

EXTRAORDINARY

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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.

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

Notification

Srinagar, the 29th October, 2022.

SO-559.ôôWhereas, on 16-04-2022, the Police Station, Kokernag received a docket to the effect that on a reliable information a Joint Cordon and Search Operation was carried out by the Police/Security Forces at Badrihal, Wathnard, Kokernag. During the checking, some unknown terrorists fired indiscriminately upon the Search Party with their illegally equipped arms/ammunition, with the intention to kill them,

2 The J&K Official Gazette, 29th Oct., 2022/7th Kart., 1944. [No. 30-h
resulting in injuries to one Army Jawan namely Nishan Singh, who was
shifted to hospital for treatment ; and

2. Whereas, based on the above, a Case FIR No. 68/2022 under
Section 307 IPC 7/27 Arms Act, 16, 18, 20 and 38 of ULA (P) Act,
was registered in Police Station, Kokernag and the investigation of the
case was set into motion. During the investigation, the injured Army
Jawan namely Nishan Singh, succumbed to his injuries. Subsequently,
the Section 302 IPC, and Sections 19 and 39 of ULA (P) Act were
added and Section 307 IPC was dropped from the case ; and

3. Whereas, during the course of investigation, the site plan of the
place of occurrence and seizure memos were prepared and the statement
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, five persons identified as
Umaid Hassan Tantray S/o Gh. Hassan Tantray, Gh. Hassan Tantray
S/o Ali Mohd Tantray, Mst. Hameeda Bano W/o Gh. Hassan Tantray,
Baktiyar Ahmad Khanday S/o Ab. Rashid Khanday and Mohd Abass
Tantray S/o Late Ab. Rahman Tantray Rs/o Wathnard, were found
involved in the commission of crime. Subsequently, the accused were
arrested in the case ; and

5. Whereas, during investigation, it was found that on the date of
occurrence, two terrorists of LeT banned outfit namely Arif Hussain
Malik S/o Ab. Gani Malik R/o Heward, Qamar, Shahbad and Suhail
Ahmad Lone S/o Fayaz Ahmad Lone R/o Lone Mohalla, Awgam,
Kulgam, who fired upon the Police/Security Forces were hiding in the
residential houses of accused viz. Mohd Abass Tantray and Gh. Hassan
Tantray, and after the commission of crime both the terrorists escaped
from the place of occurrence ; and

6. Whereas, during the investigation, it was established that the
accused viz. Baktiyar Ahmad Khanday, was working as Over Ground
Worker (OGW) for the terrorists of LeT banned outfit particularly the
terrorists viz. Arif Hussain Malik and Suhail Ahmad Lone, and was
providing logistic support to them and the other accused viz. Umaid
Hassan Tantray, Gh. Hassan Tantray, Mst. Hameeda Bano and Mohd
Abass Tantray, under a well knit criminal conspiracy were voluntarily
harbouring the above terrorists in their residential houses for carrying
out the terrorist activities in the area ; and

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. Umaid Hassan Tantray, Gh. Hassan Tantray, Mst. Hameeda Bano, Baktiyar Ahmad Khanday and Mohd Abass Tantray, for the commission of offences punishable under the relevant sections of ULA (P) Act, as indicated against each accused at para (8) above, arising out of FIR No. 68/2022 of Police Station, Kokernag.

(Sd.) R. K. GOYAL, IAS,
Financial Commissioner/
Additional Chief Secretary.