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The Informative

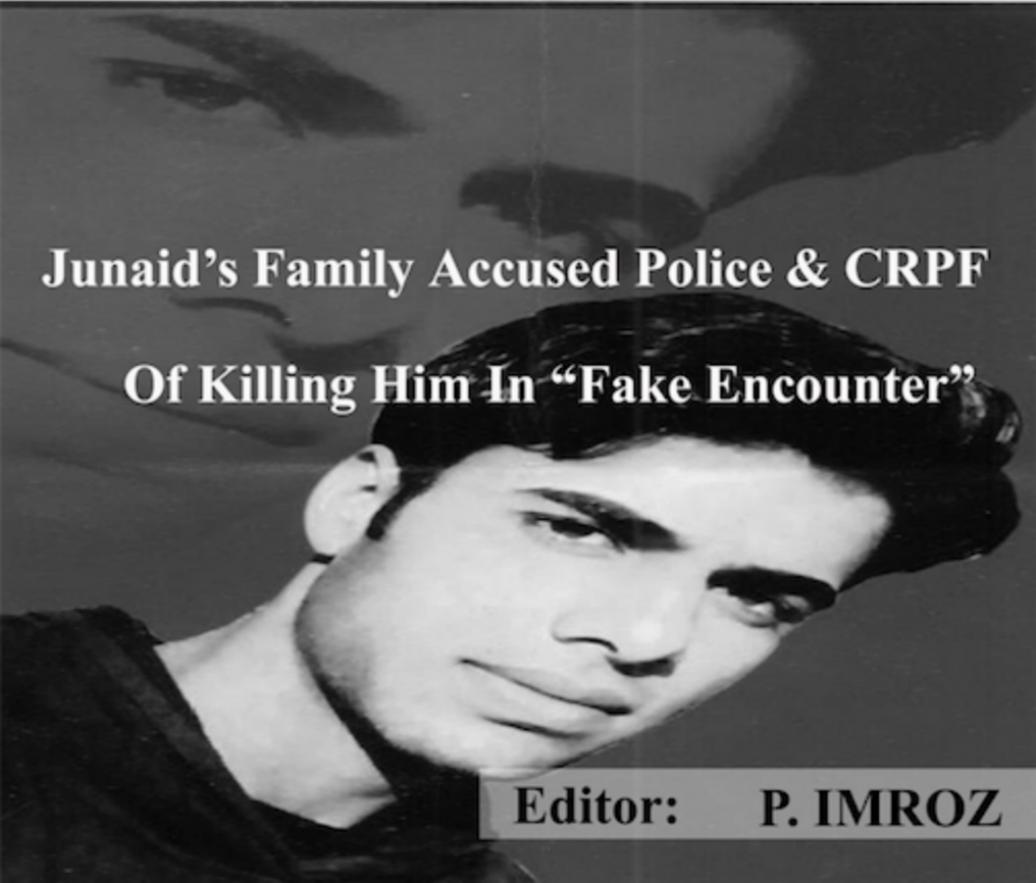


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**Junaid's Family Accused Police & CRPF
Of Killing Him In "Fake Encounter"**

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PANIC STATE

On 28th May afternoon, the Editor received a distressing call from Srinagar airport from Gautam Navlakha informing him that police and intelligence agencies have embargoed his entry to Kashmir valley and was likely to sent back. Gautam asked, "What should I do". All the Editor could do was to suggest him to ask for a written order from the authorities. To his utter shock Gautam Navlakha was told that his entry in the valley is detrimental to public order. According to the order served under section 144 Cr. P.C. to him, it was stated that whenever Gautam visits valley there are processions and demonstrations which are detrimental for public order. After detaining him along with his friend at police rest house for a night he was deported to Delhi on the first flight.

Gautam, a renowned human rights defender has been working on Kashmir human rights situation since 1990 and thus has been visiting Kashmir very regularly. He is among few Indian who publicly support Right of Self-Determination of people of Jammu & Kashmir. His deportation was unexpected and shocking as it was an irony that this time he was merely come for trekking purpose and was planning to go to Naranag.

Unlike his colleagues, who too are visiting Kashmir since 1990, Gautam didn't withdraw from his commitment on Kashmir. His unwavering commitment on Kashmir is being widely appreciated locally and he is regarded as respected Indian, who has the audacity to speak truth about Kashmir in Jammu & Kashmir, India and in international conferences. He has assailed in his writing and lectures the role of Indian state and brutalities of its army in Jammu and Kashmir. His exemplary determination has not only inspired Kashmiri youth but also a section of Indian civil society, whom he engaged in Kashmir through initiatives like Confederation of Democratic Rights Organization (CDRO).

It is not only Kashmir; Gautam has also shown exemplary courage after Sikh massacre in 1984 in the backdrop of assassination of then Indian Prime Minister, Indra Gandhi or during the campaign against Maoists. Gautam has been participating in Kashmir civil society meetings, seminars and has taken active part in elections monitoring in 2002, 2004 and 2008. In 2004, when Aasia Jeelani, a woman activist, lost her life in a mine explosion during election monitoring, Gautam was also part of one of the teams. His 20 year engagement in Kashmir has developed a deep emotional bond between him and Kashmiri activists and people here.

The hurriedly served order to him is not legally valid, it is in violation of Article 19 (1)(g) of the Indian Constitution, which guarantees every Indian right to travel to any territory of India and India claims Jammu & Kashmir its own territory. The reason behind this legally invalid order was the last year's uprising in which 120 protesters and pedestrians were killed by law enforcing agencies over which government was unnerved.

The District Magistrate, Budgam according to our information was told to pass an order only when Gautam Navlakha vehemently demanded for the same. Even according to the law the District Magistrate has to give subjective satisfaction for passing such ex-parte order. But according to our information, even the file is not lying in the office, in which the reasons and grounds deriving subjective satisfaction have to be prepared. Since police is calling the shots in the state, so initially he was verbally informed to leave and later an order was served. The authorities in Jammu & Kashmir are so panicky about the summer uprisings that due to this summer syndrome they have bypassed the legal provisions even for Indian nationals.

It is not the first instance. In past also activists like Angana Chatterji, a co-convernor of International People's Tribunal on Human Rights and Justice in Indian Administered Kashmir (IPTK) or Marjan Lucas, a Dutch activist from IKV PaxChristi have to face the wrath of the state, more so, because they were working and associated with JKCCS. Angana was followed by police agencies while preparing a report on nameless and unmarked graves in 2008 and the Intelligence Bureau (IB) officials have harassed her aged mother in West Bengal, who was interrogated. Marjan was twice denied visa to enter Kashmir. Two American film makers were sent back from the valley as *persona non-grata*. However, the South Asian Team of Amnesty International, which produced a report "A Lawless Law" were tolerated because they were holding Indian passports and pushing them out would have been a bigger issue.

The state government is fearful that there should not be repetition of 2010 uprising. Last year's uprising has caused serious embarrassment to government of India (GOI) internationally and removed the lid from its lies that Kashmir movement was only militant and is not people's movement.

Actually, the 2010 uprising was fallout of Machil Fake Encounter expose in which 3 civilians were killed, even admitted by DG police on January 3, 2011. The Machil episode would have been avoided had the government adhered to the recommendations made in "Buried Evidence" published by IPTK and also if the perpetrators of fake encounters would have been punished. Punishing the perpetrators is far a cry, as the army enjoys the impunity and the state has no will and determination to take culprits to task. Any legal action to punish the culprits is being seen as "demoralizing army" by GOI.

Endorsement on the part of former Chief Minister Farooq Abdullah on the deportation of Gautam Navlakha is widely condemnable and irrational. Dr. Farooq has endorsed deportation in the name of 'peace' in Kashmir and he is willing to do anything.

In the era of globalization, as we are living in a "global village" such measures are ridiculous, meaningless and purposeless. The government may feel comfortable foolishly on such restrictions, which may be counterproductive at the same time. The onus lies on the vibrant civil society actors in Delhi who have to take a position on such irrational state actions. It is unlikely that they will act as most of them are working with NGOs and have no such problems, and are not as bold as Gautam. In fact, they would be content with the government action as to some extent they also feel exposed because they are afraid of taking any principled position on Kashmir. They don't want to embarrass GOI internationally and being too patriotic they do not want any external intervention.

The double-standards and contradictions of the state are unacceptable and needs to be highlighted and exposed before the international community committed to the rule of law.

FAKE ENCOUNTER OR SUICIDE?

POLICE CLAIMS SUICIDE, FAMILY CRIES FAKE-ENCOUNTER

Police claim that Junaid Ahmad Khuroo, 20, of Kralteng Sopore was a militant and had committed suicide while evading arrest was strongly questioned by father of the deceased. Junaid's father Abdul Qayoom rejected vehemently the police claim that his son was a militant and committed suicide. He also rebuffed that his son had fired on a CRPF bunker at Sopore. Junaid's killing evoked strong public resentment in the area and one day-strike was observed to protest the killing.

Police had filed FIR No. 178/2011 dated 29-06-2001 US 307 RPC in Sopore police station into the killing. Police claimed that on June 29 Junaid was chased by 179 BN CRPF, after firing on its bunker, to nab him. Police said he took refuge in a local Masjid where he shot himself dead by a pistol he was carrying with him.

To debunk the police claim, Abdul Qayoom immediately came up with a statement in local dailies that his son was never associated with militancy. He also termed the police claim as bizarre that his son had shot himself dead. He accused police of cooking a make-believe story to hoodwink the people in general and his family in particular. Abdul Qayoom blamed police for torturing his son and later killed him in custody.

While talking to *The Informative Missive* Abdul Qayoom, a surrendered militant, said, "There was no truth in police claim. Police will not succeed in selling the lie through media, as everyone knew the truth about my son. Police was after my son like vultures from sometime. Like many other youth of the area, my son was no different, he also took part in widespread street protests in 2010. Hardly there was any youth in our area who had not participated in those protests. I wonder why my son was chosen to set a deterrent against the protesters. It's foolhardy to conclude that my son was ever affiliated with militancy or shot himself dead. No one is ready to buy this blatant lie of police lie."

