

No.C-31012/9/2025-HM-Part(2)
GOVERNMENT OF MIZORAM
HOME DEPARTMENT

Aizawl, the 1st of August, 2025

ORDER

In pursuance of the provision of sub-section (1) of section 303 of the *Bharatiya Nagarik Suraksha Sanhita, 2023*, the State Government is pleased to order the exclusion of certain persons from the operation of section 302 of the said Act, which requires the physical attendance of prisoners in court:

1. The Inspector General of Prisons, in consultation with the Director General of Police, shall identify individuals or classes of prisoners based on the following criteria:
 - 1) Prisoner(s) whose exit from the jail premises for court attendance may pose a threat to public order or is otherwise not in the public interest;
 - 2) Prisoner(s) whose exit from the jail premises may endanger their personal safety due to the retaliatory attitude of victims, relatives of victims, or the general public owing to the nature of the crime committed;
 - 3) Any intelligence input indicating a threat to the prisoner(s), jail authorities, guarding or escorting forces, or court officials in connection with transporting such prisoner(s) from jail premises.
2. The Inspector General of Prisons shall submit the list of such prisoners to the Home Department.
3. In the event of non-receipt of such a list, the Home Department shall prepare and communicate the list of such prisoners to the Law & Judicial Department for onward transmission to the concerned courts, with a request to exempt the identified prisoners from the operation of Section 302 of the *Bharatiya Nagarik Suraksha Sanhita, 2023*, and to arrange Video Conferencing Facilities for the conduct of court proceedings in respect of such prisoner(s).
4. The list of such exempted prisoners shall be reviewed by the Home Department every six months.

Sd/- VANLALMAWIA
Secretary to the Government of Mizoram
Home Department

Memo No.C-31012/9/2025-HM-Part(2) :

Aizawl, the 1st of August, 2025

Copy to:

1. Secretary to the Governor, Mizoram.
2. Commissioner & Secretary to Chief Minister, Mizoram.
3. PS to Speaker/Ministers/Leader of Opposition/Ministers of State/Deputy Speaker/Deputy Chief Whip, Mizoram.
4. Sr. PPS to Chief Secretary, Mizoram.
5. PPS to DGP, Mizoram.
6. PPS/PS to Principal Secretaries/Commissioners/Secretaries/ Special Secretaries, Mizoram.
7. Chief Executive Member, LADC/MADC/CADC, Mizoram.
8. All Heads of Department, Government of Mizoram.
9. Inspector General of Prison, Mizoram,
10. Deputy Commissioners, All Districts, Mizoram.
11. Superintendents of Police, All Districts, Mizoram.
12. Controller, Printing & Stationery with (5) spare copies for publication in the Mizoram Gazette.
13. Guard File.

A handwritten signature in blue ink, appearing to read 'C. Lalfakmawia', with the date '11/8/2025' written below it.

(C. LALFAKMAWIA)

OSD-cum-Under Secretary to the Government of Mizoram.
Home Department