

No.T5-6751/2008

Police Headquarters,
Thiruvananthapuram,
Dated: 25-01-2010.

CIRCULAR No.5/2010

Sub:- Investigation of Cases – Cities – Separation of Investigation from
Law & Order – Instructions – Regarding

As per G O (Rt) No.3069/2006/Home dated 27-12-2006, Government have ordered that in accordance with the directions by the Hon'ble Supreme Court of India, it is necessary to separate Investigating Police from Law and Order Police to ensure speedier investigation, better expertise and improved rapport with the people, ensuring that there is full co-ordination between the two Wings. Government have accepted the suggestion and have directed that the system will be introduced in Thiruvananthapuram, Kochi, and Kozhikode Cities. Government have also ordered that the personnel ear-marked for investigation shall not be diverted for other duties.

02. Sec 3(A) of the Kerala Police Act stipulate the separation of the Investigating Police from the Law and Order Police. In order to give effect to the direction of the Government in G O (Rt) No.3069/2006/Home dated 27-12-2006 and in order to carry out the stipulations in Sec. 3(A) of the Kerala Police Act, the following directions are issued:

- (a) In the three Cities of Thiruvananthapuram, Kochi and Kozhikode, in every Police Station, an Investigating Wing shall be formed by selecting personnel of appropriate rank, aptitude, knowledge and suitability.
- (b) The Investigating Wing shall be headed by an officer of the rank of Sub Inspector of Police who shall be designated SI-IW. The Principal SI who will command all the staff of the Police Station, including those in the Investigating Wing. The personnel of the Investigating Wing shall be designated ASI-IW HC-IW and PC-IW.
- (c) If in any Police Station, two SIs are not available, one of the posts of SIs from the City Police Control Room or some other Station may be diverted to that Police Station.
- (d) The Investigating Wing shall investigate all cases reported in the Police Station except cases of traffic accidents, suo moto seizure cases, other suo-moto cases requiring simple investigation, cases of preventive arrests, and cases to be transferred from one Police Station to the other.
- (e) In all Cities, investigation of traffic accidents is now done by the Traffic Police Station and the system shall continue.

- (f) For calculating the strength required for the Investigating Wing in every Police Station, the number of cases investigated in the year 2008 in every Police Station shall be taken. Then the number of traffic accident cases, suo moto cases of traffic, suo moto cases of seizure of contraband, cases of preventive arrests and transferred cases will be reduced from that number. The number so arrived at will be deemed to be the Investigative Workload of the Station.
- (g) If the Investigative Workload of the Station is less than 100 in one year, the Police Station will be deemed to be too light to require separate staff for investigation. This is because the staff will have sufficient time to concentrate on investigation, the workload on account of investigation being very light.
- (h) If the Investigative Workload of the Station is more than 100, then the staff may be assigned for the Investigating Wing as follows:

IWS	SI	ASI	HC	PC
First 100	1	1	1	2
100 to 150	1	2	1	3
150 to 200	1	2	2	4
200 to 250	1	2	3	5
250 to 300	1	3	3	6
300 to 350	1	4	3	7
350 to 400	1	4	4	7
400 to 450	1	4	5	7
450 to 500	1	5	5	7
500 to 550	1	5	6	8
550 to 600	1	6	6	8

- (i) The strength required as above will be diverted from the strength of the station and exclusively assigned for investigation work. The shortage if any, for law and order and administrative duties will be met by diverting half the above number of personnel from the Armed Reserve or Traffic to the particular Police Station or by attaching Home Guards equal in number to the strength of the Investigating Wing or by a combination of both, as may be deemed proper by the Commissioner of Police. Shortage if any in Traffic can be made good by AR or Home Guards.
- (j) Personnel of the Investigating Wing will not be taken for any station duty other than proportionate GD duty, proportionate process duty, proportionate station security duty, proportionate copying duty and proportionate court duty.
- (k) Cases under investigation as on 28-2-2010 will continue to be investigated by the original Investigating Officer and cases will not be transferred to the

Investigating Wing, except for cases already pending with the individuals among them.

- (l) Traffic cases and the type of cases excluded from the calculation of Investigative Workload of the Station, will continue to be investigated by the officers in the Law and Order Wing.
- (m) Investigating Wing can be taken for any anticipated Law and Order duty only by the Supdt of Police. However, the SHO Sub Inspector of Police, under simultaneous information to Circle Inspector of Police, Assistant Commissioner of Police and Commissioner of Police, can take them on duty for any natural calamity or any grave situation of Law and Order involving impending danger to life and of tremendous gravity which has arisen suddenly without notice.
- (n) Early and prompt completion of investigation will be the duty of those in the Investigating Wing.
- (o) The members of the Investigating Wing shall wear uniform on duty and shall keep the SHO continuously aware of their whereabouts and will move out of the Station jurisdiction only with the sanction of the SHO.
- (p) The personnel to be posted in the Investigating Wing shall be specially selected for their investigative ability and ability to collect criminal intelligence, etc.
- (q) Every Investigative Officer in the Investigating Wing shall make themselves available over their mobile phones at all points of time.
- (r) It shall be ensured that Case Diaries to be written by the Investigating Wing Officers are promptly written.

03. Since, every police station is going to have an Investigating Wing who will collect criminal intelligence also, crime squads if any kept by any Circle Inspector of Police, shall be abolished. The Circle Inspector of Police in charge of the Circle will verify the work done by each member of the Investigating Wing everyday by contacting every Investigating Officer everyday and by directly asking him what he has done.

04. The member of the Investigating Wing shall be bound by the station routine unless specifically exempted by the Principal Sub Inspector of Police on grounds to be stated in the General Diary.

05. The Assistant Commissioner of Police of every Sub-division shall review the work of every member of the Investigating Wing in his jurisdiction at least once in a month. Similarly, the CIs shall review their work once every fortnight on the first Monday of the succeeding Fortnight.

06. The selection of personnel for the Investigating Wing shall be completed by the 15th of February, 2010. The list will be reviewed by the IGP. The new

system shall come into effect from 1st of March, 2010 after ensuring that the sufficient Home Guards or AR or Traffic personnel are in place at the respective Police Station.

07. The SI in-charge of the Investigating Wing shall maintain records with regard to the properties seized in Crime cases, etc. He shall also assist the SHO in the maintenance of Station Crime Records. The over-all responsibility will remain with the SHO.

08. Though the Investigating Wing has been established, there is absolutely no legal objection to any officer either from the Investigating Wing or from the Law and Order Wing investigating any case in an emergency or when the officer of the appropriate wing is not immediately available.

09. Any emergency situation shall immediately be attended to by the Officer who receives the information or the Police Officer at the spot. The same may later be informed to the competent officer of the Investigating Wing or the Law and Order Wing as may be appropriate.

10. It is also clarified that a member of the Investigating Wing shall be competent to attend to any law and order situation also if the same arises in his presence. Members of the both the Wings will also be expected to attend to any traffic emergency or traffic accidents which take place in their presence while on duty, till a competent traffic officer attends to the matter.

11. The Principal SI of the Station will exercise the overall supervisory control over both Investigating Wing and Law and Order Wing. He will also be responsible for giving adequate assistance to the Investigating Wing for arrest of accused, guarding of accused, etc. He will also be responsible for assigning cases to the individual members of the Wing and in deciding who shall investigate which case. Separate orders are being issued with regard to the supervisory responsibility and duties of the Principal S.I. with regard to the investigation of cases.

Sd/-
Director General of Police
Kerala