

REGD. NO. JK6633



Vol. 135] Jammu, Mon., the 21st Nov., 2022/30th Kart., 1944. [No. 33-1  
Separate paging is given to this part in order that it may be filed  
as a separate compilation.

### **Jammu and Kashmir Government—Notifications.**

## Notification

Jammu, the 21st November, 2022.

SO-619.6 Whereas, on 7-04-2022, an information was received by the Police Station, Litter to the effect that some unknown terrorists equipped with illegal arms/ammunition, fired upon a non-local person identified as Sonu Sharma S/o Banarsi Das R/o Pathankot, Punjab, at Village Yader, resulting in injuries to him. The unknown terrorists after the commission of the crime escaped from the spot ; and

2. Whereas, based on the above, a Case FIR No. 26/2022 under sections 307 IPC, 7/27 Arms Act, 16, 20 of ULA (P) Act, was registered

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in Police Station, Litter and the investigation of the case was set into  
motion. Subsequently, during the investigation, Sections 18, 38 and 39  
of ULA (P) Act, were added in the 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. The accused was already arrested in case FIR  
No. 25/2022 of P/S Litter. Subsequently, his custody was changed in  
the instant case and was found in contact with a terrorist of Al-Badr  
banned outfit namely Arjumand Gulzar Dar S/o Gulzar Ahmad Dar  
R/o Kharbatpora, Ratnipora, Pulwama A/P Pakistan, through virtual  
mode. The accused viz. Kifayat Ullah Bukhari, on the directions of said  
terrorist brought another terrorist of the outfit namely Aijaz Hafiz S/o  
Farooq Ahmad Hafiz R/o Dalipora, Pulwama to Village Yader in  
his personal vehicle, where the said terrorist fired upon a non-local  
person ; and

5. Whereas, during the investigation, It was established that the  
accused viz. Arjumand Gulzar Dar and Aijaz Hafiz, were members of  
Al-Badr banned outfit and the accused namely, Kifayat Ullah Bukhari,  
was working as Over Ground Worker (OGW) for the terrorists of the  
said outfit particularly, the above terrorists and under a well knit criminal  
conspiracy was providing logistic support to them, besides, on the date  
of occurrence on the directions of PoK terrorist viz. Arjumand Gulzar  
Dar, facilitated the terrorist viz. Aijaz Hafiz, to carry out the attack upon  
a non-local person at Village Yader, which resulted serious injuries to  
him on the spot ; and

6. Whereas, the accused terrorist namely Aijaz Hafiz, has been  
killed in an encounter with the Security Forces and the proceedings  
under the law would abate against him ; 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

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 offences punishable under section of the Unlawful Activities (Prevention)  
 Act, 1967, as shown against their name :óó

S. No.	Name of the accused	Offence
1.	Kifayat Ullah Bukhari S/o Mehraj-ud-Din Bukhari R/o Nowpora Bala, Shopian.	18, 39, of ULA (P) Act.
2.	Arjumand Gulzar Dar S/o Gulzar Ahmad Dar Kharbatpora, Ratnipora, Pulwama A/P Pakistan.	18, 20 of ULA (P) Act.

8. 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

9. 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 a *prima facie* is made out against the above accused ; and

10. 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, 1967, the Government hereby accord sanction for launching prosecution against the accused viz. Kifayat Ullah Bukhari and Arjumand Gulzar Dar, for the commission of offences punishable under the relevant sections of ULA (P) Act, as indicated against each accused at Para (7) above, arising out of FIR No. 26/2022 of Police Station, Litter.

By order of the Government of Jammu and Kashmir.

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

Finnacial Commissioner/  
Additional Chief Secretary.