



E-Mail/POST

**ODISHA POLICE
CRIME BRANCH
CRIMINAL INVESTIGATION DEPARTMENT**

No. 15467/Odisha CID- SR"W"
To

Date 26.04.2019

All district SsP/ SsRP Rourkela-Cuttack/DCsP Cuttack-Bhubaneswar

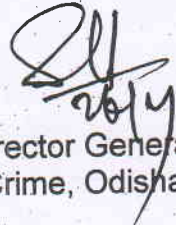
Ref: Home Department Letter No-45004/CP&M Dated 27.10.2018 and this office letter No- 39830/CID-SR"W" dated 01.11.2018

Sub: Legal Provisions enjoining in Sec-173(1A) Cr.P.C for completion of investigation in rape cases within 60 days as amended in Criminal Law (Amendment) Act, 2018.

In inviting a reference to the letter and subject cited above this is to intimate that vide sec-14 of the Criminal Law (Amendment) Act, 2018, sec-173(1A) Cr.P.C has been amended. It has been categorically mentioned in the said provision that "the investigation of all cases of rape under sections 376, 376A, 376AB, 376B, 376C, 376D, 376DA, 376DB or 376 E of the Indian Penal Code shall be completed within two months i.e Sixty days commencing from the date on which the information was recorded by the Officer in-charge of the Police Station"

Thus, as a mandate of law, investigation of all rape cases shall have to be completed within two months which will be calculated from the date of registration of FIR. Any pending action shall not be a bar for submission of a Final Form within time. If at all, any action is left out and the stipulated time is likely to expire, a preliminary charge sheet may be submitted keeping the investigation open u/s 173 (8) Cr.P.C for the purpose of further investigation. Non-submission of FF within the stipulated period may facilitate release of accused on bail on default clause, if the accused is in custody.

Suitable instructions need to be imparted to all field police functionaries to act upon the legal dictum mentioned above and to complete investigation within two months. Failure on the part of any police officer may culminate into disciplinary action over and above order of stricture passed by the court.


Additional Director General of Police
CID-Crime, Odisha