

Government of Odisha
Home Department

NOTIFICATION

Bhubaneswar, Dated the 28th February 2025

No. 8934, PT3-HOME-CPM-MISC-0213-2023

In exercise of the powers conferred by sub-section (1) of section 174 of THE BHARATIYA NAGARIK SURAKSHA SANHITA, 2023 (ACT 46 of 2023) read with Government of Odisha, Home Department vide Notification bearing No. PT3-HOME-CPM-MISC-0213-2023 22520/ dated 30.06.2024, is pleased to frame the following rules, -

1. Short title and commencement. -

- (i) These rules may be called as "Odisha Information in Non-Cognizable Cases Rules, 2025".
- (ii) They shall come into force from the date of publication of this notification in the Odisha Gazette.

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

- (i) **"Offence"** means an act or omission punishable by law as defined in section 2(1)(q) of BHARATIYA NAGARIK SURAKSHA SANHITA 2023;
- (ii) **"Officer in-charge of a Police Station"** means the Police Officer as defined in section 2(1)(r) of Bharatiya Nagarik Suraksha Sanhita 2023;
- (iii) **"Police Station"** means any post or place as defined in section 2(1)(u) of Bharatiya Nagarik Suraksha Sanhita 2023;
- (iv) **"Cognizable Offence"** means an offence for which, and "cognizable case" means a case in which, a police officer may, in accordance with the First Schedule of Bharatiya Nagarik Suraksha Sanhita, 2023 or under any other law for the time being in force, arrest without warrant; and
- (v) **"Non-Cognizable Offence"** means an offence for which, and "non-cognizable case" means a case in which, a police officer has no authority to arrest without warrant.

3. General Principles. -

When an informant reports to the Officer in-charge of a Police Station about commission of a non-cognizable offence within the limits of the Police Station, in oral or writing, -

- (i) the Police Officer shall enter the substances of the information in the Daily Diary provided by the State Government as well as in the Register as per Schedule appended to this rule;
- (ii) he shall refer the informant to the Jurisdictional Magistrate;
- (iii) the Police Officer should forward Daily Diary Report of all such cases, every fortnight i.e., 15 days;
- (iv) in case of receipt of orders from the concerned Magistrate for registration of case, the Police Officer shall duly comply the same;
- (v) after registering First Information Report (FIR), the case should be investigated as provided under Bharatiya Nagarik Suraksha Sanhita 2023;
- (vi) the Police Officer can effect arrest in such non cognizable cases only after obtaining the arrest warrant from the Jurisdictional Magistrate; and
- (vii) where report relates to two or more offences of which at least one is cognizable, the case should be dealt as a cognizable case.

By order of the Governor

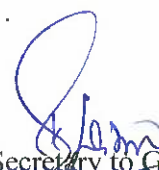


Additional Chief Secretary to Government

Memo No- 8935 /CP&M

Dated the 28th February 2025

Copy forwarded to the D.G. & I.G. of Police, Odisha, Cuttack / D.G. of Police, CID, CB, Odisha, Cuttack/ All Collectors/ All SsP/ DY Commissioner of Police, Cuttack/ Dy Commissioner of Police, Bhubaneswar for information and necessary action.

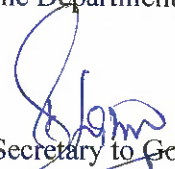


Special Secretary to Government
27/02/25

Memo No- 8936 /CP&M

Dated the 28th February 2025

Copy forwarded to the Director, Printing, Stationery & Publications, Odisha, Cuttack for information and necessary action. It is requested to kindly publish the notification in the extraordinary issue of Gazette of Odisha and Supply 50 (fifty) copies to Home Department.


Special Secretary to Government


Annexure- A

SCHEDULE-I

See Section 174(1) Bharatiya Nagarik Suraksha Sanhita, 2023

Sl. No.	Name of the Police Station	Name & Address of Complainant	Gist of Allegation & Section of law	Daily Diary Reference No.	Name of Accused	Action Taken	Result of enquiry, if any	Mode and Manner of giving information to complainant
1	2	3	4	5	6	7	8	9