

**Statement showing comparison of provision of the Gujarat Laws (Amendment of Provisions) Ordinance, 2024 and the Gujarat Laws (Amendment of Provisions) Bill, 2024.**

Sr. No.	Provision of the Gujarat Laws (Amendment of Provisions) Ordinance, 2024.	Provision of the Gujarat Laws (Amendment of Provisions) Bill, 2024.	Brief note about provision.	Purpose of the Amendment.
	In the Schedule,-	In the Schedule,-		
1.	In entry at Sr.No.11- “In Second Schedule, In Part 1, for entry “The Code of Criminal Procedure, 1898 (V of 1898)”, the entry “The Bharatiya Nagarik Suraksha Sanhita 2023 (46 of 2023)” shall be substituted.”.	In entry at Sr.No.11- “In Second Schedule, in Part 1,- (i) for entry “The Code of Criminal Procedure, 1898 (V of 1898)”, the entry “The Bharatiya Nagarik Suraksha Sanhita 2023 (46 of 2023)” shall be substituted; (ii) for entry “The Indian Penal Code, 1860 (XLV of 1860)”, the entry “The Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted; (iii) for entry “The Indian Evidence Act, 1872 (I of 1872)”, the entry “The Bharatiya Sakshya Adhinyam (47 of 2023)” shall be substituted.”.	Referential changes of three criminal Laws.	Procedural changes.
2.	In entry at Sr.No.41- “(A) In section 9, in sub-section (4), for the words “Notwithstanding anything contained in the Code of Criminal Procedure, 1973”, the words “Notwithstanding anything contained in the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;  (B) In section 10, for the words “and the Code of Criminal Procedure, 1973”, the words “and the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;	In entry at Sr.No.41- “(A) In section 9, in sub-section (4), for the words and figures “Notwithstanding anything contained in the Code of Criminal Procedure, 1973”, the words and figures “Notwithstanding anything contained in the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;  (B) In section 10, for the words and figures “and the Code of Criminal Procedure, 1973”, the words and figures “and the Bharatiya Nagarik Suraksha Sanhita, 2023	Referential changes of three criminal Laws.	Procedural changes.

	<p>(C) In section 12, for the words “Notwithstanding anything contained in the Code of Criminal Procedure, 1973”, the words “Notwithstanding anything contained in the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;</p> <p>(D) In section 13, for the words “within the meaning of section 21 of the Indian Penal Code”, the words “within the meaning of section 2(28) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted.”.</p>	<p>(46 of 2023)” shall be substituted;</p> <p>(C) In section 12, for the words and figures “Notwithstanding anything contained in the Code of Criminal Procedure, 1973”, the words and figures “Notwithstanding anything contained in the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;</p> <p>(D) In section 12A, in sub-section (4), in clause (ii), for the words and figures “all the powers conferred by the Chapter XXIX of the Code of Criminal Procedure, 1973 (2 of 1974)”, the words and figures “all the powers conferred by the Chapter XXXI of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;</p> <p>(E) In section 13, for the words and figures “within the meaning of section 21 of the Indian Penal Code”, the words and figures “within the meaning of section 2(28) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted.”.</p>		
3.	<p>In entry at Sr.No.46-“(A) In section 18, for the words “any police officer under section 173 of the Code of Criminal Procedure, 1973”, the words “any police officer under section 193</p>	<p>In entry at Sr.No.46-“(A) In section 18, for the words and figures “any police officer under section 173 of the Code of Criminal Procedure, 1973”, the words and figures “any police</p>	<p>Referential changes of three criminal Laws.</p>	<p>Procedural changes.</p>

	of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted.” .	officer under section 193 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;  (B) In section 19, for the words and figures “a public servant within the meaning of section 21 of the Indian Penal Code”, the words and figures “a public servant within the meaning of section 2(28) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted.” .		
4.	In entry at Sr.No.53- “(A) In section 2, in clause (5), for the words “for the purposes of the Code of Criminal Procedure, 1898 (V of 1898)”, the words “for the purposes of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;  (B) In section 30, in subsection (2), for the words “the provisions of the Code of Criminal Procedure, 1898 (V of 1898)”, the words “the provisions of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;  (C) In section 32, for the words “under section 144 of the Code of Criminal Procedure, 1898 (V of 1898)”, the words “under section 163 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;	In entry at Sr.No.53- “(A) In section 2, in clause (5), for the words and figures “for the purposes of the Code of Criminal Procedure, 1898 (V of 1898)”, the words and figures “for the purposes of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;  (B) In section 30, in subsection (2), for the words and figures “the provisions of the Code of Criminal Procedure, 1898 (V of 1898)”, the words and figures “the provisions of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;  (C) In section 32, for the words and figures “under section 144 of the Code of Criminal Procedure, 1898 (V of 1898)”, the words and figures “under section 163 of the Bharatiya Nagarik	Referential changes of three criminal Laws.	Procedural changes.