Six days prior to his killing Junaid was summoned by the police on June 23 and was questioned in the police station Sopore for 5 hours. Abdul Qayoom further said, "At around 5 pm, I along with my wife Zahida took Junaid to the police station on June 23 in response to summon served to him by police. The SHO Gazanfar had recorded his statement, wherein, he had said that he had taken part in last year streets protests like many other youth of his age. The police had also taken his signatures on some papers about which Junaid had no idea. Late in the evening at 10 pm he was freed".

On the fateful day of June 29 Junaid had left for School to collect his roll number slip and *en route* he had met couple of persons. Abdul Qayoom said, "He was reappear student of 10th standard and on that day he had left home at around 9:00 am to collect the roll number slip to appear in the examination scheduled on July 9 from Baba Yousuf School at Noorbagh Sopore. On way to school he had met Bilal Ahmad and Zahoor Ahmad, both shopkeepers whom he had also told that he was going to fetch his examination slip. After his failure in 10th standard, he started working as a salesman at a medical

clinic at Sopore from last 3-4 months. He never showed any inclination towards militancy. This year he never took part in any kind of protest".

Qayoom further said that around 1 pm his mobile rang up and he was informed about his son's killing. "His killing news hit me like ton of bricks. I was told to reach the police station to identify his body. On reaching there, I was shown his dead body which police refused to hand over to me at that point in time, probably, they feared public reaction. Later in the evening at 8:00 we received his body. The body was entirely wrapped in white bandage, which I strongly believe was to hide the excesses committed over my son in police custody. In procession his body was buried for eternal rest in a local graveyard. Now police is refusing to share his autopsy report," Qayoom lamented

While quoting only eyewitness who saw police SHO entering the Masjid before the gunshots were heard by the people living around the Masjid, Abdul Qayoom said, "At around 11:00 am, the only eyewitness who saw police SHO entering the Masjid lives nearby to the Masjid. The eyewitness told me that he saw SHO entering the Masjid main-gate which made him suspicious. The eyewitness fixed his eyes on the gate to ascertain the reason why the SHO 'who has earned notoriety in the area' enter the Masjid. Suddenly, he heard gunshots. A little later, the SHO asked him (eyewitness) to enter the Masjid. On entering the Masjid, he saw Junaid flat in the Masjid with a pistol lying on his left side with blood stains on left side of his head. Shocked over the scene, the eyewitness was told by the police that they were chasing him to nab him after he fired on a CRPF bunker, few meters away from the Masjid. The eyewitness was also told by the police that he took refuge in the Masjid and fired upon the police. Police further told the eyewitness when he (Junaid) saw police successfully advanced towards him he fired on his head and died on the spot."

While highlighting some technical errors Abdul Qayoom claimed that the eyewitness had told him that his footwear was neatly placed and the pistol was lying on his left side that put a big question mark on the police theory. "My son was a right hander and it is impossible for him to fire on left side of his head. There was no blood on the floor that gives an impression that his body was placed clandestinely there by the police and later a drama in managed to camouflage his killing. There is another blatant loophole in police claim, how come a person chased by police could place his footwear properly in the shoe rack. The eyewitness also told me that he had spotted bullet marks on walls and windows of the Masjid. And how come a pistol borne person fire that much of bullets," questioned Abdul Qayoom who works as a labourer.

Qayoom said from the scene it clearly appears that his son was killed somewhere and to camouflage a stage was managed to mislead the people about his killing. Qayoom is fearful about his other children as well.

Earlier reluctant Qayoom finally decided to take judicial recourse and filed a writ petition in J&K High Court. "Since police is on rampage in our area and are capable of doing any mischief to anyone since they enjoy free hand. This fear earlier dissuades me to take judicial recourse.

MAN SUCCUMBED IN SAMBOORA PULWAMA

On June 10, 36-year-old, Abdul Rashid Rishi son of late Ghulam Mohammad, an Iron smith of Somboora village of Pulwama lost the battle for his life after remaining in vegetative state for about 11 months. Rashid was shot by the troopers of Central Reserve Police Force (CRPF) in August 2010 when he was working on his shop at Somboora.

According to Rashid's family it spent more than 6 lakh rupees over his treatment but all in vain because the victim had received critical brain injuries. The family had already filed a petition in High Court seeking proper treatment, compensation and free education for victim's children. The incident had triggered massive protests in the area and the protesters were calling for action against the accused CRPF men.

A researcher of *The Informative Missive* visited the Somboora village and talked to the victim family about the incident.

Abdul Aziz Rishi, uncle of deceased while recollecting the day Rashid was shot said, "On the momentous day of August 5, 2010 at around 5pm Rashid was on his shop repairing some rakes. In the meantime a convoy of CRPF was passing by Somboora - Kakpora road. As soon as the convoy reached near Forest Check Post, Somboora, a few youth hurled stones on them. The convoy stopped and the troopers disembarked from their vehicles. They opened indiscriminate fire towards the villagers and kept on marching. Rashid shop falls about 100 meters ahead of the Check Post. When he heard gun shots, in haste, he moved out of his shop to close down the shutter, and then suddenly, the CRPF troopers spotted him and fired at him indiscriminately. Three bullets hit on the right side of his head and he fell down. The bullets had damaged his brain severely. The troopers kept on showering bullets until they passed through Somboora village."

Abdul Aziz further said, "After troopers leave the village, locals went out of their houses and found Rashid in a pool of blood. Frightened, we chose to remain inside our house, therefore, unaware about Rashid's fate. In critical conditions he was rushed to Pampore hospital wherefrom he was immediately referred to SMHS hospital Srinagar. On seeing his conditions, he was instantly referred to SKIMS, Soura at about 7:30 pm. He had lost most of his blood on the spot and during travelling from hospital to hospital. In SKIMS he was hospitalized for six months. During that period he underwent 7 surgeries and remained in vegetative state. After getting discharged from the hospital, he was being treated at home for five months. His 11 months treatment costs us 6 lacks (six

Then lately when I realized the importance of judicial recourse I filed a petition before J&K High Court," Qayoom said while hoping that judiciary will do the needful in his case.

hundred thousand) rupees and Rashid remained in comma till breathed his last on June 10-2011. We are neck deep in debt and the government has insulted us by offering mere Rs. 10,000 /- (which sometime was the cost of his one day treatment). We refused this insulting amount".

Beside other family members his wife, Jawahira Begum, while pleading his innocence said, "He was not involved in any 'subversive activity' and was simply doing his business. He was the only source of income to the family. With his killing future of my children Tabish (10) and son, Momin got insecure. Since my husband's death Tabish remain sick and is on constant medical care. They (children) repeatedly asking about their father. I have no consoling answers for them every time. Can callous CRPF troopers and government officials suggest how do I console my children?"

The Superintendent of Police (SP) submitted non-involvement certificate in favor of slain Rashid to the Deputy Commissioner Pulwama, in which he had confirmed that Reshi was not involved in any subversive activity.

"The character and antecedents of the said individual are found satisfactory, who is neither directly nor indirectly involved in any kind of subversive activity and there is nothing against him as per the records of the police station Pampore," clarifies the police report.

On the basis of this report the family filed a petition in High Court seeking proper treatment for Reshi on the State exchequer expenses, beside a compensation of Rs 40 lakhs and free education to the children of the victim.

Counsel for the petitioners, Mir Shafqat told media, "Compensation of Rs 40 lakh for the affected family, a government job besides an investigation and punishment for the personnel responsible for the act are in prayer before the court."

The Court under the headship of Justice Mansoor Ahmad Mir passed an order, in which he maintained, "It is the constitutional mandate of the State to safeguard the rights of the citizens, and to ensure all the facilities which are required for protecting their lives. It attains more significance when the citizen has suffered at the hands of the State itself."

The order further said, "Director SKIMS Soura, respondent 8 in the case, is directed to constitute a team of doctors and provide necessary treatment to the injured namely Abdul Rashid Reshi at the expense of the State and respondent No. 1, Chief Secretary, is directed to provide all the

assistance to the injured person. Any default in this behalf shall be seriously viewed."

In the wake of the Court directions, Director SKIMS constituted a committee of 4 specialist doctors and Professor Nissar Ahmad Choudhary was appointed convener of the committee. The committee in its report said that the brain injury of the patient has crippled him and subjected him to a persistent vegetative state and the patient had to spend approximately Rs 4 lakhs on his treatment since he sustained the injury. The report further said that the expenses for treating his ailment in future would amount to approximately Rs 20,000 per month.

The petition was listed before the Court of Justice Virender Singh and counsel for the petitioners prayed for the compensation and free treatment of the victim. "Since the reply has not been filed by the

ONE KILLED, THREE INJURED IN RANTIPORA EXPLOSION

June 7: One person was killed and three injured including two women when a live shell exploded at Ratnipora village in Anantnag district.

Reports said that the shell went off in the premises of the house of Bashir Ahmad Zargar of Ranipora when a labourer was loading the scrap of the dead explosive collected by the former from the site used by the army for blasting near the village.

Reports said that a labourer identified as Abdul Hamid Dar of Qazigund died on spot while the two women Mubeena and Gowhara were injured. Both of them were shifted to Damhal Hanjipora Anantnag for treatment.

Though the army officials said the locals putting their lives at risk for the monetary benefits go and collect the scrap from the site identified by the army in the area.

"The residents of the area for their monetary benefits go to the blasting site, collect the dead explosive and later sell it to the scrap dealers. Some times their greed take away their lives also," said an army posted in the area.

However, the residents of the area rejecting the army version said that the army has put both their lives and property at stake.

SOPORE TRADER SHOT DEAD IN CITY CENTER

June 6: Unidentified gunmen shot dead a shopkeeper from North Kashmir's Sopore town in city centre.

