



THE  
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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.

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GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIATô HOME DEPARTMENT, J&K

Notification

Srinagar, the 18th August, 2022.

SO-386.ôôWhereas, on 21-01-2020, a tip off was received by the  
Police Station, Khrew, regarding presence of terrorists of JeM banned  
outfit namely Rayees Ahmad Dar S/o Gh. Mohammad Dar R/o  
Zoowastan, Tral and Shamin Ahmad Sofi S/o Gh. Mohammad Sofi  
R/o Satoora, Tral, in Village Zantrag, conspiring to carry out terrorist

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activities. Subsequently, a Joint Cordon and Search Operation was  
launched by the Police/Security Forces and during the search, the hiding  
terrorists fired indiscriminately, upon the search party, which resulted  
death of one SPO of PC, Pampore and one Army Jawan of 50 RR  
on the spot. The fire was retaliated, triggering an encounter ; and

2. Whereas, based on the above, a Case FIR No. 03/2020 under  
Sections 302, 307 IPC, 7/27 Arms Act, 16, 18, 20, 38 of ULA (P)  
Act, was registered in the Police Station, Khrew and the investigation  
of the case was taken up. Subsequently, during the investigation,  
Sections 19 and 39 of ULA (P) Act were added in the case ; and

3. Whereas, during the investigation, one dead body was recovered  
from the place of encounter, who was later on identified as Abu Saifullah  
R/o Pakistan, a terrorist of JeM banned outfit. During the search arms/  
ammunition viz. 01 AK-47 Rifle, 08 Magazines, 35 AK Rounds, 02 Pouch  
and 01 AK UGBL, were recovered from the encounter site. During the  
encounter, the above two terrorists of the JeM banned outfit viz. Rayees  
Ahmad Dar and Shamin Ahmad Sofi, managed their escape ; and

4. Whereas, during the course of 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

5. Whereas, during the investigation, one more dead body was  
recovered in Zantrag Forests, identified as the terrorist of JeM banned  
outfit namely Rayees Ahmad Dar, who escaped from the encounter site.  
During the investigation, it was found that the said terrorist while escaping  
from the encounter site got injured and later succumbed to his injuries  
in Zantrag Forests ; and

6. Whereas, during the investigation, 03 more accused namely  
Mohd Amin Mir S/o Assadullah Mir, Mohd Rafiq Mir S/o Mohd Akber  
Mir Rs/o Zantrag, Khrew and Fayaz Ahmad Lone S/o Sonallah Lone  
R/o Naginder, Khrew, were found involved in the case. Subsequently,  
the accused were arrested and were found in contact with the above  
terrorists viz. Abu Saifullah R/o Pakistan, Rayees Ahmad Dar and Shamin  
Ahmad Sofi ; and

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7. Whereas, during the investigation, it was established that the accused viz. Mobd Amin Mir, Mohd Rafiq Mir and Fayaz Ahmad Lone, were working as Over Ground Workers (OGWs) for the terrorists of JeM banned outfit particularly killed terrorists viz. Abu Saifullah R/o Pakistan, Rayees Ahmad Dar and Shamin Ahmad Sofi, and were providing logistic support to them, besides, the accused viz. Mohd Amin Mir, was voluntarily harbouring the above terrorists, for carrying out the terrorist activities in the area ; and

8. Whereas, the accused terrorists namely Abu Saifullah R/o Pakistan and Rayees Ahmad Dar, were killed in the said encounter and the other terrorist viz. Shamin Ahmad Sofi, was also killed in encounter with the security forces at Wagad, Tral on 13-10-2021 and the proceedings under the 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 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	Offence
1.	Mohd Amin Mir S/o Assadullah Mir R/o Zantrag, Khrew.	19, 39 of ULA (P) Act.
2.	Mohd Rafiq Mir S/o Mohd Akber Mir R/o Zantrag, Khrew.	39 of ULA (P) Act.
3.	Fayaz Ahmad Lone S/o Sonaulah Lone R/o Naginder, Khrew.	

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 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

11. 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.

By order of the Government of Jammu and Kashmir.

Financial Commissioner/  
Additional Chief Secretary.