<p>(D) In section 32, in the marginal note, for the words “State Government may make order under section 144 of Act V of 1898”, the words “Power to issue order in urgent cases of nuisance or apprehended danger” shall be substituted;</p> <p>(E) In section 44, in sub-section (5), for the words “under section 386 of the Code of Criminal Procedure, 1898 (V of 1898)”, the words “under section 461 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;</p> <p>(F) In section 56, for the words “offence punishable under Chapter XII, XVI or XVII of the Indian Penal Code (XLV of 1860)”, the words “offence punishable under Chapter VI, X, or XVII of Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted;</p> <p>(G) In section 57, -  (i) in clause (a), for the words “offence under Chapter XII, XVI or XVII of the Indian Penal Code, 1860 (XLV of 1860)”, the words “offence under Chapter VI, X or XVII of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted;  (ii) in Explanation, in sub-clause (ii), for the words “an offence falling</p>	<p>Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;</p> <p>(D) In section 32, in the marginal note, for the words and figures “State Government may make order under section 144 of Act V of 1898”, the words and figures “Power to issue order in urgent cases of nuisance or apprehended danger” shall be substituted;</p> <p>(E) In section 32A, in sub-section (4), in clause (f), for the words and figures “an offence punishable under Chapter XII, XVI or XVII of the Indian Penal Code, 1860 (45 of 1860)”, the words and figures “an offence punishable under Chapter VI, X, or XVIII of Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted;</p> <p>(F) In section 44, in sub-section (5), for the words and figures “under section 386 of the Code of Criminal Procedure, 1898 (V of 1898)”, the words and figures “under section 461 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;</p> <p>(G) In section 56, for the words and figures “offence punishable under Chapter XII, XVI or XVII of the Indian Penal Code (XLV of 1860)”, the words and figures “offence punishable under Chapter</p>		
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<p>under any of the Chapters of the Indian Penal Code (XLV of 1860)", the words "an offence falling under any of the Chapters of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)" shall be substituted;</p> <p>(H) In section 65, in sub-section (2), for the words "according to sections 523 and 525 of the Code of Criminal Procedure, 1898 (V of 1898)", the words "according to sections 503 and 505 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)" shall be substituted;</p> <p>(I) In section 95, in sub-section (1), the words "Notwithstanding anything contained in section 153 of the Code of Criminal Procedure, 1898 (V of 1898)" shall be deleted;</p> <p>(J) In section 96, - (1) in sub-section (1), - (i) for the words "Notwithstanding anything contained in sections 129, 130, sub-section (2) of 167 and section 173 of the Code of Criminal Procedure, 1898 (V of 1898)", the words "Notwithstanding anything contained in section 148, 149, sub-section (2) of section 187 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)" shall be substituted; (ii) in clause (i), for the words "under sections 129 and 130 of</p>	<p>VI, X, or XVII of Bharatiya Nyaya Sanhita, 2023 (45 of 2023)" shall be substituted;</p> <p>(H) In section 57, - (i) in clause (a), for the words and figures "offence under Chapter XII, XVI of XVII of the Indian Penal Code, 1860 (XLV of 1860)", the words and figures "offence under Chapter VI, X or XVII of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)" shall be substituted; (ii) in Explanation, in sub-clause (ii), for the words and figures "an offence falling under any of the Chapters of the Indian Penal Code (XLV of 1860)", the words and figures "an offence falling under any of the Chapters of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)" shall be substituted;</p> <p>(I) In section 65, in sub-section (2), for the words and figures "according to sections 523 and 525 of the Code of Criminal Procedure, 1898 (V of 1898)", the words and figures "according to sections 503 and 505 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)" shall be substituted;</p> <p>(J) In section 95, in sub-section (1), the words and figures "Notwithstanding anything contained in section 153 of the Code of Criminal Procedure, 1898 (V of 1898)" shall</p>		
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<p>the Code”, the words “under sections 148 and 149 of the Bharatiya Nagarik Suraksha Sanhita” shall be substituted;</p> <p>(iii) in clause (iii), for the words “under section 173 of the Code”, the words “under section 193 of the Bharatiya Nagarik Suraksha Sanhita” shall be substituted;</p> <p>(2) in sub-section (2), for the words “Nothing contained in section 62 of the Code of Criminal Procedure, 1898 (V of 1898)”, the words “Nothing contained in section 59 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted.</p> <p>(3) in sub-section (3), -</p> <p>(i) for the words “section 127 and 128 of the Code of Criminal Procedure, 1898 (V of 1898)”, the words “sections 148 and 149 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;</p> <p>(ii) in clause (a), for the words “in section 127”, the words “in section 148” shall be substituted;</p> <p>(iii) in clause (b), for the words “in section 128”, the words “in section 149” shall be substituted.</p> <p>(K) In section 126, for the words “mentioned in section 413 of the Indian Penal Code, or by any offence punishable under section 417, 418, 419 or 420 of the said Code, is found in possession or</p>	<p>be deleted;</p> <p>(K) In section 96, -</p> <p>(1) in sub-section (1), -</p> <p>(i) for the words and figures “Notwithstanding anything contained in sections 129, 130, sub-section (2) of 167 and section 173 of the Code of Criminal Procedure, 1898 (V of 1898)”, the words and figures “Notwithstanding anything contained in section 148, 149, sub-section (2) of section 187 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;</p> <p>(ii) in clause (i), for the words and figures “under sections 129 and 130 of the Code”, the words and figures “under sections 148 and 149 of the Bharatiya Nagarik Suraksha Sanhita” shall be substituted;</p> <p>(iii) in clause (iii), for the words and figures “under section 173 of the Code”, the words and figures “under section 193 of the Bharatiya Nagarik Suraksha Sanhita” shall be substituted;</p> <p>(2) in sub-section (2), for the words and figures “Nothing contained in section 62 of the Code of Criminal Procedure, 1898 (V of 1898)”, the words and figures “Nothing contained in section 59 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted.</p> <p>(3) in sub-section (3), -</p> <p>(i) for the words and</p>		
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<p>thereafter comes into the possession, or has an offer either by way of sale, pawn, exchange, or for custody alteration or otherwise however, made to him of property answering the description contained in such information shall unless (XLV of 1860):-”, the words “mentioned in section 317(4) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023) or by any offence punishable under section 318(2), 318(3), 319(2) or 318(4) of the Sanhita, is found to be in possession or thereafter comes into the possession, or has an offer either by way of sale, pawn, exchange, or for custody alteration or otherwise however, made to him of property answering the description contained in such information shall unless:-” shall be substituted.</p> <p>(L) In section 127, for the words “within the meaning of section 410 of the Indian Penal Code, or property in respect of which any offence punishable under section 417, 418, 419 or 429 of the said Code (XLV of 1860)”, the words “within the meaning of section 317(1) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023), or property in respect of which any offence punishable under section 318(2), 318(3), 319(2) or 318(4) of the said Sanhita (45 of 2023)” shall be substituted.</p>	<p>figures “section 127 and 128 of the Code of Criminal Procedure, 1898 (V of 1898)”, the words and figures “sections 148 and 149 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;</p> <p>(ii) in clause (a), for the words and figures “in section 127”, the words and figures “in section 148” shall be substituted;</p> <p>(iii) in clause (b), for the words and figures “in section 128”, the words and figures “in section 149” shall be substituted.</p> <p>(L) In section 126, for the words and figures “mentioned in section 410 of the Indian Penal Code, or by any offence punishable under section 417, 418, 419 or 420 of the said Code, is found in possession or thereafter comes into the possession, or has an offer either by way of sale, pawn, exchange, or for custody alteration or otherwise however, made to him of property answering the description contained in such information shall unless (XLV of 1860)”, the words and figures “mentioned in section 317 (1) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023) or by any offence punishable under section 318(2), 318(3), 319(2) or 318(4) of the Sanhita, is found to be in possession or thereafter comes into the possession, or has an</p>		
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	<p>(M) In section 130, for the words “meaning of section 415 of the Indian Penal Code, be liable to punishment accordingly. (XLV of 1860)”, the words “meaning of section 318(1) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023), be liable to punishment accordingly”, shall be substituted.”</p>	<p>offer either by way of sale, pawn, exchange, or for custody alteration or otherwise however, made to him of property answering the description contained in such information shall unless:-” shall be substituted.</p> <p>(M) In section 127, for the words and figures “within the meaning of section 410 of the Indian Penal Code, or property in respect of which any offence punishable under section 417, 418, 419 or 429 of the said Code (XLV of 1860)”, the words and figures “within the meaning of section 317(1) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023), or property in respect of which any offence punishable under section 318(2), 318(3), 319(2) or 318(4) of the said Sanhita (45 of 2023)” shall be substituted.</p> <p>(N) In section 130, for the words and figures “meaning of section 415 of the Indian Penal Code, be liable to punishment accordingly. (XLV of 1860)”, the words and figures “meaning of section 318(1) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023), be liable to punishment accordingly”, shall be substituted.”.</p>		
5.	<p>In entry at Sr. No.96-“(A) In section 3, - (i) in clause (1), for the words “as in the Indian Penal Code, 1860 (Central Act XLV of</p>	<p>In entry at Sr. No.96-“(A) In section 3, - (i) in clause (1), for the words and figures “as in the Indian Penal Code; (XLV of 1860)”, the</p>	<p>Referential changes of three criminal Laws.</p>	<p>Procedural changes.</p>



