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मध्यप्रदेश राजपत्र

प्राधिकार से प्रकाशित

क्रमांक 30]

भोपाल, शुक्रवार, दिनांक 26 जुलाई 2024—श्रावण 4, शक 1946

भाग ४

विषय-सूची

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|----------------------------|-------------------------------|----------------------------------|
| (क) (1) मध्यप्रदेश विधेयक, | (2) प्रवर समिति के प्रतिवेदन, | (3) संसद में पुरःस्थापित विधेयक. |
| (ख) (1) अध्यादेश, | (2) मध्यप्रदेश अधिनियम, | (3) संसद् के अधिनियम. |
| (ग) (1) प्रारूप नियम, | (2) अन्तिम नियम. | |

भाग ४ (क)—कुछ नहीं

भाग ४ (ख)—कुछ नहीं

भाग ४ (ग)

अंतिम नियम

उच्च न्यायालय, मध्यप्रदेश, जबलपुर

Jabalpur, the 25th July 2024

No. C-5456.—In exercise of the powers conferred by Articles 225 of the Constitution of India, Section 54 of the States Reorganisation Act, 1956, clauses 27 and 28 of the Letters Patent, the High Court of Madhya Pradesh, hereby, makes the following amendments in the High Court of Madhya Pradesh Rules, 2008, which shall come into force from 1st July 2024.

AMENDMENT

In the said rules;

1. In the contents, in chapter IV, in Rule 4
 - (i) In sub-rule (1A), for the figure and words “372 of Cr.P.C”, the figures and words “413 of The Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted.
 - (ii) In sub-rule (7), for the figure and words “377 Cr.P.C”, the figures and words “418 of The Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted.
2. In chapter –I, in Rule 4 ;
 - (i) After sub-rule (20), the following shall be inserted, namely;
“(20a) “Sanhita 2023” means The Bharatiya Nagarik Suraksha Sanhita, 2023”
 - (ii) In sub-rule (23), in clause (6), for the figures and words “340 of the Code of Criminal Procedure, 1973”, the figures and words “379 of the Sanhita, 2023” shall be substituted.
3. In chapter-II ;
 - (i) In Rule 16, in sub-rule (1), for the figures and words “341 of the Code of Criminal Procedure, 1973”, the figures and words “380 of the Sanhita, 2023” shall be substituted.

- (ii) In Rule 16, in sub-rule (2), for the figures and words “351 of the Code of Criminal Procedure, 1973”, the figures and words “390 of the Sanhita, 2023” shall be substituted.
- (iii) In Rule 16, in sub-rule (2a), for the figures and words “372 of the Cr.P.C., 1973”, the figures and words “413 of the Sanhita, 2023” shall be substituted.
- (iv) In Rule 16, in sub-rule (3), for the figures and words “374 of the Code of Criminal Procedure, 1973”, the figures and words “415 of the Sanhita, 2023” shall be substituted.
- (v) In Rule 16, in sub-rule (4), for the figures and words “377 of the Code of Criminal Procedure, 1973”, the figures and words “418 of the Sanhita, 2023” shall be substituted.
- (vi) In Rule 16, in sub-rule (5), for the figures and words “378 of The Code of Criminal Procedure Code 1973, the figures and words “419 of the Sanhita, 2023” shall be substituted and for the figures and words “378(3) and (4) of The Code of Criminal Procedure 1973”, the figures and words “419 (3) and (4) of the Sanhita, 2023” shall be substituted.
- (vii) In Rule 16, in sub-rule (6), for the figures and words “449 (ii) of the Code of Criminal Procedure, 1973”, the figures and words “495 (ii) of the Sanhita, 2023” shall be substituted.
- (viii) In Rule 16, in sub-rule (7), for the figures and words “454 of the Code of Criminal Procedure, 1973”, the

