

REGD. NO. JK633



Vol. 135] Jammu, Mon., the 19th Dec., 2022/28th Agra., 1944. [No. 37-k

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Jammu and Kashmir Government—Notifications.

SO-701.ô Whereas, on 10-07-2018, a reliable information was received by the Police Station, Qaimoh, to the effect that one OGW of HM banned outfit namely, Ishfaq Ahmad Bhat S/o Mohd Yousuf Bhat R/ o Noonmai, Yaripora, who is working for active terrorists namely Altaf

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2. Whereas, based on the above, a Case FIR No. 37/2018 under Sections 13,18,19,38 and 39 of VLA (P) Act, was registered in the Police Station, Qaimoh, and the investigation of the case was set into motion. Subsequently, during the investigation, the Section 19 of ULA (P) Act was dropped and the Sections 20 and 23 of ULA (P) Act were added in the case ; and

3. Whereas, during the investigation, the accused namely, Ishfaq Ahmad Bhat, Zahoor Ahmad Dar, Arif Ahmad Dar, Muzamil Ahmad Wagay, Ishfaq Ahmad Rah and Ishfaq Ahmad Lone, were arrested in the case and during investigation, 20 AK 47 Rounds were recovered at the instances of accused viz. Ishfaq Ahmad Bhat. The accused namely, Bashir Ahmad Allie, is absconding and is evading his arrest and the accused viz. Gulzar Ahmad Bhat, had joined the terrorist ranks and subsequently, was killed in an encounter with the Security Forces ; and

4. Whereas, during the investigation, the site plan of place of the occurrence and the seizure memos were prepared and the statements of witnesses acquainted with the facts and circumstances of the case were recorded under the relevant provisions of law ; and

5. Whereas, during the investigation, three other persons namely, Mudasir Ahmad Lone S/o Ab. Rashid Lone, Arif Hussain Allie S/o Ab. Salam Allie Rs/o Hawoora and Aijaz Ahmad Shah S/o Ashaq Hussain Shah R/o Reshipora, Kralgund, Kupwara, were found involved in the commission of crime. Subsequently, the accused were also arrested in the case ; and

6. Whereas, during the investigation, it was established that the accused Ishfaq Ahmad Bhat, Zahoor Ahmad Dar, Arif Ahmad Dar, Bashir Ahmad Allie, Muzamil Ahmad Wagay, Ishfaq Ahmad Rah, Ishfaq Ahmad Lone, Mudadir Ahmad Lone, Arif Hussain Allie and Aijaz Ahmad Shah, were working as Over Ground Workers (OGWs) for the terrorists namely Altaf Ahmad Dar @ Kachroo, Farooq Ahmad Bhat @ Nali, Umar Majeed Ganie, Faisal Ahmad Rather and Tauseef Ahmad Sheikh S/o Abdul Salam Sheikh R/o Rampora, Qaimoh, and under a well knit criminal conspiracy were providing logistic support to them, besides, the accused viz. Ishfaq Ahmad Bhat, procured ammunition from the above terrorists for carrying out the terrorist activities in the area ; and

7. Whereas, the accused terrorists namely Altaf Ahmad Dar @ Kachroo, Umar Majeed Ganie, Faisal Ahmad Rather, Tauseef Ahmad Sheikh and Gulzar Ahmad Bhat, 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 the investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer, has established a *prima facie* involvement of the below-mentioned accused for the commission of offences punishable under sections of the Unlawful Activities (Prevention) Act, 1967, as shown against their name :ô

S. No.	Name of the accused	Offence
1.	Ishfaq Ahmad Bhat S/o Mohd Yousuf Bhat R/o Noonmai, Yaripora.	13, 18, 23, 39 of ULA (P) Act.
2.	Zahoor Ahmad Dar S/o Gh. Mohd Dar R/o Hawoora.	13, 18, 39 of ULA (P) Act.
3.	Arif Ahmad Dar S/o Gh. Nabi Dar R/o Brazloo Jagir.	

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| 4. | Bashir Ahmad Allie S/o Ab. Hamid Allie
R/o Hawoora. | 13, 18, 39 of
ULA (P) Act. |
| 5. | Muzamil Ahmad Wagay S/o Gh. Mohd
Wagay R/o Hawoora. | |
| 6. | Ishfaq Ahmad Rah S/o Ab. Rashid Rah
R/o Rahpora, Khudwani. | |
| 7. | Ishfaq Ahmad Lone S/o Ab. Majeed Lone
R/o Hawoora. | |
| 8. | Mudasir Ahmad Lone S/o Ab. Rashid
Lone R/o Hawoora. | |
| 9. | Arif Hussain Allie S/o Ab. Salam Allie
R/o Hawoora. | |
| 10. | Aijaz Ahmad Shah S/o Ashaq Hussain
Shah R/o Reshipora, Kralgund, Kupwara. | |
| 11. | Farooq Ahmad Bhat @ Nali S/o Ab.
Ganie Bhat R/o Check Dessan, Yaripora. | 13, 18, 20, 38 of
ULA (P) Act. |

9. Whereas, the accused namely Bashir Ahmad Allie and Farooq Ahmad Bhat @ Nali, are absconding and the proceedings under section 299 Cr. PC. have been proposed to be initiated against them ; 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 the 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

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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. Ishfaq Ahmad Bhat, Zahoor Ahmad Dar, Arif Ahmad Dar,
Bashir Ahmad Allie, Muzamil Ahmad Wagay, Ishfaq Ahmad Rah, Ishfaq
Ahmad Lone, Mudadir Ahmad Lone, Arif Hussain Allie, Aijaz Ahmad Shah
and Farooq Ahmad Bhat @ Nali, for the commission of offences punishable
under the relevant Sections of ULA (P) Act, as indicated against the each
accused at Para (8) above, arising out of FIR No. 37/2018 of Police Station,
Qaimoh.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,
Financial Commissioner/
Additional Chief Secretary.