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

NOTIFICATION

Srinagar, the 12th October, 2012

SRO 338 - Whereas, on 11-02-2010, a reliable information was received by Police Station Doda from I/C Police Post Goha to the effect that the militants namely Gh. Nabi Code Javed Qureshi S/O Nizam-Ud-Din Sheikh R/O Labbar, Marmat, Mohd Usama S/O Gh. Mustafa Lone R/O Roat Marmat, Zakar Hussain S/O Abdul Latief @ Gulla Lone R/O Muthi Marmat, Muzaffar Hussain code Jaffar S/O Mushtaq Ahmed R/O Labbar Marmat and OGWs namely Tanveer Ahmed S/O Mushtaq Ahmed Mir R/O Labbar Marmat, Abdul Qayoom S/O Ab. Gani Bhat R/O Prable Marmat and Farooq Ahmed S/O Latief R/O Labbar Marmat Tehsil and District Doda have constructed a hideout at Kharkal Nallah Marmat; and

Whereas, on the basis of said information, nafri of Mobile group of Police with Army/CRPF launched a search operation in the said area during the intervening night of 10/11-02-2010 but the militants hiding in the said hideout resorted to firing and in the process of retaliatory firing, two militants namely Zakar Hussain S/O Abdul Latief @ Gulla Lone R/O Muthi, Marmat and Muzaffar Hussain code Jaffar S/O Mushtaq Ahmed R/O Labbar were killed and two AK rifles, 03 Magazines and 01 pouch etc were recovered from the possession of the slain militants; and

Whereas, in this connection, FIR No 45/2010 u/s 307/212/216 RPC, 7/27 AA, 19/20 of the Unlawful Activities (Prevention) Act, 1967 was registered in Police Station Doda 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 three accused persons u/s 19 and 20 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 persons; 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 their prosecution under the aforesaid provisions of law.


Sd/-
Principal Secretary to the Government
Home Department.

No Home/Pros/2012/11
Dated 12-10-2012

Copy to the:-

1. Director General of Police, J&K, Srinagar. This is with reference to his letter No Legal/San/01/J/2012-1798-99 dated 16-05-2012. 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. I/C Website, Home Department;

Under Secretary to the Government
Home Department