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No.F.55(8)-PD/2024/いそ9 **GOVERNMENT OF TRIPURA** HOME DEPARTMENT

R. No. 1189 Date 11/5 O/o. the IGP (Crime & Intelligence Tripura, Agartala.

Agartala, Dated 10 April, 2025

NOTIFICATION

Whereas, the Bharatiya Nyaya Sanhita, 2023 (Act No.45 of 2023), The Bharatiya Nagarik Suraksha Sanhita, 2023 (Act No.46 of 2023) & the Bharatiya sakshya Adhiniyam, 2023 (Act No.47 of 2023) has come into force w.e.f. 01/07/2024;

And whereas, u/s 4(f) of Bharatiya Nyaya Sanhita, 2023 "Community service" has been introduced as a new form of punishment;

And whereas, under "explanation" to the section 23 of The Bharatiya Nagarik Suraksha Sanhita, 2023 "Community service" shall mean the work which the Court may order a convict to perform as a form of punishment that benefits the community, for which he shall not be entitled to any remuneration;

And whereas, sub-section (4) & (5) of section 8 of the Bharatiya Nyaya Sanhita, 2023 dealt with the matter as to how the imposition and payment of fine in default of Community service shall be regulated;

And whereas, the Bharatiya Nyaya Sanhita, 2023 has no clear indication for monitoring the execution of community service leading to uncertainty about the ensuring of compliance with the Courts' order:

Now therefore, these guidelines for defining the scope and nature of the execution and monitoring of community service is being formulated, to guide the stakeholders in implementation of the Community service that may be awarded/passed against any convict.

GUIDELINES

- (i) These Guidelines shall be known as "Tripura Community Service Guidelines, 2025". 1.
- (ii) These Guidelines shall come into force from the date of their publication in the State Gazette.
 - 2. Nature of Community service may be such as Cleaning of Hospital, School, Old Age Homes, Mental Health Institutes or any other public office premises as to be specified by the Courts while awarding sentence; assisting Police/other officials maintaining traffic/crowd management; arrangement and listing of books in public/community library; removal of weeds from roadsides /parks, school etc.; gardening; planting of trees on public lands including public office premises like school, parks, roadside etc.; watering trees for the time being; assisting in repairing and maintenance of public /village roads; assisting disaster management officials on call at the time of natural calamity or other emergency; serving in the community health centre and dispensaries under the strict guidance and supervision of concerned authority in terms of Courts direction; distribution of leaflets about Government development schemes/legal awareness etc. (4)

development schemes/ legal awareness etc.

The above list is only indicative but not exhaustive as to what may mean and include in the community service. The court shall always be within their jurisdiction to direct the performance of any other community service which is executable by nature apart from the one as mentioned in these guidelines.

- Court shall while passing the award specify the duration as well as the particular time/day for which the convict shall have to do the community service specified in that order.
- 4. While awarding sentence as community service the Court may specify as to who shall be the Authorising Officer to monitor the execution of award of sentence and report about the compliance thereof.
- 5. While passing order/award Court may direct Medical Superintendent / Chief Medical Officer/ Sub-Divisional Medical Officer/ In-Charge of Primary Health Centre/ Executive Officer of Corporation/ Municipality / Nagar Panchayat; CDPO/ ICDS Supervisor; Principal/ Vice-Principal/Headmaster/ Headmistress/ Teacher-In-Charge of Educational Institutions; Head of Office; other Public Officials as the case may be to monitor the execution of award in terms of the order of the Court and submit compliance report to the Probation Officer of concerned District/ Sub-Division or any other designated Officer as the case may be. The Table herein below depicts some examples:

SL	Community Services	Place/Office	Monitoring	Reporting	Duration of
No		of Service	Authority	Authority	Community
					Service
1)	Cleaning/ maintenance of wards and peripherals	Government Hospital / Govt. Primary Health Centre/ Government School/ any other public office premises etc.	In-Charge of Institutions such as MS/CMO/SDMO/R MO/HM/Principal/ Teacher-In-Charge etc.	Probation Officer or any other designated officer by the State Government for the purpose	Duration of community service may be specified by mentioning day(s) or hour(s) as the case may be for which convict shall have to perform his
2)	Consider / OD	Government	In-Charge of	-do-	work. -do
2)	Casualty / OP	Hospital/ Govt. Primary Health Centre	Institutions such as MS/CMO/SDMO/R MO etc.	-40-	uo