"Mohammad Afzal Khan of Nihalpora village, Sopore in Baramulla district was shot in the head by unknown gunmen at the busy Residency Road this afternoon. He was rushed to SMHS hospital where he succumbed to injuries. The deceased was a provision store owner," police said.

respondents, the instant petition cannot be decided at least today," said the order.

Nevertheless, the court directed the state government for the ex-gratia relief to the victim. "The State is directed to release the ex-gratia amount to the injured falling in category of Permanent Disability of the persons other than government employees in case no amount has been released so far," maintains the order.

"We want that the perpetrators of the killing of my nephew should be brought to justice. We will fight for justice as long as we can do. It is really traumatic for us when we see the two orphans of Rashid who always ask for their father. We had some saved money but all that got exhausted in his treatment and eventually everything lost. We are about the future of Rashid's wife and kids", concluded Abdul Aziz.

"The site identified by the army is just at a distance of 1 km from Ranipora and Rakhi brah villages which has put not only our lives at risk but also our property," said the locals. They said that the blasting by the army near the site has partially or fully damaged almost all the houses in Ranipora and Rakhi Brah villages.

"The glasses of almost all the houses in both the nearby villages are broken due to the heavy blasting," said a resident Khalid.

He said that the residents of the area many a time approached the civil administration and top police officials with the demand to ban the blasting near the site but nothing was done.

"Six years ago when atleast five persons were killed after they stepped on to the shell while passing through the area army for some time on the intervention of the them divisional commissioner had stopped blasting at the site but just a year after the incident they started the practice again," a group of residents told Kashmir Times over phone. A resident said that the government should either stop the army from the practice or in clear terms ask the residents to migrate from the area.

An eyewitness said at around 2:20 pm, he heard a gunshot and saw a person lying in a pool of blood near the Press Enclave, Partap Park. "Initially I thought that a tyre may have burst but within seconds I saw a person lying on road with blood oozing out from his head," he said.

Another eyewitness said that a person in black shirt shot Khan from close range. "I saw a person being held by a youth in head and then there was a bullet shot," he said.

SSP Srinagar Syed Ashiq Hussain Bukhari said the deceased was a civilian. "The initial investigation has revealed that Khan had come to

recovered Rs 32 lakh cheque from his pocket," he said.

He said further investigations are going on.

Bukhari said the deceased had no political connections. "We cannot say whether the killing is a militancy related incident," he said.

No militant outfit has so far claimed

2 SUSPECTS ARRESTED IN LAL CHOWK

June 7: Police have claimed to have arrested two persons for questioning in connection with the killing of Muhammad Afzal Khan.

Two persons were detained from Rebban Rafiabad in north Kashmir, sources told media.

"They are relatives. One of them owns a shop in Sopore town while other is a fruit merchant. Investigation is revolving around the cheque of Rs 32 lakhs recovered from the deceased," sources added.

"Police have also approached a cellular company to get call details of the victim," they said, adding that help of Close Circuit Television (CCTVS) installed at Lal Chowk and adjoining areas is also being taken.

"CCTV footage will prove useful as the assailant was seen wearing a black shirt," sources revealed.

Srinagar to collect huge amount of money as we

J-K: BBC JOURNALIST BOOKED UNDER IT ACT

June 11: The Jammu and Kashmir Police booked BBC's London-based Kashmiri broadcaster Nayeema Ahmad Mehjoor for "inciting violence and spreading disinformation".

Mehjoor was booked after she accused the police of the recent murder of a man in her Facebook post.

"It does not matter what platform she represents, but she (Mehjoor) is spreading dissent and disinformation," Kashmir inspector general of police, Shiv Murari Sahai said in a press conference in Srinagar on Friday.

Mehjoor has been booked under Section 66 of the Information Technology Act. "She has been booked for inciting violence and spreading disinformation," he said.

Sahai drew an analogy between Mehjoor's posts and the politics of Hurriyat hardliner Syed Ali Shah Geelani. "Geelani incites violence even while he doesn't hit the roads and pelt stones," Sahai said.

ARMY MEN ASSAULT TOURISTS IN PAHALGAM

POLICE REGISTERS CASE; TROOPER NOT ARRESTED YET

June 6: Few days after Chief Minister Omar Abdullah slammed army for harassing tourists during raids in Leh, the army men allegedly assaulted a group of tourists at Pahalgham tourist resort in South Kashmir's Islamabad district on Monday. Police have registered a case against army. Army announced "strict disciplinary" action against one of its soldiers who was found guilty.

"In the afternoon, army men in their vehicle appeared near Taxi Stand, Pahalgham and caught hold of Sunil Suhalka, a tourist from Rajasthan and started beating him without any provocation," eyewitnesses

responsibility for the incident - the first in the city this year which sparked panic in the busy area.

In a recent post on her Facebook page, Mehjoor had directly accused police of being responsible for the killing of a man on Residency road. The man, Afzal Khan, was shot dead on June 6 by an unknown assailant when he was walking on the pavement.

Though initially suspected to be a militant killing, the police has now concluded that the crime was the result of a business feud. "The killing was not a militancy-related case. It was a criminal conspiracy," IG Sahai said.

Three persons, Farooq Ahmad Dar, Parvaiz Ahmad Tantray and Shabir Ahmad Parray have been arrested by the police so far. The weapon of offence, a pistol, has also been recovered at their instance. Search for others involved is on.

"Why did police kill this man in Lalchowk? Any reason?," Mehjoor had posted on June 6. And in another post, she wrote: "Kya police aaram sey nahi bethne degi logon ko?" (Won't the police allow people to live in peace?

said. They said as the family members of the victim and other tourists in the area tried to intervene and rescue him from the 'clutches' of army men, the troopers allegedly assaulted the tourists including the women visitors.

"The locals intervened and saved the tourists. They caught a trooper," said a shopkeeper, who is an eyewitness to the incident.

Police sources while giving details of the incident said, "The driver of taxi (Xylo) developed some differences with a group of tourists, who alleged that he (driver) was in a drinking state. They

refused to board the vehicle and declined to pay Rs 4000 fixed for the whole day trip. The driver called his owner, who serves in army, over phone and apprised him about the situation”.

They said that the owner along with an army party reached the spot and beat a tourist namely Sunil from Udaypur, Rajasthan. “After sensing trouble, the army men tried to leave the troubled spot but people prevented them from doing so and informed police about the incident”.

A senior police official said FIR No 34 under section 341/323/254 RPC has been registered against the army men.

On June 7, army announced "strict disciplinary" action against one of its soldiers who was found guilty of assaulting a group of tourists in Pahalgam in south Kashmir.

The Army action came within 24 hours of State Police registering a case against an army man for assaulting a group from Rajasthan who were on a holiday in the tourist resort of Pahalgam.

"General Officer Commanding of Srinagar based 15 Corps, Lt Gen Syed Atta Hasnain, ordered a fast track enquiry into the incident which found the jawan guilty of un-soldierly conduct which has tarnished the name of the Army," Defence spokesman, Lt Col J S Brar said in a statement.

UN TAKES NOTE OF 2010 KASHMIR KILLINGS

REPORT SOUGHT FROM GOI

June 17: United Nations had asked Government of India to reply over the killings of civilians by government forces during 2010 unrest in Kashmir Valley, reveals a report presented by the UN Human Rights Council Special Rapporteur on extrajudicial, summary or arbitrary executions.

The report by Special Rapporteur Christ of Heyns which was tabled at the 17th Session of the UNHRC discloses that a letter was dispatched to India's representative at the UN on October 22, 2010 to seek report over the allegations of the killings of civilians by the "military and police forces" in Kashmir from June 11 to August 7 last year.

About 116 civilians, mainly children and youth, were killed by police and paramilitary CRPF while dispersing pro-freedom protests in Kashmir valley in the summer of 2010.

The UN also asked for providing details about the disciplinary action initiated against the perpetrators of the killings, information about the encounters and allegations regarding targeting of journalists and human rights defenders.

"Please provide the details and where available the results, of the investigations, and judicial or other inquiries carried out in relation to the above incidents (including those listed in the attached Annex). Please explain the steps taken to ensure that these investigations comply with the Principles on the Effective Prevention and Investigation of Extra Legal, Arbitrary and Summary Executions. Please provide the details of any disciplinary measures imposed on, and criminal prosecutions against persons found to be responsible, as perpetrators or as responsible commanders for the alleged killings listed in the attached Annex," the letter asked.

The annexure of the letter carries the details of killings from Tufail Matoo to Aisha Shiekh.

Citing Machil fake encounter, it mentions that encounter killings are also allegedly used by security forces to create an impression of a national threat and extension of cross-border terrorism.

The communiqué further mentions that State authorities have reportedly been targeting journalists and human rights defenders as a means of preventing them from discharging their functions.

"There have also been widespread protests against "militarized governance" in Jammu and Kashmir. The military and police forces are said to be targeting unarmed and peaceful protesters and often have used live ammunition on protestors. Civilians have reportedly reacted to this through stone pelting, damaging State property and arson. In several instances this has resulted in injury to some members of the security forces," it adds.

Besides it also calls for an independent investigation in suspected cases of extra-legal, arbitrary and summary executions.

"We urge your Excellency's Government- in line with principle 9 of the Principles on the Effective Prevention and Investigation of Extra-legal, Arbitrary and Summary Executions- to conduct a thorough, prompt and impartial investigation of all suspected cases of extra-legal, arbitrary and summary executions, including cases where complaints by relatives or other reliable reports suggest unnatural death in the above circumstances," it further states.

"We recognize that your Excellency's Government had to take measures to restore public order. However, the adoption of any such measures have to strictly comply with the international human rights obligations which your Excellency's Government has undertaken, which require that force be used by law enforcement officials only when strictly necessary, and that force must be in proportion to the legitimate objective to be achieved."

