

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT

Notification

Srinagar, the 26th May, 2022.

SO-254.66Whereas, on 14-11-2021, Police Station, M. R. Gunj, received a written docket to the effect that some terrorists were roaming/hiding in the area. Accordingly, a Joint Cordon and search operation was launched at Jamalata, Srinagar, during which the hiding terrorists fired indiscriminately upon the Search Party with their illegally acquired weapons, resulting in injuries to one Police Personnel. The fire was

- 2. Whereas, based on the above, a Case FIR No. 87/2021 under sections 307 IPC, 7/27 Arms Act, 16, 18, 20 of ULA (P) Act, was registered in Police Station, M. R. Gunj and the investigation of the case was set into motion. Subsequently, during the investigation, section 34 IPC and Sections 19, 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 the 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 law; and
- 4. Whereas, during the investigation, a person namely, Saim Manzoor Bhat S/o Manzoor Ahmad Bhat R/o Ikhrajpora, Jawhar Nagar, Srinagar, was found involved in the commission of the offence. Subsequently, the accused was arrested in the case and it was found that he was in contact with a PaK based unknown terrorist namely, Adil Bhai, through the virtual mode who arranged his further contact with another PaK based LeT/TRF terrorist namely, Bilal Bhai @ Suhail Bhai; and
- 5. Whereas, during the investigation, it was found that the accused viz. Saim Manzoor Bhat was providing shelter and logistic support to the PaK based terrorist viz. Bilal Bahi @ Suhail Bahi and was facilitating his movement from one place to another, besides, voluntarily harboured the said terrorist in the residential house of his friend namely, Moiz Ahmad Khan S/o Reyaz Ahmad Khan R/o Ikhrajpora, Jawhar Nagar, Srinagar for carrying out the terrorist activities in the Srinagar City. Subsequently, accused viz. Moiz Ahmad Khan was arrested in the case; and
- 6. Whereas, during the investigation, it was established that the accused viz. Saim Manzoor Bhat and Moiz Ahmad Khan were working as Over Ground Workers (OGWs) for the terrorists of TRF, an offshoot of LeT banned outfit, particularly PaK based terrorist Bilal Bhai @ Suhail Bhai and under a well-knit criminal conspiracy were providing shelter and logistic support to them, for carrying out the terrorist activities in the Srinagar City; and

- 7. Whereas, the accused PaK terrorist viz. Bilal Bhai @ Suhail Bhai, has been killed in an encounter with the Security Forces at Hyderpora, Srinagar and the proceedings under the law would abate against him and the investigation, in respect of PaK based unknown terrorist Adil Bhai shall continue to ascertain his identity and to bring out his role/involvement in the case; and
- 8. Whereas, on the basis of investigation, and other evidence collected, the Investigating Officer has established, *prima facie* involvement of the below mentioned accused in the commission of the offences punishable under section of the Unlawful Activities (Prevention) Act, 1967, as shown against each :ô
- S. Name of the accused Offence No.

- Saim Manzoor Bhat S/o Manzoor
 Ahmad Bhat R/o Ikhrajpora, Jawahar
 Nagar, Srinagar.
 Saim Manzoor Bhat S/o Manzoor
 Hagar Bhat R/o Ikhrajpora, Jawahar
 ULA (P) Act
- Moiz Ahmad Khan S/o Reyaz Ahmad
 Khan R/o Ikhrajpora, Jawahar Nagar,
 Srinagar.

 Moiz Ahmad Khan S/o Reyaz Ahmad
 ULA (P) Act
- 9. 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 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
- 10. 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 subsection (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Saim Manzoor Bhat and Moiz Ahmad

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.