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3)	Trolly / Movement assistance	-do-	-do-	-do-	-do-
4)	Any other duties identified by MS/CMO/SDMO/R MO which requires more special /medical knowledge		-do-	-do-	-do-
5)	Cleaning/ maintenance of study area, stock area, and peripherals	<u> </u>	Secretary, SDLSC/ Librarian /In charge	1	-do-
6)	Arranging of Books / Listing of Books or any clerical assistance in managing library.	DLSA Office District / Taluka Office	-do-	-do-	-do-
7)	Cleaning of classrooms, library, labs, grounds and peripherals.	Educational	HM/ Principal Of Educational Institutions/ Designated Officer	-do-	-do-
8)	Cleaning/ maintenance of any area within the Corporation/ Municipality /Nagar Panchayat/ Village Panchayat/ Village Council etc. for any special purpose	Corporation / Municipality / Nagar Panchayat/ Village Panchayat/ Village Council etc.	Respective Commissioner/ Chairperson/ Secretary or Designated officer	-do-	-do-
9)	Removal of weeds from roadsides	-do-	-do-	-do-	-do-
10)	Cleaning or maintenance of public buildings.	Public Offices	Concerned Officers-In-Charge of that Office/ Designated Officer	-do-	-do-
11)	Traffic control, crowd control	City /Town area as to be specified in the order	OC/SHO/ Designated Officer	-do-	-do-
12)	Cleaning / Maintenance of public parks etc.	Public Parks within the Corporation/ Municipality / Panchayat areas.	Respective Commissioner/ Chairperson/ Secretary or Designated officer	-do-	-do-
13)	Cleaning / Maintenance	Old Age	Warden/In-charge officer or	-do-	-do-

		Homes Mental	Designated Officer		
1					
		Health			
		Institutes etc.			
14)	Tree Planting,	Parks/ Public	Local Forest	-do-	-do-
	watering, weed	place	Officer /in-charge		
	removal and		Officer of Forest		
	maintenance work		/Designated Officer		
15)	Cleaning /	Zoo /	Curator / In- charge	-do-	-do-
	Maintenance or	Museums	officer / Designated		
	providing clerical		Officer		j
	assistance				
16)	Any other duty as	As to be	Concerned	-do-	-do-
	part of community		Officer/In-	40	
	service which the				
			Ç		
	court deems fit in the	order.	Officer		
L	given case				

- 6. The Concerned Probation Officer/ any other officer as may be designated by the Court shall file a compliance report after the execution of "community service" before the Court.
- The court shall communicate a copy of the order to the concerned Probation Officer as well as
 Monitoring Authority/ Officer for facilitating proper implementation/ execution of the
 award/order.
- 8. If any occasion arises for interpretation of these Guidelines, the same shall be referred to the.

 State Govt. in the Home Department.

By order of the Governor, Signed by Samarendra Debbarma Date: 10-04-2025 16:52:22

Under Secretary to the Government of Tripura

Copy to:-

- 1. The Secretary to the Governor, Raj Bhavan, Agartala.
- 2. The Secretary to the Hon'ble Chief Minister(Minister-In-Charge of Law), Tripura.
- No. The Director General of Police, Government of Tripura, Agartala. He is also requested to upload the Notification in the website of the Tripura Police.
 - 4. The PS to the Chief Secretary, Tripura.
 - 5. The LR & Secretary, Law Department, Government of Tripura.
 - 6. All Head of Departments, Govt. of Tripura.
 - 7. The Manager, Tripura Government Press, Agartala with a request for publication in the extra-ordinary issue of Tripura Gazette.

Also Copy to:-

- 1. The Registrar General, High Court of Tripura, Agartala with a request to circulate it amongst all Courts in the District Judiciary of the State.
- 2. The Director, Tripura Judicial Academy, Narsingarh, Agartala.
- 3. The Director, Tripura Law Training Institute & Research Centre, Agartala, (Old High Court premises, Heritage Building).
- 4. The Director, IT Department with a request to upload the notification in the website.
- 5. The Principal, KTDS Police Training Academy, Narsingarh, Tripura.

RECEIVE
No. 1895 IDGP/PS
Dated 11 64 25

No.F.55(8)-PD/2024/1178 GOVERNMENT OF TRIPURA HOME DEPARTMENT

R. No. 1188 Date 11/4/28
O/o. the IGP (Crime & Intelligence)
Tripura, Agartala.

Agartala, Dated | April, 2025

NOTIFICATION

In exercise of powers conferred u/s 2 (1) (a) read with section 105,173,176,180,185, 497 and all other enabling provisions in this respect under the Bharatiya Nagarik Suraksha Sanhita, 2023 (Act No.46 of 2023), in its application to the State of Tripura, the State Government hereby makes the following rules namely:-

