

**HIGH COURT OF TRIPURA
AGARTALA**

No.F.44(1)(c)-HC/2024/16247

Dated, Agartala, the 12th July, 2024

NOTIFICATION

The Hon'ble High Court is pleased to notify the Standard Operating Procedure (SOP) for invoking Section 299 Cr.P.C. in connection with the old pending cases in all the Districts across the State as hereunder:

SOP for invoking Section 299 of Code of Criminal Procedure, 1973

The guidelines/ SOP for applying the provision of Section 299 of Cr.P.C. are as follows :-

- 1.** Section 299 of Cr.P.C. is to be invoked in long standing cases in which the Investigating Officer/police is unable to apprehend and produce the accused person, as a result of which, such matters have been pending for years.
- 2.** The Presiding Officer (P.O.) of Courts concerned is to identify cases where there is no prospect of apprehension of accused persons and the trial is pending for more than 5 years/10 years; where the accused person has been absconding for a period of more than 5 (five) years and despite all efforts the police is unable to produce the accused person.
- 3.** While invoking the provision of Section 299 of Cr.P.C., it is further to be considered by the Court that as the trial is long pending, having no immediate prospect of arrest of the accused person,

the witnesses may become incapable of giving evidence or may die or their presence cannot be procured without delay, inconvenience etc. and due to this effective/proper trial cannot be held.

4. Following the aforesaid yardstick, the Courts are to identify those long standing cases and forwarding a list of the same to the High Court, may invoke the provision of section 299 of Cr.P.C.
5. Applying section 299 of Cr.P.C., the Courts may record the evidence of the witnesses and thereafter the case records are to be consigned to the Record Room after making necessary entry in the Trial register and Case Information System as well.
6. Records to be consigned to the Record Room with a note for preservation of the same and not to be destroyed as the same may be summoned as and when the accused person is produced or appears before the Court.

By order,
Sd/-
(Mou Banerjee)
Registrar (Judicial)

No.F.44(1)(c)-HC/2024/16248-70

Dated, Agartala, the 12th July, 2024

Copy to:

01. The Principal Secretary to Hon'ble the Chief Justice, High Court of Tripura, Agartala;
02. The Secretary to Hon'ble Mr. Justice T. Amarnath Goud, High Court of Tripura, Agartala;
03. The Secretary to Hon'ble Mr. Justice A. Lodh, High Court of Tripura, Agartala;

04. The Secretary to Hon'ble Mr. Justice S. Datta Purkayastha, Judge, High Court of Tripura, Agartala;
05. The Secretary to Hon'ble Mr. Justice B. Palit, High Court of Tripura, Agartala;
06. The Advocate General, Tripura, Agartala;
07. The Chairman, Bar Council of Tripura, Agartala;
08. The President, High Court Bar Association, High Court of Tripura, Agartala;
09. The President, Tripura Bar Association, Agartala;
10. The P.A. attached with the Registrar General, High Court of Tripura, Agartala;
11. The Registrar (Vigilance), High Court of Tripura, Agartala;
12. The Director, Tripura Judicial Academy, Agartala;
13. The L.R. & Secretary, Law Department, Govt. of Tripura, Agartala;
14. **The District and Sessions Judge**, Dhalai District, Ambassa/West Tripura District, Agartala/North Tripura District, Dharmanagar/Sepahijala District, Sonamura/ Unakoti District, Kailashahar/Gomati District, Udaipur /South Tripura District, Belonia/ Khowai District, Khowai. They are requested to circulate the same among all the Judicial Officers under their Judgeship and doing the needful.
15. **The Judge, Family Court**, Ambassa, Dhalai District/ Kailashahar, Unakoti District/ Belonia, South Tripura District/ Sonamura, Sepahijala District/ Agartala, West Tripura District/ Udaipur, Gomati District/ Khowai, Khowai District/ Dharmanagar, North Tripura District.They are requested to circulate the same among all the Judicial Officers under their Judgeship and doing the needful.
16. The Member-Secretary, Tripura State Legal Services Authority, Agartala;
17. The Secretary to the High Court Legal Services Committee, High Court of Tripura, Agartala;
18. The Registrar (Admn., P & M), High Court of Tripura, Agartala;
19. All the Deputy Registrars, High Court of Tripura, Agartala;
20. All the Assistant Registrars, High Court of Tripura, Agartala;
21. The System Analyst, High Court of Tripura, Agartala with a direction to upload the said Notification in the official website of the High Court of Tripura;
22. All the Superintendents/ Court Masters, High Court of Tripura, Agartala;
23. Concerned File(s).

Registrar (Judicial)