

No. Home-E (B)-16-2/2022
Government of Himachal Pradesh
Department of Home (Section-E)

From

The Principal Secretary (Home) to the
Government of Himachal Pradesh, Shimla-2.

To

All District Magistrates,
Himachal Pradesh, Shimla.

Dated: Shimla-171 002, the 31-12-2022

Subject:- Withdrawal of criminal case(s) registered on political ground(s)/ or
against political agitation(s).

Sir,

I am directed to say that the Government has decided that all such criminal cases registered on political ground(s) or against political agitation(s) in which no violence or breakage is involved, may be withdrawn forthwith.

In view of above, you are, therefore, requested to take immediate necessary action in all such cases registered on political ground(s) or against the political agitation(s), if there has been no violence or damage caused to the public or personal property except for the cases covered in the judgments of Hon'ble Apex Court in case titled as **Ashwani Kumar Upadhyay versus Union of India & anr, WP (C) No. 695 of 2016 decided on 16-08-2021** and **State of Kerala Vs. K. Ajith & ors, Cr. Revision Petition No. 641 of 2020**. These cases shall be reviewed by the concerned District Magistrate in consultation with the Superintendent of Police and the District Attorney and he shall, accordingly, proceed to withdraw such cases from prosecution.

However, prior approval of the State Government for the withdrawal of the cases from the prosecution will be obtained where:-

- a. Cases involving violence leading to injury to a person, or
- b. Damage has been caused to public or personal property, or
- c. Difference of opinion between the District Magistrate, the Superintendent of Police and the District Attorney.

Yours faithfully,



(Ritu Raj Verma)

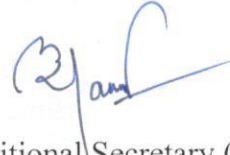
Additional Secretary (Home) to the
Government of Himachal Pradesh.
Telephone. No. 2622765.
E-Mail: homebr5-hp@nic.in

Endst. No. As above Dated: the Shimla-02

31-12-2022

Copy forwarded to :-

1. The Director, Prosecution, SDA Complex, Shimla-171009 for necessary action and information, please.
2. All the Superintendent of Police in Himachal Pradesh for similar necessary action, please.



Additional Secretary (Home) to the
Government of Himachal Pradesh.