



ODISHA POLICE
CRIME BRANCH

· CRIMINAL INVESTIGATION DEPARTMENT

CRIME BRANCH CIRCULAR NO. 2/2015

Sub: Review of acquittal cases on regular basis by the District Level Standing Committee

Please refer to Home Department letter No.3015/C dated 30.10.2015. In pursuance of the direction of Hon'ble Supreme Court in Crl Appeal No.1405 of 2008 (State of Gujarat Vrs Kishanbhai etc), a District Level Standing Committee has been constituted vide Home Department Notification No.12223/CHR dated 20.3.2014 with the following:

- | | | | |
|----|--|---|-----------------|
| 1) | Superintendent of Police | - | Chairman |
| 2) | Public Prosecutor | - | Member |
| 3) | Additional Supdt. of Police/Deputy Supdt. of Police in charge of crime | - | Member Convenor |

The State Level Standing Committee headed by the Home Secretary in its meeting dated 28.7.2015 has decided that Excise Superintendent of the district shall also be included as a member of the District Level Standing Committee.

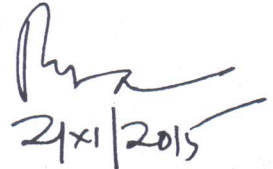
The order of the Hon'ble Supreme Court inter alia directs that the Standing Committee shall examine all cases of acquittal and record reasons for failure of each prosecution case. Further, if the acquittal was because of intentional lapse or negligence of investigation or prosecution, the committee shall recommend departmental action against the Investigating Officer or Prosecuting Officer, as the case may be. Analysis of acquittal shall be separately done in respect of each case and not in broad and general term as has been done by some of the districts.

In the video-conferencing with the Collectors and SsP dated 28.10.2015, the Hon'ble Chief Minister has issued instructions on the matter which have been communicated to all concerned vide the aforesaid letter of Home Department. It has been desired that the Committee shall meet on a monthly basis and the report

regarding reasons of acquittal along with responsibility, if any, of the Investigating Officer or Prosecuting Officer shall be sent to Home Department as well as to the DGP (CID, Crime Branch) by 15th of succeeding month. It has further been directed that the Range IsGP/DIsG and Commissioner of Police shall review 25 % of acquittals on a random basis in order to check the correctness of the recommendations made by the District Level Standing Committee and suggest modification, if any.

It is hereby reiterated that the aforesaid instructions of the Government must be scrupulously observed and reports of SsP/DCsP must be sent by 15th of every month in respect of acquittal cases of the previous month. Report of Range DIsGP/IsGP/Commissioner of Police may also be sent to DGP and Home Department by 25th every month.

This issues with the approval of DGP, Odisha.



(B.K.Sharma)

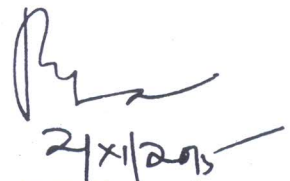
Additional Director General of Police
CID-Crime, Odisha

Memo No. 31080 /CID-PS Date 02 .11.2015

Copy to:

- (1) All district SsP/DCsP Cuttack & Bhubaneswar/SsRP Cuttack & Rourkela/SP, CID, CB/SP EOW/SP STF
- (2) Commissioner of Police, Bhubaneswar-Cuttack
- (3) Addl. DG of Police, Railways
- (4) Additional DGP/HRPC
- (5) All Range IsGP
- (6) All Range DIsGP

For information and necessary action please.



(B.K.Sharma)

Additional Director General of Police
CID-Crime, Odisha