



सत्यमेव जयते

The Gujarat Government Gazette EXTRAORDINARY

PUBLISHED BY AUTHORITY

. LVIII]

FRIDAY, SEPTEMBER 8, 2017/BHADRA 17, 1939

Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

PART IV

Acts of Gujarat Legislature and Ordinances promulgated and Regulations made by the Governor

The following Act of the Gujarat Legislature, having been assented to by the President on the 30th August, 2017 is hereby published for general information.

K. M. LALA,
Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 31 OF 2017

(First published, after having received the assent of the President,
in the "*Gujarat Government Gazette*", on the 8th September, 2017).

AN ACT

further to amend the Code of Criminal Procedure, 1973 in its application to
the State of Gujarat.

It is hereby enacted in the Sixty-eighth Year of the Republic of India
as follows:-

1. This Act may be called the Code of Criminal Procedure
(Gujarat Amendment) Act, 2017.

Short title.

2. In the Code of Criminal Procedure, 1973 (hereinafter referred to as
"the principal Act"), in section 273, after the words "in the presence of his
pleader", the words "or, as the case may be, through the medium of
Electronic Video Linkage when the court on its own motion or on an
application so directs in the interests of justice" shall be added.

Amendment
of section 273
of 2 of 1974.

Amendment of
section 278 of 2
of 1974.

3. In the principal Act, in section 278, after sub-section (3), the following sub-sections shall be added, namely:-

“(4) Nothing contained in sub-sections (1) to (3) shall apply when the evidence under section 273 is taken through the medium of Electronic Video Linkage.

(5) The evidence taken through the medium of Electronic Video Linkage in electronic form shall be the electronic record within the meaning of clause (t) of section 2 of the Information Technology Act, 2000.”.

21 of 2000.

Amendment of
section 281 of 2
of 1974.

4. In the principal Act, in section 281, in sub-section (6), after the words “the examination of an accused person”, the words “either through the medium of Electronic Video Linkage or” shall be inserted.

Amendment of
section 291 of 2
of 1974.

5. In the principal Act, in section 291, in sub-section (1), after the words “in the presence of accused”, the words “or, as the case may be through the medium of Electronic Video Linkage” shall be inserted.

Amendment of
section 317 of 2
of 1974.

6. In the principal Act, to section 317, the following Explanation shall be added, namely:-

“**Explanation.-** For the purpose of this section “Personal attendance of the accused” shall include his attendance through the medium of Electronic Video Linkage as provided in section 273.”.