The Government of India's reply states that the letter has been forwarded to authorities in India for their due consideration.

"You are, no doubt aware of the complexity of the situation that has a strong dimension of cross border terrorism and extremism, aimed at challenging the very idea of a secular, liberal and democratic India," the Indian response said.

AI ASKS MEMBERS TO SEEK RELEASE OF ISLAMABAD YOUTH

HE WILL BE SET FREE IN 2-DAYS: MOS HOME

June 17: The global Human Rights watchdog Amnesty International (AI) has asked its members to write to the government of Jammu and Kashmir to seek release of Zaffar Shafi Hakeem, 19, from the police detention.

The AI asked its members that teenager was at the risk of repeat detention order under PSA.

"Hakeem was taken into custody immediately after being released from administrative detention on June 10, and there are possibilities of he being detained again," AI's campaigner for India, Bikaramjeet Batra told media.

While giving details, he said, Hakeem was arrested on January 28 this year by police in south Kashmir's Islamabad (Anantnag) area. "He was held in administrative detention under the Public Safety Act (PSA) from January 29 till June 10," said Batra.

He said that in the month of June, the High Court of Jammu and Kashmir had found the detention unlawful and ordered his release. "Instead of being released Hakeem was arrested by the sleuths of Counter Insurgency Kashmir," Batra said.

"The police officials did not give his father any information on the alleged offences for which Zaffar Shafi Hakeem was being detained again. He has not been even produced before a magistrate. His detention may therefore be without legal basis," he added.

"I have talked to DIG south Kashmir. There are some pending legal formalities," Minister for State Home, Nasir Aslam Wani told media.

"We believe in next two days he will be released," he added.

SHRC INDICTS FORCES IN CIVILIAN KILLINGS

'IF JUSTICE CONTINUES TO ELUDE, PEOPLE WOULD BE FORCED TO PICK UP GUNS'

June 16: Independent MLA from Langate in Kupwara district of Jammu and Kashmir Abdur Rashid Sheikh has urged Chief Minister Omar Abdullah to take a serious note of the "shocking" judgments of the State Human Rights Commission (SHRC), indicting the security forces for killing "innocent people." This includes the "Machil fake encounter," which kick-started the six month-long unrest in Kashmir last year.

At a news conference, Mr. Rashid said these judgments must serve as an eye-opener for New Delhi as also the world community. "I had filed 35 applications with the SHRC along with the next of kin of the families of the slain people. The Commission announced its verdict in 12 cases," he said. "What is shocking is that the SHRC has indicted security agencies, including the Army, the BSF and the government gunmen for killing innocent men."

The MLA said the SHRC was a constitutional body set up under a law passed by the

Assembly and its judgments should be implemented in letter and in spirit to instil confidence among the people vis a vis the system.

He read out the judgment on the Machil encounter: "Three people killed on 30 April, 2010, in the Army firing were neither terrorists nor had they infiltrated into our side via Sona Pindi post of LoC as was reported by the Army. All the three were actually residents of Nadhihal village, who were taken to Kupwara by some locals to the Army camp of Sona Pindi and killed in a fake encounter.

"Intention behind all this drama was to gain rewards and undue promotion by projecting that a heroic operation had been conducted by the forces. In fact, three innocent persons, as innocent as lambs, were killed in cold blood in a fake encounter."

The SHRC recommended an ex-gratia relief of Rs. 1 lakh to the next of kin of each person killed in the encounter.

70-YR-OLD BEGGAR'S KILLING

SHRC SEEKS POLICE REPORT, RECOMMENDS EX-GRATIA TO KIN
EXPRESSES CONCERN OVER UNACCOUNTED ARMS LYING WITH TROOPS

June 20: State Human Rights Commission (SHRC) has asked police to submit the investigation report about the killing of a 70-year-old beggar, who was shot dead by army men in alleged fake encounter in Kupwara in April 2010. It has recommended an ex-gratia relief of rupees one lakh to the victim family.

Quoting police and CID reports, SHRC member Javaid Kawoosa in his judgment has held that 70-year-old beggar hailing from Vilgam, Lolab in Kupwara district was killed by army men on April 14, 2010 and later labeled as a foreign militant.

As per the police reports submitted to the Commission, Army after killing him had claimed to

have recovered an AK rifle, one magazine, 67 rounds and Rs 1000 from the deceased beggar.

Army had claimed to have killed a foreign militant (beggar) during a joint operation with police, but the later denied being part of any such operation.

The killing evoked massive resentment from the population of Vilgam, Lolab and it was after their intense protests that body was exhumed and identified as that of a local elderly beggar.

SHRC had taken suo motto cognizance of the newspaper reports about the incident and sought reports from the authorities including police about the 'stage managed' encounter.

In its report submitted to the Commission, police gave clean chit to beggar and maintained that he was not involved in militancy related activities. "He was earning his livelihood by begging and was not involved in militancy", says the report submitted by Additional Director General of Police, (CID) to the SHRC.

While delivering the order, SHRC observed, "A fairly elderly person, who was almost disowned by his own family, was given alms of Rs 1000 in lump sum by our forces in lieu of his life".

The Commission asked DGP to investigate the matter without any delay. Besides, it directed police to file the final report about the killing with the Commission so that culprits are brought to book and rule of law prevails.

Recommending an ex-gratia relief of rupees one lakh to the nearest of the kin of the victim, Kawoosa

J&K GOVT. ORDERS MAGISTERIAL PROBE IN STUDENT'S SUICIDE CASE

June 1: Jammu and Kashmir government has ordered a magisterial probe into the death of a college student who committed suicide after being harassed by police in Doda district of Jammu province while the SHRC has taken suo moto cognizance into death.

"We have ordered a magisterial probe into the suicide of a college student. Tehsildar, Doda, has been appointed as officer to conduct the probe," Deputy Commissioner, Doda, Farooq Ahmed said. "The probe should be completed and the report submitted to me in the shortest possible time," he directed.

Rashida Bano, a B.Ed student, jumped into the Chenab river after being reputedly questioned and harassed by the police for sitting 'in suspicious circumstances' at a local tea stall at Pul-Doda on the evening of May 29. Bano was having tea with her college mate Najab Din at the roadside eatery on the bank of Chenab in Pul Doda town, about 165 km from Srinagar, when the incident took place. A police party led by Mumtaz Hussain, in-charge of a police post, went to the tea stall after finding that a boy and girl had been sitting there for three hours and questioned them. Later, the policeman spoke to girl's father over the phone and asked him to take his daughter with him. The girl suddenly came out of tea stall and jumped into the river. The strong currents in the river washed her away. Later, her father Abdul Rafeeq who arrived at the spot late in the night alleged harassment by the police as the reason for the death

RAMS, ROYS, NAVLAKHAS VISIT VALLEY TO DISTURB PEACE: NC

June 7: A day after Kashmir Committee head criticized the State government for alleged human rights situation in the valley, ruling National Conference said people like Ram Jethmalani, Arundhati Roy and Gautam Navlakha visit Kashmir to disturb peace.

suggested extending benefits under SRO-43 in their favor.

Besides, the Commission expressed its deep concern at the unaccounted arms and ammunition lying with the army and para-military personnel in the Valley. "It is a dangerous situation," SHRC said while referring to Machil fake encounter where army had killed three porters.

Referring to the trend of killing innocents in fake encounters, SHRC observed that the trend is giving a bad name to the entire patriotic forces of the nation.

"A misadventure by some evil elements in the army has provided opportunity to various political leaders to exploit the situation" added the commission.

of his daughter. The police man was later suspended for negligence on duty and a case registered on a written complaint of the father.

On June 2, State Human Rights Commission (SHRC) issued notices to Director General of Police (DGP), IGP Jammu zone, Deputy Commissioner and Senior Superintendent of Police (SSP) Doda for filing detailed report in the light and context of incriminating allegations made in the news reports about the jumping of a girl in river Chenab in Pul Doda.

J&K State Human Rights Commission has taken suo-moto cognizance into the suspicious death of a young girl Rahida Bano daughter of Abdul Rafiq Rather of Bhalessa (Doda).

While taking the cognizance, the Commission comprising of Justice Syed Bashir-ud-Din, Chairperson has passed the order dated May 30, 2011 and observed that having regard to the nature of the incident and the circumstances in which it happened, ex-facie police harassment, custodial torture and violation of privacy, all facets of right to life, liberty and dignity are committed. Even abetment of neglect to prevent commission of the violation of the right is made out.

The matter assumes gravity in the context of reported earlier two incidents of two girls Sangeeta Devi and Sapna Devi in July 2010, having been subjected to embarrassment and harassment by the police, in almost like circumstances.

It said the J&K government does not need any certificate from disgruntled and politically rejected people.

"People like Ram Jethmalani, Arundhati Roy and Gautam Navlakha at the behest of political mercenaries like Madhu Kishwar and the likes visit Kashmir to vitiate the peaceful atmosphere in the State and then return to their comfortable homes in

Delhi and Bombay to be seen occasionally on television screens discussing Kashmir with the sole aim of stoking the violence and disturbance in the state much to the detriment of the people of the state and their welfare," a National Conference spokesman said.

Terming the allegations leveled by Jethmalani as irresponsible, baseless, callous and

bereft of facts, he said, "Government should not allow people like Ram Jethmalani to enter the State during the summers because they do not want a solution to the Kashmir issue. Instead they come here to misguide the people, hoodwink them and derail the process of peace in Jammu & Kashmir".

PASSPORT ISSUES

➤ PENDING PASSPORT CASES IN J&K

HOME MINISTRY SEEKS DETAILS FROM MEA

June 6: The Home Ministry has asked the External Affairs Ministry to provide details of pending cases of issuance of passports in Jammu and Kashmir to expedite their security clearance.

The decision has been taken as part of the Centre's confidence building measures in Jammu and Kashmir where security clearance has not given to many passports applicants for their alleged links with militants.

