

EXTRAORDINARY

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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.

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIATô HOME DEPARTMENT

Notification

Jammu, the 7th April, 2022.

SO-156.ôôWhereas, on 10/11-10-2021, Police Station, Dooru received docket from SDPO, Dooru to the effect that joint cordon and search operation was launched in Dooru area. The terrorists hiding in the house of Javid Ahmad Bhat S/o Ali Mohammad Bhat R/o Khahgund, fired

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indiscriminately upon the security forces and in the ensuing encounter  
a Police person namely, Javid Ahmad sustained injuries who was shifted  
to hospital for treatment ; and

2. Whereas, upon the information, a case FIR No. 116/2021 was registered in Police Station, Dooru. Later on, it was found that the place of incident falls within the jurisdiction of Police Station, Qazigund and accordingly, case FIR No. 116/2021 of Police Station, Dooru was cancelled and case FIR No. 260/2021 under sections 307, 332 IPC, 7/27 Arms Act, 16, 18, 20, 38, 39 of ULA (P) Act, was registered in Police Station, Qazigund and investigation was taken up. Subsequently, during investigation sections 19, 23 of ULA (P) Act, were added in the case ; and

3. Whereas, during investigation, dead body of one unknown terrorist later identified as Yawar Ahmad Dar S/o Ab. Gani Dar R/o Larve, Pulwama was recovered from the place of occurrence along with arms/ammunition viz. 01 Pistol with Magazine, 02 Pistol rounds and 02 Hand grenades. During encounter, some other terrorists escaped from the spot ; and

4. Whereas, during the 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

5. Whereas, during investigation, accused house owner Javid Ahmad Bhat was arrested in connection with the case and it was established that the accused was in contact with one HM banned terrorist namely, Mohammad Altaf Shah S/o Gh. Mohammad Shah R/o Nathipora, and was working as Over Ground Worker (OGW) for him. On the date of occurrence the said terrorist along with the killed terrorist Yawar Ahmad Dar was hiding in the residential house of accused house owner and during encounter, the terrorist Mohammad Altaf Shah escaped and terrorist Yawar Ahmad Dar was killed on spot ; and

6. Whereas, accused terrorist Mohammad Altaf Shah has also been killed in an encounter with security forces and proceedings against both the killed terrorists Mohammad Altaf Shah and Yawar Ahmad Dar would abate ; and

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7. 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 in the commission of offences punishable under section as shown against his name of the Unlawful Activities (Prevention) Act, 1967 :ô

S. No.	Name of accused	Offence
1.	Javid Ahmad Bhat S/o Ali Mohammad Bhat R/o Khahgund	18, 19, 39 of ULA (P) Act

8. 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 a *prima facie* case is made out against the accused ; and

9. 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 the powers conferred by sub-section (2) of section 45 the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Javid Ahmad Bhat for the commission of offences punishable under sections 18, 19, 39 of the Unlawful Activities (Prevention) Act, 1967, arising out of FIR No. 260/2021 of Police Station, Qazigund.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner  
(Additional Chief Secretary),  
Home.