



The Arunachal Pradesh Gazette

EXTRAORDINARY
PUBLISHED BY AUTHORITY

No. 175, Vol. XXXII, Naharlagun, Tuesday, May 27, 2025, Jyaistha 6, 1947 (Saka)

GOVERNMENT OF ARUNACHAL PRADESH
DEPARTMENT OF HOME
ARUNACHAL PRADESH CIVIL SECRETARIAT
ITANAGAR

NOTIFICATION

The 22nd May, 2025

No. HOME-12026/3/2025/275.— Pursuant to the coming into force of the new Criminal Laws, the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023), the Bharatiya Nyaya Sanhita, 2023 (45 of 2023), the Bharatiya Sakshya Adhiniyam, 2023 (47 of 2023), in the State of Arunachal Pradesh with effect from 1st July, 2024 the Governor of Arunachal Pradesh is hereby pleased to notify the eSakshya Management rules as under namely:

- 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 Arunachal Pradesh Gazette.
- Definitions:** (1) In these rules, unless the context otherwise requires,-
 - “**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;
 - “**CIS**” means Case Information System, a system software used by the District Judiciary and High Courts for the collection of data and execution of instructions.
 - “**eSign**” means authentication of any electronic records by a subscriber or court, by means of the electronic technique specified in the Second Schedule of the *information Technology Act, 2000 (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 the signature of the person who affixed the electronic signature.
 - “**High court**” means the High Court of Judicature.
 - “**ICJS**” means Inter-operable Criminal Justice System, a software presently in operation for transfer of information among various pillars of the criminal justice system, which includes investigating agencies, courts, correctional homes, forensic laboratories, prosecution and any other stakeholder as notified by the Central Government.
 - “**Investigating Officer**” means any police officer or any other person authorized by a competent authority or empowered to undertake investigation for any offence.
 - “**Sakshya**” means any evidence collected or recorded as a document through the *eSakshya Mobile Application*. *Sakshya* consists of video recording(s), photograph (s), photograph(s) of witness(s) and photograph of the investigating/recording officer. All evidence recorded through *eSakshya Mobile Application* shall generate a secure packet of the event (hereinafter referred to as the *eSakshya Packet*) with a unique ID called SID, a unique 16-digit ID (SID) with opening, closing time stamp and geo-location. Each SID and its contents will have a unique hash value to ensure integrity. *Sakshya* will be stored in immutable storage.
 - “**Sanhita**” means the *Bharatiya Nagarik Suraksha Sanhita, 2023 (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 (46 of 2023)*, the *Bharatiya Nyaya Sanhita, 2023 (45 of 2023)*, the *Bharatiya Sakshya Adhiniyam, 2023 (47 of 2023)*, and the *information Technology Act, 2000 (21 of 2000)*.
- Every Investigating Officer shall record all video and photographic evidence as required under Sections 105, 173, 176, 180, 185, and 497 of the *Sanhita* through the *eSakshya Mobile Application*.

4. Investigating Officer shall generate a certificate under Section 63(4)(c), Part A of the Bharatiya Sakshya Adhiniyam, 2023 (47 of 2023) through the *eSakshya Mobile Application*. All certificates will be eSigned.
5. Investigating Officer shall link the SID with the concerned FIR number/GD number generated through CCTNS.
6. The Sakshya uploaded to immutable storage shall be construed to be forwarded to Magistrate as required under Sections 105 and 185 of the *Sanhita*.
7. The Courts can view and manage all *Sakshya* concerning to their jurisdiction in the CIS application/ Sakshya Portal on the ICJS.
8. The Court may permit the sharing of *Sakshya* with the accused and the victim (if represented by an advocate) as per the provision under Section 230 of the *Sanhita*.
9. *eSakshya Packet* will be archived after the completion of the 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 the accepting and managing *Sakshya* by the Court in terms of the provisions of the *Bharatiya Sakshya Adhiniyam, 2023 (47 of 2023)*.

Kaling Tayeng, IAS
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Itanagar.