OFFICE OF THE DGP
PUDUCHERRY
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GOVERNMENT OF PUDUCHERRY
Abstract

Home - Notification under Section 63 (eSakshya Management Rules) under the Bharatiya Sakshya Adhiniyam, 2023 (Act No.47 of 2023) - Notification - Orders - Issued.

HOME DEPARTMENT
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G.O.Ms.No.37 **Puducherry, dated 16.06.2025**

Read: (1) 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.
(2) D.O.No.1/04/2025-ICJS(WS-IV), dated 06.03.2025 of the Home 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 Section 63 of the Bharatiya Sakshya Adhiniyam, 2023 (Act No. 47 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 AND COMMENCEMENT.- (i)** These rules may be called the eSakshya Management Rules, 2025.
   (ii) They shall come into force on and from the date of its publication in the Official Gazette.

2. **DEFINITIONS.** -(1) In these Rules, unless the context otherwise requires, -

   (a) "CCTNS" means Crime and Criminal Tracking Network and Systems, a system software used by the Police for the collection of data and execution of instructions;

   (b) "CIS" means Case Information System , a system software used by the District Judiciary and the High Court for the collection of data and execution of instructions;

   (c) "eSign" means authentication of any electronic record by a subscriber or Court, by means of the electronic technique specified in the Second Schedule of the Information Technology Act, 2000 (Act No.21 of 2000) and includes the digital signature. Also, when a process or report generated in electronic form is authenticated by means of electronic

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signature, it shall be deemed to be authenticated by the signature of the person who affixed the electronic signature;

(d) "High Court" means the High Court of Judicature at Madras;

(e) "ICJS" shall mean Inter-operable Criminal Justice System, a software presently in operation for transfer of information among various pillars of criminal justice system, which includes investigating agencies, Courts, correctional homes, forensic laboratories, prosecution; and any other stakeholder as notified by the Central Government;

(f) "Investigating Officer" means any police officer or any other person authorized by a Competent Authority or empowered to undertake investigation for any offence.

(g) "Sakshya" means any evidence collected/recorded as a document through eSakshya Mobile Application. Sakshya consists of video recording(s), photograph(s), photograph(s) of witness(s) and photograph of the investigating/recording officer. All evidence recorded through eSakshya Mobile Application shall generate a secure packet of the event (hereinafter referred to as "eSakshya Packet') with a unique ID called SID, a unique 16 digit ID (SID) with opening, closing time stamp and geo-location. Each SID and its contents shall have unique hash value to ensure integrity. Sakshya shall be stored in immutable storage.

(h) "Sanhita" means the Bharatiya Nagarik Suraksha Sanhita, 2023 (Act No.46 of 2023).

(2) Words and expressions used, but not defined in these Rules shall have the same meaning as assigned to them in the Bharatiya Nagarik Suraksha Sanhita,2023 (Act No. 46 of 2023); the Bharatiya Nyaya Sanhita, 2023 (Act No. 45 of 2023); the Bharatiya Sakshya Adhiniyam, 2023, (Act No. 47 of 2023) and the Information Technology Act, 2000 (Act No. 21 of 2000).

3. Every Investigating Officer shall record all video and photo evidence as required under Section 105, 173, 176, 180, 185 and 497 of the Sanhita through the eSakshya Mobile Application,

4. Investigating Officer shall generate a Certificate under Section 63(4)(c) Part A of the Bharatiya Sakshya Adhiniyam, 2023 (Act No. 47 of 2023) through the eSakshya Mobile Application. All Certificates shall be eSigned.

5. Investigating Officer shall link SID with the concerned FIR number/GD number generated through CCTNS.

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6. The Sakshya uploaded to immutable storage shall be construed to be forwarded to the Magistrate as required under Sections 105 and 185 of the Sanhita.

7. The Courts can view and manage all Sakshya concerning to their jurisdiction in the CIS application/Sakshya portal on ICJS.

8. The Court shall permit sharing of Sakshya with accused and the victim (if represented by an Advocate) as per the provisions under Section 230 of the Sanhita.

9. eSakshya packet shall be archived after completion of trial and shall be moved to Archival mode.

10. Nothing in these Rules shall be deemed to limit the power of the Courts to view the Sakshya by the Court.

11. These Rules shall be in addition to and not in derogation of any other Law or Rules for time being in force for accepting and managing the Sakshya by the Court in terms of the provisions of Bharatiya Sakshya Adhiniyam, 2023 (Act No. 47 of 2023).

//BY ORDER OF THE LIEUTENANT-GOVERNOR//

(Dr. SHARAT CHAUHAN)
CHIEF SECRETARY TO GOVERNMENT

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

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 GOVERNMENT (Home)

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