

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

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 SECRETARIATÔ HOME DEPARTMENT. J&K

Notification

Srinagar, the 14th July, 2022.

S.O.-335.ô Whereas, on 15-11-2021, the Police Station, Sadder received a written report from Army 02 RR, Camp Zainakote, to the effect that an information was received about the hiding of some terrorists in a building near Classic Hospital, Hyderpora, planning to carry out terrorist attack, upon which, a Joint Search Operation was launched in the area. During the Search Operation, the hiding terrorists fired indiscriminately upon the Search Party with their illegally equipped arms/ammunition with the intention to kill them. The fire was retaliated and in the ensuing encounter, 02 terrorists and 02 terrorist associates were killed. During the search, the arms/ammunition viz. 02 Pistols, 04 Pistol Magazines and 08 Rounds were recovered from the encounter site; and

- 2. Whereas, based on the above, a Case FIR No. 193/2021 under Sections 307 IPC, 18, 20 of ULA (P) Act, 7/27 Arms Act, was registered in the Police Station, Sadder and the investigation of the case was taken up. During the investigation, the dead bodies were taken into possession, who were identified as Bilal Bhai @ Hyder @ Saklain R/o Pakistan, Aamir Latief Magray S/o Ab. Latief Magray R/o Ramban, Dr. Mudasir Gul S/o Gh. Mohammad Rather R/o Hamdania Colony, Rawalpora and Mohammad Altaf Bhat S/o Ab. Rehman Bhat R/o Old Barzulla, Srinagar. Subsequently, Section 302, 120-B IPC, 13, 16 and 19 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 the witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law; and
- 4. Whereas, during the investigation, it was found that the accused viz. Aamir Latief Magray, was studying in Daru-ul-Aloom, Bandipora, where he came in contact with the terrorist viz. Bilal Bhai @ Hyder @ Saklain and started working with him. Later, the accused viz. Aamir Latief Magray, shifted to Srinagar and started to work as Office Boy in the rented building of Dr. Mudasir Gul, near Classic Hospital, Hyderpora. During the investigation, one more accused namely, Mudasir Mehraj Khan S/o Mehraj-ud-Din Khan R/o Pal Colony, Rengrath, Srinagar, was found in contact with the terrorist viz. Bilal Bhai @ Hyder @ Saklain. Subsequently, the accused Mudasir Mehraj Khan, was arrested in the case; and
- 5. Whereas, during the investigation, it was found that accused viz. Aamir Latief Magray and Mudasir Mehraj Khan, brought the terrorist viz. Bilal Bhai @ Hyder @ Saklain to Srinagar and concealed him in the rented building of Dr. Mudasir Gul, near Classic Hospital, Hyderpora. Both the accused viz. Aamir Latief Magray and Mudasir Mehraj Khan, associated the accused Dr. Mudasir Gul, to work for the LeT banned outfit and introduced him with the said terrorist. During the investigation, it was found that on 14-11-2021, the accused terrorist, Bilal Bhai @ Hyder @ Saklain, attacked upon the Police Party of SP North at Jamalata, Srinagar, and after the attack the accused Aamir Latief Magray, Mudasir Mehraj Khan and Dr. Mudasir Gul, concealed the said terrorist in the said rented building; and

- No. 15-f] The J&K Official Gazette, 14th July, 2022/23rd Asad., 1944. 3
- 6. Whereas, during the investigation, it was found that on 15-11-2021, the accused viz. Dr. Mudasir Gul, was killed by the terrorist namely, Aamir Latief Magray and Bilal Bhai @ Hyder @ Saklain, at the attic of the said rented building before their elimination and the deceased building owner namely, Mohammad Altaf Bhat, got killed during crossing fire at the exit point of the building when the hiding terrorists Aamir Latief Magray and Bilal Bhai @ Hyder @ Saklain, tried to escape from the encounter site; and
- 7. Whereas, during the investigation, it was established that the accused viz. Aamir Latief Magray and Bilal Bhai @ Hyder @ Saklain, were members of the LeT banned outfit and the other accused viz. Mudasir Mehraj Khan and Dr. Mudasir Gul, under a well knit criminal conspiracy voluntarily harboured/concealed the said terrorist in the rented building and facilitated the said terrorist for carrying out the terrorist activities in the Srinagar City; and
- 8. Whereas, the accused namely Aamir Latief Magray, Bilal Bhai @ Hyder @ Saklain and Dr. Mudasir Gul, got killed in the said encounter and the proceedings under law would abate against them; and
- 9. Whereas, on the basis of the investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer has established *prima facie* involvement of the below mentioned accused for the commission of offences punishable under sections of the Unlawful Activities (Prevention) Act, 1967, as shown against his namee :ô
- 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 relevent documents relating to the case and has come to the conclusion that a *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

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 accused viz. Mudasir Mehraj Khan, for the commission of offences punishable under Sections 13, 18 and 19 of ULA (P) Act, arising out of FIR No.193/2021 of Police Station, Sadder.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.