



A.F.R.

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 41021 of 2025

Ratvar Singh

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Saurabh Pandey
Counsel for Opposite Party(s)	:	Akhilesh Kumar Yadav, G.A.

Court No. - 69**HON'BLE ARUN KUMAR SINGH DESHWAL, J.**

1. This matter was heard on 20.11.2025 and on that date the following order was passed:-

"1. Heard Sri Saurabh Pandey, learned counsel for the applicant and Sri Roshan Kumar Singh, learned AGA for the State.

2. Learned AGA submits that notice has been received on 10th November, 2015, however, no instruction could be obtained from the concerned police station, till date. Just to know the process of obtaining instruction, this Court called upon Sri Dhananjay Tripathi, Incharge Joint Director (Prosecution) at High Court Allahabad. Sri Dhananjay Tripathi has informed that as soon as notice of bail is received in the office of Government Advocate, the copy of bail application along with details of case including police station is handed over to concerned Pairokar of the District police, who use to come at office of the Government Advocate every day to collect the notice of bail. Thereafter pairokar submits the bail notice along with details of case at concerned district police office/S.P., Office, where district police office/S.P. Office further distributes the bail notice to different police stations and then the concerned I.O. obtains the copy of case diary from the concerned court if the charge sheet has been filed. If charge sheet is not filed then I.O. himself gets the photo copy prepared from original case diary and also prepares the comment including DCRB report and the same is again sent to High Court through Pairokar. Above fact shows that considerable time is being taken in obtaining the instructions and entire process including handing over the bail notice as well as obtaining the instruction is being completed manually which takes considerable time though, the matter of bail relates to liberty of a person and as on date considering the technological advancement, this time can be reduced considerably by using the appropriate technology.

3. This Court is aware that, as on date, ICJS system has been implemented not only in

the U.P. but in the entire Country, where direct access has been given to different stake holders to consume data available on respective portal. At present, District Court can access the CCTNS portal to obtain FIR, Case Diary and Charge sheet. However despite the implementation of ICJS, District Court has no access to DCRB or SCRB to obtain the criminal history of the accused. This Court is of the view that if the access is given to the office of Government Advocate, High Court Allahabad and Lucknow through ICJS to directly access to police portal as well as DCRB or SCRB then the case diary already available on police portal as well as criminal history on DCRB, can be directly obtained by office of the Government Advocate within few hours though at present it takes more than two weeks to obtain the required material from concerned police station.

4. The Instructions, in a bail, can be obtained from concerned I.O. through e-mail after transmitting the bail notice to the concerned S.P. Office or concerned police station. This fact is required to be considered at higher level by the police department and also by NIC.

5. This Court has already directed in Criminal Appeal No.7138 of 2025 (Pannalal vs State of U.P.) vide order dated 23rd September, 2025 to ADG (Technical) as well as NIC to give access to the office of the Government Advocate of ICJS to obtain the criminal history of an accused. It is informed that though Government Advocate office as well as CPC, High Court Allahabad have approached NIC but access through ICJS could not be obtained till date. This attitude of NIC and Police Department is not only delaying the process of administration of criminal justice but also amounts to disobeying the direction of this Court.

6. Put up this case as fresh on 9th December, 2025 at 10.00 A.M. for further hearing. On that date, the ADG (Technical) U.P. Lucknow, the Deputy Director, NIC, New Delhi as well as Director General of Prison, will appear before this Court through video conferencing to assist the court.

7. In the meantime, learned AGA will obtain instructions in the matter.

8. Registrar (Compliance) is directed to send a copy of this order to the ADG (Technical) U.P., the Deputy Director, NIC, New Delhi and Director General of Prison, U.P. for its compliance. "

2. In pursuance of the order dated 20.11.2025, Sri Naveen Arora, Additional Director General (Technical) U.P.; Sri Shashi Kant Sharma, Deputy Director General, NIC, New Delhi and; Sri P.C. Meena, Director General of Prison, U.P. are present through video conferencing.

3. Sri Naveen Arora, A.D.G. (Technical) informed that as per the direction of the Ministry of Home Affairs, Gov. of India, the NCRB is the Nodal

Agency, responsible for the implementation of the ICJS project in association with NIC as technology partner. Therefore, the police have no role except assisting the NCRB or NIC in the implementation of ICJS, therefore, there is no fault on the part of his office in the implementation of ICJS at the High Court level. He further submitted that as soon as the ICJS-2.0 is implemented, all the wings of ICJS, including the prosecution, will have easy access to all data available on the connected portals. It is further informed that ICJS-2.0 will be launched within a few months and once it is implemented, the problems regarding obtaining the necessary instructions or other data from the police department in criminal matter will be automatically resolved.

4. Sri Shashi Kant Sharma, Deputy Director General, NIC, New Delhi, informed that in Madhya Pradesh the ICJS system has been properly implemented for fetching data on the part of the districts courts and the same can be used in the State of U.P. also and he will try to coordinate the concerned, including CPC, High Court. He further informed that by implementation of the ICJS 2.0, Joint Director (Prosecution) at High Court Allahabad can easily access to the data available on different portals including the case diary and other materials.

