

NO.P.17027/1/2025-HC(AB)/577

THE GAUHATI HIGH COURT

AIZAWL BENCH: AIZAWL

Dated Aizawl, the 20th August, 2026

From : Registrar
Gauhati High Court
Aizawl Bench

To : 1. District & Sessions Judges
Aizawl / Lunglei / Champhai Judicial Districts
Mizoram

2. Presiding Officer
MACT, Aizawl

3. Special Judge
Prevention of Corruption Act, Mizoram

4. Judge, Special Court
ND & PS Act, Mizoram.

5. Presiding Officers
Fast Track Special Courts
(ePOCSO), Aizawl/(Rape & POCSO Act), Aizawl/
(Rape & POCSO Act), Champhai

6. President/Secretary
Mizoram Bar Association

7. Public Prosecutor/Addl. Public Prosecutor
Mizoram

Subject : Forwarding – Notification No. HC.XI-09/2021/152/RC dated Guwahati,
the 17th August, 2026

Madam/Sir,

With reference to the subject cited above, I have the honour to forward herewith Notification No. HC.XI-09/2021/152/RC dated Guwahati, the 17th August, 2026 which is self-explanatory, for your kind information and necessary action.

The District & Sessions Judges are kindly requested to circulate the same to all the courts within their respective jurisdictions.

Encl: As above

Yours faithfully,


(Dr. H.T.C. LALRINCHHANA)
REGISTRAR

Memo No.P.17027/1/2026-HC(AB)/577

: Dated Aizawl, the 20th August, 2026

Copy for information to:

1. Assistant Registrar (Judicial), Gauhati High Court, Aizawl Bench.
2. Library Section, Gauhati High Court, Aizawl Bench.
- ✓ 3. Systems Officer, Gauhati High Court, Aizawl Bench for uploading in the official website.


REGISTRAR

THE GAUHATI HIGH COURT AT GUWAHATI
[THE HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNCHAL PRADESH]

NOTIFICATION

Dated, Guwahati, the 17th August, 2026

No. HC.XI-09/2021/ 152 /RC ### In pursuance of the judgment dated 15-12-2025 passed by the Hon'ble Supreme Court of India in *Criminal Appeal No. 2973/2023 [Manojbhai Jethabhai Parmar (Rohit) vs. State of Gujarat]*, the Gauhati High Court has been pleased to amend its earlier Notification No. HC.XI-09/2021/1/RC dated 29-01-2022 to the following extent:-

- I. In the Gauhati High Court Criminal Rules & Orders Vol. – I Part – A, in Chapter-1, the Section III A shall be substituted as follows:

"III A. JUDGMENT

1. Every judgement shall contain the following:
 - i. Start with a preface showing the names of parties as per Appendix – 12.
 - ii. A tabular statement as per Appendix – 13.
 - iii. An appendix giving the list of prosecution witnesses, defence witnesses, Court witnesses, Prosecution Exhibits, Defence Exhibits and Court Exhibits and Material Objects as per Appendix – 14.
2. In compliance with Section 354 and 355 of the Code of Criminal Procedure, 1973 (Cr.P.C.) or Section 393 of Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS), as the case may be, in all cases, the judgments shall contain:
 - i. the point or points for determination,
 - ii. the decision thereon, and
 - iii. the reasons for the decision

- III. In the Gauhati High Court Criminal Rules & Orders Vol. - I Part - A, in Chapter-3, sub-rule 20 of Rule 2 shall be substituted as follows:
- "20. When a number of documents of the same nature are admitted, as for example, a series of receipts for rent, the whole series shall bear one number, or capital letter, a small number or small letter being added to distinguish each paper of the series, such as 'Exhibit 1₁', 'Exhibit 1₂', 'Exhibit A_a', 'Exhibit A_b', etc."
- IV. In the Gauhati High Court Criminal Rules & Orders Vol. - I Part - A, in Chapter-3, sub-rule 31 of Rule 2 shall be substituted as follows:
- "31. When any article/object connected with the offence charged is produced in a Criminal Court, and, after being proved is admitted in evidence, it shall be marked by the Court as 'MO-1', 'MO-2', etc."
- V. In the Gauhati High Court Criminal Rules & Orders Vol. - I Part - A, the following shall be incorporated as Chapter 12: -

"CHAPTER —12

INVESTIGATION

1. BODY SKETCH TO ACCOMPANY MEDICO LEGAL CERTIFICATE, POST MORTEM REPORT AND INQUEST REPORT:

Every Medico Legal Certificate, Post Mortem Report shall contain a printed format of the human body on its reverse and injuries, if any, shall be indicated on such sketch.

Explanation: The printed format of the human body shall contain both a frontal and rear view of the human body as provided in APPENDIX — 15.

