

**DIRECTIONS UNDER PARAGRAPH - 1A OF COURT 1980 PROCEDURE OF
THE CRIMINAL MANUAL AT PAGE 60 AS AMENDMENT**

- 1] Whether charge sheet complaint is filed in the court having jurisdiction.
- 2] Whether charge sheet complaint is filed within the prescribed period of limitation.
- 3]
 - a] Whether a sanction of any authority is necessary under the law for launching Prosecution.
 - b] If yes is to obtained at the prescribed point of time and from the prescribed authority.
 - c] Whether the original order of sanctioned or a copy of the same is produced as required by law.
- 4]
 - a] Whether the name and address of accused and witnesses are properly mentioned.
 - b] Whether the accessed is juvenile and as such is it necessary to deal with the Accused under provision of offenders acts 1985.
- 5] Whether the identification makes of the accused are furnished in police cases.
- 6] Whether the accused was arrested and released on bail before launching Prosecution whether the date of his arrest and release are mentioned in the charge sheet complaint and the bail bond (if not already in the custody of the court). Is attached to the case papers.
- 7] Whether the accused is released by the court on bail before launching prosecution
 - a] Whether the date of such release is mentioned in charge sheet and whether the bail papers are available in court records [attach the bail papers to the case].
- 8] Whether the first information Report is received by the court attach the first information report or the charge sheet.
- 9] Whether set of legible copies of relevant papers attached for delivery of the charge sheet to the accused.
- 10]
 - a] Whether all items of muddamal property mentioned in the charge sheet. Complaints are produced.
 - b] Whether all items of muddamal property are property and separately describe and numbered in the charge sheet / complaint.
 - c] Whether value of each item is properly mentioned.
 - d] Whether the law expects this court to make any inquiry in respect of any item of muddamal property [sending to chemical Analyser food analyst taking steps for preservation of disposal / security etc.]
- 11] Whether confession / dying declared statements of witnesses under sec 164 of the code of Criminal procedure 1993 are recorded in the court during investigation.
 - a] Whether such original documents are produced what is the reason assigner for such omission.
 - b] What steps are required to be taken by the court for obtaining these documents? in custody
- 12] Whether the Accused is
 - a] A juvenile offender.
 - b] A member of military Personnel.
 - c] A person of unsound mind.
 - d] A deaf and dumb person.
 - e] A person who is required to be dealt with under a specific provision of law
 - i] Whether the relevant fact is mentioned in the charge sheet / complaint.
 - ii] What steps are required to be taken by the court in this context?

Note : Every complaint / charge sheet [other than that for petty offence should be examined with references to point 1 to 12 above and every complaint for a petty offence should be examined with reference to point 1 to 4 and 10 to 12 above.