

THE JAMMU AND KASHMIR OFFICIAL GAZETTE

Jammu and Kashmir Government—Notifications.

óóóóóóó

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT

Notification

Jammu, the 13th April, 2022.

SO-173.ô Whereas, on 28-04-2020, Police Station, Pulwama received a written docket about the presence of terrorists in Village Larve upon which a cordon and search operation was conducted in the said village. During search operation, a hideout was detected in the residential house of one Abdul Qayoom Dar S/o Ghulam Mohi-ud-Din Dar R/o Larve and during search of the hideout arms/ammunition and incriminating material was recovered from the said hideout; and

- 2. Whereas, upon the information, a Case FIR No. 97/2020 under section 7/25 Arms Act, 18, 20 of ULA (P) Act, came to be registered in Police Station, Pulwama and investigation of the case was taken up. Subsequently, during investigation sections 19, 23, 39 of 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 the accused viz. Abdul Qayoom Dar was arrested in the case; and
- 4. Whereas, during investigation, it was established that the accused viz. Abdul Qayoom Dar was working as Over Ground Worker (OGW) for active terrorists of LeT banned outfit viz. Adil Ahmad Bhat S/o Gh. Ahmad Bhat R/o Larve and Mudasir Ahmad Bhat S/o Abdul Rashid Bhat R/o Laribal. The said hideout was being used by the said terrorists to escape from the site of Security Forces/Police during cordon and search operation and for carrying out terrorist activities in the area. Accused Abdul Qayoom Dar under a well knit conspiracy was providing all logistic support to the said LeT terrorists; and
- 5. Whereas, terrorists Adil Ahmad Bhat and Mudasir Ahmad Bhat have been killed in different encounters with the security forces and proceedings under law would 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 below mentioned accused for the commission of offences punishable under section as shown against his name of the Unlawful Activities (Prevention) Act, 1967:ô

- 1 Qayoom Dar S/o Ghulam Mohi-ud-Din Dar 18, 19, 23, 39 of R/o Larve. 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 Case Diary File and all the other relevant

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 their 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 accord sanction for launching prosecution against the accused viz. Abdul Qayoom Dar for the commission of offences punishable under sections 18,19, 23 and 39 of the Unlawful Activities (Prevention) Act, 1967, arising out of FIR No. 97/2020 of Police Station, Pulwama.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner (Additional Chief Secretary), Home Department.