

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

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 SECRETARIATO HOME DEPARTMENT

Notification

Jammu, the 1st April, 2022.

S.O.-145.ô Whereas, on 21-09-2020, a tip-off was received by Police Station, Chrar-i-Sharief regarding presence of terrorists of JeM banned outfit, equipped with illegal arms/ammunition, in the house of one Manzoor Ahmad Hurrah S/o Ali Mohammad Hurrah R/o Nowhar, Chrar-i-Sharief with intention to carry out terrorist activities in the area. Subsequently, the house was cordoned off by the joint team of Police/Security forces and the hiding terrorists were asked to surrender which they denied and fired indisciminately upon the search party, resulting in injuries to one Army jawan. The fire was retaliated which triggering an encounter; and

- 2. Whereas, upon the information, a case FIR No. 102/2020 under sections 16, 19, 20, 38 of ULA (P) Act, come to be registered in Police Station, Chrar-i-Sharief and investigation of the case was taken up. During encounter one terrorist later identified as Asif Ahmad Shah S/o Muzaffar Ahmad Shah R/o Samboora, Pulwama got killed and arms/ammunition viz. 01 Chinese Pistol with 03 Magazines and 07 rounds were recovered from the killed terrorist; and
- 3. Whereas, during course of investigation, site plan of place of occurrence and seizure memos 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, the accused house owner Manzoor Ahmad Hurrah was arrested in connection with the case and it was established that on 21-09-2021, one terrorist identified as Yasir Ahmad Parray S/o Gh. Mohammad Parray R/o Qasbayar, Rajpora escaped from the encounter site taking advantage of darkness who was later on killed in an encounter with the security forces at Qasbayar for which case FIR No. 221/2021 stands registered in Police Station, Rajpora; and
- 5. Whereas, during investigation, it was established that on 21-09-2020, accused house owner Manzoor Ahmad Hurrah voluntarily harboured the above terrorists in his residential house and provided food/logistic support to them for carrying out terrorist activities in the area; and
- 6. Whereas, terrorists Asif Ahmad Shah and Yasir Ahmad Parray have been killed in defferent encounter with the security forces and proceedings under law would abate against them; and
- 7. Whereas, on the basis of investigation, statements of witnesses recorded and other evidence collected, the Investigating Officer has established *prima facie* involvement of below mentioned accused for the commission of offence punishable under section as shown against his name of the Unlawful Activities (Prevention) Act, 1967:ô
- - Manzoor Ahmad Hurrah S/o Ali Mohammad
 Hurrah R/o Nowhar, Chrar-i-Shrief.
 ULA (P) Act

- 8. Whereas, the Authority appointed by the Government under subsection (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently scrutinized 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 accused; and
- 9. Whereas, after perusing the Case Diary, 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 the exercise of the powers conferred by subsection (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Manzoor Ahmad Hurrah for the commission of offence punishable under section 19 of the Unlawful Activities (Prevention) Act, 1967, arising out of FIR No. 102/2020 of Police Station, Chrar-i-Sharief.

By order of the Government of Jammu and Kashmir.

(Sd) R. K. GOYAL, IAS,

Financial Commissioner (Additional Chief Secretary), Home.