



ODISHA POLICE
CRIME BRANCH
CRIMINAL INVESTIGATION DEPARTMENT

POLICE CIRCULAR NO-377/2018.

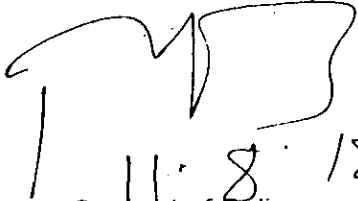
Sub:- **Implementation of the orders of Hon'ble Supreme Court of India on the incidents of lynching**

The Hon'ble Supreme Court has expressed serious concern on the recent incidents of lynching of innocent people by mobs in some parts of the country and issued detailed guidelines in this regard. In view of the guidelines issued by the Hon'ble Supreme Court in Writ Petition (Civil) No.754 of 2016 the following is hereby ordered.

1. IGP, CID, CB is designated as State Nodal Officer to coordinate in all matters related to incidents of lynching and to prevent such incidents. He will be assisted by SP,CID-CB.
2. District SsP are appointed as District Nodal Officers in their respective jurisdiction. They will be assisted by one DSP rank officer for the above purpose.
3. Each District Nodal Officer shall constitute a special task force to procure intelligence about the people who are likely to commit such crimes or who are involved in spreading hate speeches, provocative statements and fake news.
4. The District Nodal Officer shall identify the area in his district, where instances of lynching and mob violence have been reported in the recent past and in last five years.
5. The District Nodal Officer shall hold regular meeting (at least once a month) with the local intelligence units in the district along with all IICs / OICs for identification of existence of the tendencies of vigilantism, mob violence or lynching in the district and take steps to prohibit instances of dissemination of offensive material through different social media platforms or any other means for inciting such tendencies. He shall also make efforts to eradicate hostile environment against any community or caste which is targeted in such incidents.
6. The State Nodal Officer will take a regular review meeting (at least once a quarter) with all District Nodal Officers and State Police Intelligence heads.

7. The District Nodal Officers shall bring it to the notice of the DGP and ADG, CID, CB about any inter-district co-ordination issues for devising a strategy to tackle lynching and mob violence.
8. The District Nodal Officer will direct the IICs/OICs with regard to police patrolling in the sensitive areas keeping in view the incidents of the past and the intelligence obtained from various sources.
9. It shall be the duty of every Police officer to cause a mob to disperse, by exercising his power under Section 129 of CrPC, which in his opinion has a tendency to cause violence or wreak the havoc of lynching in the disguise of vigilantism or otherwise.
10. Intelligence wing shall monitor the social media platforms and shall take action under the legal provision contained in Information Technology Act and other relevant laws to curb and stop dissemination of irresponsible and explosive messages, videos and other material on various social media platforms which have a tendency to incite mob violence and lynching of any kind.
11. The Police shall register FIR under Section 153 A of IPC and or other relevant provisions of law against persons who disseminate irresponsible and explosive messages and video having content which is likely to incite mob violence and lynching of any kind.
12. Despite these preventive measures, if it comes to the notice of the local Police that an incident of lynching or mob violence has taken place the Jurisdictional Police Station shall immediately cause to lodge an FIR without any undue delay under the relevant provisions of IPC and/or other provisions of law.
13. It shall be the duty of the IICs/OICs in whose Police Station such FIR is registered, to intimate forthwith to the Nodal Officer in the district i.e.S.P. who shall in turn ensure that there is no further harassment of the family members of the victims.
14. Investigation in such offences shall be personally monitored by the SP/ District Nodal Officer who shall be duty bound to ensure that the investigation is carried out effectively and the charge sheet in such cases is filed within the statutory period. The Nodal Officers shall ensure that the prosecuting agency strictly carries out its role in appropriate furtherance of the trial .
15. Wherever it is found that a Police Officer or an officer of the district administration has failed to comply with the aforesaid directions in order to prevent and/or investigate and/or facilitate expeditious trial of any crime of mob violence and

lynching the same shall be considered as an act of deliberate negligence and/or misconduct for which appropriate action shall be taken against him/her and not limited to departmental action under the service rules. The departmental action shall be taken to its logical conclusion preferably within six months by the authority of the first instance.


11.8.18
Director General of Police,
Odisha, Cuttack.

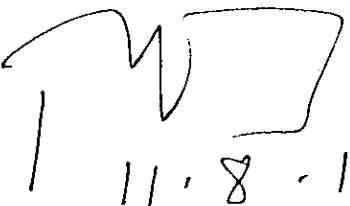
Memo No /CID (Law) 31451/CB

Dt. 13. 08.2018

Copy forwarded to;

- All District SsP including SsRP, Rourkela & Cuttack/DCsP, Cuttack & Bhubaneswar
- Addl DGP Railways, Odisha, Bhubaneswar/Commissioner of Police, Bhubaneswar
- All Range IsGP/DIsGP

for information and necessary action.


11.8.18
Director General of Police,
Odisha, Cuttack.