	<p>1860)", the words "as in the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)" shall be substituted;</p> <p>(ii) in clause (36), for the words "as defined in the Indian Penal Code, (XLV of 1860)", the words "as defined in the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)" shall be substituted;</p> <p>(B) In section 26, for the words "Sections 63 to 70 of the Indian Penal Code (XLV of 1860) (Central Act) and the provisions of the Code of Criminal Procedure (XL of 1860)", the words "sections 8(1) to 8(7) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023) and the provisions of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)" shall be substituted. "</p>	<p>words and figures "as in the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)" shall be substituted;</p> <p>(ii) in clause (25), for the words and figures "in the Indian Penal Code, (XLV of 1860)", the words and figures "in the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)" shall be substituted;</p> <p>(iii) in clause (28), for the words and figures "under the Code of Criminal Procedure (V of 1898)", the words and figures "under the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)" shall be substituted;</p> <p>(iv) in clause (36), for the words and figures "as defined in the Indian Penal Code, (XLV of 1860)", the words and figures "as defined in the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)" shall be substituted;</p> <p>(B) In section 26, for the words and figures "Sections 63 to 70 of the Indian Penal Code (XLV of 1860) and the provisions of the Code of Criminal Procedure (V of 1898)", the words and figures "sections 8(1) to 8(7) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023) and the provisions of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)" shall be substituted."</p>		
6.	In entry at Sr. No.97- "(A) In section 67, for sub-section (10), the	In entry at Sr. No.97- "(A) In section 67, for sub-section (10), the	Referential changes of three criminal Laws.	Procedural changes.

