

EXTRAORDINARY

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Jammu, Thu., the 6th Oct., 2022/14th Asv., 1944. [No. 27-f

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, J&K

Notification

Srinagar, the 6th October, 2022.

SO-474. Whereas, on 04-04-2022, the Police Station, Maisuma received a reliable information to the effect that some unknown terrorists fired indiscriminately upon the CRPF nafri deployed at Barrow Mandir, Maisuma, with their illegal arms/ammunition, with the intention to kill them. resulting in injuries to two CRPF personnel, who were shifted to hospital for treatment. The terrorists after commission of crime escaped from the spot ; and

No. 27-f] The J&K Official Gazette, 6th Oct., 2022/14th Asv., 1944. 3
 prepared two fake Aadhaar Cards in the name of terrorists viz. Adil Hussain @ Abu Arsalan @ Khalid and Mubashir Bhai @ Mohd Bhai @ Abu Kasim @ Mir Shoaib and the other accused viz. Raja Junaid Bhat, also procured a SIM card on fake documents and provided to accused Bilal Ahmad Daga. Subsequently, the accused viz. Kaleem Zaffar Khan @ Khawar, was arrested in the case and accused Raja Junaid Bhat, is evading his arrest ; and

7. Whereas, during the investigation, it was established that the accused viz. Irfan Rashid Bhat @ Usman, Ashiq Bashir Najar @ Nasir and Bilal Ahmad Daga @ Umer, were working as Over Ground Workers (OGWs) for the terrorists namely, Mubashir Ahmad Dar, Adil Hussain @ Abu Arsalan @ Khalid and Mubashir Bhai @ Mohd Bhai @ Abu Kasim @ Mir Shoaib and were providing shelter/logistic support to them, besides, under a well knit criminal conspiracy facilitated the terrorists viz. Adil Hussain @ Abu Arsalan @ Khalid and Mubashir Bhai @ Mohd Bhai @ Abu Kasim @ Mir Shoaib, on the date of occurrence for carrying out the attack upon the CRPF party deployed at Barrow Mandir, Maisuma which resulted in the death of a CRPF personnel ; and

8. Whereas, the accused terrorists namely Adil Hussain @ Abu Arsalan @ Khalid and Mubashir Bhai @ Mohd Bhai @ Abu Kasim @ Mir Shoaib, have been killed in an encounter with the Security Forces 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 Investigatmg 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 the accused	Offences
No.		
1	2	3
1.	Irfan Rashid Bhat @ Usman S/o Ab. Rashid Bhat R/o Padashahi Bagh, Srinagar.	13, 18, 19, 39 of ULA (P) Act.
2.	Ashiq Bashir Najar @ Nasir S/o Bashir Ahmad Najar R/o Syed Abad, Soiteng, Srinagar.	

[illegible]

4. Mubashir Ahmad Dar S/o Gh. Nabi Dar 13, 18, 20, 38 of
R/o Pastuna, Tral A/P PoK. ULA (P) Act.

11. 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

12. 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. Irfan Rashid Bhat @ Usman, Ashiq Bashir Najar @ Nasir, Bilal Ahmad Daga @ Umer, and Mubashir Ahmad Dar, for the commission of offences punishable under the relevant sections of ULA (P) Act as indicated against each accused at para (9) above, arising out of FIR No. 05/2022 of Police Station, Maisuma.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/
Additional Chief Secretary.