Instances were brought to the notice of the Home Ministry that some residents of J-K were finding it difficult to obtain their passports due to the antecedents of their parents.

In one such case, Union Home Secretary Gopal K Pillai intervened when Mubeshirah Qayoom, a resident of Sopore, did not get security clearance as her father had alleged links with a militant organisation.

The Home Ministry took up the issue with the authorities concerned and the necessary no-objection certification was granted and conveyed to the passport division for issuance of a passport to her.

"This indicates seriousness of the government of India towards making the process of issuance of passports to the residents of Jammu and Kashmir faster," a Home Ministry official said.

➤ GET A PASSPORT IN 3 DAYS!

NEW PROJECT TO ROLL OUT SOON

June 7: The Passport Seva Project, an ambitious e-governance programme that aims at passport delivery in three days, has entered its most crucial stage. The rollout of 77 Passport Seva Kendras is expected to begin any time now in major Indian cities and be completed by January 2012.

Things have not been entirely smooth for the pilot project running for the past year in seven centres in Karnataka and Punjab that are part of the 77 kendras.

But now the Ministry of External Affairs (MEA) and the private service provider, Tata Consultancy Services, are confident enough to introduce the new system in the designated cities.

"We hope to start the Passport Seva Kendras (PSKs) within June in Tamil Nadu, Andhra Pradesh and Kerala," a senior MEA official told IANS.

Thereafter, every month will see the opening of three to five new centres, with 20 kendras becoming operational by September. "We hope to have the total rollout by January 2012," he said.

This would mean there will be 77 PSKs functioning around the country, along with the 37 current regional passport offices which will be incorporated as back-up centres.

The project aims to streamline the process for issuing passports that had become notorious for long delays and touts and has an ambitious stated aim to deliver a passport within three days.

This month, the MEA will also operationalise the Central Passport Printing Facilities in Delhi, which will mean that instead of blank booklets, only filled-up passports will be sent directly to the kendras, plugging a major security risk.

The other institutions required for the smooth functioning of the project - data centre and disaster recovery centre - are already in place.

The software application developed by Tata Consultancy Services (TCS) to drive the entire project got its certification by a third party audit agency under the Department of Information Technology in January 2011. Incidentally, the start of the project last year had been delayed due to critical errors in software, detected during the testing process.

The crucial aspect of the project is the online application process, with applicants being able to choose their desired date and time for submitting documents for verification at the PSKs.

However, Bangalore applicants often found that the only appointment slots available were after two weeks or more.

"We know that some travel agents with very fast computers were logging in as soon as the appointments began in the morning and filled in all the slots," said the official.

The problem was compounded by the fact that the kendras had been instructed not to accept walk-in submissions.

After several complaints in Bangalore, the number of appointment slots were increased substantially, walk-in submissions were accepted in certain cases and a new centre was opened in the city to deal with the backlog and additional rush.

One of the main lessons learned from the pilot project in Bangalore was that the actual demand

for passports may outstrip that of any anticipated growth pattern.

"As the economy has prospered, one of the first things that are applied for are passports," the MEA official said.

Accordingly, the layout and capacity of the new PSKs have been revised to cater to any kind of additional demand.

In fact, the sharp rise in the demand for passports, even as government manpower remained static, was one of the reasons for going ahead with the project. The annual growth in the number of new passports being issued has been about 20 percent in the last few years, with the highest number of 5.52 million passports delivered in 2010.

"Currently, only about five percent of India's 1.2 billion population own a passport. The numbers will only rise and rise," said the official.

INDIA MUST IMPROVE RIGHTS RECORD: HRW

'IT SHOULD REVOKE SPECIAL SECURITY LAWS FROM KASHMIR'

New Delhi, June 6: Global rights watchdog, Human Rights Watch (HRW) on Monday urged India to live up to its legal and moral commitments after becoming a member of the United Nations Human Rights Council (UNHRC).

In a letter to Prime Minister Dr Manmohan Singh, the New York-based rights lobby group said India must repeal special security laws - Armed Forces Special Powers Act and Disturbed Areas Act - in Kashmir.

It also said the country had to tackle a nationwide culture of impunity that protects Army, security forces, police and public officials from prosecution, as well as improve rights for women and children.

The letter makes specific recommendations to improve accountability of the security forces for human rights violations, to strengthen civil society and support for free expression, and to protect the rights of women and other vulnerable groups. Human Rights Watch also urged India to use its considerable regional influence to address human

POLICE PROFILING RELEASED MILITANTS

Srinagar June 26: Police have started an intensive exercise of profiling released militants in some areas of north Kashmir.

To begin with the police have issued detailed profiling forms carrying 25 queries regarding released militants in Baramulla, Sopore and Rafiabad areas.

The forms issued by the police asks released militants to give their details like code name (when he was active), residence, present occupation, Tanzeem (outfit), date of exfiltration, date of infiltration, recovery, FIR numbers, date of arrests and release, economic status and phone numbers.

➤ 12460 PASSPORTS ISSUED IN 5 MONTHS: RPO

June 10: The Regional Passport Office has issued 12460 passports during the last five months this year.

In a statement, Regional Passport Officer, G A Dar said the Office received 35,277 applications seeking passports.

Dar said since 2007, his office received 1,40,082 applications for passports, out of which 1,00,130 passports were issued. Similarly, from 2007, 6268 Kashmiris were issued permits and 4828 of them traveled across to other side, whereas 10883 Pakistan Administered Kashmir residents got cleared and 6917 PaK residents traveled across.

rights problems in other countries and to assert leadership as a human rights promoter at the council. In the past, India has often opposed strong action to address violations.

India was one of 15 new members elected last month to the United Nations Human Rights Council, which is made up of 47 countries.

HRW said Indian laws prevent justice being done after "arbitrary arrests, torture, and extrajudicial killings by the police, paramilitary, and the army."

"India has made significant promises outlining its human rights record and commitments," said Meenakshi Ganguly, South Asia director at HRW. "Now it's time for India to keep those promises."

The group also called for "archaic" sedition laws to be scrapped, saying they were used to silence dissent and restrict freedom of expression.

"When it presented its candidacy to the Human Rights Council, India pledged to uphold the highest standards to promote and protect human rights," she said.

The profile form also seeks details about the family of the released militants' father, mother, wife, his brothers, sisters, sons and daughter.

A police official said profiling is being carried out to ascertain the exact number of released militants in the areas.

"The profiling will help us to monitor them (released militants) as there is always an apprehension of them becoming active. We want to know who (militant) is doing what and where they live," the official said. "Also we want to correct our number lists regarding the former militants. We want to match the current profiling lists with the records we are having".

He said the profiling is being carried out in sector levels. "By sector we mean that forms are distributed collectively in three police stations. When we collect all sectors it will give us figure of the entire district," the official said, adding, the process would be completed in a week.

Abdul Qadeer, President of Peoples Right Movement, a party of released militants in north

Kadeer said there were estimated 10,000-15000 released militants in north Kashmir.

An agitated former militant expressed resentment over new "police diktat."

"I have three sisters. I don't even want my neighbors to know what their names are. How can I mention their names in police forms," he said. "My question is what they have to do with names of our

PROFILING MILITANTS FOR REHABILITATION: OMAR

June 27: Chief Minister Omar Abdullah said that profiling of released militants was being carried out to formulate a rehabilitation policy for them in consultation with the Union Home Ministry.

"My government has raised the issue with the Home Ministry that there is urgent need to devise a rehabilitation policy for the released militants. So in response to that they ordered a baseline (survey) to know how educated the militants are and what skill they possess," Omar told reporters on the sidelines of a football match at Bakshi Stadium Srinagar.

He said the profiling of the released militants has been a regular updating exercise to know their activities.

Omar said the government always tries to engage youth in productive activities. "It's my government's responsibility to create the infrastructure for their skill development so that they contribute to the society," he said.

Kashmir, said the former militants in Baramulla, Rafiabad, Sopore were called to respective police stations and were given the forms to be filled.

"It's not the first time they want information from former militants. They are being called regularly to police stations," Kadeer said. "Now they are thrusting profiling forms on us. They are actually taking revenge from us since the movement was initiated by the armed militants."

"By this they also want indicate that they have not forgotten us even after 21 years," he said.

"It has been decades when we infiltrated and exfiltrated. How can we remember the dates? Apart from our profiles now they want profiles of our families as well. It means they would keep watch on my son and brothers. They would blacklist them as well. Why they need such information?"

COUSIN OF SLAIN YOUTH ARRESTED IN ANANTNAG

June 30: Police arrested the cousin of one of three youth allegedly shot dead by the policemen in last year's summer unrest for allegedly enforcing shutdown and encouraging the youth for stone throwing in the town on June 29.

On the 1st anniversary of the three Shujat-ul-Islam, Imtiyaz Ahmad Itoo and Ishtiyaq Ahmad Khanday who were murdered in cold blood by the police men on June 29 last year a complete shutdown amid heavy deployment of forces was observed in Anantnag township yesterday. Youth in many localities of the town also held pro-freedom demonstrations and entered into clashes with police and para-military troopers.

However, reports said that the policemen today arrested Farooq Ahmad Khanday, cousin of one of the three youth, Ishtiyaq Ahmad Khanday for

sisters and mothers?" he added.

When contacted the Deputy Inspector General (DIG) north Kashmir Muneer Khan said that profiling of released militant was a routine matter.

"We have to know their actual numbers. There is always an apprehension of their recycling. If it happens how you would identify them," Khan said. "This is just being done to update the records of police stations. We want their full family details to know who actually he is. May be later they are rehabilitated later and the details can be used there".

He said that the apprehension of released militants that their future generations will be black listed, is baseless. "Days are gone when the families of militants were denied passports. The government is issuing passports to their wards and relatives. Even some former militants are employed," he said.

circulating the posters calling for shutdown in the town and stone pelting at the forces.