5. It is suggested by Sri Shashi Kant Sharma, Deputy Director General, NIC, New Delhi as well as by Sri Naveen Arora, Additional Director General, Technical, U.P. that till the ICJS 2.0 is fully implemented, as stopgap arrangement, access may be given to the Joint Director, Prosecution, Allahabad High Court, to get required data and the instructions from the concerned police station can be sent to the Joint Director Prosecution directly through electronic process instead of sending the same manually through *paikar*.

6. Mr. Sharma further apprised this Court that he will request the NIC, Pune to add the service in the e-court portal regarding the information whether charge sheet has been filed or not and he also informed that videos available on I-GOT will also be uploaded in public domain so that advocates can also see these videos and update themselves about the development in technical advancement in judicial system.

7. Sri P.C. Meena, Director General of Prison, U.P., also informed that he had instructed all the District Jail Superintendents to make an entry of the

inmates on e-prison portal at the time of their induction in jail so that whenever the court sends release order regarding inmates through electronic mode (BOMS) that could be easily sent without any error.

8. The Joint Director, Prosecution, Allahabad High Court is also present and he informed that he is ready to provide information to the Government Advocate Office or the concerned A.G.A., regarding filing of charge sheet or other material including the instructions in bail. However, he also submitted that as on date his office is not having sufficient staff. At present, there are five persons in his office out of which one is involved in getting mails; two are assigned duty of sending reminders for instructions; one in preparation of salary and other service benefits of the staff and; one deals with other legal matters including preparation of counter affidavits. He submits that in case five more persons are provided to his office, then his office would be more effective in providing, up to date information to the Courts as well as to the Government Advocate office.

9. Sri Mohd. Irfan Ansari (IPS) who has been appointed as Nodal Officer at Allahabad in pursuance of the order of this Court in Criminal Misc. **Writ Petition No. 13661 of 2024 (Firoz Ahmad vs. State of U.P. and others)** is also present and submitted that he is providing information regarding progress of investigation in every criminal case after getting the same through mobile phone.

10. This Court also perused the direction of e-committee, Hon'ble Supreme Court of India wherein the Apex Court has requested all the High Courts, including the Allahabad High Court in the year 2023 itself to engage service of an IPS Officer who will be instrumental for the integration of data on ICJS platform, with further request to the High Courts that one Nodal Officer may also be appointed by the High Courts to ensure that apart from police, other state functionings like provident fund organization, forest department, municipal authorities, labour welfare board town planning authorities and food and drug administration are also part of ICJS project.

11. It appears that till date the concerned IT/computer section of High Court has not taken any step to apprise the State Government to appoint an IPS Officer as desired by the e-committee, Supreme Court and neither any nodal officer has been appointed to deal with other state functionaries.

12. **This Court is of the view that the present nodal officer, who has been**

appointed at Prayagraj in pursuance of the order of the Division Bench of this Court in Criminal Misc. Writ Petition No. 13661 of 2024, may also be assigned the work for the integration of data available on the ICJS platform as desired by the e-committee of the Supreme Court. Therefore, this Court directs the Chief Secretary, U.P. to nominate Sri Mohd. Irfan Ansari (IPS), who is already working as nodal officer at Allahabad High Court or any other IPS Officer whom he may deem fit as an officer to work as instrumental for the integration of data available at ICJS platform, as desired by the e-committee, Supreme Court. This will help in the proper integration of ICJS with the High Court as well as the Joint Director, Prosecution, Allahabad High Court.

13. ICJS project was implemented in the year 2009 and thousands of crores have been earmarked for this project and more than 16 years have been passed but this project is still slow in progress. Therefore, there is urgent requirement to expedite the implementation of ICJS project.

14. ICJS is an initiative of the e-committee, Supreme Court to enable seamless transfer of data and information about different pillars of the criminal justice system, like courts, police, jails and forensic science laboratories, from one platform to another. With the aid of ICJS platform, the meta data of the FIR and the charge sheet can be accessed by all the High Courts and subordinate courts. Documents like F.I.R. and case diary and charge sheet are uploaded by the police in PDF format for utilization by the courts. ICJS has been established to make justice delivery system more effective by integrating main pillars of criminal justice, i.e., the police (CCTNS), courts (e-courts), jails (e-prisons), forensic lab (e-forensic) and prosecution (e-prosecution). This process would require data to be entered into system only once (***One Data One Entry***) and various data bases available could be used for criminal investigation in a joint manner.

15. As per the direction of Ministry of Home Affairs, Gov. of India, the NCRB along with its technology NIC is the Nodal Agency for the implementation of the ICJS project, but in the circular dated 30.11.2015, issued by the Ministry of Home Affairs, Gov. of India, it is further provided that integration between the courts, prisons and CCTNS will be done at the state level and must be ensured by the State Government. Therefore, the State Government is also responsible for proper implementation and integration of ICJS.

