

## THE JAMMU AND KASHMIR OFFICIAL GAZETTE

## PART I—B

Jammu and Kashmir Government—Notifications.

## GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATO HOME DEPARTMENT

## Notification

Srinagar, the 29th October, 2022.

S.O.-565.ô Whereas, on 27-05-2022, the Police Station, Zakoora, received a docket to the effect that during the Patrolling Duty at Khimber Chowk, the Police found that some electric poles were painted with graffiti with the name of banned LeT/TRF outfit and it was learnt that a person identified as Zubair Hassan Bhat S/o Ghulam Hassan Bhat R/o Khimber, had painted the said graffiti with the intention to create fear/panic among the general masses in the area; and

2. Whereas, based on the above, a Case FIR No. 42/2022 under Section 13 of ULA (P) Act, was registered in Police Station, Zakoora and the investigation of the case was set into motion. Subsequently,

- 3. Whereas, during the course of investigation, the site plan of the place of occurrence and 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. Zubair Hassan Bhat, was arrested in the case and it was found that the accused was in contact with some unknown terrorists of LeT banned outfit and on their directions, the accused purchased some Aerosol paint and painted the graffiti of the outfit on the electric poles near Bus Stop, Khimber; and
- 5. Whereas, during the investigation, it was established that the accused viz. Zubair Hassan Bhat, was working as Over Ground Worker (OGW) for the terrorists of LeT banned outfit and was providing logistic support to them, besides, on the date of occurrence painted the graffiti with the name of LeT banned outfit on the electric poles in the area in order to create terror among the general public; and
- 6. Whereas, on the basis of investigation, and other evidence collected, the Investigating Officer has established, *prima facie*, involvement of below mentioned accused in the commission of the offences punishable under sections of the Unlawful Activities (Prevention) Act, 1967, as shown against his name :ô
- 7. 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
- 8 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 his 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. Zubair Hassan Bhat, for the commission of offences punishable under Sections 13 and 39 of ULA (P) Act, arising out of FIR No. 42/2022 of Police Station, Zakoora.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.