

From

The Additional Chief Secretary to Government, Haryana,  
Administration of Justice Department.

To

1. All the Divisional Commissioners in Haryana State
2. All Deputy Commissioners in Haryana State.

Memo. No. 21/03/2000-4JJ(I)  
Dated, Chandigarh the 24.09.2024

**Subject:- Regarding conferring of power of Special/Executive Magistrate to the officers in all the district of Haryana States- Authorization of Divisional Commissioner thereof.**

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Sir/Madam,

I am directed to invite your kind attention in the above subject and to state that in the clause (b) of sub-section (2) of section 531 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (Central Act 46 of 2023) the following provision exists:-


*"531 (2) (b) all notifications published, proclamations issued, powers conferred, forms provided by rules, local jurisdictions defined, sentences passed and orders, rules and appointments, not being appointments as Special Magistrates, made under the said Code and which are in force immediately before the commencement of this Sanhita, shall be deemed, respectively, to have been published, issued, conferred, specified, defined, passed or made under the corresponding provisions of this Sanhita;"*

Further, in para 2 of the demi-official letter no. 01/03/2023-Judicial Cell-1, dated 13th June, 2024 written by the Home Secretary, Government of India to the Chief Secretaries of all the States in the following clarification is given:-

*"(2) In this regard, section 531(2)(b) of the Bharatiya Nagarik Suraksha Sanhita, 2023 provides that "all notifications published, proclamations issued, powers conferred, forms provided by rules local jurisdictions defined, sentences passed and orders, rules and appointments, not being appointments as Special Magistrates, made under the said Code and which are in force immediately before the commencement of this Sanhita, shall be deemed, respectively, to have been published, issued, conferred, specified, defined, passed or made under the corresponding provisions of this Sanhita;"*

3. In the light of above clarification, the notification issued under sub-section (1) of section 20 of the Code of Criminal Procedure, 1973 (Central Act 2 of 1974) shall continue to remain in force, exactly in the same manner as if the same was issued under sub-section (1) of section 14 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (Central Act 46 of 2023).

This issues with the approval of the competent authority.

  
Superintendent, Jails & Judicial,  
for Additional Chief Secretary to Government, Haryana,  
Administration of Justice Department *sut*