16. The proviso of Rule 5 of the U.P. Gangsters and Anti Social Activities (Prevention) Rules, 2021 also provides uploading of gang chart on ICJS and CCTNS, but because of non-implementation of ICJS, the gang chart under the Gangsters Act are not being uploaded on ICJS. Rule 5 of the Gangsters Rules, 2021 is being quoted as under:-

"Rule - 5. General Rules.

(1) To initiate proceedings under this Act, the concerned Incharge of Police Station/Station House Officer/Inspector shall prepare a gang-chart mentioning the details of criminal activities of the gang.

(2) The gang-chart will be presented to the district head of police after clear recommendation of the Additional Superintendent of Police mentioning the detailed activities in relation to all the persons of the said gang.

(3) The following provisions shall be complied with in respect of gang-charts

(a) The gang-chart will not be approved summarily but after due discussion in a joint meeting of the Commissioner of Police/District Magistrate/Senior Superintendent of Police/Superintendent of Police.

(b) There may be no gang of one person but there may be a gang of known and other unknown persons and in that form the gang-chart may be approved as per these rules.

(c) The gang-chart shall not mention those cases in which acquittal has been granted by the Special Court or in which the final report has been filed after the investigation. However, the gang-chart shall not be approved without the completion of investigation of the base case.

(d) Those cases shall not be mentioned in the gang-chart, on the basis of which action has already been taken once under this Act.

(e) A separate list of criminal history, as given in Form No.4, shall be attached with the gang-chart detailing all the criminal activities of that gang and mentioning all the criminal cases, even if acquittal has been granted in those cases or even where final report has been submitted in the absence of evidence.

Along with the above, a certified copy of the gang register kept at the police station shall also be attached with the gang-chart. In addition to the above, the information of crime and gang members mentioned in the gang-chart will also be updated on Interoperable Criminal Justice System (ICJS) portal and Crime and Criminal Tracking Network System (CCTNS). "

17. Similarly, Rule 31(3) of BNSS Rules, 2024 also provides service of

summons through ICJS and NSTEP, but because of incomplete implementation of ICJS summons could not be served properly through ICJS. Rule 31 BNSS Rules, 2024 is being quoted as under:-

"Rule 31(3). The service of summons may be done through any electronic or digital application based system such as ICJS, National Service and Tracking of Electronic Processes (N-STEP) or any other similar system as decided by the Government of India or the State Government, as the case may be."

18. In view of the above, this Court directs the Director General, NCRB, New Delhi, the nodal agency for implementation of ICJS project to take immediate steps for effective implementation of ICJS project in U.P.

19. This Court further feels it appropriate to observe that unless the office of Joint Director, Prosecution, High Court Allahabad is properly equipped with sufficient infrastructure including manpower, it cannot function properly and it has been running only with the assistance of five persons and out of these five persons, four persons are mainly involved in providing instructions and preparation of counter affidavits etc. in criminal matters.

20. Therefore, Chief Secretary, U.P. is directed to ensure that sufficient staff be provided to the office of Joint Director, Prosecution, Allahabad High Court so that the ICJS project can appropriately be implemented and technical advancements can be used in criminal justice administration as failure or negligence in the criminal justice administration affects the law and order and the State Government has duty to maintain the same. The aforesaid exercise shall be conducted by the Chief Secretary, U.P. as early as possible.

21. This Court further directs that the Director General of Police, U.P. to issue necessary direction regarding sending of instructions in bail matters as well as in other criminal matters to the Joint Director (Prosecution) High Court Allahabad through electronic mode on his email ID (jdhcprosecutionah-UP@nic.in) instead of sending manually through *paikar* which is nothing but wastage of time of police personnel and public money.

22. This Court though observed in its earlier order dated 20.11.2025 that non implementation of the ICJS of High Court despite direction of this Court is negligence on the part of the A.D.G. (Technical) and NIC, but after hearing the A.D.G. (Technical) as well as Deputy Director, NIC, this Court is of the

view that the A.D.G. (Technical) simply assists other Agencies in implementation of ICJS in police departments as well in criminal justice administration. This Court is satisfied with the explanation of Mr. Naveen Arora. This Court appreciates Sri Naveen Arora, Additional Director General, Technical, U.P. for his tireless effort and assistance to this Court.

23. This Court also records its appreciation for Sri Shashi Kant Sharma, Deputy Director General, NIC, New Delhi as well as Sri P.C. Meena, Director General of Prison, U.P. for their valuable assistance.

24. Registrar (Compliance) is directed to send a copy of this order to the Chief Secretary, U.P.; the Director General of Police, U.P. and the Director General, NCRB, New Delhi to compliance.

Order on merit

25. Learned A.G.A. seeks time to produce supplementary injury report of the injured.

26. Considering his request, put up as fresh on 18.12.2025.

December 9, 2025
Vandana

(Arun Kumar Singh Deshwal,J.)