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OFFICE MEMORANDUM

No. C. 18018/5/2014-HM (SC), the 9th April, 2014. In pursuance of the Order dated 07.01.2014 of the Hon'ble Supreme Court in CrI. Appeal No. 1485/2008 (*State of Gujarat -vs- Kishanbhai*) and in the interest of public service, the Governor of Mizoram is pleased to constitute Standing Committee of Senior Officers of the Police and Public Prosecutors to examine all orders of acquittal and to record reasons for failure of each prosecution case and to suggest suitable measure which could be taken by the Government. The composition of the Standing Committee shall be as under:

A) Standing Committee for Aizawl

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|----|--|--------------------|
| 1. | Deputy Inspector General of Police (Northern Range) | - Chairman |
| 2. | Senior most Public Prosecutor | - Member |
| 3. | Senior most Addl. Public Prosecutor | - Member |
| 4. | District Superintendent of Police Aizawl/Kolasib/
Champhai/Serchhip/Mamit | - Member |
| 5. | Deputy Superintendent of Police (Prosecution) Aizawl Court | - Member |
| 6. | Superintendent of Police Aizawl District | - Member Secretary |

B) Standing Committee for Lunglei

- | | | |
|----|---|--------------------|
| 1. | Deputy Inspector General of Police (Southern Range) | - Chairman |
| 2. | Public Prosecutor | - Member |
| 3. | One Asst. Public Prosecutor concerned | - Member |
| 4. | District Superintendent of Police Lawngtlai/Saiha | - Member |
| 5. | Deputy Superintendent of Police, HQ, Lunglei | - Member |
| 6. | District Superintendent of Police, Lunglei | - Member Secretary |

The Term of Reference of the Committee shall be as follows:

- To ensure the course of justice is served and to safeguard the interest of those who are innocents.
- To examine all orders of acquittal and to records reasons for the failure of each prosecution case whether the lapse was innocent or blameworthy.
- To incorporate in the existing Training Programme for junior investigation/Prosecution Officials depicting more than 10 lapses in the investigation/prosecution of the present case i.e. State of Gujarat -vs- Kishabhai and similar other judgments.

- iv) To review the course content of Training on the basis of fresh inputs, including emerging scientific tools of investigation, judgments of Court, and on the basis of experiences gained the Standing Committee while examining failures, in unsuccessful prosecution of cases.
- v) To find out erring officer and to suggest withdrawal from investigative responsibilities, permanently or temporarily, depending pure on his culpability.
- vi) The Standing Committee shall meet as and when necessary and furnish Action Taken Report (ATRs) to State Government in Home Department as soon as possible.

L. Toehong,
Secretary to the Government of Mizoram.