



**ODISHA POLICE
CRIME BRANCH
CRIMINAL INVESTIGATION DEPARTMENT**

POLICE CIRCULAR ORDER NO. 358 /2016

Sub:- Procedure for procuring of Subscriber Details Record (SDR), Call Details Record (CDR), Customer Acquisition Form (CAF).

Call Detail Records (CDRs) provide a wealth of information which help in identifying suspects along with their communication, behaviour patterns & location. For apprehension of criminals involved in heinous offences, it is often a necessity for the Law Enforcement Agencies (LEA) to obtain the Subscriber Details Record (SDR), Call Details Record (CDR) and Customer Acquisition Form (CAF) in respect of mobile phones from Mobile Service Provider (MSP) / Telecom Service Provider (TSP) for analysis.

Department of Telecommunication (Basic Services Cell), Sanchar Bhawan, New Delhi vide Notification No-16-1/2006-BS.II, dated-07.02.2006 has issued various guidelines to all Cellular Mobile Tele Service Licensee / Internet Service Providers to provide Call Details Record (CDR) to the Law Enforcement Agencies. Vide Notification No.-842-725/2005/157 dated-23.03.2009, Department of Telecommunication, AS -II Cell has also instructed all Mobile Telecommunication Service Providers to furnish Subscriber Details Record (SDR), Call Details Record (CDR) and Customer Acquisition Form (CAF) to Law Enforcement Agencies as per their requisition.

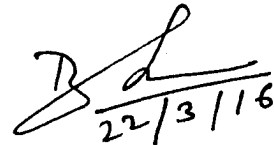
It is often being seen that in the pretext of analysis of the Call Details Record (CDR) in respect of suspects / accused persons, Law Enforcement Agencies (LEA) call for the Call Details Record (CDR) in a rampant & routine manner without any basis & without prior approval of Competent Authority. Many Call Details Records (CDR) are also found to be irrelevant for the purpose of investigation of the case in question. It is also being suspected that the Call Details Records (CDR) so requisitioned are being used for various unauthorised purposes by LEAs.

It is, thus, felt necessary to prescribe the following procedure which must be scrupulously followed at the time of procurement of the electronic record (SDR, CDR & CAF) from the Nodal Officer of Mobile Service Provider either through mail or by post.

- I) Request should be made from the Official e-mail account (@nic.in / @gov.in) of the head of Law Enforcement Agencies of each District/ Establishment to the official e-mail account of the Nodal Officer of Mobile Service Provider (MSP/ TSP).
- II) Nodal Officers of Mobile Service Providers will be supplied the list of official e-mail accounts of the District SsP/ DCsP, Bhubaneswar/ Cuttack, SRP Cuttack / Rourkela with a request to acknowledge receipt of such mails originating from the aforesaid e-mail accounts, then furnish the information to those authorised e-mail accounts.
- III) The District SsP should create one dedicated Cell for the aforesaid purpose and either operate himself or nominate one Inspector rank Officer to operate & access his Official e-mail account for submission of request to the Nodal Officer of Mobile Service Provider (MSP/ TSP) through mail.
- IV) The Investigating Officer should submit request letter addressed to the district SsP/ DCsP / SRP Cuttack/ Rourkela for making correspondence with the Mobile Service Providers to furnish the Subscriber Details Record (SDR), Call Details Record (CDR) and Customer Acquisition Form (CAF) of relevant mobile phone numbers in connection with specific investigation.
- V) The nominated Inspector shall put up the request letter / requisition of Investigating Officers before district SsP/ DCsP / SRP & will obtain the written order of district SsP/ DCsP / SRP on the said requisition as per the merit of the case. In this respect, separate files may be opened by the Inspector-In-Charge of the Cell.
- VI) After obtaining the orders, the Inspector-In-Charge of the Cell will make correspondence with the Nodal Officer of Mobile Service Provider /Telecom Service Provider to furnish the electronic record (SDR, CDR & CAF) of the relevant mobile phone numbers from the mail account of district SsP/ DCsP / SRP & a hard copy of the sent mail be retained in the said file.

- VII) After obtaining the report from the Nodal Officer, the Inspector-In-Charge of the Cell shall download the data & make a folder for each case & retain a hard copy of the received mail in the said case file.
- VIII) The electronic record so received from the Nodal Officer will be furnished to the Investigating Officer concerned, along with the copy of the sent & received mail in soft copy as well as hard copy print out (if required). Acknowledgement of the data so received by the Investigating Officer shall be obtained in the said case file.
- IX) The Investigating Officer will analyse the Call Details Record (CDR) & for the prosecution of the case, will submit a requisition to the Nodal Officer of Mobile Service Provider to submit the hard copy of the data (CDR, CAF, SDR, Date of Activation) as furnished earlier through mail along with Certificate U/s- 65 (B)(4)(c) of Indian Evidence Act 1872.

The above procedure will come into force with immediate effect & shall be adhered to strictly by all concerned henceforth.



Director General & Inspector General of Police
Odisha, Cuttack