Government of Jammu & Kashmir
Civil Secretariat, Home Department
Jammu/Srinagar

NOTIFICATION

Srinagar, the 11th October 2012

SRO 330. - Whereas, on 03-03-2010, Police Station Awantipora received a reliable information to the effect that some militants of Hizbul Mujahideen outfit namely Shabir Ahmed @ Zahid S/O Lassi Mir R/O Lurgam, Mohd Amin Mir S/O Gh. Nabi R/O Pastoona, Gh Mohd Mir S/O Ab. Rahim R/O Gulsanpur and Mushtaq Ahmed Ahanger S/o Ab.Gani R/O Sharshali were hiding in the house of Gh. Mohd Mir S/O Ab.Khaliq Mir R/O Dadsara, Tral; and

Whereas, on the basis of said information, the area was cordoned off and a search operation launched but the militants hiding resorted to firing and in the process of retaliatory firing, four militants hiding in the said house were shot dead and one Army personnel also lost his life; and

Whereas, in this connection, FIR No 30/2010 u/s 302,307 RPC, 7/27 AA, 18 and 19 of the Unlawful Activities (Prevention) Act, 1967 was registered in Police Station Awantipora and investigation was initiated; and

Whereas, during the course of investigation, on the basis of statement of witnesses, the seizure memos and other evidence, the Investigation Officer has established a prima facie case against the accused person namely Gh. Mohd Mir S/O Ab.Khaliq Mir R/O Dadsara, Tral u/s 18 and 19 of the Unlawful Activities (Prevention) Act, 1967; and

Whereas, the Authority appointed by the State Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967 has independently scrutinized the Case Diary file and all the other relevant documents relating to the case and has come to a definite conclusion that this is a fit case for accord of prosecution sanction against the accused person; and
Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the observations/views of the Authority appointed under subsection (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government is of the view that there is sufficient material and evidence available against the accused for his prosecution under the aforesaid provisions of law.

Now, therefore, in exercise of powers conferred by subsection (1) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government hereby accords sanction for launching prosecution against the accused person namely Gh. Mohd Mir S/O Ab.Khaliq Mir R/O Dadsara, Tral U/s 18 and 19 of the Unlawful Activities (Prevention) Act, 1967 arising out of FIR No 30/2010 of Police Station Awantipora.


Sd/-
 Principal Secretary to the Government
 Home Department.

No Home/Pros/2012/14/ Dated 11-10-2012
Copy to the:-
1. Director General of Police, J&K, Srinagar. This is with reference to his letter No Legal/San/36/II/2012/2116-17 dated 05-06-2012. The CD file is returned herewith, receipt of which may kindly be acknowledged;
2. Secretary to Government, Department of Law, Justice and Parliamentary Affairs (W. 7.s.c);
3. Pvt. Secretary to Principal Secretary to the Government, Home Department;
4. Government Order file (W.3 s.c);
5. U/C Website, Home Department;

Under Secretary to the Government
Home Department

09/10