

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 21st July, 2022.

S.O.-345. Whereas, on 16-11-2021, the Police Station, Nagrota, received a reliable information that some terrorist associates affiliated to prescribed Jaish-e-Mohammad (JeM), were transporting terror funds to the Kashmir Valley. Subsequently, a Naka was established near Sidhra Bridge and during the Naka checking, the Police intercepted a vehicle (Innova) and arrested three persons identified as Fayaz Ahmad Dar S/o Ab. Rehman Dar R/o Mishpura, Frisal, Kulgam, Umar Farooq Malik S/o Farooq Ahmad Malik and Mouzzam Parvez Malik S/o Parvez Ahmad Malik R/o Dalipora, Pulwama. During their personal search, the Police recovered an amount of Rs. 43 Lakhs from their possession ; and

2. Whereas, based on the above, a Case FIR No. 429/2021 under sections 13,17 of ULA (P) Act, came to be registered in Police Station,

2 The J&K Official Gazette, 21st July, 2022/30 th Asad., 1944. [No. 16-a
Nagrota and investigation of the case was taken up. Subsequently, during
the investigation, Sections 18, 20, 39 and 40 of ULA (P) Act, were added
and Section 13 of ULA (P) Act, was dropped from the case ; and

3. Whereas, during 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 during the investigation,
Fayaz Ahmad Dar, was not found involved in the case. Subsequently, the
said person was dropped from the case by giving the benefit of Section 169
Cr. PC and on the orders passed by Ld. Judge, an amount of Rs. 28 Lakhs
were released in his favour ; and

4. Whereas, during the investigation, the accused viz. Umar Farooq
Malik and Mouzzam Parvez Malik were found in contract with one Pok
based terrorist of JeM banned outfit namely Ashiq Nengroo @ Ashiq
Molvi and were working as Over Ground Workers (OGWs) for the said
terrorist. The accused viz. Umar Farooq Malik and Mouzzam Parvez
Malik under well knit criminal conspiracy received an amount of Rs. 15
lakhs from the Pok based terrorist for further distribution amount the
terrorists of JeM banned outfit for carrying out the terrorist activities in the
valley ; and

5. Whereas, during the Investigation, one more accused namely, Ravi
Kumar @ Nona S/o Prem Kumar R/o Harike, Taran Tarran, was arrested
in connection with the case ; and

6. Whereas, the sanction in respect of accused namely, Umar Farooq
Malik and Mouzzam Parvez Malik, has already been accorded vide
Notification S.O. No. 231 dated 07-05-2021, by the Competent Authority
and the investigation in respect of the other accused viz. Ravi Kumar @
Nona and the PoK based JeM terrorist viz. Ashiq Nengroo, was continued
to ascertain their identity and to bring out their role/involvement in the
case ; and

7. Whereas, during the further investigation, the accused viz. Ravi
Kumar @ Nona and 03 other accused namely, Jaideep Dhawan @ Deep
S/o Hira Lal R/o Bhikhiwind, Tarn Taran A/P Batala Road, Amritsar, Muzamil
Ahmad Malik S/o Wali Mohammad Malik R/o Malikpora, Pulwama and
Amarbir Singh @ Gopi Mahal S/o Late Rajwinder Singh R/o Baba Darshan
Singh Enclave, Ramtirth Road Mahal, Amritsar, were found involved in the
case. Subsequently, 03 accused viz. Ravi Kumar @ Nona, Jaideep Dhawan
@ Deep and Muzamil Ahmad Malik, were arrested in the case and during

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 the investigation one un-licensed Chinese STAR TT Pistol and ammunition was recovered from the house of the accused viz. Ravi Kumar ; and

8. Whereas, during the investigation, it was established that the accused viz. Muzamil Ahmad Malik and Amarbir Singh @ Gopi Mahail were in contact with the PoK (based terrorist namely Ashiq Nengroo @ Ashiq Molvi S/o Ghulam Ahmad Nungroo R/o Hanjan Bala, Rajpora, Pulwama A/P PaK/PoK and were working for him. The accused viz. Muzamil Ahmad Malik, facilitated the visit of accused viz. Umar Farooq Malik and Mouzzam Parvez Malik, to Amritsar where they procured an amount of Rs. 15 Lakhs from the accused viz. Amarbir Singh @ Gopi Mahail, on the directions of said PoK terrorist and the other two accused viz. Ravi Kumar @ Nona and Jaideep Dhawan @ Deep, facilitated the accused viz. Amarbir Singh @ Gopi Mahail, for arranging and providing the said amount to the accused viz. Umar Farooq Malik and Mouzzam Parvez Malik, which was generated by them from illegitimate sources knowing that these funds were being used by the terrorists in order to carry out the terrorist activities ; and

9. 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 sections of the Unlawful Activities (Prevention) Act, 1967, as shown against their name:ô

S. No.	Name of accused	Offences
1	2	3
1.	Ravi Kumar @ Nona S/o Prem Kumar R/o Harike, Tarn Taran, Amritsar,	18, 40 ULA (P) Act.
2.	Jaideep Dhawan @ Deep S/o Hira Lal R/o Bhikhiwind, Tarn Taran A/P Batala Road, Amritsar.	
3.	Muzamil Ahmad Malik S/o Wali Mohammad Malik R/o Mallkpora, Pulwama.	17, 18, 39,40 ULA (P) Act.
4.	Amarbir Singh @ Gopi Mahail S/o Late Rajwinder Singh R/o Baba Darshan Singh Enclave, Ramtirth Road Mahail, Amritsar.	17,18, 40 ULA(P) Act.
5.	Ashiq Nengroo @ Ashiq Molvi S/o Ghulam Ahmad Nengroo R/o Hanjan Bala, Rajpora, Pulwama A/P PaK/PoK.	17, 18, 20, 38, 40 ULA(P) Act.

4 The J&K Official Gazette, 21st July, 2022/30 th Asad., 1944. [No. 16-a
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10. Whereas, the accused namely, Amarbir Singh @ Gopi Mahal and
terrorist Ashiq Nengroo @ Ashiq Molvi are absconding and the proceedings
under Section 299 Cr. PC have been proposed to be initiated against
them ; and

11. 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 accused ; and

12. 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 accused for their prosecution
under the provisions of law.

Now, therefore, in exercise of the powers conferred by sub-section
02 of Section 45 the Unlawful Activities (Prevention) Act, 1967, the
Government hereby accord sanction for launching prosecution against the
accused viz. Ravi Kumar @ Nona, Jaideep Dhawan @ Deep, Muzamil
Ahmad Malik, Amarbir Singh and Ashiq Nengroo @ Ashiq Molvi, for the
commission of offences punishable under relevant Section of the Unlawful
Activities (Prevention) Act, 1967, as indicated against each at Para (9)
above, arising out of FIR No. 429/2021 of Police Station, Nagrota.

By order of the Government of Jammu and Kashmir.

(Sd.) R.K Goyal, IAS,
Financial Commissioner/
Additional Chief Secretary.