

# THE JAMMU AND KASHMIR OFFICIAL GAZETTE

### PART I—B

Jammu and Kashmir Government-Notifications.

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

#### Notification

Jammu, the 18th November, 2022.

SO-614.ô Whereas, on 03-04-2022, an information was received by the Police Station, Litter, to the effect that some unknown terroists equipped with illegal arms/ammunition, fired upon two non-local persons identified as Dheeraj Dutt S/o Sushil Dutt an Surinder Singh S/o Beshan Singh R&/o Pathankote, at Village Udoora, resulting in injuries to both the perosns. The terrorists after commission of the crime escaped from the spot; and

- 2. Whereas, based on the above a Case FIR No. 25/2022 under Section 307 IPC, 7/27 Arms Act, 16 of ULA (P) Act, was regtistered in Police Station, Litter and the investigation of the case was set into motion. Subsequently, during the investigation, the Sections 18, 20, 38, 39 and 40 of ULA (P) Act, were added in the case; and
- 3. Whereas, during the course of investigation, the site plan of place of the occurrence and the 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, one Kifayat Ullah Bukhari S/o Mehraj-ud-Din Bukhari R/o Nowpora Bala, Shopian, was found involved in the case. Subsequently, the accused was arrested and was found in contact with a terrorist of LeT banned outfit namely Arjumand Gulzar Dar S/o Gulzar Ahmad Dar R/o Kharbatpora, Ratnipora, Pulwama A/P Pakistan, through virtul mode. The accused viz. Kifayat Ullah Bukhari, on the directions of said terrorist went to Village Wasoora in his personal vehicle and brought a terrorist of the said outfit later on identified as Showkeen Ahmad Mir S/o Mohammad Abdullah Mir R/o Sugan, Shopian, to Village Udoora, where he fired upon two non local persons and escaped from the spot; and
- 5. Whereas, during the investigation, one more person namely Shahid Gulzar Bhat S/o Gulzar Ahmad Bhat R/o Kharbatpora, Ratnipora, Pulwama, was found involved in the case. Subsequently, the accused was arrested and it was found that on the directions of terrorist viz. Arjumand Gulzar Dar, the accused viz. Shahid Gulzar Dar, provided an amount of Rs. 50,000/- to the accused viz. Kifayat Ullah Bukhari, for facilitating the terrorist viz. Showkeen Ahmad Mir; and.
- 6. Whereas, during the investigation, it was established that the accused viz. Arjumand Gulzar Dar and Showkeen Ahmad Mir, were members of LeT banned outfit and the accused namely, Kifayat Ullah Bukhari, was working as Over Ground Worker (OGW) for the Terrorists of the LeT banned outfit particulary, the above terrorists and under well knit criminal conspiracy was providing logistic support to them, besides, on the date of occurrence facilitated the terrorist viz. Showkeen Ahmad Mir, to carry out the attack upon two non-local persons at Village Udoora. The accused viz. Shahid Gulzar Dar, was raising funds for the terrorists and on the directions of terrorist viz. arjumand Gulzar Dar, provided an amount of Rs. 50,000/- to the accused viz. Kifayat Ullah Bukhari; and

- 7. Whereas, the accused terrorists namely Showkeen Ahmad Mir, has been killed in an encounter with the Security Forces and the proceedings under the law would abate against him; 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 :66
- - Kifayat Ullah Bukhari S/o Mehrajud-Din Bukhari R/o Nowpora Bala, Shopian.
     Kifayat Ullah Bukhari S/o Mehraj-ULA (P) Act.
  - 2. Arjumand Gulzar Dar S/o Gulzar 16, 18, 20, 38 of Ahmad Dar R/o Kharbatpora, ULA (P) Act. Ratnipora, Pulwama A/P Pakistan.
  - 3. Shahid Gulzar Dar S/o Gulzar Ahmad 17 of Dar R/o Kharbatpora, Ratnipora, ULA (P) Act. Pulwama.
- 9. Whereas, the accused viz. Arjumand Gulzar Dar, is absconding and the proceedings under Section 299 Cr. PC. have been proposed to be initiated against him; and
- 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 Cse Diary File and all the other relevant documents relating to the case has come to the conclusion that *prima facie* is made out against the above accused; and
- 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.

# 4 The J&K Official Gazette, 18th Nov., 2022/27th Kart., 1944. [No. 33-g

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. Kifayat Ullah Bukhari, Arjumand Gulzar Dar and Shahid Gulzar Dar, for the commission of offences punishable under the relevant sections of ULA (P) Act, as indicated against the accused at Para (8) above, arising out of FIR No. 25/2022 of Police Station, Litter.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS

Finacial Commissioner/ Additional Chief Secretary.