2. PHOTOGRAPHS AND VIDEO GRAPHS OF POST MORTEM IN CERTAIN CASES

- (i) In case of death of a person in police action [under Section 46 or Sections 129 to 131 Cr.P.C. / Section 43 or Sections 148 to 150 BNSS] or death while in police custody, the magistrate or

- (i) A site plan of the place of occurrence of an incident shall be appended by the Investigating Officer to the scene mahazar or spot panchnama.
- (ii) The site plan shall be prepared by the Investigating Officer by hand, and shall disclose
 - (a) the place of occurrence,
 - (b) the place where the body (or bodies) was / were found,
 - (c) the place where material exhibits and/or weapons,
 - (d) blood stains and/or body fluids had fallen,
 - (e) the place where bullet shells, if any, were found or have caused impact,
 - (f) the source of light, if any and
 - (g) adjoining natural and man-made structures or features such as walls, pits, fences, trees/bushes, if any and
 - (h) elevation of structures and their location.
- (iii) The preparation of this sketch by the Investigating Officer shall be followed by a scaled site plan prepared by police draftsman, if available, or such other authorized or nominated draftsman by the State Government, who shall prepare the scaled site plan after visiting the spot.
- (iv) The relevant details in the mahazar or panchnama shall be marked and correlated in the said site plan.
- (v) The Investigating Officer, with the approval of the Superintendent of Police, shall send samples like saliva, blood, semen, hair, etc., and articles like weapons, drugs, bullets, etc., collected / seized from the crime scene to the Directorate of Forensic Science, Guwahati, or the Central Forensic Science Laboratory, Palashbari, or any other Forensic Science Laboratory, for examination / analysis / investigation. The forensic laboratory shall complete its examination / analysis / investigation and submit the forensic report preferably within one month, but not later than three months to the police,

Provided that in case the language of deposition is to be recorded in a language other than English or the language of the State, the Presiding Officer shall simultaneously translate the deposition either himself or through a competent translator into English.

- (ii) The deposition shall be recorded in the language of the witness and in English when translated as provided in Clause 2 (i).
- (iii) The depositions shall without exception be read over by the Presiding officer in Court. Hard copy of the testimony so recorded duly signed to be a true copy by the Presiding Officer/court officer shall be made available free of cost against receipt to the accused or an advocate representing the accused, to the witness and the prosecutor on the date of recording.
- (iv) A translator shall be made available in each Court and Presiding Officers shall be trained in the local languages, on the request of the Presiding Officer.
- (v) The Presiding Officers shall not record evidence in more than one case at the same time.

3. RECORDING OF EVIDENCE: FORMAT OF WITNESSES

- (i) The deposition of each witness shall be recorded dividing it into separate paragraphs assigning paragraph numbers.
- (ii) Prosecution witnesses shall be numbered as PW-1, PW-2 etc, in seriatim. Similarly, defence witnesses shall be numbered as DW-1, DW-2, etc., in seriatim. The Court witnesses shall be numbered as CW-1, CW-2, etc, in seriatim.
- (iii) The record of depositions shall indicate the date of the chief examination, the cross examination and re-examination.
- (iv) The Presiding Officers shall wherever necessary record the deposition in question and answer format.
- (v) Objections by either the prosecution or the defence counsel shall be taken note of and reflected in the evidence and decided immediately, in accordance with law, or, at the discretion of the learned Judge, at the end of the deposition of the witness in question.

- (iii) Where witness cited in the complaint or police report are not examined, they shall be referred to by their names and the numbers allotted to them in the complaint or police report.

6. REFERENCES TO STATEMENTS UNDER SECTIONS 161 AND 164 CR.P.C. / SECTIONS 180 AND 183 OF BNSS:

- (i) During cross examination, the relevant portion of the statements recorded under Section 161 of Cr.P.C. or Section 180 of BNSS, as the case may be, used for contradicting the respective witness shall be extracted. If it is not possible to extract the relevant part as aforesaid, the Presiding Officer, in his discretion, shall indicate specifically the opening and closing words of such relevant portion, while recording the deposition, through distinct marking.
- (ii) In such cases, where the relevant portion is not extracted, the portions only shall be distinctly marked as prosecution or defence exhibit as the case may be, so that other inadmissible portions of the evidence are not part of the record.
- (iii) In cases, where the relevant portion is not extracted, the admissible portion shall be distinctly marked as prosecution or defence exhibit as the case may be.
- (iv) The aforesaid rule applicable to recording of the statements under Section 161 of Cr.P.C. or Section 180 of BNSS, as the case may be, shall mutatis mutandis apply to statements recorded under Section Section 164 of Cr.P.C. or 183 of the BNSS, respectively, whenever such portions of prior statements of living persons are used for contradiction/corroboation.
- (v) Omnibus marking of the entire statement under Sections 180 and 183 of BNSS shall not be done.

7. MARKING OF CONFESSIONAL STATEMENTS:

The Presiding Officers shall ensure that only admissible portion of Section 8 or Section 27 of the Indian Evidence Act, 1872 / Section 6 or the proviso to Section 23 of the BSA is marked and such portion alone is extracted on a separate sheet and marked and given an exhibit number."

when witnesses would be examined; it is open to schedule recording of a set of witness' depositions on one date, and on the next date, other sets, and so on. The court shall also, before commencement of trial, ascertain if the parties wish to carry out admission of any document under Section 294 of Cr.P.C. or Section 330 of BNSS, as the case may be, and permit them to do so, after which such consecutive dates for trial shall be fixed.

