



**NATIONAL INVESTIGATION AGENCY**  
**MINISTRY OF HOME AFFAIRS,**  
**GOVERNMENT OF INDIA**  
**NEW DELHI.**  
**FINAL REPORT**  
**(U/s 173 Cr.PC)**

**BEFORE THE HONOURABLE SPECIAL JUDGE NIA JAMMU**  
**STATE**  
**V/s**  
**MUBARAK AHMAD BHATT AND OTHERS**

1. Name of the Police Station : National Investigation Agency  
New Delhi.
- FIR No. : RC-07/2011/NIA/DLI
- Year : 2011
- Date : 19.05.2011
2. Final Report/ Charge Sheet No. : 6(A) of 2011
3. Date : 19/01/2012
4. Sections of Law : U/s 120B r/w 489C

of RPC and section 13, 38 and 40 of  
UA (P) Act 1967 as amended in 2008.

5. **Type of Final Report** : Final Report/ Charge sheet
6. **If Final Report un-occurred-False/** : No  
**Mistake of fact/ Mistake of law/**  
**Non Cognizable/ Civil Nature**
7. **If charge sheeted: Original/** : Supplementary
8. **Name of Investigating Officer** : Dr. Ajeet Singh, ASP  
NIA, New Delhi.
9. **Name of the Complainant/** : Shri Jai Pal Sharma, the then  
**Informant** SI/SHO, Janipur, Jammu
10. **Details of properties/ Articles/** : As per the list enclosed.  
**Documents recovered/ seized during**  
**Investigation and relied upon**
11. **Particulars of accused person charge sheeted**

**A-5**

a.	<b>Name</b>	Mohd.Salim Khan@ Salim Sheikh
b.	<b>Father's Name</b>	Tejamul Khan
c.	<b>Age</b>	24yrs
d.	<b>Sex</b>	Male
e.	<b>Nationality</b>	Indian
f.	<b>Passport Details</b>	Nil

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g.	Religion	Muslim
h.	Occupation	Labour
i.	Address (present)	Near Lekhipura Masjid, Kaliachak, PO+PS- Kaliachak, District- Malda, West Bengal
j.	Address (permanent)	As above
k.	Whether Arrested/On Bail/Absconding	In Judicial Custody at Jammu Jail since 10.08.2011.

12. Particulars of accused persons not charge sheeted: Nil

13. (I) Particulars of Witnesses examined:: Separate list attached as  
Annexure-I

(ii) List of document : Separate list attached as  
Annexure-II

(iii) List of articles : Nil

14. If FIR is false, action taken : N/A

15. Result of laboratory analysis : Separate list attached  
as Annexure- II

## 16. Brief of the case

16.1 The case RC No. 7/2011 NIA/DLI dated 19.05.2011 was registered on the complaint of Sub- Inspector Jai Pal Sharma, SHO, PS Janipur, Jammu. On 11.01.2011, SHO/SI Jai Pal Sharma, along with other Police personnel was performing checking/frisking duty at High Court Chowk, Janipur, and Jammu. At about 1230 hrs, four persons were noticed approaching the said Naka. But the moment they saw the Police Naka they started running back towards the said direction, from where they had come. Seeing the suspicious movement of these four persons, the Police party caught hold of them. However, these four persons tried to throw the currency notes from their pockets. During the enquiry, they disclosed their names as 1)Shahid Sheikh s/o Shariful Sheikh 2)Zakir Hussain s/o Azhar Hussain 3)Mubarak Ahmad s/o Mustaq Hussain



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Ahmad and 4)Shafqat Mohi-ud-din Kuchey@ Shoukat Ali s/o Ghulam Mohi-uddin. On their personal search, Rs. 40,000/- was recovered and seized. However, it was soon found by Police that the seized currency notes were actually not the legal tenders of India, but were fake Indian currency notes. Later, on the search of the rented house of Shafqat Mohi-uddin Kuchey @ Shoukat Ali, located at house no 153, Ram Vihar, old Janipur, Jammu(H/o Shri K S Puri), RS. 1.10 lakh (face value) FICN were seized. Two sheets of letter pad of banned terrorist organization Hizb-ul-Mujahideen(HM) were also recovered. The preliminary investigation disclosed that these were actually fake Indian currency notes which were being brought from Pakistan via Bangladesh to West Bengal and from West Bengal to Jammu and Kashmir via Delhi allegedly to be used in funding terrorist and secessionist activities. Accordingly, the instant case was registered at Janipur PS Jammu vide FIR NO. 07/2011 dated 11.01.2011 u/s 489B, 489C RPC and section 13 of UA(P) Act on the complaint of SI/ SHO Jai Pal Sharma of Janipur PS Jammu.

