

EXTRAORDINARY

REGD. NO. JK6633



**THE
JAMMU AND KASHMIR OFFICIAL GAZETTE**

Vol. 135] Jammu, Thu., the 21st July, 2022/30th Asad., 1944. [No. 16-b
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.-346. Whereas, on 16-10-2020, the Police Station, Doda received a reliable information to the effect that a person namely, Firdous Ahmad Tak S/o Ab. Gani Tak R/o Posta Dhara, Doda, who was missing since 05-10-2020, from his home and had joined the terrorist ranks of LeT banned outfit and was motivating youth of the area to join the said outfit ; and

2. Whereas, based on the above, a Case FIR No. 190/2020 under section 121, 121-A IPC, 13, 18 and 20 of ULA(P) Act, came to be registered

2 The J&K Official Gazette, 21st July, 2022/30 th Asad., 1944. [No. 16-b
oo
in the Police Station, Doda and the investigation of the case was taken up.
Subsequently, during the investigation, Section 18-B and 39 of ULA (P)
Act were added in the case ; and

3. Whereas, during the investigation, 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, one Jahanger Ahmad Lohar S/
o Mohd Munawar Lohar R/o Roti Padarna, Doda, was found involved in
the case. Subsequently, the accused was arrested and was found in contact
with a Pakistani Based LeT handler through the social media. The accused
viz. Jahanger Ahmad, was assigned the task to motivate the youth of District
Doda, to join the LeT banned outfit. Consequently, he motivated the accused
viz. Firdous Ahmad Tak, to join the LeT banned outfit, who was later on
arrested by the Pulwama, Police in case FIR No. 232/2020 of Police Station,
Pulwama and his custody was changed in the instant case ; and

5. Whereas, during the further investigation, it was found that the
accused viz. Jahanger Ahmad Lohar, also motivated one Shabir Ahmad S/
o Mohd Shafi R/o Dhamthi, Kastigarh, to work for the outfit and shared his
cell number with the Pakistani Based LeT handler, who was constantly
motivating him to join the outfit and directed him to collect the details of
families of killed terrorists of District Doda, which he shared with him
including some vital information of the District. Subsequently, the accused
viz. Shabir Ahmad, was also arrested in the case ; and

6. Whereas, during the further investigation, it was established that
the accused namely Firdous Ahmad Tak, Jahanger Ahmad Lohar and Shabir
Ahmad, were in constant touch with the Pakistani based LeT handler and
were working for the LeT banned outfit. The accused were part of criminal
conspiracy to encourage terror activities and to make the youth of District
Doda, join the banned terrorist organization of LeT outfit. The accused
Pakistani based LeT handler, facilitated the joining of accused viz. Firdous
Ahmad Tak and provided him arms/ammunition for carrying out the terrorist
activities in the area ; and

7. Whereas, the sanction in respect of accused namely Firdous Ahmad
Tak, Jahanger Ahmad Lohar and Shabir Ahmad, has already been accorded
vide Notification S.O. No. 131 dated 12-04-2021, by the Comptent Authority
and the investigation, in respect of the accused Pakistani based LeT handler
was continued ; and

8. Whereas, during further investigation, the accused Pakistani Based
LeT handler, was identified as Mohammad Amin @ Khubaib S/o Dawood

No. 16-b] The J&K Official Gazette, 21st July, 2022/30th Asad., 1944. 3
Batt R/o Kathawa Phagsoo, Doda A/P Pakistan and being the active terrorist,
is absconding and the proceedings under Section 299 Cr. PC have been
proposed to be initiated against him ; and

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

S. No.	Name of the accused	Offence
1.	Mohammad Amin @ Khubaib S/o Dawood Batt R/o Kathawa Phagsoo, Doda A/P Pakistan.	13,18, 18B, 20 ULA (P) Act 121, 121-A IPC

10. Whereas, the Government 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 under Section 121 and 121- A of the Indian Penal Code,
1860 ; and

11. Whereas, on further perusal of 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
his prosecution under the provisions of the Unlawful Activities (Prevention)
Act, 1967.

Now, therefore, in exercise of the powers conferred by Sub-
Section (2) of Section 45 of Unlawful Activities (Prevention) Act 1967,
and Section 196 of Code of Criminal Procedure, 1973, the Government
hereby accord sanction for launching prosecution against the accused viz
. Mohammad Amin @ Khubaib, for the commission of offences punishable
under relevant sections of the Unlawful Activities (Prevention) Act, 1967,
and section 121 and 121-A of Indian Penal Code, 1860 as indicated against
him in para (9) above arising out FIR No. 190/2020 of Police Station, Doda.

By order of the Government of Jammu and Kashmir.

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