EXTRAORDINARY



THE JAMMU AND KASHMIR OFFICIAL GAZETTE

PART I-B

Jammu and Kashmir Government—Notifications.

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

Notification

Jammu, the 2nd December, 2022.

SO-650.ô Whereas, on 29-06-2022, the Police Station, Bandipora, received a docket to the effect that a joint Naka was established by the Police/Security Forces at Papchan, Bandipora and during the checking, a suspect boarding on the Scooty tried to escape but was chased down on the spot and identified as Mehboob-ul-Inam Shah @ Farhan S/o Inamul Haq Shah R/o Nadihal, Bandipora. During checking a hand grenade was recovered from the dickey of his Scooty ; and

2. Whereas, based on the above, a Case FIR No. 112/2022 under section 4(b) ESA and 23 of ULA(P) Act, was registered in Police Station, Bandipora and the investigation of the case was set into motion.

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.

4. Whereas, during the investigation, the accused viz. Mehboobul-Inam Shah @ Farhan, was found in contact with the terrorists of LeT banned outfit identified as Hashier Rafiq Parray @ Hamza Bhai S/o Mohd Rafiq Parray R/o Potushay, Bandipora A/P Pakistan, Gulzar Ahmad Ganie @ Faizan S/o Bashir Ahmad Ganie R/o Wusan, Bunpora, Pattan, Abu Haider, Abu Ismail @ Faisal and Okasha @ Abu Hamza @ Saad R¢s/o Pakistan, through the virtual mode. The accused viz. Mehboob-ul-Inam Shah @ Farhan, on the directions of above terrorists constructed a hideout in his shop at Nadihal Market for hiding of terrorists. Subsequently, the said hideout was busted and during search arms/ammunition viz. 03 AK-47 rifles, 10 AK Magazine, 380 AK rounds, 02 Detonators 01 Matrix sheet and an IED, were recovered from the said hideout ; and

5. Whereas, during investigation, one more person namely Shariq Ahmad Lone @ Momin S/o Mohd Sadiq Lone R/o Gundpora, Rampora, Bandipora, was found involved in the case. Subsequently, the accused was arrested and was found working for the terrorists of LeT banned outfit ; and

6. Whereas, during the invesitgation, it was established that the accused viz. Mehboob-ul-Inam Shah @ Farhan and Shariq Ahmad Lone @ Momin, were working as Over Ground Workers (OGWs) for the terrorists of LeT banned outfit particularly the terrorists viz. Hashier Rafiq Parray @ Hamza Bhai, Gulzar Ahmad Ganie @ Faizan, Abu Haider, Abu Ismail @ Faisal and Okasha @ Abu Hamza @ Saad, and under a well knit criminal conspiracy were providing logistic support to them, besides, the accused viz. Mehboob-ul-Inam Shah @ Farhan, procured a hand grenade from the terrorists and also constructed a hideout in his shop and was voluntarily harbouring the terrorists for carrying out the terrorists activities in the area ; and

7. Whereas, the accused terrorists namely Gulzar Ahmad Ganie @ Faizan, Abu Haider, Abu Ismail @ Faisal and Okasha @ Abu Hamza @ Saad, have been killed in the different encounters 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	o. Name of accused person	Offence
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1.	Mehboob-ul-Inam Shah @ Farhan S/o	18, 19, 23, 39 of
	Inamul Haq Shah R/o Nadihal,	ULA (P) Act.
	Bandipora.	
2.	Shariq Ahmad Lone @ Momin S/o	18, 39 of
	Mohd Sadiq Lone R/o Gundpora,	ULA (P) Act.
	Rampora, Bandipora.	
3.	Hashier Rafiq Parray @ Hamza Bhai S/o	18, 20, 38 of
	Mohd Rafiq Parray R/o Potushay,	ULA (P) Act.
	Bandipora A/P Pakistan.	

9. Whereas, the accused terrorist namely, Hashier Rafiq Parray @ Hamza Bhai, 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 be 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

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. Mehboob-ul-Inam Shah @ Farhan, Shariq Ahmad Lone @ Momin and Hashier Rafiq Parray @ Hamza Bhai, for the commission of offences punishable under the relevant Sections of ULA(P) Act, as indicated against each accused at Para (8) above, arising out of FIR No. 112/2022 of Police Station, Bandipora.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.