"A police party from police station Anantnag picked up Farooq from his shop at KP road in the afternoon," said Ahmad-u-llah Khanday, elder brother of Farooq.

He said when they visited police station to know the reasons of his arrest the policemen told them that he was involved in the stone pelting and enforcing shutdown in the town yesterday.

Discrediting the police claim that Farooq was involved in stone throwing and circulating posters in the town his brother said, "My brother has developed fracture in his arm so how could he throw a stone or circulate or paste posters. People of the town themselves observed the strike to pay tribute to the murder victims on their anniversary

AFSPA ROW

➤ CONG LEADER QUESTIONS ARMY FOR OPPOSING AFSPA WITHDRAWAL DEMANDS PROBE IN 5000 DISAPPEARANCE CASES IN KASHMIR

New Delhi, June 3: Questioning army for opposing withdrawal of Armed Forces Special Powers Act (AFSPA) from militancy free districts of Jammu and Kashmir, senior Congress leader and former Chief Minister of Madhya Pradesh, Digvijay Singh Friday demanded a high-level probe in over 5,000 disappearance cases in the valley.

"Over 5000 youth have disappeared in Valley and their families are suffering immensely due to lack of information about their whereabouts. This is a sensitive issue and needs to be investigated at the highest level," Digvijay said while addressing a public meeting on Kashmir organised by NGO-Anhad, here.

The meeting was attended by Ram Vilas Paswan, D Raja of CPI, Damish Ali of Janata Dal (S), Mohammad Yousaf Tarigami of CPI(M), Seema Mustafa and social activist Vrinda Grover.

The Congress leader said it is unfortunate to dub stone pelters as militants. "They have shown anger against the system. A trust deficit exists and State government needs to take all possible measures to restore confidence of people in the rule of law," Digvijay said.

Questioning the wisdom of the army for showing reluctance to withdraw AFSPA from militancy free districts in J&K, he said there is no justification to have AFSPA in the entire State when the militancy related activities have drastically come down in many parts of the valley and other provinces. "The authorities can de-notify those areas which are free from violence. It will be a major confidence building measure," he said.

He advised J&K Chief Minister Omar Abdullah to take more steps in addressing grievances of the people. "The young CM needs to spend more time in the State rather than in Delhi and other places," he said.

He criticized communal and divisive forces for demanding trifurcation of Jammu and Kashmir. "Trifurcation is not the solution. The single entity of the State should be maintained," the former MP chief minister said.

CPI leader D Raja said the people of J&K face agonising situation. "There should be a political will to resolve the Kashmir issue," he said.

He said J&K people should be given political autonomy. "It should be discussed so that alienation of the people is ended," he said.

"The atrocities committed by police and security agencies need to be stopped. If no steps in this regard are taken, it will have far reaching impact

on future relations between India and Jammu and Kashmir," Raja said. Referring to misuse of Public Safety Act and AFSPA, he said, "In a democratic set up, there is no need to have such draconian laws".

Paswan favoured more political powers to the State guaranteed under Indian Constitution.

"The genuine demands of the J&K people should be realised to usher an era of peace and tranquility in the State," he said and urged the government to end the miseries of the people.

Tarigami, Grover and Danish Ali also spoke on the occasion. Some Kashmiri journalists and social activists also shared their views on various issues.

➤ COME CLEAN ON AFSPA: APEX COURT TO CENTRE

'CAN ARMY KILL, RAPE & YET ENJOY IMMUNITY?'
June 16: Irked by the Centre's diametrically diverse views on Army and paramilitary forces' immunity from criminal prosecution in fake encounter killings, the Supreme Court on Thursday asked the government to spell out its position on the controversial Armed Forces Special Power Act (AFSPA) and other laws.

"You cannot say that an Army man can enter any home commit a rape and say he enjoys immunity as it has been done in discharge of official duties," the apex court remarked. The apex court made the remarks after senior counsel Ashok Bhan, appearing for the Centre, voiced divergent views on two separate encounter killings involving military personnel in Jammu and Kashmir and Assam.

In the aftermath of 2000 Chattisinghpura massacre in Jammu and Kashmir, when five youth were killed in an alleged fake encounter by Rashtriya Rifles personnel at Pathribal in Anantnag, Bhan sought prosecution of the armymen whereas in a similar alleged fake encounter by CRPF men in Assam, the counsel said they enjoyed immunity.

"How can you adopt diametrically different views?" the Bench said, to which Bhan admitted it was "compulsions of his professional duties."

He urged the court to de-link the two issues and deal with them separately.

However, the Bench said since "the issue involved vital questions of law relating to public", the matter would be taken up for a detailed hearing immediately after vacation. The court asked the government to clearly spell out its stand on two issues: whether army and paramilitary personnel enjoy immunity from criminal prosecution for any penal offence committed in discharge of their official duties including fake encounters and rapes vis-a-vis AFSPA, Section 197 CrPC and Section 17 of the CRPF Act.

Should the investigating agency like CBI conduct a preliminary inquiry into such killings

before registering an FIR against accused army and

JK SPENDS RS 2,400 CR ON CENTRAL FORCES

June 15: Jammu and Kashmir's expenditure on central forces, barring the Army, has gone up to almost Rs 2,400 crore in the last fiscal from below Rs 70 crore in 1989-90.

"The expenditure on security agencies has gone up to Rs 2,395 crore in 2010-11. In 1989, they had 28,782 armed forces men and the wage bill was Rs 67 crore only. Now the number of people have increased to 86,260 and the wage bill has gone to Rs 2,395 crore (basically for central paramilitary forces)," Union Minister of State for Parliamentary Affairs, Planning and Science and Technology, Ashwani Kumar, told reporters IN New Delhi.

Kumar said that Centre will look at Jammu and Kashmir's demand for meeting expenditure on security forces by the Centre.

"One of the demands that has been made by the Chief Minister Omar Abdullah is that the expenditure on security or maintenance of central security forces has gone up manifold and that is

399 PANDITS KILLED SINCE 1990: KPSS

June 19: Kashmir Pandit Sangharsh Samiti, an organization of resident Kashmiri Pandits, said that 399 Pandits have been killed in Kashmir since 1990.

Contradicting official figures that 219 persons from the minority community have been killed, the Samiti alleged that the figures have been tampered with.

"As per our data, 399 Pandits have been killed in the past 20 years," said the KPSS president, Sanjay Tickoo. "An estimated 75 percent from this were killed during the first year of armed insurgency in 1990." Tickoo was briefing media persons in Srinagar.

He said the figures were based on a survey carried out by the Samiti in 2008 and 2009 "to find out the exact number of Pandits killed since 1990." "The survey revealed that 302 Pandits were killed in 1990 alone," Tickoo said.

"In our estimation, the overall number of Pandits killed in 20 years of insurgency in Kashmir would be around 650."

The Samiti figures contradict government data which says "219 Kashmiri Pandits were killed by militants since 1989 while 24,202 families were among

CRPF TO USE CHILLI GRENADES

New-Delhi, June 20: The paramilitary Central Reserve Police Force (CRPF) personnel deployed in Valley will be using chilli grenades to counter the stone pelting in Kashmir.

Home ministry sources said the chilli grenades which cause an irritation in the eyes are specially designed to disperse mob. "These would be used now onwards

paramilitary personnel.

causing unbearable financial problems which they want the Centre to take over.

"We have to look into the whole dynamics of it. That is a very long standing demand but in any case the entire amount is not recovered from the State government," the Minister said.

He said that government can reduce presence of central forces in Jammu and Kashmir only after more improvement in the security situation there.

"That (removal of forces) is a decision the government will have to take after considering all aspects of the matter. It's an ongoing process and a decision has to be taken by concerned ministries," Kumar said.

He said the central government was constantly monitoring the situation and reviewing its position to decide on withdrawal of forces from the State.

the total 38,119 families which migrated out of the Valley due to turmoil."

Tickoo said: "The authorities put the number killings of the majority community at 42,000 while the civil society puts it at 72,000. So it means they have tampered with the data not only of the majority community but of minority community as well."

The KPSS said they are in the process of compiling more data on the killings. "Our list is still incomplete and more names are expected to be added to it," Tickoo said.

Referring to a rightwing Pandit organisation which put the number of killings of minority members at 3000, Tickoo said it was propaganda. "We do not agree with this propaganda from outside that 3000 to 4000 Pandits were killed in Kashmir," he said.

Tickoo also demanded that every single killing should be investigated by the Central Bureau of Investigation. "We want that every single case pertaining to the minority community should be handed over the CBI for investigation to bring the guilty to justice," Tickoo said.

Meanwhile, KPSS held two-day special prayers at the historic Sheetleshwar Bhairav temple.

to tackle the protesters and stone pelters in Kashmir," they said.

"From now onwards, Oleoresin (a chilli extract) would be used to tackle any stone-pelting protests in Jammu & Kashmir. It is safer replacement of tear gas shells," they said.

Sources said CRPF had placed an order of 10,000 chilli grenades to be used to maintain law and

order in Kashmir. "CRPF has already started receiving these chilly grenades in batches and the complete order is expected to be received by August this year," they said.

"Since the body of chilli grenades is made of plastic, it will melt after exploding making it very difficult for a protester to throw it back," sources said.

108 KASHMIRI YOUTH TO RETURN HOME FROM POK NEXT MONTH

June 24: The government's special rehabilitation policy has kicked off with over 100 militants from J&K expected to come back to India from Pakistan-occupied Kashmir (PoK).

With over 700 applications received by the J&K government, the response has been tremendous. A high level committee comprising representatives of the state government, ministry of home affairs, Army and others has scrutinized the applications and verified the antecedents of the militants who want to surrender and live a peaceful life and has cleared 28 names.

Sources said, "About 80 more names will be cleared by the end of this month. Hopefully, all these 108 militants will return home next month." The rest will be cleared phase-wise after scrutiny.