**16.2** Subsequently, in compliance to the Ministry of Home Affairs, Govt. of India, Order Number I-11011/43/2011-IS-IV dated 04/05/2011 issued under NIA Act 2008, the National Investigation Agency took over the Investigation of FIR NO. 07/2011 dated 11.01.2011 of PS Janipura, Jammu u/s 489B, 489C of RPC and section 13 of UA (P) Act by re-registering Crime No. RC 7/2011/NIA/NDLI u/s 489 B, 489 C of RPC and section 13 of UA (P) Act 1967 on 19.05.2011.

**16.3** On 16-7-2011 the Charge sheet No. 6/2011 was laid in the Court of Ld. Special Judge NIA /Jammu against four accused namely Shahid Sheikh (A-1), Zakir Hussain (A-2), Mubarak Ahmad Bhatt (A-3) and Shafaquat Mohi-uddin Kuchey @ Shoukat Ali (A-4) u/s 120B,489C of RPC and section 13, 38 and 40 of UA(P) Act 1967. All these four accused are presently lodged in Central Jail Kot Bhalwal Jammu. The trial of the case is pending in the court of Ld. Special Judge NIA Janipur courts, Jammu and charges are yet to be framed against the above mentioned accused persons. However, in the original charge sheet it was submitted that the investigation in respect of Salim Khan (A-5), who was evading the investigation, will be continued u/s 173(8) Cr.PC.

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2,47,000/- at SBI Kalia chak branch, Malda through ATM card no. 622018107360001314 during 14.12.2010 to 10.01.2011.

17.6 Investigation further revealed that Wasim John Bhatt, brother of Mubarak Ahmad Bhatt (A-3) was the actual user of mobile phone ~~XXXXXXXXXX~~ during the period Dec 2010 and Jan. 2011. The tower location of the said mobile no. revealed that the user of this phone was in Kulgam, Jammu and not in Malda, Kalia Chak and its adjoining area, the place where transaction were made from his account using his ATM card.

17.7 Investigation further revealed that Salim Khan (A-5) after getting confirmation of deposits made from his associates, in the A/C of Askara Bibi, used to accompany Askara Bibi to the SBI Majumpur branch to make withdrawal from her SB A/C No 11845775657 and receive payment. The A/C holder used to receive commission ranging from Rs 20-40 per Rs.1,000/-.

17.8 Investigation further revealed that Fayaz Ahmad Rather, one of the associates of Salim Khan (A-5) had deposited Rs. 25,000/- at SBI Dariyapur Gola branch Patna in the A/C of Askara Bibi. Associates of Salim Khan (A-5) namely Fayaz Ahmad Rather, Abdul Hamid, Bashir Ahmad and others were operating as FICN conduits in Patna and nearby areas under the cover of businessmen dealing in Kashmiri shawl and woolen garments.

## 18. Charges

18.1 The investigation has disclosed that the accused Salim Khan (A-5) in connivance with Shahid Sheikh (A-1), Zakir Hussain (A-2), Mubarak Ahmad Bhatt @ Shahil (A-3) and Shafqat Mohi-uddin Kuchey @ Shoukat (A-4) accused in original charge sheet NO. 6/2011 filed on 16.7.2011, had indulged in unlawful activities, pursuant to a criminal conspiracy, procured and supplied FICN raising funds for the terror activities of Hizb-ul-Mujahideen (HM) in J&K and thereby has committed offences u/s 120-B r/w 489C of RPC and section 13, 38 & 40 of UA (P) Act 1967 as amended in 2008.

18.2 Further investigation against the other associates of A-5 whose involvement has figured in the investigation carried so far is continuing u/s 173 (8) Cr.PC.



18.3 The sanction for prosecution u/s 45(1) of Unlawful Activities (Prevention) Act, 1967 as amended in 2008 has been obtained vide order no. I-11011/43/2011-IS.IV of MHA, GOI, New Delhi dated 17/18 January 2012, Ministry of Home Affairs, Government of India, New Delhi and is enclosed herewith as Annexure III.

18.4 All these offences have been committed within the jurisdiction of this Hon'ble Court. Hence this Hon'ble Court has got the jurisdiction to try the above offences.

Therefore it is respectfully prayed that this Hon'ble Court may be pleased to take cognizance of this Charge sheet filed u/s 173 (2) of Cr.PC read with Section 43-D Clause 2 of the Unlawful Activities (Prevention) Act, 1967 as amended in 2008 against the accused person Salim Khan A-5 and issue due processes against him along with other four accused( A-1),(A-2),(A-3) & (A-4) who were charge sheeted in previous Charge Sheet No. 06 of dated 16.07.2011, in accordance with law.

19. Despatched on : 19.1.2012.

20. No. of enclosures : 03

21. List of enclosures : Annexure-I (List of Witnesses)  
Annexure-II (List of Documents)  
Annexure-III (Sanction order by MHA)

  
(Ajeet Singh)

ASP/ NIA/New Delhi

Forwarded by

  
Mukesh Singh, IPS

DIG (TFFC)

NIA, New Delhi