- 1. Short title and commencement -
- 1) These rules may be called the eSakshya Management Rules, 2025.
- 2) They shall come into force from the date of their publication in the State Gazette.
- 2. Definitions. -

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 and stands for "Case Information System", an application software developed under the initiative and guidance of the e-committee of the Supreme Court of India through the National Informatics Centre (NIC), Pune, and put to use in the District Courts and the High Courts for the collection and management of case related data transparency and litigant friendliness, allowing stakeholders to access case information online;

"eSign" means authentication of any electronic record by a subscriber or court, by means of an electronic technique specified in the Second Schedule of the Information Technology Act, 2000 (Act No.21 of 2000) and includes digital signature. Also, when a process or report generated in electronic form is authenticated by means of electronic signature, it shall be deemed to be authenticated by signature of the person who affixed the electronic signature.

d) "High Court" means the High Court of Tripura.

e) "ICJS" shall mean Inter-operable Criminal Justice System, a software presently in operation for the transfer of information among

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various pillars of criminal justice system, which includes investigating agencies, courts, correctional homes, forensic laboratories, Prisons, prosecution; and any other stakeholder as may be notified by the Central Government.

- f) "Investigating Officer" means any police officer or any other person authorized under law or by a competent authority or Court or empowered by any law 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) of events/proceedings, images including the images of 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 S10, a unique 16-digit ID (SID) with opening and closing time stamp and geo-location. Each SID and its contents will have unique hash value to ensure integrity. Sakshya will 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 also arrange to record all proceedings, collect and store evidence thereof through audio-video electronic means 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 required certificate under section 63 (4) (c) Part A of the Bharatiya Sakshya Adhinlyam, 2023 (Act No.47 of 2023) through the eSakshya Mobile Application. All Certificates will be eSigned.
- 5) Investigating Officer shall link SID with the concerned FIR number/GD number generated through CCTNS.
- 6) The Sakshya uploaded to immutable storage shall be forwarded to Magistrate/Court as required under section 105 and 497 of the Sanhita.
- 7) The courts may view and use all Sakshya concerning to their jurisdiction in the CIS application/Sakshya portal on ICJS.

- 8) The court may permit in appropriate case if so prayed to, for sharing of Sakshya with the accused and the victim (if represented by an advocate), free of cost.
- 9) eSakshya packet will be archived after completion of trial and will 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, not in derogation of any other law or rules for time being in force for accepting and managing Sakshya by the Court in terms of the provisions of Bharatiya Sakshya Adhiniyam, 2023 (Act No.47 of 2023).

By order of the Governor,

Signed by Samarendra
Debbarma
Date: 10-04-2025 16:50:55
Under Secretary to the
Government of Tripura

Copy to:-

- 1) The Secretary to the Governor, Raj Bhavan, Agartala for kind information.
- 2) The Secretary to the Hon'ble Chief Minister (Minister-In-Charge of Law), Tripura for kind information.
- 3) Director General of Police, Government of Tripura for kind information.

 He is requested to upload the Notification in the website of the Tripura

 Police.
 - 4) The PS to the Chief Secretary, Tripura.
 - 5) The LR & Secretary, Law Department, Government of Tripura for kind information.
 - 6) The Manager, Tripura Government Press, Agartala with a request for publication in the extra-ordinary issue of Tripura Gazette

Also Copy to:-

- 1) The Registrar General, High Court of Tripura, Agartala with a request to circulate it amongst all Courts in the District Judiciary of the State.
- 2) The Director, Tripura Judicial Academy, Narshingarh, Agartala.
- 3) The Director, Tripura Law Training Institute and Research Centre, Agartala.

- 4) The Director, IT Department for kind information. He is requested to upload the notification in the website.
- 5) The Principal, KTDS Police Training Academy, Narsingarh, Tripura.

R. No. 1190. Date JULY 125

O/s. the IGP (Crime & Intelligence)

Tripura, Agartala. No.

No.F.55(8)-PD/2024/1177

No 1892 /DGP/PS

GOVERNMENT OF TRIPURA

HOME DEPARTMENT

Agartala, Dated 10 April, 2025

NOTIFICATION

In exercise of the powers conferred by sub-section (1) of section 64 read with clause(i) of section 530 and other enabling provisions of the Bharatiya Nagarik Suraksha Sanhita, 2023 (Act No.46 of 2023), in its application to the State of Tripura, the Government of Tripura, hereby, makes the following rules, namely: -