The policy, announced last year, covers all people (and their dependents) who crossed over to PoK between 1989 and 2009 to embrace militancy and now want to return to lead a peaceful life.

The scheme includes identification, screening, travel, debriefing, rehabilitation and

It is pertinent to mention here that the Defense Research development organization (DRDO) developed archetype of the chilly grenade last year and after being satisfied by its performance, the CRPF placed order in bulk.

reintegration of the militants willing to give up arms. The policy will be implemented by the J&K government with active support of the central government.

A few officials of the Indian High Commission in Islamabad are expected to travel to PoK capital Muzaffarabad to issue travel permits of these 108 people. Sources said that New Delhi was working out with Islamabad how to facilitate the travel of the high commission officials to Muzaffarabad.

These militants gave up arms long ago due to a change of heart and are willing to return to the state. The issue of return of Kashmiri youth from PoK shot to prominence in 2006 when a delegation of leaders from J&K, including chief minister Omar Abdullah and PDP chief Mehbooba Mufti, went to Pakistan. Several Kashmiris in PoK met them and pleaded to facilitate their return, saying they were "homesick".

BOOK ON 2010 UNREST RELEASED

'BOOK WRITING IMPORTANT TO REPRESENT HISTORY OF CONFLICT'

June 12: Renowned filmmaker Sanjay Kak released a book, based on compilations of the writings about the last year's summer unrest, in Srinagar. 'Until My Freedom Has Come - The New Intifada in Kashmir',

was released at a local hotel in presence of journalists Waheed Mirza and Najeeb Mubarki. The book has been edited by Kak and includes the articles of 24 writers.

SUICIDE AND FRATRICIDES IN TROOPS

➤ ARMY MAN COMMITS SUICIDE

June 2: An army man allegedly committed suicide by shooting himself with his service rifle at Reasi district in Jammu.

An army official said Sepoy Narayan Reddy of 54 Rashtriya Rifles shot himself dead from his own

service rifle during guard duty at Talwara Army camp in Reasi district last night.

He said Reddy had two days back returned from his leave. He was a native of Andhra Pradesh.

"A Court of Inquiry has been ordered," he added.

OFFICIAL STATEMENTS

➤ '258 BOOKED UNDER PSA SINCE MARCH 2010'

Srinagar, June 1: Police on Wednesday said that 258 persons were booked under Public Safety Act (PSA) between March 2010 and May 2011.

Reacting to the news report "258 booked under PSA in 3 months" published in media, a police spokesman said: "As has been informed to the media, in the past as well, that the number of persons arrested from March 2010 till May 2011 is about 5000. All of them except 258 persons who were booked under PSA were detained. Further 83 persons have

been released out of these 258. Timber smugglers and drug peddlers have also been detained under PSA."

The spokesman said that from March 2010 till May 2011, 709 incidents of stone-pelting were reported across the valley. "Nearly 160 incidents of arson and vandalisation of government properties were reported. More than 206 government buildings and 73 vehicles were either gutted or damaged. At least 78 incidents of arson and vandalisation of private properties by violent miscreants were also reported during the period. Moreover, 6 school buildings were either burnt or damaged during the

same period, besides number of school buses were damaged by stone pelting and arson. In these violent acts 2,844 policemen and about 2500 CRPF men were injured."

➤ **40 MILITANTS ACTIVE IN SOPORE**

POLICE SAYS 40 GUERRILLAS KILLED IN TOWNSHIP SINCE JAN 2010

June 01: While a top police official said 40 militants were killed in Sopore town of North Kashmir's Baramulla district from January 2010, highly placed police sources said 40 militants were presently active in the apple town and troops have geared up their intelligence network to flush them out.

"About 40 militants have been killed during anti-militancy operations in Sopore town after it was declared independent police district in January last year," SP Sopore Altaf Khan told media persons in Sopore.

➤ **NO SUCCESSFUL INFILTRATION BID THIS YEAR: GOC**

June2: Asserting that army convoys won't ply from 9 am to 12 noon on highways in North and South Kashmir, Army said no successful infiltration attempt has taken place from across the border this year so far.

"We have got no information about any successful infiltration attempt by militants on Line of Control this year," GoC 15 Corps Lt Gen S A Hasnain told media. He said the recent statement in which it was said that about forty militants have managed to sneak into the valley is simply an 'estimate'.

"Some say 40 militants have sneaked into the valley, other may come up with different figures. But army doesn't have any proof technically or logistically about any successful infiltration attempt of militants," GoC said.

➤ **AROUND 100 MILITANTS ACTIVE IN NORTH, SOUTH KASHMIR: POLICE**

June 3: Deputy Inspector General of Police north Kashmir Muneer Ahmad Khan said 50-60 militants are active in north Kashmir and both police and army have speeded up the operations against them.

Unlike last year, south Kashmir region of valley this year witnessed a rage of encounters and police is on record to say that 30 militants were active in the region.

"We have around 30 militants active in South Kashmir," Deputy Inspector General of Police south Kashmir S A Watali told media on April 5.

The senior police officer has said that Hizb is yet in strong terms in south Kashmir, but the LeT people are also there. "HM on front, the militants of Jaish-e-Muhammad and Lashkar-e-Taiba (LeT) are also active in south Kashmir," Watali said.

➤ **119 MILITANTS ACTIVE IN KASHMIR, LOWEST IN 20 YEARS**

June 6: A latest census conducted by the Jammu and Kashmir Police shows 325 militants are currently present across Kashmir. And of them, 119 are active – the lowest figure ever since militancy erupted in the state in 1990.

The data, compiled by the J&K Police and Criminal Investigation Department (CID), shows majority of the militants are operating in north Kashmir.

Of the total 325, there are 168 local militants and 134 foreign nationals while the identity of the rest is yet to be ascertained. A chunk of the foreign militants are associated with the Lashkar.

Sources say the number of active militants, categorized as 'A', 'B' and 'C', respectively – as per "strategic and tactical importance" – is 119.

Despite setbacks, Hizbul Mujahideen is the largest militant outfit operating in Kashmir with 143 active cadres, including 15 foreign militants.

The Hizb is followed by the Pakistan-based Lashkar-e-Toiba with 92 militants in the Valley. The Hizb and Lashkar together share 72 per cent of the militant base in the Valley. No Harkat-ul-Ansar militant is present in Kashmir.

According to the report, there are 200 militants – both active and passive – in the three districts of Kupwara, Baramulla and Bandipore. Kupwara has the highest number of militants at 87, including 56 foreign nationals.

Kupwara is seen a launch pad for militants because of its proximity to the Line of Control.

Kupwara is followed by Baramulla where the number of militants, both "active" as well as "passive", is 73.

In Baramulla district, majority of the militants are stationed in Sopore – a militant stronghold. There are 40 militants present in Bandipore.

Central Kashmir – comprising Srinagar, Budgam and Ganderbal districts – has the lowest presence of militants in any police range.

Though the police have declared Srinagar city as free of militants, 14 militants are present in the periphery.

Ten militants are active in Budgam district while 16 are roaming around in Ganderbal. In the four districts of south Kashmir, 85 militants, including 16 foreign nationals, are active. Only 13 militants are present in Shopian, once a militant hotbed.

In the South, 36 militants are present in Pulwama while 23 are active in Anantag. There are 13 militants each in Kulgam and Shopian districts, the document says. No senior police officer was available for comments.

➤ **300 MILITANTS OPERATING IN VALLEY: DGP**

June 7: Director General of Police Kuldeep Khoda Tuesday said 250-300 militants are operating in the Valley.

"Our general estimate is that 250-300 militants are operating in the Valley. 100 odd may be more active type of militants," Khoda told media persons on sidelines of inaugural match of a football cup organized by the Central Reserve police Force (CRPF) at Bakhshi Stadium, Srinagar.

He, however, said the militancy is not finished in the State yet. "The efforts from across the Line of Control (LoC) are still on. The capability and intention from across to continue with militancy is still on, so we have to be alert," the police chief said.

➤ **MILITANCY NOT OVER: DGP**
'ANTI-MILITANCY OPS IN SOPORE SOON'

June 8: Director General Police Kuldeep Khoda said although militancy incidents in Kashmir have witnessed sharp decline but it wasn't over yet.

"Though there has been decrease in militancy related incidents in the Valley but the problem is not over yet. Police will continue its drive to weed out militancy from the State," DGP told a local news gathering agency KNS.

➤ **3 YEARS SUSTAINED PEACE NEEDED TO REDUCE TROOPS: GOC**

ARMY SUPPORTS RETURN OF YOUTH THROUGH LEGITIMATE PROCESS

June 8: The General Officer Commanding (GOC) of Srinagar based 15-Corps Lt Gen Syed Ata Hasnain said that there are at least 700 militants waiting across the border to "keep the pot boiling" at the behest of Pakistan. He, however, said armed forces are well aware of the challenges to tackle them.

In an informal chat with media, Gen Hasnain while supporting the return of Kashmiri youth from Pakistan Administered Kashmir said, "We support the idea but it has to be followed with a proper legal mechanism. They can only come through legitimate means. We received around 80 names of such youth from police and we gave them our feedback. Nobody can cross the LOC through illegal means".

On presence of Army in Kashmir, he said it needed to be seen from the military point of view. "Pakistan wants to sustain trouble here so we have to keep that in mind and not give any leverage to subversive activities.

Decline in militancy does not mean that it (militancy) is over. From North Kashmir side there are at least 500 militants who have been kept in "ready to go mode" from across the Line of Control. Similarly from Jammu side there are around 200 militants. On the face of it, to thin out troops is a valued argument but to sustain the longer peace we need to be vigilant" he added.

However, GoC, maintained that this issue could be addressed if there is sustained peace for

three years, terrorist camps are vanished and their infrastructure is gone otherwise there is no guarantee for peace. "We kill 100 militants, the other side is ready to push 200 more".

