



CHANDIGARH
POLICE

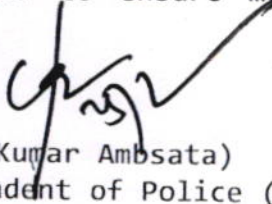

OFFICE OF THE SENIOR SUPERINTENDENT OF POLICE UT CHANDIGARH
ADDL. DELUX BUILDING, SECTOR-9, CHANDIGARH-160009

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No. 1388 UT/HAC dated Chandigarh the; 26.2.2020

Subject: Standard Operative Procedure (SOP) regarding investigation.

Enclosed please find herewith Standard Operative Procedure (SOP) regarding investigation issued from the Legal Remembrancer-cum-Director of Prosecution, Chandigarh Administration vide its memo No. LDE-(2/2017/87)-2020/1486-87 dated 29.1.2020 for necessary action and to ensure meticulous compliance.


(Rajeev Kumar Ambata)
Dy. Superintendent of Police (Hqrs.),
For Senior Superintendent of Police,
UT, Chandigarh 

Copy to:

1. All SDPOs, DSP/Crime, Oprs, EOW, W&CSU & CCIC
2. ITC Computer Section to upload the same on the Website of Chandigarh Police.

HC Sanjay Kumar

Upload to web

Kuldeep

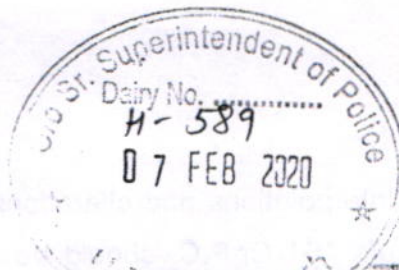
ITC/Computer

26/2/20

Computer Section

Rec. No. 178

Dated 26/2/20



From

The Principal Secretary (Law),
Chandigarh Administration.

Estt. Branch (Diary)

Diary No. 1101

Date: 30-1-20

70

To

✓ The Director General of Police,
Chandigarh Administration.

2. The District Attorney(s),
U.T., Chandigarh.

DSP/Hq
on file
y
06.02.2020

888/UT

Memo No. LDE-(2/2017/87)-2020/ 1486-87
Dated, Chandigarh the 29-1-2020

H

Subject: Standard Operative Procedure regarding Investigation.

179/HS/UT/HAC
11-2-20

28/10
29/1/2020

Reference subject quoted hereinabove.

Your goodself is hereby apprised that it has been observed that there is acquittal of accused persons in criminal cases mainly due to the reasons as informed and circulated vide this department Memo No. LDE-(2/2017/87)-2020/1483-85 dated 29.01.2020 and certain suggestions have also been circulated vide said Memo dated 29.01.2020 along with a request to issue necessary directions to your subordinate officials/officers, so that a strong case may be put before the Ld. Criminal Trial Courts and conviction of accused persons could be secured.

Besides the aforesaid suggestions, it has been deliberated that a set of Standard Operative Procedure regarding Investigation should be formulated to aid the official(s)/ officer(s) to conduct the investigation and prosecution in criminal cases in a uniform manner, as under:

- (i) Serious/heinous offences should be classified and investigation should be entrusted to selected, trained, experienced and professionally competent investigators. They should not be burdened with other duties viz, VIP Security, maintenance of law and orders etc.
- (ii) Investigators should be fully equipped with the modern scientific tool of investigation
- (iii) Scrutiny of investigation at different stages, during course of investigation, by supervisory officer should be made mandatory. Assistance of legal expert posted in the office of DGP/Senior Superintendent of Police may also be obtained. Scrutiny cell, which may consist of Deputy Superintendent of Police, Investigating Officers and Legal Functionary may be established.

R-865/DSP/Hq
07.02.2020

HAC

✓
DSP, HQ
07-02-2020

- (iv) Interpolations and alterations while recording FIR, statement of witnesses u/s 161 Cr.P.C. should be avoided. The real facts as explained by the complainant and witnesses should be recorded and should be inserted in case diary maintained u/s 172 Cr.P.C.
- (v) Delay in recording FIR should be explained.
- (vi) Prompt inspection of scene of crime and physical evidence available on scene of crime must be protected preserved and collected without wasting time.
- (vii) In heinous crime, FSL team comprising Forensic Expert, in accordance with the nature of crime should be called at place of occurrence and physical evidence should be lifted, packed strictly in accordance with the procedure laid down under the law and as directed by the forensic expert.
- (viii) Disclosure statement should be recorded strictly in accordance with the provisions enshrined u/s 27 of Indian Evidence Act, not in the form of confessional statement.
- (ix) Monogram of seal for the purpose of sealing the articles should be legible and seal after use should preferably be handed over to the public witnesses if available on the scene of crime, not to the police official.
- (x) Complainant/ public witnesses must be made aware about the procedure, legal compulsion of the police investigation so that they may repose faith in the police working and depose accordingly.
- (xi) Irregularities in the preparation of search, seizure list, should not be made.
- (xii) Right and relevant sections of IPC and local & Special Act may be applied. Investigating Officer may consult the seniors and legal expert before application of section.
- (xiii) Documentary evidence showing the ownership of articles recovered during the course of investigation should be collected and relevant person should be cited as prosecution witnesses.
- (xiv) Direction of law as prescribed under the law should be followed.
- (xv) The name of all relevant persons mentioned in FIR as witness or who have been joined in the investigation must be mentioned in list of PWs to avoid the filing of application U/S 311 Cr.P.C.
- (xvi) Every effort should be made to recover the weapon of offence used in commission of crime and the origin in case of illegal weapon must be traced. Sketches of weapon, recovery memo should be signed by all relevant witnesses. If the weapon is licensed one, used in commission of crime, it's licence should also be made a part of investigation. Ahlmad of issuing authority must be cited as witness.
- (xvii) Usually stock witnesses cited by the investigating agency turned hostile. Only reliable witnesses should be cited as prosecution witnesses.

Phalit
29/11/2020