- figures and words “500 of the Sanhita, 2023” shall be substituted.
- (ix) In Rule 17, for the figures and words “395 of the Code of Criminal Procedure, 1973”, the figures and words “436 of the Sanhita, 2023” shall be substituted.
- (x) In Rule 18, for the figures and words “366 of the Code of Criminal Procedure, 1973”, the figures and words “407 of the Sanhita, 2023” shall be substituted.
- (xi) In Rule 19, in sub-rule (1), for the figures and words “397 (1) and/or 401 of the Code of Criminal Procedure, 1973”, the figures and words “438 (1) and/or 442 of the Sanhita, 2023” shall be substituted.
- (xii) In Rule 21, in sub-rule (2), for the figures and words “407 of the Code of Criminal Procedure, 1973”, the figures and words “447 of the Sanhita, 2023” shall be substituted.
- (xiii) In Rule 21, in sub-rule (3), for the figures and words “438 or 439 of the Code of Criminal Procedure, 1973”, the figures and words “482 or 483 of the Sanhita, 2023” shall be substituted.
- (xiv) In Rule 21, in sub-rule (4), for the figures and words “439 (2) of the Code of Criminal Procedure, 1973”, the figures and words “483 (3) of the Sanhita, 2023” shall be substituted.
- (xv) In Rule 21, in sub-rule (5), for the figures and words “482 of the Code of Criminal Procedure, 1973”, the figures and words “528 of the Sanhita, 2023” shall be substituted.

4. In chapter IV;
- (i) In Rule 3, in sub-rule (4), for the figures and words “438 or 439 of the Code of Criminal Procedure, 1973”, the figures and words “482 or 483 of the Sanhita, 2023” shall be substituted.
 - (ii) In Rule 3, in sub-rule (6), for the figures and words “482 of the Code of Criminal Procedure, 1973”, the figures and words “528 of the Sanhita, 2023” shall be substituted.
 - (iii) In Rule 3, in sub-rule (8), for the words and figure “the Code of Criminal Procedure, 1973”, the words and figure “the Sanhita, 2023” shall be substituted.
 - (iv) In Rule 4, in sub-rule (1)(A), for the figure and words “372 of Cr.P.C.”, the figures and words “413 of the Sanhita, 2023” shall be substituted and for the figure and words “372 of the Cr.P.C.”, the figures and words “413 of the Sanhita, 2023” shall be substituted and.
 - (v) In Rule 4, in sub-rule (2), for the figure and words “378 of the Code of Criminal Procedure, 1973”, the figure and words “419 of the Sanhita, 2023” shall be substituted.
 - (vi) In Rule 4, in sub-rule (3), for the figures and words “378 of the Code of Criminal Procedure, 1973”, the figures and words “419 of the Sanhita, 2023” shall be substituted.
 - (vii) In Rule 4, in sub-rule (4), for the figures and words “397 of the Code of Criminal Procedure, 1973”, the figures and words “438 of the Sanhita, 2023” shall be substituted and for the figures and words “401 of the

- Code of Criminal Procedure, 1973”, the figure and words “442 of the Sanhita, 2023” shall be substituted.
- (viii) In Rule 4, in sub-rule (5)A, for the figure and words “372 of the Cr.P.C.”, the figures and words “413 of the Sanhita, 2023” shall be substituted.
- (ix) In Rule 4, in sub-rule (7), for the figure and words “377 Cr.P.C.”, the figures and words “418 of the Sanhita, 2023” shall be substituted and for the figures and words “377 of the Code of Criminal Procedure, 1973”, the figures and words “418 of the Sanhita, 2023” shall be substituted.
- (x) In Rule 4, in sub-rule (8), after the word “Code”, the symbol and words “/Chapter VII of the Bharatiya Nyaya Sanhita, 2023” shall be inserted.
- (xi) In Rule 4, in sub-rule (9), for the figures and words “395 of the Code of Criminal Procedure, 1973”, the figures and words “436 of the Sanhita, 2023” shall be substituted.
- (xii) In Rule 4, in sub-rule (13), for the figure and words “Code of Criminal Procedure, 1973”, the word and figure “Sanhita, 2023” shall be substituted.
- (xiii) In Rule 15; for the figures and words “389(1), 438 and 439 of the Code of Criminal Procedure, 1973”, the figures and words “430 (1), 482 and 483 of the Sanhita, 2023” shall be substituted.