➤ **GOVT 'LL DO EVERYTHING TO ENSURE PEACEFUL SUMMER: OMAR**

'OUTSIDERS CAN'T BE ALLOWED TO DISRUPT SITUATION IN VALLEY'

June 13: Maintaining that government would do everything to ensure peaceful summer, the Chief Minister Omar Abdullah defended his government's decision to bar New Delhi-based writer and rights activist Gautam Navlakha from entering the State, saying outsiders cannot be allowed to disrupt the situation in the Valley.

"I have a much wider responsibility towards the people of the state. I can't allow people to come here and disrupt the situation," Omar said.

He said the decision was taken by police in consultation with Minister of State for Home after getting certain inputs "which is fine by me".

Omar said he was not answerable to either human rights activists or the principle opposition party (Peoples Democratic Party) for maintaining peace and calm in the state.

➤ **124 YOUTH BEHIND BARS FOR STONE PELTING: DGP**

June 15: Police said that most of the youth arrested on charges of the stone pelting have been released and only 124 of them were behind bars in the Kashmir Valley.

"Most of the youth arrested for stone pelting have been released and only 124 of them are in jail," Director General of Police Kuldeep Khoda, told reporters on the sidelines of the inaugural function of a youth club here in old city.

He said the main objective of establishing youth clubs was to bring police and public closer. He said such clubs would be set up in more areas of the Valley.

About the youth in old city he said, "We have already carried direct recruitment rally and more such events would be carried in the future."

➤ **50% DECLINE IN MILITANCY THIS YEAR: DGP**

June 18: Director General of Police, Kuldeep Khoda, said that there was 50 percent decrease in militancy in Jammu and Kashmir in 2011.

"We have observed that there has been 50 percent decrease in militant related incidents in 2011," Khoda said during a press briefing at Bakshi Stadium here. The briefing was called in connection with the 13th police martyrs memorial football tournament-2011. "The security forces have exerted pressure on militants and the fallout of it is visible," he said.

➤ **123 YOUTH CHARGED IN STONE PELTING: CHIDAMBARAM**

June 21: Expressing satisfaction over the prevailing security situation in Kashmir, Union Home Minister P Chidambaram while security review meeting in south Kashmir's tourist resort Pahalgam said the Government is taking every possible measure to ensure peaceful summer this year.

Terming as "highly exaggerated" the figures of 1465 political prisoners quoted by chairman Hurriyat (G), Syed Ali Shah Geelani, Home Minister said only 123 youth charged in stone-pelting are presently serving detention while 45 others have been booked under Public Safety Act (PSA).

Regarding the withdrawal of army from civilian areas, Chidambaram said, "We feel the situation has improved drastically in the Valley and the graph of militancy has come down sharply. That is why you won't find army in civilian areas like the Srinagar city. It is confined to barracks and borders only."

On the rehabilitation policy announced by the government for the youth who want return from across the LoC and live peacefully, the Home Minister said that the process has been going on smoothly and some 68 cases have already been approved.

"3062 youth from the state will be recruited in paramilitary forces. While as 4811 youth recruited

in Jammu and Kashmir police are currently under training and 2694 more youth are to be recruited this year," Chidambaram said.

➤ **1500 POLICEMAN KILLED, 16000 INJURED IN 2 DECADES: GOVT**

June 22: Minister of State for Home Nasir Aslam Wani disclosed that more than 1500 policemen were killed and 16000 injured during past two decades of turmoil in the State.

"More than 1500 policemen were killed in militancy related incidents in the State during past two decades. Over 16000 policemen were also injured in the turmoil," said MoS Home after inaugurating the 13th Police Martyrs Memorial Football Tournament at Bakshi Stadium, Srinagar.

He said more than 3000 policemen were injured during the summer unrest last year.

➤ **50% DECLINE IN MILITANCY: IGP**

June 30: Stating that there is 50 percent decline in militancy in Kashmir, the Inspector General of Police, Kashmir, SM Sahai said that miscreants were still present in the valley who didn't want peace.

"We have witnessed 50 percent decline in militancy in the valley but the enemies of peace are still alive who don't want people to live in peace," Sahai told reporters after concluding the Awami Durbar in police lines Bandipora.

KILLINGS JUNE 2011

DATE	TROOPERS	MILITANTS	CIVILIANS	OTHER
June 01	-	-	-	-
June 02	1	2	-	-
June 03	1	-	-	-
June 04	-	-	-	1 (dead body recovered)
June 05	-	-	-	-
June 06	1	-	1	-
June 07	1	-	-	-
June 08	-	-	-	-
June 09	-	-	-	-
June 10	-	2	-	-
June 11	-	-	1	-
June 12	-	-	-	-
June 13	-	-	-	-
June 14	-	-	-	-
June 15	-	1	1	-
June 16	-	1	-	-
June 17	-	-	-	-
June 18	-	-	-	-
June 19	-	-	-	-
June 20	-	-	-	-
June 21	-	-	-	-
June 22	-	-	-	-
June 23	-	3	-	-

June 24	-	-	-	-
June 25	-	-	-	-
June 26	-	-	-	-
June 27	-	2	-	-
June 28	-	-	-	-
June 29	-	-	1	-
June 30	-	-	-	-
Total	4	12	4	1

CHRONOLOGY OF INCIDENTS

June 1: No incident of violence was reported from any part of the state.

June 2: Two militants were killed in an encounter with troops of 52 RR and SOG in Sopore town of North Kashmir's Baramulla district. While an army trooper ends his life by committing suicide at Talwar Army Camp in Reasi district of Jammu province.

June 3: One more militant of LeT died in an encounter with SOG and Troops in Sopore town of North Kashmir. Police identified deceased militants as Abdullah Babar of Pakistan, Faisal alias Gazzali of Batpora, Sopore and Ghulam Nabi Dar alias DC of Naseembagh, Sopore two of whom were died on June 2.

June 4: Dead body of missing man identified as Mohammad Jamaal Kumhar son of Mohammad Ramzan of Shalgund, Handwara was recovered from Nallah Pahru near Sonerwani Bridge.

June 5: Violent incident free.

June 6: Unidentified gunmen shot dead a shopkeeper from North Kashmir's Sopore town in city centre, Lal Chowk, Srinagar. The deceased has been identified as Mohammad Afzal Khan of Nihalpora village, Sopore in Baramulla district. In another incident, a policeman posted at Rangil Water plant Ganderbal died in mysterious circumstances. The deceased was identified as Head Constable Mukhteyar Ahmad (No.70/ Gbl. EXK-901639).

June 7: A police constable identified as Manzoor Ahmad Najar, 38, was allegedly shot dead by suspected militants in Sopore town in Baramulla district.

June 8: No incident of violence was reported from any part of the state.

June 9: A Junior Commissioned Officer (JCO) of army was injured in a gunfight with militants in forest area of Handwara in border district of Kupwara.

June 10: Two militants were killed in an encounter with troops in Doda district of Jammu province. The police identified the slain militants as Javed Iqbal Malik alias Abu Hurera and Akhtar Hussein Lone alias Mubbasir of Lashkar-e-Toiba.

June 11: Abdul Rashid Reshi of Samboora Pulwama succumbed to his injuries he had received last year during summer uprising. He was shot in head by paramilitary CRPF troopers in August 2010.

June 12: No incident of violence was reported from any part of the state.

June 13: No incident of violence was reported from any part of the state.

June 14: No incident of violence was reported from any part of the state.

June 15: A youth identified as Manzoor Ahmad Dar of Vishru village in Kellar area of Shopian district was shot dead by unidentified gunmen in his house after forcing their entry. In another incident, police claimed that one LeT militant was killed in an ongoing operation in Hamla Pati forests of Zachaldara Handwara district Kupwara.

June 16: One more militant police claimed was killed by troopers in Hamla Pati forests of Zachaldara Handwara district Kupwara. The deceased was identified as LeT Commander Abu Jibrán.

June 17: No incident of violence reported from any part of the state.

June 18: No incident of violence reported from any part of the state.

June 19: No incident of violence reported from any part of the state.

June 20: No incident of violence reported from any part of the state.

June 21: No incident of violence reported from any part of the state.

June 22: No incident of violence reported from any part of the state.

June 23: Two LeT militants were killed in an encounter with troops in Chamraid area of Bafliaz belt in Poonch and one militant, whose identity could not be ascertained, died in Gurez in another encounter.

June 24: Six people, including a policeman, were today injured in a grenade attack by militants on Sopore police station in Jammu and Kashmir's Baramulla district, officials said.

June 25: No incident of violence reported from any part of the state.

June 26: No incident of violence reported from any part of the state.

June 27: Two militants of Hizbul Mujahideen identified as Muzzafar Ahmad Mala S/O Master Abdul Khaliq Malla of Kausar Bal, Tral, and Suhail Ahmad Khan S/O Ghulam Muhammad Khan of Dadsara, Tral were killed in an encounter with troops at Shikargah in Tral Pulwama district of South Kashmir. In another incident a government employee of irrigation department shot dead by unidentified gunmen at Najwan in Kangan area of Ganderabl district. The deceased was identified as Muhammad Yaqoob Kasana of Preng Kangan.

June 28: No incident of violence reported from any part of the state.

June 29: Police said that a militant shot himself dead in a Masjid AT Sopore area of Barmulla district. The militant identified as, Tamir Ahmad Khroo s/o Abdul Qayoom of Kralteng Sopore was chased by CRPF to nab him took refuge in a local Masjid where he shot himself dead by a pistol he was carrying with him. However, the family rejected the police claim and said that Junain was a civilian not a militant. In a separate incident suspected militants fired at and injured a Sub Inspector in Bamina area of Srinagar district.

June 30: A police Inspector, Shabir Ahmad, sustained critical injuries and is battling for life after being fired upon by unidentified pistol wielding men inside his house at Iqbalabad, Batamaloo, Srinagar. In another incident, a Special Police Officer (SPO) was injured in a militant attack on a police post in Kishtwar.

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