

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 19th September, 2022.

S.O.-445.ô Whereas, on 21-01-2022, the Police Station, Awantipora, received a reliable information that two terrorists of JeM banned outfit later identified as Abu Hurarah and Aasim R\$\omega/o\$ Pakistan, active in the area, were planning to carry out terrorist activities in the area and one Umer Farooq Bhat S/o Farooq Ahmad Bhat R/o Ranzipora, has been

- 2. Whereas, based on the above, a Case FIR No. 07/2022 under sections 120-B IPC, 18, 19, 20, 23, 38, 39 of ULA (P) Act, was registered in the Police Station, Awantipora, and the investigation of the case was set into motion. Subsequently, during the investigation, Section 7/25 Arms Act, 201 IPC were added and Section 120-B IPC was dropped from the case; and
- 3. Whereas, during the investigation, the accused viz. Umer Farooq Bhat, was arrested in the case and was it was found that the accused was in contact with two terrorists of JeM banned outfit namely, Abu Hurarah and Aasim Røs/o Pakistan, who provided a mobile, photo to the accused viz. Umer Farooq Bhat, with the directions to conduct videograph of Malangpora Air Base Camp for carrying out the suicidal attack, which he has shared with the above terrorists through the whatsapp. The above terrorists also provided a Hand Grenade to the accused for promoting terrorist activities in the area. Subsequently, during investigation, one hand grenade alongwith the damaged mobile phone was recovered at his instances; and
- 4. Whereas, during the investigation, the seizure memo was 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, it was established that the accused viz. Umer Farooq Bhat, was working as Over Ground Worker (OGW) for the terrorists of JeM banned outfit particularly terrorists viz. Abu Hurarah and Aasim Rø/o Pakistan and was providing logistic support to them and under a well knit criminal conspiracy procured a hand grenade from the terrorists in order to promote terrorist activities, besides, was voluntarily harbouring the above terrorists for carrying out the terrorist activities in the area; and
- 6. 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

- 3. Aasim R/o Pakistan.
- 7. Whereas, the accused viz. Abu Hurarah and Aasim, being the active terrorists are absconding and the proceedings under section 299 Cr. PC. have been proposed to be initiated against them; and
- 8. 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 other documents relating to the case and has come to the conclusion that *prima facie* case is made out against the above accused; and
- 9. 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. Umer Farooq Bhat, Abu Hurarah and Aasim, for the commission of offences punishable under the relevant Sections of ULA (P) Act, as indicated against each at Para (6) above, arising out of FIR No. 07/2022 of Police Station, Awantipora.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.