

## 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 21st December, 2022.

SO-708.ô Whereas, on 10-08-2022, the Police Station, Lalpora, received a docket to the effect that on a reliable information a Joint Cordon and Search Operation was launched by the Police/Security Forces in Village Mandalpora, Lalpora and during the search of the residential house of one Parvaiz Ahmad Bhat S/o Mohammad Abdullah Bhat R/o Mandalpora,

2. Whereas, based on the above, a Case FIR No. 105/2020 under Section 7/25 Arms Act, and Section 13 of ULA (P) Act, was registered in the Police Station, Lalpora, and the investigation of the case was set into motion. Subsequently, during the investigation, the Sections 18, 23, 38 and 39 of ULA (P) Act were added in the case ; and

3. 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

4. Whereas, during the investigation, the accused house owner namely Parvaiz Ahmad Bhat, was arrested in the case and it was found that the accused was in contact with an unknown PoK based terrorist of HM banned outfit, who instigated/motivated the accused to join the terrorist ranks in order to promote terrorist activities in the area ; and

5. Whereas, during the investigation, four other persons namely Gh. Mohammad Kohli S/o Gh. Hassan Kohli R/o Rang, Warnow, Altaf Ahmad Mir S/o Mohammad Abdullah Mir R/o Nadizab, Kalaroos, Abdul Qayoom Gojar S/o Mirza Gojar and Nizam-ud-Din Gojar S/o Mohammad Yaqoob Gojar Rs/o Kunisa, Bandipora, were found involved in the case. Subsequently, the accused were arrested and during investigation 01 Pistol with Magazines and 16 Rounds were recovered at the instances of accused viz. Gh. Mohd Kohli ; and

6. Whereas, during the investigation, it was established that the accused viz. Parvaiz Ahmad Bhat, was associated with the terrorist organization of HM banned outfit and the other accused viz. Gh. Mohammad Kohli, Altaf Ahmad Mir, Abdul Qayoom Gojar and Nizam-ud-Din Gojar, were working as Over Ground Workers (OGWs) for the terrorists of HM banned outfit particularly the terrorist namely Parvaiz Ahmad Bhat and under a well knit criminal conspiracy were providing logistic support to them, besides, the accused viz. Gh. Mohd Kohli, procured arms/ammunition from the said terrorist for carrying out the terrorist activities in the area ; and

7. Whereas, on the basis of the investigation, the statement of witnesses recorded and other evidence collected, the Investigating Officer, has established *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
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1	Parvaiz Ahmad Bhat S/o Mohammad Abdullah Bhat R/o Mandalpora, Lalpora.	13, 18, 23, 38 of ULA (P) Act.
2	Gh. Mohammad Kohli S/o Gh. Hassan Kohli R/o Rang, Warnow.	13, 18, 23, 39 of ULA (P) Act.
3	Altaf Ahmad Mir S/o Mohammad Abdullah Mir R/o Nadizab, Kalaroos.	13, 18, 39 of ULA (P) Act.
4	Abdul Qayoom Gujar S/o Mirza Gujar R/o Kunisa, Bandipora.	

5 Nizam-ud-Din Gujar S/o Mohammad

Yaqoob R/o Kunisa, Bandipora.

8. 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

9. 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. Parvaiz Ahmad Bhat, Gh. Mohammad Kohli, Altaf Ahmad Mir, Abdul Qayoom Gojar and Nizam-ud-Din Gojar, for the commission of offences punishable under the relevant sections of By order of the Government of Jammu and Kashmir.

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

Financial Commissioner/ Additional Chief Secretary.