

Jammu and Kashmir Government-Notifications.

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

Notification

Jammu, the 13th December, 2022.

SO-684.óóWhereas, on 05-09-2016, the Police Station, Pulwama, received a docket to the effect that Hurriyat activists/miscreants namely Sajad Ahmad Bhat @ Hashmi S/o Mohd Abdullah Bhat R/o Rajpora, Mohd Yousuf Ganie @ Falahi S/o Gh. Mohd Ganie R/o Chitragam, Tariq Ahmad Thoker S/o Ab. Ahad Thoker R/o Udoora, Shahnawaz Gazali R/o Anantnag, Sheeraz Ahmad Mir S/o Mohd Abdullah Mir R/o Nownagri, Sonaullah Mir S/o Gh. Mohd Mir R/o Nowpora, Payeen and Ab. Majeed Magray S/o Mohd Abdullah Magray R/o Nowpora, addressed a gathering at Village Nowpora and delivered a provocative speech against the sovereignty and territorial integrity of the Union of India ; and

2. Whereas, based on the above, a Case FIR No. 378/2016 under Section 13 of ULA (P) Act, was registered in Police Station, Pulwama and the investigation of the case was set into motion ; 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, six accused viz. Sajad Ahmad Bhat @ Hashmi, Mohd Yousuf Ganie @ Falahi, Tariq Ahmad Thoker, Sheeraz Ahmad Mir, Sonaullah Mir and Ab. Majeed Magray, were arrested in the case and the actual particulars of accused, viz. Shahnawaz Gazali, were not ascertained and subsequently, his name was dropped from the case ; and

5. Whereas, during the investigation, five other persons identified as Sabzar Ahmad Mir S/o Ab. Ganie Mir R/o Naina, Batpora, Imtiyaz Ahmad Wani S/o Mohd Ayoub Wani R/o Nownagri, Mohd Sharif Mir S/o Gh. Qadir Mir R/o Lassipora, Shariq Ahmad Najar S/o Nazir Ahmad Najar R/o Khellan and Ab. Rashid Wani S/o Gh. Ahmad Wani R/o Batpora, were found involved in the commission of crime. Subsequently, the accused were arrested in the case ; and

6. Whereas, during the investigation, two persons namely Ab. Majeed Magray and Ab. Rashid Wani, were not found involved in the case. Subsequently, both the accused were dropped from the case and were given the benefit of Section 169 Cr. PC ; and

7. Whereas, during the investigation, it was established that on the date of occurrence the accused viz. Sajad Ahmad Bhat @ Hashmi, Mohd Yousuf Ganie @ Falahi, Tariq Ahmad Thoker, Sheeraz Ahmad Mir, Sonaullah Mir, Sabzar Ahmad Mir, Imtiyaz Ahmad Wani, Mohd Sharif Mir and Shariq Ahmad Najar, upon a Nowpora Chalo call given by the Hurriyat leaders, delivered a provocative speech and raised anti-national slogans, besides, instigated the general public against the sovereignty and territorial integrity of the Union of India ; and

8. Whereas, on the basis of investigation, and other evidence collected, the Investigating Officer has established, *prima facie*, involvement

S. Name of the accused Offence No.

1.	Sajad Ahmad Bhat @ Hashmi S/o	13 of
	Mohd Abdullah Bhat R/o Rajpora.	ULA (P) Act.

- Mohd Yousuf Ganie @ Falahi S/o Gh. Mohd Ganie R/o Mool, Chitergaam.
- 3. Tariq Ahmad Thoker S/o Ab. Ahad Thoker R/o Udoora.
- 4. Sheeraz Ahmad Mir S/o Mohd Abdullah Mir R/o Nownagri.
- 5. Sonaullah Mir S/o Gh. Mohd Mir R/o Nowpora.
- Sabzar Ahmad Mir S/o Ab. Gani Mir R/o Naina, Batpora.
- Imtiyaz Ahmad Wani S/o Mohd Ayoub Wani R/o Nownagri.
- Mohd Sharief Mir S/o Gh. Qadir Mir R/o Lassipora.
- 9. Shariq Ahmad Najar S/o Nazir Ahmad Najar R/o Khellan.

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 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

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. Sajad Ahmad Bhat @ Hashmi, Mohd Yousuf Ganie @ Falahi, Tariq Ahmad Thoker, Sheeraz Ahmad Mir, Sonaullah Mir, Sabzar Ahmad Mir, Imtiyaz Ahmad Wani, Mohd Sharif Mir and Shariq Ahmad Najar, for the commission of offences punishable under Section 13 of ULA (P) Act, arising out of FIR No. 378/2016 of Police Station, Pulwama.

By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.