

## GROUND OF DETENTION

Name : Peerzada Fahad Shah  
S/o : Peerzada Nissar Ahmad Shah  
R/o : Dawood Colony Anchar Soura, Srinagar.  
Age : 32  
Category : Instigator.

Whereas, Senior Superintendent of Police, Srinagar vide No. LGL/Det-3407/2022/4161-64 Dated: 11-03-2022 submitted a dossier for issuance of warrant for detention under the provisions of J&K Public Safety Act. The dossier submitted by the District Police Srinagar contains a host of instances / facts making out a case for steps required for preventive detention.

The dossier submitted by the District Police, Srinagar delineates your journalism journey citing series of instances leading to disturbance in public order and in many cases inciting violence which indeed is detrimental to maintenance of public order. A number of incidents have been cited wherein you indulged in inciting violence thereby leading to disturbance in public order.

Whereas, you were started working at Delhi with Christian Science Monitor Company. You went to SOAS London on scholarship basis for obtaining education in journalism and after that started to write articles, foreign affairs magazines and newspapers on Website titled "scroll.in". In year 2017, you went to USA for obtaining 2 months education journalism on fellowship basis. You have been working as independent Journalist in Kashmir and Delhi, and have also launched your own website titled "Kashmir Walla".

Whereas, the SSP, Srinagar has reported in the dossier that being an editor-in-chief of the said website you have been circulating News etc through the said website. You are having radical ideology right from your childhood and being a prominent journalist by profession, your approach has been based on creating a rift between the groups of law abiding masses. There have been many occasions when you have promoted separatism through articles, tweets and social media posts, thus clearly trying to advance your own radical ideology. You have been found guilty of misguiding common masses by circulating fake news against the Government and its policies. A journalist is one who lifts the curtains of darkness, but you are always trying to bring the people in dark by misrepresenting facts.

Whereas, the SSP, Srinagar has reported in the dossier that being a head of "Kashmirwalla" online news portal (thekashmirwalla.com) you are continuously propagating stories which are against the interest and security of the Nation and the stories mostly highlight the allegations that of Kashmir conflict and Indian State highhandedness. Through your online news portal (thekashmirwalla.com) you are continuously propagating stories in a particular selective narrative which is in-line with the ISI/Separatist propaganda. Over the last two years you have followed a selective/ particular pattern of disseminating anti-India sentiment in a very subtitle manner mostly though some of the stories are brazenly provocative as well. Every citizen has a right to protest however the stories recorded above clearly reflect that a divisive attempt was made thereby provoking the ideology for street protest and

District Magistrate  
Srinagar

violence. You legitimize and romanticize stone pelters and other instruments of violence. Each heading of your story highlights the propaganda content you seek to spread. Your modus operandi is to carry one to two stories per month which are based entirely on the victimhood narrative that portrays Anti-India sentiment, glorifies stone pelters, terrorists, and justifies separatism and violence. Your news portal extensively carries only one sided and selective stories of a particular singular Anti State narrative, while any other news item or story related to good governance, or positive intervention by GOI hardly finds any mentions in the online news portal (thekashmirwalla.com).

Whereas, you are an anti-national element under the cover of journalism and have always been found provoking, instigating gullible masses against the Government of India & Govt. of J&K through both electronic and print media. You have been found working against the ethics of journalism and misusing your profession by posting anti-national content which has a multi-dimensional adverse impact on sovereignty & unity of Country. Under the guise of journalism you have been actively posting content & news against the Govt. and its policies in such a dramatic way that it strikes the target (gullible youth) on just a glimpse of same, but also has a deep penetration in the roots of society resulting that seeds of hatred purely based on fake, disbelief & especially anti-national ideology are sown.

Whereas, SSP, Srinagar has further reported in the dossier that you have been recognized as a hard headed and scheming person whose actions have been ranging from tweets, posts glorifying terrorism by your selective pattern of disseminating anti-India sentiment in creating fears among majority population based on radical and unethical journalism among the masses. Your approach has been based on creating a chasm between the minds of the law abiding masses.

Whereas, reportedly you are figuring in the criminal records of Police stations across the Kashmir Valley. The details of cases registered against you are given below:-

Case FIR No: 70/2020 U/S 147, 307, 501, 505, 109 IPC & 13 UA(P) Act of P/S Safakadal  
Case FIR No:- 06/2021 U/S 153 and 505 - IPC of P/S Imam Sahab  
Case FIR No: 19/2022 U/S 124- A, 505, IPC & 13 UA (P) Act of P/S Pulwama.

Whereas, on 22/05/2020, P/S Safakadal reliably learnt that one Peerzada Fahad Shah S/o Peerzada Nasir Shah R/O Dawood Colony Soura Srinagar with criminal intention has uploaded posts through your URL address <http://www.facebook.com/pzs> Fahad for demeaning security forces, and planning rumour mongering against security forces, causing and attempting to bring alarm to the public thereby inducing general public to indulge into activities causing breach of peace and tranquility. The said post are not prima facie based on actual facts and have been floated with a view to cause alarm and disturbances which resulted in rioting and violent protest to the degree of attempt to murder by stone pelting. To this effect case FIR No. 70/2020 U/S 147, 307, 501, 505, 109 IPC & 13 UA (P) stands registered in P/S Safakadal and investigation set into motion.

