR GOVERNMENT GAZETTE

PART I-B

Jammu and Kashmir Government-Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATO HOME DEPARTMENT

Notification

Jammu, the 7th of April, 2020.

SO-121.ô Whereas, on 28-09-2019, Police Station, Kishtwar received information that some persons namely (1) Nissar Ahmed S/o Bashir Ahmed Rather R/o Hunjala, Kishtwar, (2) Asif Nazir S/o Nazir Ahmed Butt R/o Berwar, (3) Imtiyaz Ahmed S/o Abdul Gani Butt R/o Berwar, (4) Mohammad Jaffer S/o Ghulam Mohammad Sheikh R/o Natas Dool, (5) Kousar Hussain S/o Mohammad Akbar Bagwan R/o Hunjala, and (6) Liyaqat Ali S/o Aziz Mohammad Bagwan R/o Hullar were associated with banned organization of Hizbul Mujahideen (HM) and were providing logistic support to the militants; and

- 2. Whereas, the case FIR No. 230/2019 under sections 13/18/19/38/39 Unlawful Activities (Prevention) Act was registered at P/S, Kishtwar and investigation of case was set in motion; and
- 3. Whereas, during the course of investigation, it came to the fore that accused were providing logistic support to the militants and were arranging meetings of an active militant namely Mohammad Amin @ Jahangir Saroori S/o Mohammad Anwar R/o Saroor, Kishtwar for carrying out militant activities in the area by plotting conspiracies; and
- 4. Whereas, during the personal search, mobile phone Nokia along with SIM bearing No. 9797040462 were seized from accused namely Kouser Hussain and mobile X93 Grand along with SIM bearing No. 9906589019 was seized from accused Mohammad Jaffer; and
- 5. Whereas, during further course of investigation, the accused were arrested, site plan, seizure memo were prepared and the statements of witnesses were recorded under sections 161 and 164-A Cr. P. C.; and
- 6. Whereas, during further investigation, the involvement of one more accused Jaffer Hussain S/o Mohammad Ashraf Butt R/o Hunjala, Kishtwar was established and accordingly accused was arrested on 08-10-2019, arrest form was filled and his finger prints were taken; and
- 7. Whereas, the accused militant Osama Bin Javid S/o Javid Ahmad Wani R/o Sounder, Dachan was killed in an encounter on 28-09-2019 at Batote, District Ramban and Militant Haroon Abass S/o Ghulam Abass R/o Gath, Doda was also killed in an encounter on 15-01-2020 at Tentna, Gundna, Doda; and
- 8. Whereas, on the basis of evidence collected, statement of witnesses recorded and other material placed on record, the investigation has established the involvement of below mentioned accused for the commission of offences as shown against each :ô
- 2 Liyaqat Ali
- 3 Kousar Hussain

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- 5 Imtiyaz Ahmed
- 6 Asif Nazir
- 7 Jaffer Hussain Butt

13/18/19/39

- 9. Whereas, the Authority appointed by the Government under sub-section (2) of section 45 of Unlawful Activities (Prevention) Act, 1967, has independently examined the Case Diary File and all other relevant documents relating to the case and has come to the conclusion that *prima* facie case against the accused has been made out; and
- 10. 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 prosecution under the aforesaid provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accords sanction for launching prosecution against the above-mentioned accused for the commission of offences as shown against each as above in case FIR No. 230/2019 of Police Station, Kishtwar.

By order of the Government of Jammu and Kashmir.

(Sd.)	

Principal Secretary to Government, Home Department.