

THE JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government-Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATO HOME DEPARTMENT

Notification

Srinagar, the 16th June, 2022.

S.O.-292.ô Whereas, on 20-12-2021, the Police Station, Litter, received a docket to the effect that a Naka was established by a Joint team of Police/Security Forces near Railway Track at Village Khellan. During, the Naka checking, two persons were found in suspicious circumstances, who while seeing the Naka party tried to escape but were tactfully aprehended on the spot and Identified as Umar Ramzan Wani S/o Mohammad Ramzan Wani R/o Brabandina and Javid Ahmad Mala S/o Ali Mohammad Mala R/o Khellan. During their personal search, the Police recovered 05 AK rounds from their possession respectively; and

- 2. Whereas, based on the above, a Case FIR No. 118/2021, under section 18 of ULA (P) Act, 7/25 Arms Act, came to be registered in Police Station, Litter and investigation of the case was taken up. Subsequently, during 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 the 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
- 4. Whereas, during the further investigation, the accused viz. Umar Ramzan Wani and Javid Ahmad Mala were found in contact with two other accused namely, Firdous Ahmad Bhat S/o Ab. Ahad Bhat R/o Batpora and John Mohd Bhat Son-in-Law of Mohd Maqbool Digoo R/o Naina. Subsequently, both the accused viz. Firdous Ahmad Bhat and John Mohd Bhat, were arrested in the case and during the investigation, 15 AK rounds were recovered at their instances; and
- 5. Whereas, during the investigation, it was established that the accused viz. Umar Ramzan Wani, Javid Ahmad Mala, Firdous Ahmad Bhat and John Mohd Bhat were in contact with the terrorists of JeM banned outfit namely, Yassir Ahmad Parray S/o Gh. Mohd Parry R/o Qashayar, Sameer Ahmad Tantray S/o Gh. Mohammad Tantray R/o Bargam, Tral and Furqan R/o Pakistan and were working as Over Ground Workers (OGWs) for them. The accused OGWs were providing Logistic support to the above terrorists, besides, under well knit criminal conspiracy were facilitating the transportation of arms/ammunition from one place to another to carry out terrorist activities in the area; and
- 6. Whereas, the accused terrorists viz. Yassir Ahmad Parray, Sameer Ahmad Tantray and Furqam have been killed in the different encounters with the Security Forces and the proceedings under the law would abate against them; and
- 7. Whereas, on the basis of the investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer has established a *prima facie* involvement of the below mentioned accused for the commission of offences punishable under

- 1. Umar Ramzan Wani S/o Mohammad 18, 23, 39 of Ramzan Wani R/o Brabandina ULA(P) Act
- Javid Ahmad Malla S/o Ali Mohammad
 Mala R/o Khellan
 ULA(P) Act
- 3. Firdous Ahmad Bhat S/o Ab. Ahad Bhat R/o Batpora
- 4. John Mohd Bhat Son-in-Law of Mohd Maqbool Digoo R/o Naina
- 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 a *prima facie* case is made out against the above 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 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. Umar Ramzan Wani, Javid Ahmad Mala, Firdous Ahmad Bhat and John Mohd Bhat for the commission of offences punishable under Sections 18, 23 and 39 of ULA (P) Act, arsing out of FIR No. 118/2021 of Police Station, Litter.

By order of the Government of Jammu and Kashmir.

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