- (ii) After the commencement of the trial, if the court finds it necessary or advisable to postpone the commencement of, or adjourn, any inquiry or trial, it may, from time to time, for reasons to be recorded postpone or adjourn the same on such terms as it thinks fit, for such time as it considers reasonable. If witnesses are in attendance no adjournment or postponement shall be granted, without examining them, except for special reasons to be recorded, in writing [Section 309 (2) of Cr.P.C. / Section 346 (2) BNSS].
- (iii) Sessions cases may be given precedence over all other work and no other work should be taken up on sessions days until the sessions work for the day is completed. A Sessions case once posted should not be postponed unless that is unavoidable, and once the trial has begun, it should proceed continuously from day today till it is completed. If for any reason, a case has to be adjourned or postponed, intimation should be given forthwith to both sides and immediate steps be taken to stop the witnesses and secure their presence on the adjourned date."

APPENDIX – 13

Date of Offence	
Date of FIR	
Date of Charge sheet	
Date of Framing of Charges	
Date of commencement of evidence	
Date on which judgment is reserved	
Date of Judgment	
Date of the Sentencing Order, if any	

Accused Details:

Rank of the Accused	Name of Accused	Date of Arrest	Date Release on Bail	Offences charged with	Whether Acquitted or convicted	Sentence Imposed	Period of Detention Undergone during Trial for purpose of Sec. 428 of Cr.P.C. / Sec. 468 of BNSS

B. Defence:

Sr. No.	Exhibit Number	Description	Proved by / Attested by
1	Exhibit D-1/DW1		D-1 / DW-1
2	Exhibit D-2/DW2		D-2 / DW-2

C. Court Exhibits:

Sr. No.	Exhibit Number	Description	Proved by / Attested by
1	Exhibit C-1/CW1		
2	Exhibit C-2/CW2		

D. Material Objects:

Sr. No.	Exhibit Number	Description	Witness who proved the Object's Relevance
1	MO-1		
2	MO-2		

Note: All the oral or documentary evidence are to be included in the charts under this appendix as far as practicable. However, in complex cases, such as conspiracies, economic offences or trials involving voluminous oral or documentary evidence, the list of witnesses and exhibits may be substantially long. In such cases where the number of witnesses or documents is unusually long, the trial courts may prepare charts only for the material(s), relevant, and relied-upon witnesses and documents, clearly indicating that the chart is confined to such items.

Memo No. HC.XI-09/2021/153-183/RC dated 17-08-2026

Copy to:

1. The Secretary General, Supreme Court of India, New Delhi.
2. The L.R.-cum-Commissioner & Secretary to the Government of Assam, Judicial Department, Dispur, Guwahati.
3. The Secretary to the Government of Nagaland, Department of Justice and Law, Kohima.
4. The Secretary to the Government of Mizoram, Law and Judicial Department, Aizawl.
5. The Secretary to the Government of Arunachal Pradesh, Law and Judicial Department, Itanagar.
6. The Registrar (Admin./Vig./Judl./Estt.), Gauhati High Court, Guwahati.
7. The Secretary, Gauhati High Court Legal Services Committee, Guwahati.
8. The Registrar-cum-Principal Secretary to Hon'ble the Chief Justice, Gauhati High Court, Guwahati.
9. The Registrar, Gauhati High Court, Kohima Bench, Kohima/ Aizawl Bench, Aizawl / Itanagar Permanent Bench, Naharlagun. *(He/She is requested to circulate this Notification among all the District and Sessions Judges, Bar Associations and Public Prosecutors of the concerned State)*
10. The District and Sessions Judge, _____ District. *(He/She is requested to circulate this Notification to the Bar Associations and Public Prosecutors of the concerned Districts)*
11. The Special Judge, _____
12. The Chairman, Bar Council of Assam, Nagaland, Mizoram, Arunachal Pradesh and Sikkim.
13. The President/Secretary, Gauhati High Court Bar Association, Guwahati.
14. The President/Secretary, Gauhati High Court Advocates' Association, Guwahati.
15. The President/Secretary, All Assam Lawyers' Association, Guwahati.
16. The President/Secretary, Lawyers' Association, Guwahati.
17. The Joint Registrar (_____), Gauhati High Court, Guwahati.
18. All Public Prosecutors.
19. The Chief Judicial Magistrate, _____.
20. The Director, Law Research Institute, Gauhati High Court, Guwahati.
21. The Director, Directorate of Printing & Stationary, Government of Assam, Bamunimaidam, Guwahati-21. *(He/She is requested to publish this notification in the next issue of the Assam Gazette)*
22. The Deputy Registrar (_____), Gauhati High Court, Guwahati.