

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

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 6th October, 2022.

SO-482.66Whereas, on 17-04-2021, the Police Station, Magam received a docket to the effect that a reliable information was received about the presence of three persons identified as Adil Ahmad Dar S/o Bashir Ahmad Dar R/o Syed Mohallah, Narbal, Tahir Ahmad Bhat S/o Showket Ahmad Bhat R/o Narbal and Gh. Mohammad Gojri S/o Gh. Ahmad Gojri R/o Kawoosa, working as OGWs for the terrorists of LeT banned outfit, at Warihama, equipped with some illegal arms/

- 2. Whereas, based on the above, a Case FIR No. 51/2021 under Section 7/25 Arms Act, 23 and 39 of ULA (P) Act, was registered in the Police Station, Magam and the investigation of the case was set into motion; and
- 3. Whereas, during the investigation, the site plan of 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, the accused viz. Adil Ahmad Dar, Tahir Ahmad Bhat and Gh. Mohammad Gojri, were found in contact with two terrorists of LeT banned outfit namely Mohd Yousuf Dar @ Kantroo S/o Ab. Gani Dar R/o Check Kawoosa and Abrar Nadeem Bhat S/o Mohd Ramzan Bhat R/o Eidgah Mohalla, Narbal, who provided the said ammunition and incriminatory material to the accused for promoting the terrorist activities in the area; and
- 5. Whereas, during the investigation, it was established that the accused viz. Adil Ahmad Dar, Tahir Ahmad Bhat and Gh. Mohammad Gojri, were working as Over Ground Workers (OGWs) for the terrorists of LeT banned outfit particularly the terrorists namely, Mohd Yousuf Dar @ Kantroo and Abrar Nadeem Bhat, and were providing logistic support to them, besides, procured the ammunition/incriminatory material from the terrorists for promoting the terrorist activities in the area; and
- 6. Whereas, the accused terrorist namely, Mohd Yousuf Dar @ Kantroo and Abrar Nadeem Bhat, have been killed in an encounter with the security forces and the proceedings under the law would abate against them; and
- 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

S. Name of the accused Offence No.

- Adil Ahmad Dar S/o Bashir Ahmad Dar R/o Syed Mohallah, Narbal.
 ULA (P) Act.
- 2. Tahir Ahmad Bhat S/o Showket Ahmad Bhat R/o Narbal.
- 3 Gh. Mohammad Gojri S/o Gh. Ahmad Gojri R/o Kawoosa.
- 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 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
- 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. Adil Ahmad Dar, Tahir Ahmad Bhat and Gh. Mohammad Gojri, for the commission of offences punishable under Section 23 and 39 of ULA (P) Act, arising out of FIR No. 51/2021 of Police Station, Magam.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.