

Home(Police) - Constitution of Standing Committee to examine all orders of acquittal and record reasons for the failure of each prosecution cases - Orders -Issued.

HOME DEPARTMENT

G.O.Ms.No. 10

C&

Puducherry, dated 23.02.2016

MUTHIALPET CIRCLE
 No. 129/mc/cr.16
 Date: 29 FEB 2016

READ: Letter No.24013/09/Misc./2014-CSR.III dated 24.03.2014 of Ministry of Home Affairs, New Delhi.

ORDER

Ministry of Home Affairs, New Delhi vide letter No.24013/09/Misc./2014-CSR.III dated 24.03.2014 has issued an Advisory to all States/UTs regarding monitoring of investigation to ensure that the Investigating Officers (IO) as well as Prosecutors should discharge their duties in such a way so as to reduce the number of acquittals that occur due to errors/lapses/gaps/inconsistencies during investigating or prosecution of the cases / also in cases of wrongful prosecution.

2. The Ministry, adverting to the suggestion of the Hon'ble Supreme Court in Appeal No.1485 of 2008 dated 07.01.2014, to ensure quality of investigation of crime, has inter-alia directed the Home Department to constitute a Standing Committee with senior officers of the Police and Prosecution Directors to analyse the case and ascertain the mistake committed during investigation and / or prosecution, or both.

3. NOW THEREFORE, the Lieutenant-Governor, Puducherry is pleased to constitute a Standing Committee with the following composition in the Union Territory of Puducherry, to ensure the quality of investigation of crime and to examine all orders of acquittal and record reasons for the failure of each prosecution cases:-

(i)	Secretary to Government (Home)	-	Chairperson
(ii)	Secretary to Government(Law)	-	Member
(iii)	Additional/Joint Secretary to Government (Home)	-	Member
(iv)	Senior Superintendents of Police (concerned)	-	Member
(v)	Director of Prosecution/Deputy Director of Prosecution	-	Member Secretary

4. Terms of reference:-

(i) The above Committee shall analyse all orders of acquittal and record reasons for the failure of each prosecution case;

(ii) The Committee shall analyse the case and ascertain the mistakes committed during investigation, and /or prosecution, or both;

(iii) The Committee shall ensure that the acquittals are reduced and the cause of justice is served by ensuring conviction of the accused for crimes committed on the victim and also infuse a sense of seriousness in the performance of investigating and prosecuting officials;

(iv) The Committee shall co-ordinate among the Police Officers concerned; and

(v) The Standing Committee shall meet at least once in every quarter or whenever the necessity therefor arises, whichever is earlier and forward the reports/recommendations to Home Department for taking further action, which shall be complied with immediately.

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