

## THE JAMMU AND KASHMIR OFFICIAL GAZETTE

## PART I—B

Jammu and Kashmir Government—Notifications.

## GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ HOME DEPARTMENT

## Notification

Srinagar, the 31st August, 2022.

S.O.-417.ô Whereas, on 05-03-2022, the Police Station, Chanapora, received a docket to the effect that a reliable information was received regarding the movement of some unknown terrorists in the area, equipped with illegal arms/ammunition, conspiring to carry out terrorist activities. Subsequently, a joint Naka was established at Bypass,

- 2. Whereas, based on the above, a Case FIR No. 09/2022 under sections 7/25 Arms Act, 18, 20, 23 and 39 of ULA (P) Act, was registered in the Police Station, Chanapora, and the investigation of the case was taken up. Subsequently, during the investigation, Section 20 of ULA (P) Act was dropped from the case; and
- 3. Whereas, during the course of investigation, the site plan of the place of occurrence and the seizure memos were prepared and the statements of witneses 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 established that the accused viz. Aitmad Ahmad Bhat and Dawood Ibrahim Dar, were working as Over Ground Workers (OGWs) for the terrorists of LeT/TRF outfit and were providing shelter/logistic support to them, besides, under a well knit criminal conspiracy were facilitating the terrorists for transportation of their arms/ammunition from one place to another, for carrying out the terrorist activities in the area; and
- 5. 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 section of the Unlawful Activities (Prevention) Act, 1967, as shown against their name:ô
- S. Name of the accused Offence No.

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Aitmad Ahmad Bhat S/o Mohammad
 Yaqoob R/o Bund Pahoo, Thokerpora,
 Shopian.

 18, 23, 39 of ULA (P) Act.

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- Dawood Ibrahim Dar S/o Mohammad
  Ibrahim Dar R/o Bata Tashloo, Kulgam.
  ULA (P) Act.
- 6. 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
- 7. 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 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. Aitmad Ahmad Bhat and Dawood Ibrahim Dar for the commission of offences punishable under Sections 18, 23 and 39 of ULA (P) Act, arising out of FIR No. 09/2022 of Police Station, Chanapora.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.