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NOTIFICATION

No. 12017/130/2016-LJD, the 1st July, 2024: The following Ordinance is hereby published for general information.

‘The Mizoram Lokayukta (Amendment) Ordinance, 2024’
(No. 1 of 2024)

(Received the assent of the Governor of Mizoram on 28.06.2024)

THE MIZORAM LOKAYUKTA (AMENDMENT) ORDINANCE, 2024.
(No. 1 of 2024)

An
Ordinance
further to amend the Mizoram Lokayukta Act, 2014;

WHEREAS three landmark Bills relating to the criminal justice system namely the Bharatiya Nyaya Sanhita, 2023, the Bharatiya Nagarik Suraksha Sanhita, 2023 and the Bharatiya Sakshya Adhinayam, 2023 were passed by the Parliament in December, 2023;

AND WHEREAS these three new criminal laws will be effective from 1st July, 2024;

AND WHEREAS the Legislative Assembly of Mizoram is not in session and the Governor of Mizoram is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW THEREFORE, in exercise of the powers conferred by clause (1) of article 213 of the Constitution, the Governor of Mizoram is pleased to promulgate the following Ordinance, namely:-

1. Short Title, Extent and Commencement.-

- (1) This Ordinance may be called the Mizoram Lokayukta (Amendment) Ordinance, 2024
- (2) It shall have the like extent as the principal Act.
- (3) It shall come into force on the date of publication in the Official Gazette.

2. Amendment to section 2.-

(1) In clause (f) of sub-section (1) of section 2 of the Mizoram Lokayukta Act, 2014 hereinafter referred to as the principal Act, for the words, figures and symbol “Indian Penal Code (Act 45 of 1860)” the words, figures and symbol “Bharatiya Nyaya Sanhita, 2023” shall be substituted.

(2) In clause (h) of sub-section (1) of section 2 of the principal Act, for the words, figures and symbol “clause (h) of section 2 of the Code of Criminal Procedure, 1973” the words, figures and symbol “clause (l) of section 2 of the Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted.

(3) In sub-section (2) of section 2 of the principal Act, for the words “Indian Penal Code” the words, figures and symbol “Bharatiya Nyaya Sanhita, 2023” shall be substituted.

3. Amendment to section 11.B.-

In sub-section (3) of section 11.B of the principal Act, for the words, figures and symbol “section 173 of the Code of Criminal Procedure, 1973” the words, figures and symbol “section 193 of the Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted.

4. Amendment to section 19.-

In sub-section (6) of section 19 of the principal Act, for the words, figures and symbol “section 173 of the Code of Criminal Procedure, 1973” the words, figures and symbol “section 193 of the Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted.

5. Amendment to section 22.-

(1) In sub-section(1) of section 22 of the principal Act, for the words, figures and symbol “section 197 of the Code of Criminal Procedure, 1973” the words, figures and symbol “section 218 of the Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted.

(2) In sub-section (2) of section 22 of the principal Act, for the words, figures and symbol “section 197 of the Code of Criminal Procedure, 1973” the words, figures and symbol “section 218 of the Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted.

6. Amendment to section 23.-

In section 23 of the principal Act, for the words “the Indian Penal Code” the words, figures and symbol “Bharatiya Nyaya Sanhita, 2023” shall be substituted.

7. Amendment to section 26.-

In sub-section (1) of section 26 of the principal Act, for the word “CrPC” the words, figures and symbol “Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted.

8. Amendment to section 27.-

In sub-section (2) of section 27 of the principal Act, for the words, figures and symbol “section 193 of the Indian Penal Code (Act 45 of 1860)” the words, figures and symbol “section 229 of the Bharatiya Nyaya Sanhita, 2023” shall be substituted.

9. Amendment to section 35.-

In sub-section (1) of section 35 of the principal Act, for the words, figures and symbol “the Code of Criminal Procedure, 1973” the words, figures and symbol “Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted.

10. Amendment to section 50.-

In section 50 of the principal Act, for the words and figures “section 21 of the Indian Penal Code” the words, figures and symbol “section 2 (28) of the Bharatiya Nyaya Sanhita, 2023” shall be substituted.

Secretary
Law and Judicial Deptt.
Govt. of Mizoram.