

EXTRAORDINARY

REGD. NO. JK-33



**THE  
JAMMU AND KASHMIR OFFICIAL GAZETTE**

---

Vol. 134] Jammu, Wed., the 23rd March, 2022/4th Chai., 1944. [No. 52-i

---

Separate paging is given to this part in order that it may be filed as a  
separate compilation

---

**PART I—B**

**Jammu and Kashmir Government—Notifications.**

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT—HOME DEPARTMENT

Notification

Jammu, the 23rd March, 2022.

SO-107.—Whereas, on 26-09-2021, Police Station, Bandipora received tip-off information regarding presence of two terrorists hiding in the village Watrina, Bandipora. Subsequently, joint cordon and search operation was launched in the said village. During search hiding terrorists fired indiscriminately upon the security forces with the intention to kill them. The fire was retaliated by security forces triggering an encounter ; and

2. Whereas, upon the information, a Case FIR No. 166/2021 under sections 307 IPC, 7/27 Arms Act, 16, 20, 23 ULA(P) Act, came to be registered in Police Station, Bandipora and investigation was taken up. During investigation, two terrorists identified as Abid Rashid Dar S/o

Ab. Rashid R/o Papchan, Bandipora and Azad Ahamad Shah S/o Mohammad Yousuf R/o Bagh Bandipora were killed in the encounter. Arms/ammunition viz. 2 AK rifles, 7 AK Magazines, 46 AK rounds were also recovered from encounter site. Subsequently, sections 18, 19, 39 ULA (P) Act were added in the case ; and

3. Whereas, during the investigation, site plane of place of occurrence and seizure memo of recovered arm/ammunition were prepared and statement of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law ; and

4. Whereas, during investigation, it was established that accused house owner Bashir Ahmad Mir S/o Ab. Sattar Mir R/o Wanpora was working as Over Ground Worker (OGW) for the above killed terrorists and was providing shelter/logistic support to them for carrying out the terrorists activities in the area, besides accused voluntarily harbored the above terrorists in his residential house on the date of occurrence ; and

5. Whereas, accused terrorists Abid Rashid Dar and Azad Ahmad Shah have been killed in the counter and proceedings under law shall abate against them ; and

6. Whereas, on the basis of investigation, statement of witnesses recorded and other evidence collected, the Investigating Officer has established *prima facie* involvement of the below mentioned accused person for the commission of offences punishable under section(s) as shown against his name of Unlawful Activities (Prevention) Act, 1967 :—

S. No.	Name of the accused	Offence
1.	Bashir Ahmad Mir S/o Ab. Sattar Mir R/o Bandipora, Gurez A/P Watrina.	18, 19, 39 ULA (P) Act

7. Whereas, the Authority appointed by the Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967 has independently scrutinized 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

8. 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 accused for his prosecution under the 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 accused viz. Bashir Ahmad Mir for the commission of offences punishable under the relevant sections of the Unlawful Activities (Prevention) Act, 1967, indicated against his name para (6) above arising out of FIR No. 166/2021 of Police Station, Bandipora.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Financial Commissioner,  
(Additional Chief Secretary),  
Home Department.