GOVERNMENT OF PUDUCHERRY

Abstract

Home – Notification under sub-section (3) of Section 48 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (Act 46 of 2023) – Orders – Issued.

HOME DEPARTMENT

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G.O.Ms.No.71 **Puducherry, dated 15.10.2024**

Read: Notification in S.O. No. 2506(E), dated 28.06.2024 of the Joint Secretary to Government of India, Ministry of Home Affairs, New Delhi.

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ORDER:

The following Notification shall be published in the Extra-ordinary issue of the Official Gazette of the Government of Puducherry.

NOTIFICATION

In exercise of the powers conferred under sub-section (3) of Section 48 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (Act 46 of 2023) read with the Notification in S.O No.2506 (E), dated 28.06.2024 of the Government of India, Ministry of Home Affairs, New Delhi the Lieutenant Governor, Puducherry, hereby notifies the following Rules, namely:-

1. **SHORT TITLE, COMMENCEMENT** (i) These rules may be called as "Information of Arrested Persons Rules, 2024".

   (ii) They shall come into force on and from the date of its notification in the official Gazette.

2. **DEFINITIONS --** In these rules, unless the context otherwise requires,

   (a) "Arrest" means the arrest of the person as defined under Section 43 of the Bharatiya Nagarik Suraksha Sanhita, 2023;

   (b) "Book" means the Register No. 26 kept and maintained in every police station regarding information of arrest and shall be issued by the office of Superintendent of Police (Head Quarter) containing pages 1-200. It shall be page marked and shall be attested by the Sub Divisional Police Officers

   (c) (SDPOs) at the opening page as well as on the last page. As and when the register is completed, the same shall be deposited with the Head Constable (HC) against proper receipt. The request for getting new register shall be made to the office of the Superintendent of Police (Head Quarters) through Sub Divisional Police Officer (SDPO)

   (d) "Form" means the form as attached in Annexure "A" of these rules and shall be used for the purpose of providing information of the arrested person;

   (e) "Information" means the intimation to the parents, friends, relatives or such other persons as may be disclosed or nominated by the arrested persons.

   (f) "Mode of information" means the information as defined in these rules as given through electronic mode i.e Mobile Phone, Social Media apps (including WhatsApp), SMS, Landline Phone, email as well as physical mode,

   (g) "Sanhita" means the Bharatiya Nagarik Suraksha Sanhita, 2023;

OFFICE OF THE SSP (HQ)
PUDUCHERRY
No: 2515 /CR
Received on: 22/11/24
Despatched on: 23/11/24

3. Duties of the Police Officer irrespect of giving information as provided under section 48 of the Sanhita: - (i) The police officer or any other person making any arrest under this Sanhita is duty bound to provide information regarding the offence committed as specified in clause (c) of sub-section (1) of Section (2) of this Sanhita.

(ii) Every Police Officer or any other person making any arrest under this Sanhita shall give the information regarding such arrest and place where the arrested person is being held to any of his relatives, friends or such other person as may be disclosed or nominated by the arrested person for the purpose of giving such information.

(iii) The information of arrest including complete particulars shall also be given to the Designated Police Officer/ control room as notified by the Government of Puducherry Notification vide G.O. Ms.No.39 dated 29.06.2024.

(iv) An entry of the fact as to who has been informed of the arrest of such person shall be made in a book to be kept in the police station in Form i.e Annexure "A" attached with these rules without any delay and shall send the information regarding arrest as specified under clause (d) of sub-section (1) of Section 2 of this Sanhita.

(v) The Police Officer shall make an entry in the register as specified in clause (e) of sub-section (1) of Section 2 regarding the information of arrest given by him.

(vi) The Police Officer shall fill the complete particulars as prescribed in Annexure "A" of these rules.

//BY ORDER OF THE LIEUTENANT GOVERNOR//

(Dr. SHARAT CHAUHAN)
CHIEF SECRETARY TO GOVERNMENT

To
The Director of Stationary & Printing — *with a request to send 10 copies of the Notification to this Department.*
Puducherry.

Copy to:

1. The Registrar General. High Court of Judicature at Madras, Chennai.
2. The Chief Judge, Puducherry.
3. The District Magistrate, Puducherry.
4. The Director General of Police, Puducherry.
5. The Secretary to Government (Law), Puducherry.
6. The Inspector General of Police, Puducherry.
7. The Senior Superintendent of Police (L&O)/(C&I)/(HQ), Puducherry.
8. The Superintendent of Police (North)/ (South)/ (East)/ (West) / Karaikal/ Mahe /Yanam.
9. The Central Record Branch, Puducherry 10. G.O. File 11. Stock file

(M.V.HIRAN)
UNDER SECRETARY TO GOvt.(Home)

Form (A)

Information of arrested person

Case F.I.R/D.D. No._____Dated_____

U/S_____

P.S. _____District_____

1.	Name with alias and Parentage of the Arrestee	
2.	Mobile No. /WhatsApp Mobile No. /Email Address.	
3.	Present Address of the Arrestee	
4.	Permanent Address of the Arrestee	
5.	FIR No. / D.D. No. & Section of Law	
6.	Place of Arrest	
7.	Date & Time of Arrest	
8.	Name, Address, e-mail ID & Tel No. Whomsoever to convey the Arrest information	
9.	Name, Rank & No. of officer making arrest	
10.	Reasons/Ground of arrest	
a.	To prevent Accused person from committing any other offence.	
b.	For proper investigation of the offence	
c.	To prevent the Accused person from causing the evidence of the offence to disappear or tampering with such evidence in any manner.	
d.	To prevent such person from making any inducement threat or promise to any person acquainted the facts of the case so as to dissuade him from disclosing such facts to the court or to the Police officer.	
e.	As unless such person is arrested, his presence in the court whenever required cannot be ensured.	

Witness :

1……..

2. ……..

3……..

Signature of Arrestee

Signature of IO

PS_____

Dated_____