



POLICE



DEPARTMENT

**No.U4-55615/2025/PHQ**

Police Headquarters,  
Thiruvananthapuram

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Dated. 01-04-2025

**Circular. 9/2025/PHQ**

- Sub : Order of the Hon'ble High Court in BAIL APPL. NO. 2937/2025 filed by SIBIN S.V -  
Instructions to be followed on receipt of a complaint against teachers before  
registering criminal cases-Circular issued-reg.
- Ref : Order dated 10/03/2025 of the Hon'ble High Court of Kerala in Bail Appl.  
No.2937/2025 filed by Sri. Sibin S V.

As per the directions issued by the Hon'ble High Court of Kerala in its order dated: 10.03.2025 in Bail Application No. 2937/2025, the following instructions are issued for strict compliance by all concerned.

The Sec.173(3) of BNSS states that a preliminary enquiry may be conducted by an officer in charge of the Police Station on receipt of information relating to the commission of any cognizable offence which is made punishable for three years or more but less than seven years, with the prior permission from an officer not below the rank of DySP, considering the nature and gravity of the offence, if a prima facie case does not exist to proceed further with that matter.

Hence, if a parent or a student files any complaint against a teacher in connection with his activities inside an educational institution, if a prima facie case does not exist, before registering any criminal case against such teacher, a preliminary enquiry should be conducted, in accordance with Sec.173(3)(i) of BNSS by serving a notice to the teacher concerned and to the aggrieved party, if necessary, to ascertain whether there exists a prima facie case to proceed further with that matter. The teacher against whom preliminary enquiry is initiated shall not be arrested during the stage of preliminary enquiry. It is the duty of the police authorities to find out the grain from the chaff during the preliminary enquiry. The preliminary enquiry should be completed within a period of fourteen days and proceed with investigation when there exist a prima facie case. If any further clarification is required in this regard, the Hon'ble High Court may be approached with appropriate petition in accordance with the law.

All officers are instructed to take necessary actions in accordance with law.

SHAIK DARVESH SAHEB IPS  
State Police Chief

To : All DPCs/ All SDPOs/ All SHOs /All Officers

Copy To : 1. ADGP (L&O)/Zonal IsGP/ all Range DIsGP/ All officers in List B  
2. CAs to SPC/ADGP (HQ)/AIG (PG & LA)  
3. ADGP, SCRB to publish the circular in the website.



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