

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 3rd November, 2022.

S.O.-570.ô Whereas, on 20-05-2022, a tip off was received by the Police Station, Anantnag to the effect that the persons identified as Ishaq Ahmad Beigh S/o Ab. Gani Beigh, Billal Ahmad Bhat S/o Ab. Gani Bhat Røs/o Sadoora and Zahid Shaban Bhat S/o Mohammad Shaban Bhat R/o Fatehpora, had constructed a hideout in the residential house of one Mudasir Ahmad Mir S/o Mohammad Abass Mir R/o Sadoora, for providing shelter to the terrorist of HM banned outfit namely Mohd Ishaq Shergojri @ Hyder Khan S/o Ab. Ahad Shergojri R/o Nowgam, Verinag A/P Dialgam; and

- 2. Whereas, based on the above, a Case FIR No. 156/2022 under sections 18, 19 and 39 of ULA (P) Act, was registered in Police Station, Anantnag and the investigation of the case was set into motion. Subsequently, during the investigation, the Sections 18 and 20 of ULA (P) Act were dropped and the Sections 20 and 38 of ULA (P) Act were added in the case; and
- 3. Whereas, during the investigation, the accused viz. Ishaq Ahmad Beigh, Bilal Ahmad Bhat, Zahid Shaban Bhat and Mudasir Ahmad Mir, were arrested in the case and were found in contact with the terrorists of HM banned outfit namely Mohd Ishaq Shergojri @ Hyder, Arif Ahmad Hajam S/o Gh. Nabi Hajam R/o Sadoora, Mohammad Ashraf Khan @ Ash Molvi S/o Gh. Mohammad Khan R/o Tangpawa, Kokernag; and
- 4. 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
- 5. Whereas, during the investigation, it was established that the accused viz. Ishaq Ahmad Beigh, Bilal Ahmad Bhat, Zahid Shaban Bhat and Mudasir Ahmad Mir, were working as Over Ground Workers (OGWs) for the terrorists of HM banned outfit particularly the terrorists viz. Mohd Ishaq Shergojri @ Hyder, Arif Ahmad Hajam and Mohammad Ashraf Khan @ Ash Molvi, and were providing logistic support to them, besides, under a well knit criminal conspiracy voluntarily constructed a hideout in the residential house of the accused viz. Mudasir Ahmad Mir, for hiding of the above terrorists in order to carry out the terrorist activities in the area;
- 6. Whereas, the accused terrorists viz. Arif Ahmad Hajam and Mohammad Ashraf Khan @ Ash Molvi, have been killed in an encounter with the Security Forces and the proceedings under the law would abate against them. The accused viz. Mohd Ishaq Shergojri @ Hyder Khan, has been arrested by the Anantnag Police in Case FIR No. 76/2022 of Police Station, Kokernag; and

- 7. 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 Section of the Unlawful Activities (Prevention) Act, 1967, as shown against their name :ô
- 2. Bilal Ahmad Bhat S/o Ab. Gani Bhat R/o Sadoora.
- 3. Zahid Shaban Bhat S/o Mohammad Shaban Bhat R/o Fatehpora.
- 4. Mudasir Ahmad Mir S/o Mohammad Abass Mir R/o Sadoora.
- 5. Mohd Ishaq Shergojri @ Hyder Khan 18, 20, 39 of S/o Ab. Ahad Shergojri R/o Nowgam, ULA (P) Act. Verinag A/P Dialgam.
- 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 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. Ishaq Ahmad Beigh, Bilal Ahmad Bhat, Zahid

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.