



THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

Vol. 135] Jammu, Tue., the 22nd Nov., 2022/1st Agra., 1944. [No. 33-q

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

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 22nd November, 2022.

SO-624.ôôWhereas, on 27-07-2017, an information was received by the Police Station, Shopian to the effect that the terrorists of HM banned outfit identified as Zahid Ahmad Mir S/o Shamin Ahmad Mir R/o Ganowpora, Showkat Ahmad Kumar S/o Ab. Ahad Kumar R/o Trenz, Firdous Rashid Lone S/o Ab. Rashid Lone R/o Ganowpora, Zubair Ahmad Turrey S/o Bashir Ahmad Turrey R/o Bon Bazar, Shopian, Ubaid Shafi Mala S/o Mohammad Shafi Mala R/o Baba Khader, Syed Naveed Mushtaq S/o Mushtaq Ahmad Shah R/o Nazneenpora and Sameer Ahmad Bhat @ Tiger R/o Drubgam, Pulwama, fired some rounds in air at

2 The J&K Official Gazette, 22nd Nov., 2022/1st Agra., 1944. [No. 33-q
 Shopian market, in order to spread terror among the general public. The fire was retaliated by the Police and the terrorists escaped from the spot ; and

2. Whereas, based on the above, a Case FIR No. 195/2020 under Section 307 RPC, 7/27 Arms Act, and Section 16 of ULA (P) Act, was registered in the Police Station, Shopian and the investigation of the case was set into motion. Subsequently, during the investigation, the Sections 20 and 38 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, it was established that the accused viz. Zahid, Ahmad Mir, Showkat Ahmad Kumar, Firdous Rashid Lone, Zubair Ahmad Turrey, Ubaid Shafi Mala, Syed Naveed Mushtaq and Sameer Ahmad Bhat @ Tiger, were members of HM banned outfit and on the date of occurrence fired indiscriminately in Shopian market in order to spread terror among the general public ; and

5. Whereas, the accused terrorists viz. Zahid Ahmad Mir, Showkat Ahmad Kumar, Firdous Rashid Lone, Zubair Ahmad Turrey, Ubaid Shafi Mala, and Sameer Ahmad Bhat @ Tiger, have been killed in the different encounters with the Security Forces and the proceedings under the law would abate against them. The accused namely Syed Naveed Mushtaq, was arrested by Kulgam Police in case FIR No. 05/2020 of Police Station, Qazigund and is presently under NIA custody ; 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 section of the Unlawful Activities (Prevention) Act, 1967, as shown against his name :ô

S. No.	Name of the accused	Offence
1.	Syed Naveed Mushtaq S/o Mushtaq Ahmad Shah R/o Nazneenpora, Shopian.	18, 20, 38 of ULA (P) Act.

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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 gainst 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. Syed Naveed Mushtaq, for the commission of offences punishable under Sections 16, 20 and 38 of ULA (P) Act, arising out of FIR No. 195/2017 of Police Station, Shopian.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/
Additional Chief Secretary.