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HARYANA GOVERNMENT

HOME DEPARTMENT

Notification

The 30th September, 2025

No. 16/7/2025-3HC.— In order to implement the provisions under sections 105, 173, 176, 180, 185 and 497 read with section 530 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (Central Act 46 of 2023) and section 63 of the Bharatiya Sakshya Adhiniyam, 2023 (Central Act 47 of 2023), the Governor of Haryana in consultation with Hon'ble High Court of Punjab and Haryana, hereby frames the following rules for electronic management of evidence (eSakshya) during investigation in criminal proceeds and trial, namely:-

Short title and commencement.	1.	(1) These rules may be called the Haryana (e-Sakshya) Management Rules, 2025. (2) They shall come into force from the date of their publication in the Official Gazette.
Definitions.	2.	(1) In these rules, unless the context otherwise requires, - (a) "CCTNS" means Crime and Criminals 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 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 (Central Act 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) "hash value" refers to a unique digital fingerprint at an electronic record, used to verify its authenticity and integrity, ensuring that the data presented in Court matches the original; (e) "High Court" means the High Court of Punjab and Haryana, Chandigarh;

	(f) "immutable storage" means and include Digi-locker and any other storage method where once data is written, it cannot be modified, deleted, or overwritten for a set or indefinite period, ensuring data integrity and compliance. (g) "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, prosecution and any other stakeholder as notified by the Central Government; (h) "Investigating Officer" means any police officer or any other person authorized by a competent authority or empowered to undertake investigation for any offence; (i) "Sakshya" means any evidence collected/ recorded as a document through eSakshya Mobile Application of the National Crime Records Bureau, Ministry of Home Affairs, Government of India or any other application developed and maintained for this purpose by the State Government or the National Crime Records Bureau, Ministry of Home Affairs, Government of India from time to time. Sakshya consists of audio-video recording(s), photograph(s), audio-video recording(s), and photograph(s) of the investigating/recording officer or a person whose statement is recorded during investigation. 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; (j) "Sanhita" means the Bharatiya Nagarik Suraksha Sanhita, 2023 (Central Act 46 of 2023). (2) Words and expressions used but not defined in these rules shall have the same meaning as assigned to them in the Bharatiya Nagarik Suraksha Sanhita, 2023 (Central Act 46 of 2023); the Bharatiya Nyaya Sanhita, 2023 (Central Act 45 of 2023); the Bharatiya Sakshya Adhiniyam, 2023 (Central Act 47 of 2023) and the Information Technology Act, 2000 (Central Act 21 of 2000).
eSakshya Packet.	3. During trial, appeal and other criminal judicial proceedings, the e-Sakshya packet shall be accessible to the concerned Court through the CIS application/Sakshya portal on ICJS.
Recording by Investigating Officer.	4. (1) Every Investigating Officer shall record all audio-video recording(s) and photograph(s) evidence as required under sections 105, 173, 176, 180, 185 and 497 of the Sanhita through the eSakshya Mobile Application of the National Crime Records Bureau, Ministry of Home Affairs, Government of India or any other application developed and maintained for this purpose by the State Government or the National Crime Records Bureau, Ministry of Home Affairs, Government of India from time to time. (2) Investigating Officer shall generate a certificate under section 63 (4) (c) Part A of the Bharatiya Sakshya Adhiniyam, 2023 (Central Act 47 of 2023) through the eSakshya Mobile Application of the National Crime Records Bureau, Ministry of Home Affairs, Government of India or any other application developed and maintained for this purpose by the State Government or the National Crime Records Bureau, Ministry of Home Affairs, Government of India from time to time. All Certificates shall be eSigned by the investigating officer. The certificate shall include the hash value of the electronic record and the specific algorithm used to generate that hash value, as prescribed in the Schedule of the Bharatiya Sakshya Adhiniyam, 2023 (Central Act 47 of 2023). (3) Investigating Officer shall link SID with the concerned FIR number/GD number generated through CCTNS or any other application developed and maintained for this purpose by the State Government or the National Crime Records Bureau, Ministry of Home Affairs, Government of India from time to time.
Uploading of Sakshya.	5. (1) The Sakshya uploaded to immutable storage shall be construed to be forwarded to Magistrate as required under section 105 and 185 of the Sanhita.

	(2) The Courts may share Sakshya with accused and the victim (if represented by an advocate) as per the provisions under section 230 of the Sanhita. The e-Sakshya packet shall be shared through electronic means (Portal or PEN drive) only upon specific directions of the Court. (3) The judicial officer dealing with the case can access the e-Sakshya packet as per the process presently embedded with the CIS, which includes provisions for temporary assignment of cases during leave or transfer of the officer. (4) eSakshya packet shall be archived after completion of all proceedings in the trial courts. It shall be moved to a dedicated archival storage, which can be retrieved within a period of 5 days upon orders from the concerned court.
Power of Court.	6. Nothing in these rules shall be deemed to limit the power of the Courts to view the Sakshya by the Court.
Rules not in derogation of any law.	7. These rules 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 Adhinyam, 2023(Central Act 47 of 2023).

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Home Department.