



CHANDIGARH POLICE

OFFICE OF THE DIRECTOR GENERAL OF POLICE, U.T., CHANDIGARH
ADDL. DELUX BUILDING, SECTOR 9, CHANDIGARH-160009

ORDER

Subject:- Process to be followed by Investigation Officer for Proclamation and Attachment of property of proclaimed person.

Proclaimed person is one on whom arrest warrant is issued by the Court and he/she is absconding while concealing his/her identity and the warrant cannot be executed by any means.

The Court publishes written proclamation requiring him to appear at a specified time not less than 30 days from the date of publishing such proclamation, on failure of the accused appearing at specified place and time, the Court declares him as a person proclaimed.

The proclaimed offender is a person who is accused of an offence made punishable with imprisonment of 10 years or more or imprisonment for life or with death under Bharatiya Nyaya Sanhita, 2023 or any other law for time being in force, and if such person fails to appear at a specified place and time required by proclamation, the Court after making inquiry declares him a proclaimed offender.

- a) As and when the court declared a offender as a Proclaimed person, the proceeding of attachment of the property of the concerned person shall be conducted. The Investigating Officer/SHO concerned shall identify the property of the said person by identifying the nature/source of the property and by verifying the title or ownership details of the property. The property includes both moveable and immoveable, tangible, intangible and also include the bank accounts.
- b) The Investigating Officer/SHO concerned during the verification of property finds that the said person is the joint holder of the property in question, then the Investigating Officer shall inform the concerned court along with the revenue record of the property for obtaining further orders from the concerned court.
- c) The investigation officer shall obtain the order of the court and forward the same to the concerned District Collector for the procedure of attachment of the property within their jurisdiction. The orders of the concerned District Collector regarding attachment of the property must be collected and be submitted before the concerned court for further proceedings.
- d) When the property of the said Proclaimed Offender is found to be situated outside India, the police officer not below the rank of Superintendent of Police shall make a request to the competent court for initiating process of attachment and forfeiture of property and make a request to the court to issue

a letter of request to concerned country. The said order of the court shall be forwarded to the MHA or Ministry of External Affairs for further compliance of the orders of the court.

Issued for meticulous compliance.

MSY adw
04/10/2024
(Surendra Singh Yadav, IPS)
Director General of Police,
Union Territory, Chandigarh

No. 9578-9627 /HAC/UT/Chandigarh dated:- 04/10/24

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