



Public Prosecution Department



Punjab Police

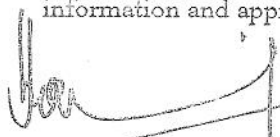
**MECHANISM FOR SUBMISSION AND RECEIVING OF REPORTS UNDER
SECTION 173 CR.P.C.**

Police and Prosecution has adopted a mechanism for improvement in process of submission of reports under section 173 Cr.P.C. by the investigating officers to the concerned prosecutors without prejudice to the requirements of respective statutes, rules, regulations, standing departmental instructions, and the respective duties of police, prosecutors, which is as follows:-

- i. Every investigating officer shall submit report under section 173 Cr.P.C. within statutory period as prescribed by the law in the shape of complete, incomplete or interim report, to the concerned prosecutor during working hours. If the report is not submitted within stipulated period, the concerned prosecutor shall bring it into the notice of the Controlling Authority of the delinquent(s).
- ii. The concerned prosecutor shall issue an acknowledgment/receipt, duly signed by him, of receiving the report under section 173 Cr.P.C. The receipt shall contain the particulars of the report, total number of pages, documents annexed, any delay in submission of report (Annexed). If the prosecutor does not issue the acknowledgement/receipt, the investigating officer may bring it into the notice of the District Public Prosecutor or Incharge Special Court as the case may be through his/her controlling officer, who shall ensure the issuance of the same.
- iii. If the concerned prosecutor considers that the report U/S 173 Cr.P.C. is fit for submission, he/she shall endorse the general number on the Road Certificate duly signed and stamped by him indicating that the report U/S 173 Cr.P.C. has been forwarded to court.

- 522-2
- iv. If the concerned prosecutor considers that any rectification is required in the report, he/she shall mention all the objections on the memorandum u/s 9(5) of PCPS Act, 2006. The prosecutor shall avoid raising objections in piecemeal way. While scrutinizing the reports under section 173 Cr.P.C. the prosecutor is duty bound to follow the law, Code of Conduct for prosecutors and guidelines/instructions /directions issued by the department from time to time.
- v. The prosecutor shall point out non-curable/non-rectifiable material defects(s) and bring it into the notice of Controlling Authority of the concerned Investigating Officer.
- vi. The concerned prosecutor shall return back the report U/S 173 Cr.P.C. to the investigating officer for removal of the objection(s) as early as possible, but not later than 03 days. If the prosecutor fails to scrutinize the report within 03 days the investigating officer may bring it into the notice of the DPP or Incharge Special Court through his/her Controlling Authority.
- vii. The investigating officer shall be duty bound to resubmit the report U/S 173 Cr.P.C. after rectifying/removing the objection (s) as early as possible, but not later than 03-days of the receipt of the report. If the investigating officer requires time exceeding 3 days for removal of objections he shall inform the concerned Prosecutor in writing with reasons but this extra time solicited shall not exceed 03 days. If the investigating officer fails to re-submit the report within the extended time line of 03 days the prosecutor shall bring it into the notice of investigator's controlling authority for departmental action. The case shall be deemed to be under investigation till the time it is submitted before the concerned court.
- viii. On re-submission of report under Section 173 Cr.P.C. by the investigating officer, if the prosecutor finds that the objection(s) have been removed satisfactorily, he shall proceed as mentioned in para-iii and handover the road certificate to the investigating officer immediately.

- 52/3
- ix. On re-submission of report under section 173 Cr.P.C. by the investigating officer, if the prosecutor finds that the objection(s) have not been removed satisfactorily, he/she shall report the matter to the controlling officer for removal/rectification of objection(s). The controlling officer shall ensure the removal/rectification of objections as soon as possible but not later than 03 days after the receipt of intimation. If the objection(s) are of the nature that cannot be removed he/she shall ensure that the investigating officer re-submits the report along with reasons for non-rectification.
- x. The prosecutor and concerned Incharge investigation of Police Station/CTD shall reconcile on monthly basis their respective data of challans and furnish the information under their signature on data sheet to District Public Prosecutor / Incharge Special Courts and Head of investigation in the District/CTD to show the number of challans passed and pending with police or prosecutor.
- xi. The District Public Prosecutor / Incharge Special Courts and head of Investigation of police in the District/CTD as the case may be, shall consolidate and reconcile the data at District/Region level.
- xii. The District Public Prosecutor/Incharge Special Courts shall furnish a consolidated data & report to the Prosecutor General Punjab and the head of investigation of police in the District/CTD shall furnish the consolidated data & report to Additional IG Investigation of Police/CTD by 10th of every month for information and appropriate action, if any.


Inspector General of Police
Lahore


Prosecutor General Punjab

13/12/19



ڈسٹرکٹ پبلک پراسیکیوٹر
ضلع: _____

رسید وصولی چالان

تصدیق کی جاتی ہے کہ ----- (تفتیشی آفیسر) نے بذریعہ روڈ ٹریفیکیٹ نمبری
----- مورخہ ----- رپورٹ زیر دفعہ 173 ض ف (عبوری/مکمل/نامکمل/تیمہ/
خراج/عدم پتہ/زیر دفعہ 512 ض ف/ڈسچارج) بابت مقدمہ نمبر ----- مورخہ -----
جرم ----- تھانہ ----- امروز زیر
دستخطی کو جمع کروادیا ہے جو کہ رجسٹر چالان میں سیریل نمبر ----- پر درج کیا گیا ہے۔ چالان ہذا بر مشتمل
----- صفحات ----- ضمنیات ----- دستاویزات ہے۔

چالان بروقت/----- (یوم، ماہ، سال) کی تاخیر سے پیش کیا گیا ہے۔ چالان ہذا کی جانچ پڑتال
اندر تین یوم کر لی جائے گی۔ لہذا تفتیشی آفیسر کو ہدایت کی جاتی ہے کہ اندر تین یوم زیر دستخطی سے رابطہ کرے تا
کہ حسب ضابطہ مزید کارروائی کی جاسکے۔ تاخیر کی صورت میں معاملہ مجازات تھارٹی کے سپرد کر دیا جائے گا۔

دستخط: -----

نام (پراسیکیوٹر) معہ عہدہ: -----

رابطہ نمبر: -----

مورخہ: -----



Public Prosecution Department



Punjab Police

Reconciled Data of Reports u/s 173 Cr. P.C

District _____ Tehsil _____

Reporting Month _____

No. of Reports submitted for scrutiny	No. of reports sent to courts	Reports pending with police	Reports pending with Prosecution	No. of Complaints sent by the Prosecutors	No. of complaints submitted by the police

Previous Balance if any; Please set out in narrative

Incharge Investigation
of Police Station/CTD

_____ Public Prosecutor