5. In chapter-VII,
- (i) In Rule 5, in sub-rule (1), for the figures and words “383 of the Code of Criminal Procedure, 1973”, the figures and words “424 of the Sanhita, 2023” shall be substituted.
 - (ii) In Rule 5, in sub-rule (3), for the figures and words “389 (1), 438 or 439 of the Code of Criminal Procedure, 1973”, the figure and words “430(1), 482 or 483 of the Sanhita, 2023” shall be substituted.
 - (iii) In Rule 6, for the figures and words “438 or 439 of the Code of Criminal Procedure, 1973”, the figures and words “482 or 483 of the Sanhita, 2023” shall be substituted.
6. In chapter X ;
- (i) In Rule 3, in sub-rule (1)(d), for the figures and words “482 of the Code of Criminal Procedure, 1973”, the figures and words “ 528 of the Sanhita, 2023” shall be substituted.
 - (ii) In Rule 48, in the second para, for the figures and words “389 of the Code of Criminal Procedure, 1973”, the figures and words “430 of the Sanhita, 2023” shall be substituted and in the third para, for the figures and words “389 of the Code of Criminal Procedure, 1973”, the figures and words “430 of the Sanhita, 2023” shall be substituted.
 - (iii) In Rule 54, for the figures and words “438 and 439 of the Code of Criminal Procedure, 1973”, the figures and words “482 and 483 of the Sanhita, 2023” shall be substituted.

- (iv) In Rule 55, for the figures and words “438 of the Code of Criminal Procedure, 1973”, the figures and words “482 of the Sanhita, 2023” shall be substituted.
 - (v) In Rule 56, for the figures and words “439 of the Code of Criminal Procedure, 1973”, the figures and words “483 of the Sanhita, 2023” shall be substituted.
 - (vi) In Rule 58, for the figures and words “438, 439 or 389 of the Code of Criminal Procedure, 1973”, the figures and words “482, 483 or 430 of the Sanhita, 2023” shall be substituted.
 - (vii) In Rule 60, for the figures and words “438 or 439 of the Code of Criminal Procedure, 1973”, the figures and words “482 or 483 of the Sanhita, 2023” shall be substituted.
7. In chapter XIII ;
- (i) In Rule 33, in sub-rule (2), for the figures and words “391 of the Code of Criminal Procedure, 1973”, the figures and words “432 of the Sanhita, 2023” shall be substituted.
 - (ii) In Rule 42, in sub-rule (3), for the figures and words “446 of the Code of Criminal Procedure, 1973”, the figures and words “491 of the Sanhita, 2023” shall be substituted.
 - (iii) In Rule 43, for the figures and words “366 of the Code of Criminal Procedure”, the figures and words “407 of the Sanhita, 2023” shall be substituted.
 - (iv) In Rule 47, for the figures and words “384 (1) of the Code of Criminal Procedure, 1973”, the figures and words “425 (1) of the Sanhita, 2023” shall be substituted.

