

ORDER
GOVERNMENT OF GUJARAT

Home Department
Sachivalaya, Gandhinagar.
Dated. the 30th June, 2025.

No. HD/SB.5/BNS/102025/GoI-15: In pursuance of the provisions of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023), the Government of Gujarat, in consultation with the High Court of Gujarat, hereby orders that the e-Sakshya Management in the State of Gujarat shall be done in accordance with the following manner, namely: -

For the purpose of this Order, unless the context otherwise requires, -

- (a) "CCTNS" or "eGujCop" means Crime and Criminal Tracking Network and Systems, a system software used by the Police for the collection of data and execution of instructions;
- (b) "CIS" means Case Information System, a system software used by the District Judiciary and High Courts for the collection of data and execution of instructions;
- (c) "eSign" means authentication of any electronic record by a subscriber or court, by means of the electronic technique specified in the Second Schedule of the Information Technology Act, 2000 (21 of 2000) and includes digital signature. Also, when a process or report generated in electronic form is authenticated by means of electronic signature, it shall be deemed to be authenticated by signature of the person who affixed the electronic signature;
- (d) "High Court" means the High Court of Gujarat;
- (e) "ICJS" shall mean Inter-operable Criminal Justice System, a software presently in operation for transfer of information among various pillars of criminal justice system, which includes investigating agencies, courts, correctional homes, forensic laboratories, prisons, prosecution; and any other stakeholder as notified by the central government;
- (f) "Investigating Officer" means any police officer or any other person authorized by a competent authority or empowered to undertake investigation for any offence;
- (g) "Sakshya" means any evidence collected/recorded as a document through eSakshya Mobile Application. Sakshya consists of video recording(s) of events/proceedings, photograph(s), photograph(s) of witness(s) and photograph of the investigating/recording officer. All evidence recorded through eSakshya Mobile Application shall generate a secure packet of the event (hereinafter referred to as "eSakshya Packet") with a unique ID called SID, a unique 16 digit ID (SID) with opening, closing time stamp and geo-location. Each SID and its contents will have unique hash value to ensure integrity. Sakshya will be stored in immutable storage;
- (h) "Sanhita" means the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023).

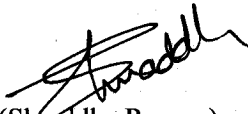
(1) Words and expressions used, but not defined in this Order shall have the same meaning as assigned to them in the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023); the Bharatiya Nyaya Sanhita, 2023 (45 of 2023); the Bharatiya Sakshya Adhiniyam, 2023, (47 of 2023) and the Information Technology Act, 2000 (21 of 2000).

For having effective e-Sakshya Management, it is further ordered that -

1. Every Investigating Officer shall record all video and photo evidence as required under sections 105, 173, 176, 180, 185, and 497 of the Sanhita through the eSakshya Mobile Application.
2. The Investigating Officer shall generate a certificate as specified in Part A of the Schedule as per section 63 (4) (c) of the Bharatiya Sakshya Adhiniyam, 2023 (47 of 2023) through the eSakshya Mobile Application. All Certificates shall be eSigned.
3. The Investigating Officer shall link SID with the concerned FIR number/GD number generated through CCTNS/ eGujCop.

4. The Sakshya uploaded to immutable storage shall be construed to be forwarded to Magistrate/Court as required under sections 105 and 185 of the Sanhita.
5. The courts can view and manage all Sakshya concerning to their jurisdiction in the CIS application/Sakshya portal on ICJS.
6. The court may permit sharing of Sakshya with accused and the victim (if represented by an advocate) as per the provisions under section 230 of the Sanhita.
7. The eSakshya packet will be archived after completion of trial and will be moved to Archival mode.
8. Nothing in this Order shall be deemed to limit the power of the Courts to view the Sakshya by the Court.
9. The provisions of this Order shall be in addition to, not in derogation of any other law or rules for time being in force for accepting and managing Sakshya by the Court in terms of the provisions of Bharatiya Sakshya Adhiniyam, 2023 (47 of 2023).

By order and in the name of the Governor of Gujarat,



(Shradha Parmar)

Under Secretary to the Government of Gujarat
Home Department

To,

1. Additional Chief Secretary to the Hon. Chief Minister, Swarnim Sankul – 1, Sachivalaya, Gandhinagar.
2. Private Secretary to Minister of State (Home), Swarnim Sankul – 2, Sachivalaya, Gandhinagar.
3. Private Secretary to Chief Secretary, Chief Secretary Office, Sachivalaya, Gandhinagar.
4. Additional Chief Secretary (Home), Home Department, Sachivalaya, Gandhinagar.
5. Principal Secretary (Home), Home Department, Sachivalaya, Gandhinagar.
6. Secretary, Legal Department, Sachivalaya, Gandhinagar.
7. Director General and Inspector General of Police, Gujarat State, Gandhinagar.
8. Registrar, (SCMS & ICT) & Central Project Coordinator (CPC), ECOURTS PROJECT, Hon'ble High Court of Gujarat, Ahmedabad.
9. Select File.