

CrPC

Dr. Kalindri

LL.B.three years

Sixth sem.

General provisions as to enquiries and trials part 4

- A case may be withdrawn by the public prosecutor or Assistant Public Prosecutor with the consent of the court. If withdrawal is made before framing of the charge then accused shall be discharged but if withdrawal is made after a charge has been framed then he shall be acquitted.
- If magistrate has no jurisdiction to try the case or case is required to be tried by some other magistrate or by the CJM then case may be transferred to the concerned magistrate.
- If a person has been previously convicted of offences against coinage, stamp law or property and he again commits any such offence then he shall be tried by the CJM or by the Court of session.
- The place in which any criminal court is trying any offence shall be deemed to be an open court.
- In rape cases, trial shall be held in camera and shall be conducted as far as practicable by a woman judge or magistrate.
- Nothing should be printed or published regarding rape cases except with the previous permission of the court provided the confidentiality of name and address of the parties should be maintained.