

THE JAMMUAND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government-Notification.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT

Notification

Jammu, the 27th November, 2020.

SOó368.ô Whereas, on 21-05-2020, Police, Pulwama received reliable information that the HM terrorists identified as Adil Hafiz S/o Habibullah Hafiz R/o Dalipora, (2) Azad Ahmad Lone S/o Mohammad Abdullah Lone R/o Lelhaar and (3) Jehangir Ahmad Malik S/o Ali Mohammad Malik R/o Achan fired indiscriminately upon the joint naka party of Police/CRPF at Prichloo bridge; and

- 2. Whereas, during firing HC, Anoop Singh and Sg. Constable, Mohammad Ibrahim of 10th Bn IRP sustained injuries. The injured officials were shifted to hospital where HC Anoop Singh succumbed to his injuries; and
- 3. Whereas, a case FIR No. 112/2020 under sections 18, 20, 39 ULA(P) Act, 1967, was registered in Police Station, Pulwama and investigation of the case was taken up; and
- 4. Whereas, during the course of investigation, site plan of place of occurrence and statement of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law; and
- 5. Whereas, during the course of investigation it was revealed that three accused persons namely (1) Nadish Farooq Dhobi S/o Farooq Ahmad R/o Wahibugh, (2) Aqib Ahmad Bhat S/o Nisar Ahmad Bhat R/o Dalipora and (3) Umer Ismail S/o Mohammad Ismail Sheikh R/o Sirnoo were working as OGWs for the above terrorists and were providing logistic support to terrorists; and
- 6. Whereas, during the further investigation, all the three accused OGWs were arrested in connection with the case and the accused disclosed that they had provided necessary logistic support to the above terrorists and information of security forces movement in the area; and
- 7. Whereas, during the investigation the CDR analysis of the mobile phones of accused OGWs were obtained and it was revealed that the above OGWs were in constant touch with the above terrorists and on the date of occurrence i. e. 21-05-2020 the accused persons ensured safe passage to the terrorists who attacked the security forces; and
- 8. Whereas, on the basis of investigation, statement of witnesses recorded and other evidence collected, the Investigating Officer has established *prima facie* involvement of below mentioned accused persons in the commission of offences punishable under Unlawful Activities (Prevention) Act, 1967 as shown against each accused as under :ô
- S. No. Name of the accused Offence $\hat{0}$ $\hat{0}$
 - 1. Nadish Farooq Dhobi S/o Farooq 18, 39 Ahmad Dhobi R/o Wahibugh ULA(P) Act
 - 2. Aqib Ahmad Bhat S/o Nisar Ahmad Bhat R/o Dalipora
 - 3. Umer Ismail Sheikh S/o Mohammad Ismail Sheikh R/o Sirnoo

- 9. 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
- 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 their prosecution under the provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2) of Section 45 of ULA (P) Act, 1967, the Government hereby accord sanction for launching prosecution against the above accused persons for the commission of offences punishable under sections 18, 39 of Unlawful Activities (Prevention) Act, 1967, in the case FIR No. 112/2020 of Police Station, Pulwama.

By order of the Government of Jammu and Kashmir.

	(Sd.) .		
Principal	Secretary	to	the	Government,

Home Department.