

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I—B

Jammu and Kashmir Government-Notifications.

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

Notification

Srinagar, the 18th October, 2022.

S.O.-528.ô Whereas, on 21-05-2010, the Police Station, Chadoora, received a docket to the effect that Syed Ali Shah Geelani, Chairman Hurriyat (G), along with Bashir Ahmad Bhat S/o Ali Mohd Bhat @ Saifullah R/o Zadoora, Pulwama, Syed Imtiyaz Hyder S/o Syed Hyder Shah R/o Gajora, Budgam, Tashooq Ahmad Banday S/o Hussain Din Banday R/o Najan, Beerwah, Farooq Ahmad Rather S/o Ali Mohd Rather

- 2. Whereas, based on the above, a Case FIR No. 80/2010 under Section 13 of ULA (P) Act, was registered in the Police Station, Chadoora and the investigation, of the case was taken up; and
- 3. Whereas, during the course of 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. Bashir Ahmad Bhat, Syed Imtiyaz Hyder, Tashooq Ahmad Banday, Farooq Ahmad Rather and Ghulam Mohd Dar @ Waseem, were arrested in the case. During investigation, eight other persons namely Mohd Rafiq Raina S/o Abdul Samad Raina R/o Buzgoo, Nilnag, Mohd Yousuf Ganie S/o Ghulam Mohd R/o Molvi Pather, Shopian, Ghulam Hassan Bhat S/o Mohd Sadiq Bhat, Mohd Yaseen Yatoo S/o Habibullah Yatoo Rs/o Nagam, Chadoora, Nisar Ahmad Bhat S/o Sonaullah Bhat R/o Banagund, Saleem Ameen Yatoo S/o Mohd Ameen Yatoo R/o Nagam, Chadoora, Mohd Maqbool Ganie S/o Abdul Ahad Ganie R/o Patargam, Shopian and Mohd Altaf Ganie S/o Ghulam Qadir Ganie R/o Nagam, Chadoora, were found involved in the commission of crime. Subsequently, the accused were also arrested in the case; and
- 5. Whereas, during the investigation, it was established that the accused viz. Syed Ali Shah Geelani, Bashir Ahmad Bhat, Syed Imtiyaz Hyder, Tashooq Ahmad Banday, Farooq Ahmad Rather, Ghulam Mohd Dar @ Waseem, Mohd Rafiq Raina, Mohd Yousuf Ganie, Ghulam Hassan Bhat, Mohd Yaseen Yatoo, Nisar Ahmad Bhat, Saleem Ameen Yatoo, Mohd Maqbool Ganie and Mohd Altaf Ganie, on the date of occurrence gathered at Main Bazar, Chadoora and raised anti-national slogans against the integrity and sovereignty of India and instigate the public against the Union of India; and
- 6. Whereas, the accused viz. Syed Ali Shah Geelani, and Mohd Yaseen Yatoo, have expired 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 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 Offence No.
- $\hat{0} \ \hat{0} \$
 - 1. Bashir Ahmad Bhat S/o Ali Mohd @ 13 of ULA (P) Act . Saifullah R/o Zadoora, Pulwama.
 - Syed Imtiyaz Hyder S/o Syed Hyder Shah R/o Gajora, Budgam.
 - 3. Tashooq Ahmad Banday S/o Hussain Din R/o Najan, Beerwah, Budgam.
 - 4. Farooq Ahmad Rather S/o Ali Mohd R/o Gutpora.
 - Ghulam Mohd Dar @ Waseem S/o Ab.
 Aziz Dar R/o Wadwan, Budgam.
 - 6. Mohd Rafiq Raina S/o Abdul Samad Raina R/o Buzgoo, Nilnag.
 - 7. Mohd Yousuf Ganie @ Falaie S/o Ghulam Mohd Ganie R/o Molvi Pather, Shopian.
 - 8. Ghulam Hassan Bhat S/o Mohd Sadiq Bhat R/o Nagam, Chadoora.
 - 9. Nisar Ahmad Bhat S/o Sanaullah Bhat R/o Banagund.
- Saleem Amein Yatoo S/o Mohd Amein Yatoo R/o Nagam, Chadoora.
- 11. Mohd Maqbool Ganie S/o Abdul Ahad Ganie R/o Patargam, Shopian.
- 12. Mohd Altaf Ganie S/o Ghulam Qadir Ganie R/o Nagam, Chadoora.

- 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 the Unlawful Activities (Prevention) Act, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Bashir Ahmad Bhat, Syed Imtiyaz Hyder, Tashooq Ahmad Banday, Farooq Ahmad Rather, Ghulam Mohd Dar @ Waseem, Mohd Rafiq Raina, Mohd Yousuf Ganie @ Falaie, Ghulam Hassan Bhat, Nisar Ahmad Bhat, Saleem Amein Yatoo, Mohd Maqbool Ganie and Mohd Altaf Ganie, for the commission of offence punishable under Section 13 of ULA (P) Act, arising out of FIR No. 80/2010 of Police Station, Chadoora.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.