RULES

1. Short title and commencement-

- 1) These rules may be called the Tripura Electronic Processes (Issuance, Service and Execution) Rules, 2025.
- 2) They shall come into force from the date of their publication in the Tripura 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 and stands for "Case Information System", an application software developed under the initiative and guidance of the e-committee of the Supreme Court of India through the National Informatics Centre (NIC), Pune, and put to use in the District Courts and the High Courts for the collection and management of case related data transparency and litigant friendliness, allowing stakeholders to access case information online;

c) "Disclosed Electronic Mail Address" means the e-mail account of a person or organization that is used by the person or organization to send and receive messages over Internet, and is shown to be admitted, or provided by such person or organization either personally or on a website

or portal;

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- d) "Electronic Communication" as defined in Section2(1)(i) of the Sanhita;
- e) "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 digital signature. Also, when a process or report generated electronic form is authenticated by means of electronic signature, it shall be deemed to be authenticated by signature of the person who affixed the electronic signature;
- f) "High Court" means the High Court of Tripura;
- g) "Process" includes summons, warrant or any other forms set forth in the Second Schedule of the Sanhita, with such variations as the circumstances of each case may require, issued for the respective purposes as mentioned in the Sanhita:
- h) 'Rules and Orders" means the High Court of Tripura Criminal Rules & Orders 2021 & shall also include The Gauhati High Court Criminal Rules and Orders as adopted by the High Court of Tripura;
- i) "Sanhita" means the Bharatiya Nagarik Suraksha Sanhita, 2023 (Act No. 46 of 2023);
- j) "Seal" means image of the seal of the Court;
- k) "State" means the State of Tripura;
- "Summons" means any summons issued by the Courts under the Sanhita;
- m)"Warrant" means a warrant issued by the Courts under the Sanhita and includes bailable warrant and non-bailable warrant.
- 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) The Court may generate and issue process in electronic mode as to be prescribed by the High Court or through CIS when so

moduled, in such forms as set forth in the Second Schedule of the Sanhita, with such variations as the circumstances of each case may require and the same may be directed to be served by a Police Officer or other public servant.

- 4) When the Court does not possess required electronic address/ contact details of the person to whom such process is intended to be served or when the process issued as per rule 3 is not served, it shall direct the same to be served by a police officer or other public servant by causing personal service.
- 5) Every process issued in form of electronic communication under the Sanhita must ordinarily be written in the language of the court and shall be in an encrypted form of electronic communication and shall bear the image of the seal of the Court and eSign.
- 6) Every process issued electronically shall contain eSign in such a manner that the name of the Court and the capacity in which the signatory or subscriber acts, should be clearly mentioned. The summons generated in electronic form shall bear image of the seal of the court and eSign of the appropriate officer of the Court or the Reader or any person authorized in writing in this regard as the case may be. Every warrant of arrest in electronic form shall be issued by eSign of the Presiding Officer of the Court and shall also bear the seal of the Court.
- 7) Where the processes generated in electronic form are received on CCTNS through a secured system, in an encrypted or any other form of electronic communication, it shall be presumed to be issued by the Court. Further, any printout of such process shall have the same effect as issued in original for the purpose of its execution.
- 8) The Officer-in-charge of the Police Station shall ensure that the verified details relating to address, disclosed electronic mail address, phone number and messaging application used by the accused or witnesses, as the case may be, are recorded during arrest, investigation or inquiry and entered in CCTNS. Such details shall also be entered in the Register maintained at the Police Station in compliance with subsection (1) of section 64 of the Sanhita. If any of such details is not available, the Officer-in-charge of the Police Station shall make an endorsement to that effect in the Register:

Provided that any such details may be amended on the basis of further verification or on the basis of an application by such person.

- 9) Where a case is filed on the basis of a private complaint, the complainant shall provide the details relating to address, disclosed electronic mail address, phone number and messaging application of the accused and witnesses along with the complaint. If any of such information is not available, the complainant shall make an endorsement to that effect.
- 10) The details relating to address, disclosed electronic mail address, phone number and messaging application shall be transmitted in electronic form when charge sheet is submitted electronically and the same shall be maintained in CIS when so moduled which may be used for issuance of process. Such digital information shall form part of the register in the form prescribed in the "Annexure A" appended to these rules.
- 11) The details relating to recognized electronic mail address, phone number and messaging application of the informant, victim and witnesses shall not be provided to the accused while supplying copies under section 230 and 231 of the Sanhita. The Officer In-Charge of the Police Station shall ensure that such details do not form part of the copies prepared under Sub-section (3) and (8) of section 193 of the Sanhita.
- 12) The Officer -in-charge of the Police Station or any Subordinate Officer deputed by him upon receipt of summons issued in pursuance of rule 4 may forward the summons on the disclosed electronic mail address, phone number or messaging application of the person summoned.
 - 13) (1) Where summons are served by way of electronic mail, service shall be deemed to have been made if the system generates acknowledgement of the delivery of process.
 - 2) When any summon is sent to a person or organization on disclosed electronic mail address, unless the delivery of the electronic mail is "disrupted" or "bounced back" for any reasons whatsoever, the delivery shall be deemed to

be effected; and unless the contrary is proved, be deemed to have been effected at the time at which the electronic mail would be delivered.

