

EXTRAORDINARY

REGD. NO. JK6633



**THE
JAMMU AND KASHMIR OFFICIAL GAZETTE**

Vol. 134] Jammu, Fri., the 13th May, 2022/23rd Vai., 1944. [No. 6-a
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

Srinagar, the 13th May, 2022.

S.O.-239.& Whereas, on 17-11-2021, Police Station, Pulwama, received a written docket to the effect that some terrorists were roaming in the area. Subsequently, a joint Naka was established by Police/Secuirty Forces at Chitripora Crossing Road. During checking two persons on seeing the Naka Party tried to escape but were chased down on the spot and identified as Amir Bashir Dar S/o Bashir Ahmad

2 The J&K Official Gazette, the 13th May, 2022/23rd Vai., 1944. [No. 6-a
 Dar R/o Sirnoo, Pulwama and Mukhtar Ahmad Bhat S/o Ab. Jabar Bhat
 R/o Mitri-Bugh, Shopian. During their personal search, a bag containing
 02 boxes fitted with IEDs and a remote control was recovered from
 them ; and

2. Whereas, based on the above, a case FIR No. 315/2021 under
 Sections 307 IPC, 4 Explosive Substances Act and 18 ULA (P) Act,
 was registered in Police Station, Pulwama and the investigation of the
 case was set into motion. Subsequently, during the investigation Sections
 20, 23 and 39 of ULA (P) Act were added in the case ; and

3. Whereas during the course of the investigation, the site plan
 of the place of occurrence and seizure memos were prepared and the
 statements of witnesses acquainted with the facts and circumstances
 of the case were recorded under the relevant provisions of law ; and
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4. Whereas, during the investigation, it was established that the
 accused viz Amir Bashir Dar and Mukhtar Ahmad Bhat were in contact
 with the terrorists of JeM banned outfit particular terrorist viz. Aitmad
 Ahmad S/o Mohammad Yousuf Dar R/o Avind Rawalpura, Shopian and
 were working as Over Ground Workers (OGWs) for them. The accused
 under a well-knit criminal conspiracy procured the IEDs from the
 terrorist viz Aitmad Ahmad Dar with the directions to install the
 same in the area for carrying out the terror attack upon the Security
 Forces in order to cause damage to the lives/property of the Security
 Forces ; and

5. Whereas, the accused terrorist viz Aitmad Ahmad has been killed
 in an encounter with the Security Forces and proceedings under the law
 would abate against him ; and

6. Whereas, on the basis of investigation, and other evidence
 collected, the Investigating Officer has established, *prima facie*,
 involvement of below mentioned accused in the commission of the
 offences punishable under sections of the Unlawful Activities
 (Prevention) Act, 1967, as shown against their name :ô

S. No.	Name of the accused	Offence
1.	Amir Bashir Dar S/o Bashir Ahmad Dar R/o Sirnoo, Pulwama.	18, 23, 39 ULA (P) Act
2.	Mukhtar Ahmad Bhat S/o Ab. Jabar Bhat R/o Mitri-Bugh, Shopian.	

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7. 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 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 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 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the above accused viz. Amir Bashir Dar and Mukhtar Ahmad Bhat for the commission of offences punishable under Sections 18, 23 and 39 of the Unlawful Activities (Prevention) Act, arising out of FIR No. 315/2021 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.