

EXTRAORDINARY

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Separate paging is given to this part in order that it may be filed as a
separate compilation.

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PART I—B

Jammu and Kashmir Government—Notifications.



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

Notification

Jammu, the 9th November, 2022.

S.O.-585.& Whereas, on 09-05-2022, a tip off was received by the
Police Station, Bijbehara to the effect that three persons identified as Irshad
Ahmad Parray S/o Ghulam Hassan Parray, Aijaz Ahmad Magray
S/o Mohammad Amin Magray and Irshad Ahmad Mir S/o Gh. Hassan Mir
Rs/o Jablipora, Bijbehara, constructed a hideout in the residential house of

2 The J&K Official Gazette, 9th Nov., 2022/18th Kart., 1944. [No. 31-r
Irshad Ahmad Parray, for hiding of terrorists in order to promote terrorist activities in the area ; and

2. Whereas, based on the above, a Case FIR No. 71/2022 under Sections 18 and 19 of ULA (P) Act, was registered in Police Station, Bijbehara and the investigation of the case was set into motion. Subsequently, during the investigation, the Sections 20, 38 and 39 of ULA (P) Act were added in 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, the accused viz. Aijaz Ahmad Magray and Irshad Ahmad Mir, were arrested in the case and were found in contact with the terrorists of HM banned outfit namely Zubair Ahmad Wani S/o Mohammad Afzal Wani R/o Ara Dehruna, Dooru, Kukab Duree Bhat S/o Gulzar Ahmad Bhat R/o Jablipora, Basharat Nabi Lone S/o Ghulam Nabi Lone R/o Fatehpora, Anantnag and Muhammad Ishaq Shergojri S/o Abdul Ahad Shergojri R/o Nowgam, Verinag A/PPeth, Dialgam, and on their directions the accused constructed the hideout in the residential house of accused viz. Irshad Ahmad Mir, for hiding of the above terrorists ; and

5. Whereas, during the investigation, the person namely Irshad Ahmad Parray, was not found involved in the case. Subsequently, the said person was dropped from the case and was given the benefit of Section 169 Cr. PC. The accused terrorist viz. Muhammad Ishaq Shergojri, was arrested by the Anantnag Police in case FIR No. 76/2022 of Police Station, Kokernag ; and

6. Whereas, during investigation, it was established that the accused viz. Irshad Ahmad Mir and Aijaz Ahmad Magray, were working as Over Ground Workers (OGWs) for the terrorists of HM banned outfit particularly the terrorists viz. Zubair Ahmad Wani, Kukab Duree Bhat, Basharat Nabi Lone and Muhammad Ishaq Shergojri, 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. Irshad Ahmad Mir, for hiding of the above terrorists in order to carry out the terrorist activities in the area ; and

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7. Whereas, the accused terrorists viz. Kukab Duree Bhat and Basharat Nabi Lone, have been killed in an encounter with the Security Forces and the proceedings under the law would abate against them ; and

8. 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

S. No.	Name of accused person	Offence
1.	Irshad Ahmad Mir S/o Ghulam Hassan Mir R/o Jablipora, Bijbehara.	18, 19, 39 of ULA (P) Act.
2.	Aijaz Ahmad Magray S/o Mohammad Amin Magray R/o Jablipora, Bijbehara.	
3.	Zubair Ahmad Wani S/o Mohammad Afzal Wani R/o Ara, Dehruna, Dooru.	18, 20, 38 of ULA (P) Act.
4.	Muhammad Ishaq Shergojri S/o Abdul Ahad Shergojri R/o Nowgam, Verinag A/P Peth, Dialgam.	

9. Whereas, the accused viz. Zubair Ahmad Wani, being the active terrorist is absconding and the proceedings under Section 299 Cr. PC have been proposed to be initiated against him ; and

10. 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

11. 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,