14. (1) Where summons/processes are served by way of electronic communication including messaging application, the acknowledgment shall form part of the report of the service and the report shall contain details including mobile number, e-mail address, messaging application and screenshot/photo of the application reflecting delivery of the summons/processes.

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(2) Such delivery may be deemed to be due service of summons/process and a copy of such summons/process along with report of service shall be kept in record as a proof of service of summons/process.

Explanation- Acknowledgement under this rule or under rule 13 includes an acknowledgement given by-

- a) any communication by the addressee, automated or otherwise; or
- b) any conduct of the addressee, sufficient to indicate to the originator that the electronic record has been received.
- 15) In case, verified details of the email address, phone number or messaging application relating to the person summoned are not available, the Officer-In-charge of the police station or any police officer deputed shall make an entry in that regard and after taking printout in duplicate of the summons issued in electronic mode, shall serve the same in accordance with procedure prescribed under the Sanhita for personal service.
- 16) When summons are not served by an electronic mail or other mode of electronic communication, or delivery is "disrupted" or "undelivered" or "bounced back" for any other reason, the concerned officer shall prepare a report in that regard containing all details including mobile number, messaging application and screenshot/ photo of the application confirmation of delivery and may proceed as per applicable procedure for personal service.
- 17) In case of warrant or any other process required to be executed in person is issued in electronic mode, the Officer-in-Charge of the police station or any police officer deputed by him shall take a printout of the warrant or process and execute the same in accordance with the Sanhita and rules made therein.

- 18) Where any process is served or executed other than through electronic mode, the Police Officer while making service or executing the process shall take acknowledgement of the Recipient which shall form part of the report of the service/execution.
- 19) Upon due execution or non-execution of the warrant, the executing officer of the concerned Police Station shall transmit the report along with relevant documents including bail bonds, photographs, acknowledgment, if any, to the concerned Court in electronic form through CCTNS.
- 20) The Court, upon receiving the report in electronic form under rule 19, may act upon such report as deemed appropriate. Such report or printout of such report shall be deemed to be original for the purpose of satisfaction as to the execution of the process.
- 21) Where any process is issued in cases relating to offences under sections 64 to 71 of The Bharatiya Nyaya Sanhita (Act No.45 of 2023) or offences against woman or child or offences under The Protection of Children from Sexual Offences Act, 2012 and Juvenile Justice (Care and Protection of Children) Act, 2015, the concerned officer shall ensure that the identity of the victim is not revealed in any manner in course of service or execution.
- 22) These rules shall be in addition to and not in derogation of, any other rules made by the High Court to specify for the time being in force for issuance, service and execution of process by the Courts.

By order of the Governor,

Signed by Samarendra
Debbarna
Date: 10-04-2025 17:12:18
Under Secretary to the
Government of Tripura

Copy to:-

- 1) The Secretary to the Governor, Raj Bhavan, Agartala.
- 2) The Secretary to the Hon'ble Chief Minister (Minister -In-Charge of Law), Tripura.

- 2) Director General of Police, Government of Tripura. He is requested to upload the Notification in the website of the Tripura Police.
 - 4) The PS to the Chief Secretary, Tripura.
 - 5) The LR & Secretary, Law Department, Government of Tripura.
 - 6) The Manager, Tripura Government Press, Agartala with a request for publication in the extra-ordinary issue of Tripura Gazette

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- 1) The Registrar General, High Court of Tripura, Agartala with request to circulate it amongst all Courts in the District Judiciary of the State.
- 2) The Director, Tripura Judicial Academy, Narshingarh.
- 3) The Director, Tripura Law Training Institute and Research Centre, Agartala.
- 4) The Director, IT Department with a request to upload the notification in the website.
- 5) The Principal, KTDS Police Training Academy, Narsingarh, Tripura.

Annexure – A FORM OF REGISTER (See Section 64 and Rule 10)

PS Case Number/Cou rt Case Number	Name & Address of person concerned	Ph. No(s)	Disclosed e-mail Address	Disclosed Messagin g applicatio n	Other details if any
,	•				
				•	
	Number/Cou rt Case Number	Number/Cou rt Case person concerned	Number/Cou Address of person concerned	Number/Cou rt Case person concerned e-mail Address Number concerned	Number/Cou rt Case person concerned Person Address g applicatio n