

Government of Odisha
Home Department

NOTIFICATION

Bhubaneswar, Dated the 30/08/2025

No. PT6-HOME-CPM-MISC-0213-2023 - 36243 /CP&M,

In exercise of the powers conferred under sub-section (2) of section 497 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (Act 46 of 2023), read with the Government of Odisha, Home Department Notification No. PT3-HOME-CPM-MISC-0213-2023/22520 dated 30.06.2024, the Government of Odisha make the following rules, -

1. Short title and commencement. -

- (1) These rules may be called as the Preparation of the Statement of Property (produced before the Competent Court) Rules, 2025.
- (2) They shall come into force from the date of their publication in the Odisha Gazette.

2. Definitions. -

- (1) In these rules, unless the context otherwise requires, -
 - (a) "BNSS" means the Bharatiya Nagarik Suraksha Sanhita, 2023;
 - (b) "Competent Court" denotes to any Criminal Court or Magistrate empowered to take cognizance of an offence or to commit the case for trial; and
 - (c) "Property" shall have the same meaning as referred in the Explanation to sub-section (1) of section 497 of the BNSS.
- (2) All other words and expressions used, but not specifically defined in these rules shall have the same meaning as assigned to them in the BNSS.

3. Production of Property before the Competent Court. -Whenever any property is seized and produced before a Competent Court, the person producing the property shall also furnish the relevant seizure memo or any document(s) containing the description of the property for the examination of the Competent Court.

4. Preparation of statement of identification of case property. - When any property is produced before the competent Court during investigation, inquiry or trial, the Competent Court shall, within a period of fourteen (14) days from the production of the property before it, prepare a statement of such property containing its description in the Form as specified in **Schedule-I** appended to these rules:

Provided that if any test identification proceedings are required to be carried out in respect of the said property, the same shall be completed before the preparation of the statement of identification of case property.

5. Photographs, videography etc.- (1) The Competent Court shall cause to be taken photocopies where applicable, photographs from all angles and if necessary, videography on mobile phone or any electronic media of the property produced before it.

(2) Where the property produced is such of which samples are required to be taken such as liquor bottles or pouches etc., the Competent Court shall cause to be taken samples of the property as well as photographs of the entire lot of the seized property and if necessary, videography on mobile phone or any electronic media.

6. Production of property during trial. - The actual production of the property shall not be insisted upon during the trial and the photocopies where applicable, photographs along with the video-recording if any, sample if any, and statement of identification of case property shall be used as evidence in any inquiry, trial or other proceeding under the Sanhita.

LIST OF PROPERTY

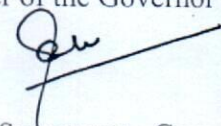
[See Section 497(2), BNSS, 2023]

1. Case No.
2. Produced before the court of:
3. Date and time of production:
4. Property / Article(s) produced:
5. From whom received/ seized:
6. Nature of the Property / Article:
Perishable or non-perishable:
7. Details of the Article(s):
(Brand/shape/Number/ size/ weight/
quantity/ condition / volume/ colour/
Registration number/year of manufacturing/
etc.)
8. Whether the photographs / photocopies /
videography of the property/article have been
taken:
9. Whether sample of property taken or not:
10. Date of test identification proceedings, if any,
in respect of the property:
11. Circumstances of production:
12. Any remarks with respect to the
property/article:

Date:

Signature of Judge/ Magistrate

By order of the Governor



Additional Chief Secretary to Government

Memo No- 36244 /CP&M, Dated the 30/08/2025

Copy forwarded to the Registrar General, Orissa High Court, Cuttack for information and necessary action.

[Signature] 30/8/2025

Deputy Secretary to Government

Memo No- 36245 /CP&M, Dated the 30/08/2025

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

[Signature] 30/8/2025

Deputy Secretary to Government

Memo No- 36246 /CP&M, Dated the 30/08/2025

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.

[Signature] 30/8/2025

Deputy Secretary to Government

Memo No- 36247 /CP&M, Dated the 30/08/2025

Copy forwarded to Home (IMU / VIP / D&A/ FSS&IE/Prosecution/Jails) Department for information and necessary action.

[Signature] 30/8/2025

Deputy Secretary to Government

