

OFFICE OF THE JUDICIAL COMMISSIONER, LOWER BURMA.

(Rules Under the Criminal Procedure Code And Rules Under the Destruction of Records Act,1879.)

Dated Rangoon, the 23rd December 1891.

Section 276.- With the previous sanction of the Chief Commissioner the Judicial Commissioner, Lower Burma, is pleased, under the provisions of section 553 of the Criminal Procedure Code, to make the following rules to take effect from the 1st January 1892:-

Rules.

- I. - The maintenance of Criminal Register No. VIII of warrants of imprisonment prescribed in Criminal Circulars, section 229, shall be discontinued.
- II. - In lieu of the general register of cases, now called the register of police cases and prescribed by the Chief Commissioner's Judicial Department Circular No. 24 of 1891, which under those orders will hereafter be kept in the office of the District Superintendent of Police and be brought daily to the District Magistrate or, when he is on tour, to the senior Magistrate at headquarters, there shall be kept in the Office of the District Magistrate a Check Register to be marked Criminal Register No. VIII.
- III. - The Check Register shall be in two volumes: A relating to cognizable offences and B to non-cognizable.
- IV. - The columns shall correspond with those in Annual Statement No. II and a page (or more if necessary) shall be allotted to each offence or group of offences according to the classification given in column 1 of the said statement.
- V. - Columns 1 to 3 of the Volume A shall be filled in daily from the General Register of offences submitted by the District Superintendent of Police, provided that if any cognizable cases are taken up direct by the Magistrates on complaint or of their own motion or if any complaints of cognizable offences are dismissed without reference to the police, such offences shall be entered in the Check Register, Volume A, in red ink; the information being obtained from Weekly Statement No. XV submitted to the District Magistrate by subordinate Magistrates, and from the District Magistrate's register as regards cases disposed of in his own Court. The remaining columns shall be filled in from the Weekly Statement No. XV, from the District Magistrate's registers as regards cases disposed of in his own Court, and from the final reports of the

police, which must be compared with the returns furnished by the Statement XV and by the District Magistrate's registers.

- VI.- The entries in columns 1 to 3 of Volume B shall be made in the same way. If any non-cognizable offences are found in the General Register, they shall be transcribed from that register in columns 1 to 3, and all direct cases (i.e., cases in which the offence has been reported to the Magistrate by complaint or has been taken cognizance of by him of his own motion) shall be entered in red ink. The remaining columns of Volume B shall be filled in as directed in the preceding rule regarding Volume A at the end of each week from Weekly Statement No. XV and from the District Magistrate's registers as regards cases disposed of in his own Court.
- VII. - At the end of each quarter the offences entered on each page shall be totalled up, showing separately the cases noted in red and black ink. A statement containing all the red ink totals shall then be sent to the District Superintendent of Police for inclusion in his quarterly return. The District Magistrate's quarterly return shall be made by adding together the red and black ink totals on each page of the Check Register.
- VIII. - It shall be the duty of the District Magistrate and District Superintendent of Police, before submitting their quarterly and annual returns, personally to compare the figures so as to secure their general correspondence.
- IX. - In the Weekly Statement No. XV Magistrates shall enter all complaints dismissed under section 203, Criminal Procedure Code, in addition to the cases hitherto prescribed. In the column of remarks the letter P or D shall be written opposite each case to show whether it was taken up after enquiry by the police or was a direct case, i. e., a case in which the offence was reported to the Magistrate by complaint or was taken cognizance of by him of his own motion.
- X.- The monthly statement of direct cases which Magistrates were ordered to send to the District Superintendent of Police by the Judicial Commissioner's circular letter Nos. (63-81/37) of 1891 will no longer be required.

F. RIPLY
Registrar.