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POLICE

DEPARTMENT



KERALA

No.D2-102747/2020/PHQ

Police Headquarters,
Thiruvananthapuram
phq.pol@kerala.gov.in

04712721547

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Circular No. 32/2020

Sub: Cases for investigation by Crime Branch- Modification – reg.

- Ref : 1) PHQ Circular No. 03/2000
2) PHQ Circular No. 54/2009
3) PHQ Circular No. 38/2010
4) PHQ Circular No. 22/2013
5) PHQ Circular No. 41/2015

Crime Branch is a Specialized Investigation Wing of Kerala Police. Needless to mention, the cases being investigated by the Crime Branch are complicated in nature. Various Circulars were issued at different points of time relating to the cases to be investigated by the Crime Branch. In the light of developments in the society/ advancement of technology & technology based crimes/ change in the methodologies in commission of economic offences/ intrinsic cyber components in most of the crimes, it is desirable that a new list be prepared, which will serve as a Guideline to entrust investigation to Crime Branch on professional and objective grounds.

02. The Crime Branch shall register cases only after an order is passed by the State Police Chief (SPC). They can take over the cases registered by the local police on such orders of the SPC and also they themselves can register cases for having a Crime Branch Police Station with jurisdiction all over the State, but after getting orders from the DPC. They can also take up investigation as directed by the constitutional courts or by the Government and once such orders are issued, either by the court/ by the Govt. the SPC has to issue a proper order for entrusting investigation to the Crime Branch.

03. The Crime Branch also plays an important role in the matters relating to investigation abroad. We have issued a number of directions in this regard. The

Interpol Liaison Officer (ILO) is an officer from the Crime Branch and he has to coordinate all the activities relating to investigation abroad. The International Investigation Division in the Crime Branch Headquarters will be under the command and control of the Interpol Liaison Officer.

04. We have also issued orders earlier as to how to recommend cases of the Local Police to be taken over by the Crime Branch. A template has also been prescribed for this purpose. It is also important to note that in every District, there is a District Crime Branch under the concerned DPC. The idea was to entrust investigation of important and complicated cases in the Districts to the District Crime Branches. We are now contemplating to increase the strength of District Crime Branch. We have also to make small comparison of cases to be investigated by State CB and District CB.

05. Meanwhile, ATS has also been formed under the CB. Its purpose and objectivity are far different and they are basically to investigate cases relating to terrorism and anti-national activities.

06. It is to be noted that, till the case is actually transferred from the local police to the Crime Branch or from the local police to the District CB or a case to the ATS, the previous investigating agency ie. local police must continue the investigation and shall not stop investigation only because the order has been passed for entrusting the investigation to the Crime Branch or the District Crime Branch or ATS. The investigation is a continuous process and it has to be continued without break, till the entrusted agency takes over the investigation.

07. We have also issued orders earlier for very important crimes committed in any district and when there is a possibility of transferring such cases to the CB subsequently, an officer from the CB getting associated with investigation by the local police from the day one of investigation will be rewarding; it will serve 2 purposes. The expertise of CB can be used by the local police and the Crime Branch will be benefitted, if such a case is transferred to CB subsequently.

08. Hence a table has been prepared which is given below. The Table serves as a guideline to entrust investigation with State Crime Branch, District Crime Branch & ATS. This will be in supersession of previous Circulars referred above.

Sl. No.	State Crime Branch	District Crime Branch	ATS
1.	A murder case in which, (1)the accused is not identified within 30 days of reporting to a police station or (2) no significant progress could be made even after the expiry of one month	Any sensational murder case which requires continuous professional investigation or on the orders of DPC/ Range DIG/ Zonal IGP/ ADGP	Murder cases relating to terrorism

	from the commencement of investigation, based on the recommendation from the DPC's concerned(Through proper Channel).	L&O/ SPC	
2.	Cases of theft of Arms and Ammunition from Government organizations, Government departments.	If the quantity is very low & theft is "technical"	If done by terrorists or part of a Terrorist Act
3.	All Women and Child trafficking cases, having interstate linkages.	Inter-District linkages	If connected to any scheduled offence of ATS
4.	All cases of Cheating, Misappropriation, CBT, Cyber frauds and Bank frauds amounting to Rs. 5 Crores and above.	Cases of Cheating, Misappropriation, CBT, Cyber frauds and Bank frauds amounting less than Rs. 5 Crores & more than 1 Crore (Below one crore by local police)	Connected to Terror Funding or connected to any scheduled offence
5.	All cases of Cheating, Misappropriation, CBT, Cyber frauds and Bank frauds amounting to Rs. 3 Crores and above involving Government Institutions or Co-operative Societies.	Cases of Cheating, Misappropriation, CBT, Cyber frauds and Bank frauds amounting less than Rs. 3 Crores and more than Rs. 50 lakhs involving Government Institutions or Co-operative Societies.	Connected to Terror Funding or connected to any scheduled offence
6.	Cases of counterfeit currency notes (whatever be the denomination) more than 100 numbers irrespective of quality.	Cases of counterfeit currency notes, (whatever be the denomination) less than 100 numbers and irrespective of quality.	Cases of counterfeit currency notes having High Quality notes having key security features as specified by the central Government from time to time either investigated by Crime Branch or District Crime Branch it shall be immediately transferred to ATS after getting the

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			forensic report. (Section 15 & 16 UAPA will attract.)
7.	Custodial death cases (immediately to be transferred to Crime Branch).	-	If the deceased is a terrorist
8.	Cases in which death occurs in Police Action.	-	-
9.	Any case which is required to be investigated by the Crime Branch as per existing law/statutory/or legal guidelines.	-	-
10.	Cases having international ramifications.(Requiring investigation in Foreign Countries)	-	Scheduled offences of ATS having international ramifications
11.	All cases in which officers of the rank of IoP or above are accused(On recommendations of Zonal IGP – who will apply his/ her mind <u>on the gravity of the offences</u> , before making a recommendation to SPC)	Simple cases where IoP or DySP is accused	
12.	Other cases in which Crime Branch is deemed necessary by the Government or State Police Chief in view of the special facts and circumstances of the case.	-	Terrorism related cases to be transferred to ATS


Loknath Behera IPS
 DGP/State Police Chief

Distribution: All SHOs/ All SDPOs, DySPs, ACs of Districts/ All DPCs/ All
 Range IGPs/ All Zonal IGPs
 IGP of Crime Branch/ SPs, DySPs, Inspectors of Crime Branch
 Copy to : ADGP (Crimes)/ ADGP L& O for information
 All officers in PHQ/ CA to SPC

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