

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.

**GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT HOME DEPARTMENT**

Notification

Srinagar, the 13th May, 2022.

S.O.-242. Whereas, on 16-10-2021, some unknown terrorists lobbed a Hand Grenade towards the Sentry Post of Police Station, Kakapora with the intention to kill the Police Personnel, which exploded in the back side of the Police Station, however, no loss of life/damage was caused in the said terror act. The Guard (Santry) on duty fired some shots and the unknown terrorists escaped from the spot taking advantage of darkness ; and

2 The J&K Official Gazette, 13th May, 2022/23rd Vol., 1944. [No. 6-d
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2. Whereas, based on the above, a Case FIR No. 139/2021 under Sections 307 IPC, 3/4 Explosive Substances Act and Sections 16, 38 of ULA (P) Act was registered in Police Station, Kakapora and the investigation of the case was set into motion. Subsequently, during investigation Sections 7/25 Arms Act, 18, 23 and 39 of ULA (P) Act were added and Sections, 16 and 38 of ULA (P) Act were dropped from the case ; and

3. Whereas, during the course of investigation, the site plan of the place of occurrence and seizure memos were prepared and the statement of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of the law ; and

4. Whereas, during the investigation, five persons viz. Showkat Rustam Dar S/o Mohd Rustam Dar, Aijaz Gulzar Lone @ Munna S/o Gh. Mohd Lone, Aijaz Ahmad Lone @ Sahab S/o Mohd Abdullah Lone, Manzoor Ahmad Bhat S/o Ali Mohd Bhat and Naseer Ahmad Shah S/o Gh. Rashool Shah residents of Lelhar, Kakapora, were found involved in the commission of offence. Subsequently, the accused were arrested in connection with the case ; and

5. Whereas, during investigation, it was established that the accused Aijaz Ahmad Lone @ Sahab was in contact with the terrorist of TRF (offshoot of LeT banned outfit) namely, Lukman Bhai. The said accused procured 01 Pistol, 03 Magazines, 10 Pistol rounds and 04 hand grenades from him and provided 01 grenade each to the accused viz. Aijaz Ahmad Lone @ Munna and Showkat Rustam Dar through accused Manzoor Ahmad Bhat. Subsequently, the accused Showket Rustam Dar hurled the said grenade upon the Police Station, Kakapora on 16-10-2021 and the accused Aijaz Ahmad Lone @ Munna facilitated him for carrying out the said attack. The remaining 02 grenades were handed over to some unknown Over Ground Workers (OGWs) by the accused Aijaz Ahmad Lone ; and

6. Whereas, during the investigation, it was established that the accused Aijaz Ahmad Lone @ Sahab also handed over the Pistol with Magazine and ammunition to accused viz. Showket Rustam Dar through his brother namely, Zahid Ahmad Dar. On the directions of terrorists accused viz. Aijaz Ahmad Lone @ Sahab, Showkat Rustam Dar and

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Naseer Ahmad Shah went to Bohri Kadal, Srinagar, where the accused Showkat Rustam Dar on 08-11-2021, fired three rounds upon one Kashmiri Pandith namely, Roshan Lal Mava but he missed the target and the bullets hit his saleman Mohammad Ibrahim Khan. During the attack the accused Aijaz Ahmad Lone @ Sahab and Naseer Ahmad Shah facilitated the accused Showkat Rustam Dar for carrying out the said attack. Subsequently, from the residence of the accused Naseer Ahmad Shah, 01 Pistol, 03 Pistol Magazine, 07 Pistol Rounds including 01 hand-grenade were recorded ; and

7. Whereas, during the further investigation, it was established that the accused viz Showkat Rustam Dar, Aijaz Ahmad Lone @ Muna, Aijaz Ahmad Lone @ Sahab, Manzoor Ahmad Bhat and Naseer Ahmad Shah were working as Over Ground Workers (OGWs) for the terrorist of TRF (offshoot of LeT banned outfit) namely, Lukman Bhai and under a well knit criminal conspiracy hurled a grenade upon the Police Station, Kakapora, besides, attacked upon the Kashmiri Pandith Roshan Lal Mava at Bohri Kadal, Srinagar which resulted death of his salesman namely, Mohammad Ibrahim Khan ; and

8. Whereas, the investigation, in respect of the terrorist viz Lukman Bhai and the accused Zahid Ahmad Dar, shall continue, to bring out their role/involvement in the case ; and

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

S. No.	Name of the accused	Offence
1.	Showket Rustam Dar S/o Mohd Rustam Dar R/o Lelher, Kakapora.	
2.	Aijaz Gulzar Lone @ Munna S/o Gh. Mohd Lone R/o Lelhar, Kakapora.	18, 23, 39 of ULA (P) Act
3.	Aijaz Ahmad Lone @ Sahab S/o Mohd Abdullah Lone R/o Lelhar, Kakapora.	
4.	Manzoor Ahmad Bhat S/o Ali Mohd Bhat R/o Lelhar, Kakapora.	
5.	Naseer Ahmad Shah S/o Gh. Rasool Shah R/o Lelhar, Kakapora.	

4 The J&K Official Gazette, 13th May, 2022/23rd Vol., 1944. [No. 6-d
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10. 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 above accused ; and

11. 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 provision 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. Showkat Rustam Dar, Aijaz Ahmad Lone @ Munna, Aijaz Ahmad Lone @ Sahab, Manzoor Ahmad Bhat and Naseer Ahmad Shah for the commission of offences punishable under Sections 18, 23 and 39 of ULA (P) Act, arising out of FIR No. 139/2021 of Police Station Kakapora.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,
Financial Commissioner,
(Additional Chief Secretary),
Home Department.