Whereas, two more FIRs have further been registered against you such as case FIR No. 19/2022 u/s 124- A, 505, IPC & 13 UA (P) Act in P/S Pulwama for uploading anti-national posts with criminal intention to strike fright among public and induce them to create or promote offences against public tranquility. Further, the said posts uploaded on news portals by way of photographs/videos which can provoke the public

to disturb law and order. Further, the said posts glorified the terrorist activities and caused disaffection against the country. Also another case FIR No.06/2021 u/s 153, 505-IPC stands registered in P/S Imam Saheb against you.

Whereas, on account of your illegal and anti-national activities, substantive laws have been invoked against you but after every release you did not mend your ways despite being given many chances with the hope that you may not indulge in such activities further, but you did not do so yet, and have been found continuously indulging in illegal activities which are highly prejudicial to the maintenance of Security of UT of J&K. Therefore if you are not detained under Provisions of Public Safety Act at this point of time you will cause serious damage and pose serious threat to Security of UT of J&K by way of your unlawful activities, as such the detention order under the provisions of Public Safety Act 1978, is necessitated at this stage.

Whereas, being given several chances with the hope that you will live the normal life but after every arrest you get more vicious against UT of J&K. The fact cannot be ignored that your mindset can be figured from the tweets on your social networking sites which show instigating bent of his mind. Subject is on social media through email ID's as follows:-

- i. :thekashmirwala@gmail.com&contactatkashmirwala@gmail.com,
- ii. Insta ID : PZfahad,
- iii. Twitter Account : PZfahad

Whereas, your activities are prejudicial to the security and sovereignty of the country as you always tweets controversial statements and provokes the general masses which cause mischief to disrupt the peace and tranquility in the Kashmir Valley. You are filled with hatred against Union of India and even a layman can judge your intentions by visiting or accessing your social media timeline. Your activities seem to be prejudicial to the sovereignty, security, integrity, peace and tranquility of the UT of J&K and also to Union of India. Thus being a potential threat to the law and order as well as to sovereignty, integrity and security of UT of J&K and Union of India if kept at large will surely act against the peaceful atmosphere which has been established by the tireless efforts of the law enforcing agencies. Your activities will potentially disturb the peaceful atmosphere and tranquility. You are playing a key role in instigating/ provoking not only the youth of your locality but of whole Kashmir valley as you have a good number of followers on social media. Besides it is easy for you to manipulate people of valley towards your ill intentions as you are well qualified and can brainwash people easily against Government established by law. You have developed relations with various anti national gangs being operated from across border and are working as a mere puppet under the banner of journalism to fulfill the desires of likeminded people. Your aim and objective seems to destabilize the Government established by law in the Union Territory of Jammu and Kashmir and also to assist the local misguided youth for harboring and providing them every logistic support in their anti-national activities. You have a criminal bent of mind and your activities are potential threat to the tranquility and Integrity of the UT of J&K.

Whereas, reportedly you have been stoking gullible masses so as to create issues of disturbance in public order and demoralizing security forces by making unscrupulous statements vis-a-vis the security exercises being undertaken for safety and security of common people. This fact cannot be ignored that your mind set can be figured from tweets which you posted / tweeted on social networking sites showing your instigating bent of mind.

District Magistrate  
Srinagar

Whereas, preventive detention is devised to afford protection to society and the object is not to punish person but to intercept & prevent you from doing nefarious activities. The aim of preventive measure is not to put restraint upon any individual but a precaution to prevent mischief. Your activities are fierce by nature because general public are affected by your activities and conduct. By your activities and conduct there have been feeling of insecurity among the general public and as such creates panic and fear in the minds of the public thus upsetting the tempo / life of the community and as such the activities / your conduct have a direct bearing on the question of security of the UT of J&K. Your activities have also resulted in assaulting the Government machinery by resorting to violence intended to overthrow the Government machinery thus putting the security of the UT of J&K into danger.

Whereas, you could not mend your ways and instead has chosen to continue with your subversive activities and your remaining at large will be a serious threat to the security of UT of J&K. You are highly motivated to carry on the illegal designs and are not likely to desist from such anti-national and anti-social activities. You are directly involved in the above mentioned heinous criminal cases and as such normal laws don't seem sufficient to deter you from indulging in anti-national activities.

Whereas, in view of your above enumerated facts and circumstances, it is evident that your activities are potentially dangerous for the peaceful atmosphere, tranquillity and integrity of the UT of J&K, as your behaviour and conduct have remained incorrigible and there is every likelihood/ apprehension that if you are kept at large you will continue your anti-national activities which will definitely prove fatal for the peaceful atmosphere which has been maintained by the strenuous efforts of the law enforcing agencies.

In order to stop you from indulging in above activities, your detention under the provisions of J&K Public Safety Act, at this stage has become imperative as the normal law has not been found sufficient to stop you from indulging in above activities.

Therefore, it is clear that your activities are highly prejudicial to the maintenance of public order and warrant immediate preventive measures to be taken against you to prevent the society from violence, strikes, economic adversity and social indiscipline.

On the basis of pre-paras, I have reached to the conclusion that it would be expedient to detain you under the provisions of J&K Public Safety Act, 1978, for which orders are being issued separately.

  
District Magistrate,  
Srinagar.

District Magistrate  
Srinagar