

REGD. NO. JKô 33



Vol. 135] Jammu, Thu., the 7th April, 2022/17th Chai., 1944. [No. 1-e

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 SECRETARIAT& HOME DEPARTMENT

Notification

Jammu, the 7th April, 2022.

SO-160.66Whereas, on 20-7-2020, a tip-off was received by Police Station, Chrar-i-Sharief regarding movement of terrorists in the area. Accordingly, joint Naka was established by Police/Security forces at Bachinar, Pakherpora. During Naka three persons while seeking the

2 The J&K Official Gazette, 7th April, 2022/17th Chai., 1944. [No. 1-e
Naka tried to escape but were chased down on spot and identified as
Mehraj-ud-Din Kumar S/o Ama Kumar, Tahir Ahmad Kumar S/o Abdul
Hamid Kumar R/o Pakherpora and Sahil Ahmad Hurrah S/o Muzaffar
Ahmad Hurrah R/o Tilsara. During their personal search Police recovered
02 Detonators, 15 Posters of HM banned outfit and 20 AK-47 rounds
from their possession ; and

2. Whereas, upon the information, a Case FIR No. 83/2020 under
Sections 18, 19, 20, 23 ULA (P) Act, came to be registered in Police
Station, Chrar-i-Sharief and investigation of the case was taken up.
Subsequently, during investigation section 13,39 ULA (P) Act were added
in the case ; 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, it was established that the above
three accused persons Mehraj-ud-Din Kumar, Tahir Ahmad Kumar and
Sahil Ahmad Hurrah were working as Over Ground Workers (OGWs)
for the terrorist namely, Zahid Nazir Bhat @ Zahid Tiger S/o Nazir
Ahmad Bhat R/o Drabgam Bala, Pulwama who provided the said
ammunition to the accused persons for carrying out the unlawful activities
in the area ; and

5. Whereas, terrorist Zahid Nazir Bhat @ Zahid Tiger has been
killed in an encounter with the security forces and proceedings under
law would abate against him ; 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 below mentioned accused for
the commission of offences punishable under section as shown against
each of the Unlawful Activities (Prevention) Act, 1967 :

S. No.	Name of accused	Offence
1	2	3
1.	Mehraj-ud-Din Kumar S/o Ama Kumar R/o Pakherpora.	13, 18, 19, 23 39 ULA (P) Act

[illegible]

1	2	3
2.	Tahir Ahmad Kumar S/o Abdul Hamid Kumar R/o Pakherpora.	13, 18, 19, 23, 39 ULA(P) Act

3. Sahil Ahmad Hurrah S/o Muzaffar Ahmad
Hurrah R/o Tilsara.

7. Whereas, accused namely Sahil Ahmad Hurrah has been found juvenile during the investigation and in view of section 1(4) of the Juvenile Justice (Care and Protection of Children) Act, 2015, the apprehension, detention, prosecution, penalty or imprisonment shall be governed by the said Act ; and

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 *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 above mentioned accused for their 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. Mehraj-ud-Din Kumar and Tahir Ahmad Kumar for the commission of offences punishable under Sections 13, 18, 19, 23, 39 of the Unlawful Activities (Prevention) Act, 1967, arising out of FIR No. 83/2020 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 Department.

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(Additional Chief Secretary),
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