- (v) In Rule 48, for the figures and words “384(1) of the Code of Criminal Procedure, 1973”, the figures and words “425 (1) of the Sanhita, 2023” shall be substituted.
8. In chapter XVI ;
- (i) In Rule 40, for the figures and words “366 (1) of the Code of Criminal Procedure, 1973”, the figures and words “407 (1) of the Sanhita, 2023” shall be substituted.
- (ii) In Rule 46, in sub-rule (1), for the figures and words “399 of the Code of Criminal Procedure, 1973”, the figures and words “440 of the Sanhita, 2023” shall be substituted.
- (iii) In Rule 48, for the figures and words “378 of the Code of Criminal Procedure, 1973”, the figures and words “419 of the Sanhita, 2023” shall be substituted.
9. In Chapter XVIII, in Rule 15, in sub-rule (3), for the figures and words “363(5) of the Code of Criminal Procedure, 1973, the figures and words “404 (5) of the Sanhita, 2023” shall be substituted.
- 10 In Annexure relating to chapter X, rule 1 (9),
- (i) In Subject Category Code 11403, in sub-category No. 15B, for the figure and words “438 of the code of Criminal Procedure, 1973”, the figure and words “482 of the Sanhita, 2023” shall be substituted.
- (ii) After Subject Category Code 12105, the following Subject Category Code shall be inserted, namely ;

“12106 The Bharatiya Nyaya Sanhita, 2023”

1. Conviction with Jail - Imprisonment upto 3 years.
2. Conviction with Jail - Imprisonment for more than 3 & upto 5 years
3. Conviction with Jail - Imprisonment for more than 5 years
4. Conviction with Jail - Imprisonment for life
5. Conviction with Bail - Imprisonment upto 3 years.
6. Conviction with Bail - Imprisonment for more than 3 & upto 5 years
7. Conviction with Bail - Imprisonment for more than 5 years
8. Conviction with Bail - Imprisonment for life
9. Acquittal but Jail
10. Acquittal with Bail
11. Enhancement Jail
12. Enhancement Bail
13. Conviction and fine or probation
14. Conviction with Jail – Capital Punishment
15. Conviction with Jail – Imprisonment for a term 10 years or more
16. Conviction with Bail – Imprisonment for a term 10 years or more

12107 The Bharatiya Nagarik Suraksha Sanhita, 2023

1. Section 144
2. Section 419
3. Section 447
4. Section 482
5. Section 483
6. Section 491
7. Section 528
8. Revision against Charge/discharge
9. Revision against Other Interlocutory Orders
10. Registration of Offence and Investigation /Direction to the Police Authority
11. Section 500
12. Section 380
13. Section 164

14. Revision against order of Remand
15. Section 483(3)
16. Section 448
17. Section 379
18. Section 430
19. Section 438
20. Section 424 Jail Appeal
21. Section 413
22. Restoration
23. Quashing of FIR
24. For modification of order

12108

The Bharatiya Sakshya Adhiniyam

11. In Format No.11 relating to Chapter X, rule 48, between the table, the figure and words “389 (1) of the Code of Criminal Procedure, 1973”, the figure and words “430(1) of the Sanhita, 2023” shall be substituted.
12. In Format No. 13 relating to Chapter X, Rule 54,
 - (i) Above first Number table, for the figures and words “438 of the Code of Criminal Procedure, 1973”, the figures and words “482 of the Sanhita, 2023” shall be substituted.
 - (ii) In point No. 2, for the figures and words “438 of the Code of Criminal Procedure”, the figures and words “482 of the Sanhita, 2023” shall be substituted.
 - (iii) In point No. 3A, for the figure and words “438 of the Code of Criminal Procedure”, the figures and words “482 of the Sanhita, 2023” shall be substituted.
13. In Format No. 14 relating to Chapter X, rule 54,
 - (i) Above the first table, for the figures and words “439 of the Code of Criminal Procedure, 1973”, the figures and words “483 of the Sanhita, 2023” shall be substituted.

- (ii) In point No. 2, for the figure and words “439 of the Code of Criminal Procedure”, the figures and words “483 of the Sanhita, 2023” shall be substituted.
- (iii) In point No. 3A, for the figure and words “439 of the Code of Criminal Procedure”, the figures and words “483 of the Sanhita, 2023” shall be substituted.

MANOJ KUMAR SHRIVASTAVA, Registrar General.