

## JAMMU AND KASHMIR OFFICIAL GAZETTE

separate compilation.

Jammu and Kashmir Government-Notifications.

ô ô ô ó

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

Notification

Srinagar, the 6th September, 2022.

SO-427.66Whereas, on 02-03-2022, some unknown terrorists hurled a hand grenade upon the Police Station, Awantipora with the intention to cause damage/loss to the life and property of Police/Security Forces. The grenade missed the target and exploded on the road side without any damage/loss ; and 2. Whereas, based on the above, a Case FIR No. 28/2022 under Sections 307 IPC, 3/4 Explosive Substances Act, was registered in the Police Station, Awantipora, and the investigation of the case was taken up. During the investigation, Sections 16, 18, 20, 23, 38 and 39 of ULA (P) Act, were added in 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 witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law ; and

4. Whereas, during the investigation, six persons viz. Manzoor Ahmad Naikoo S/o Gh. Qadir Naikoo R/o Beghpora, Aadil Manzoor Dar S/o Manzoor Ahmad Dar R/o Talangam, Jawad-ul-Firdous Wani S/o Firdous Ahmad Wani R/o Koil, Pulwama, Bilal Ahmad Lone S/o Khazir Mohammad Lone R/o Baramulla, Faizan Sultan Bhat S/o Mohammad Sultan Bhat R/o Kandizal, Pampore, and Umar Riyaz Shah S/o Riyaz Ahmad Shah R/o Jungalnad, were found involved in the case. Subsequently, the accused were arrested and were found in contact with a terrorist of Al-Badr banned outfit namely Arjumand Gulzar Dar @ Hamza Burhan S/o Gulzar Ahmad Dar R/o Ratnipora, Pulwama A/P Pakistan ; and

5. Whereas, during the investigation, it was found that the accused viz. Jawad-ul-Firdous Wani, on the directions of terrorist viz. Arjumand Gulzar Dar @ Hamza Burhan, received two hand grenades from accused viz. Umar Riyaz Shah, and handed over one grenade to accused namely, Manzoor Ahmad Naikoo through the other accused viz. Aadil Manzoor Dar. The accused viz. Manzoor Ahmad Naikoo, hurled the said grenade upon the Police Station, Awantipora on 02-03-2022. Subsequently, during investigation, one hand grenade was recovered at the instance of accused viz. Jawad-ul-Firdous Wani ; and

6. Whereas, during the investigation, it was established that the accused viz. Manzoor Ahmad Naikoo, Aadil Manzoor Dar, Jawad-ul-Firdous Wani, Bilal Ahmad Lone, Faizan Sultan Bhat and Umar Riyaz Shah, were working as Over Ground Workers (OGWs) for the terrorists of Al-Badr banned outfit particularly terrorist namely Arjumand Gulzar Dar @ Hamza Burhan, and were providing logistic support to him, besides, the accused viz. Manzoor Ahmad Naikoo, in furtherance of

7. 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 their name :ô

S. Name of accused Offences No.

1. Manzoor Ahmad Naikoo S/o Gh. Qadir Naikoo R/o Beghpora.	16, 18, 39 of ULA (P) Act.
2. Aadil Manzoor Dar S/o Manzoor Ahmad Dar R/o Talangam.	18, 39 of ULA (P) Act.
<ol> <li>Jawad-ul-Firdous Wani S/o Firdous Ahmad Wani R/o Koil, Pulwama.</li> </ol>	18, 23, 39 of ULA (P) Act.
4. Bilal Ahmad Lone S/o Khazir Mohammad Lone R/o Baramulla.	18, 39 of ULA (P) Act.
5. Faizan Sultan Bhat S/o Mohammad Sultan Bhat R/o Kandizal, Pampore.	
<ol> <li>Umar Riyaz Shah S/o Riyaz Ahmad Shah R/o Jungalnad.</li> </ol>	
7. Arjumand Gulzar Dar @ Hamza Burhan S/o Gulzar Ahmad Dar R/o Ratnipora,	18, 20, 38 of ULA (P) Act.

8. Whereas, the accused namely Jawad-ul-Firdous Wani and Umar Riyaz Shah, have been found juvenile during the investigation and in view of Section 1(4) of the Juvenile Justice (Care and Protection of Children) Act, 2015, the apprehension, detention, prosecution, penalty or imprisonment shall be governed by the said Act ; and

Pulwama A/P Pakistan.

9. Whereas, the accused namely Arjumand Gulzar Dar @ Hamza Burhan, is absconding and the proceedings under Section 299 Cr. PC, has been proposed to be initiated against him ; and

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-Sections (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-Sections (2) of Section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Manzoor Ahmad Naikoo, Aadil Manzoor Dar, Bilal Ahmad Lone, Faizan Sultan Bhat and Arjumand Gulzar Dar, for the commission of offences punishable under the relevant sections of ULA (P) Act, as indicated against each at para (7) above, arising out of FIR No. 28/2022 of Police Station, Awantipora.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.