<p>following sub-section shall be substituted, namely:-</p> <p>“(10) The provisions of the Bharatiya Nagarik Suraksha Sanhita, 2023 relating to search and seizure, shall, so far as may be, apply to search and seizure under this section subject to modification that sub-section (5) of section 185 of the said Sanhita shall have effect as if the word “Magistrate”, wherever it occurs, the word “Commissioner” were substituted.”</p> <p>(B) In section 69, in sub-section (3), for the words “Subject to the provisions of the Code of Criminal Procedure, 1973”, the words “Subject to the provisions of the Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted;</p> <p>(C) In section 70, in sub-section (2) , for the words “within the meaning of sections 193 and 228 of the Indian Penal Code (45 of 1860)”, the words “within the meaning of sections 229 and 267 of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted;</p> <p>(D) In section 79, in sub-section (1), in clause (f), for the words “Notwithstanding anything contained in the Code of Criminal</p>	<p>following sub-section shall be substituted, namely:-</p> <p>“(10) The provisions of the Bharatiya Nagarik Suraksha Sanhita, 2023 relating to search and seizure, shall, so far as may be, apply to search and seizure under this section subject to modification that sub-section (5) of section 185 of the said Sanhita shall have effect as if the word “Magistrate”, wherever it occurs, the word “Commissioner” were substituted.”</p> <p>(B) In section 69, in sub-section (3), for the words and figures “Subject to the provisions of the Code of Criminal Procedure, 1973”, the words and figures “Subject to the provisions of the Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted;</p> <p>(C) In section 70, in sub-section (2) , for the words and figures “within the meaning of sections 193 and 228 of the Indian Penal Code (45 of 1860)”, the words and figures “within the meaning of sections 229 and 267 of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted;</p> <p>(D) In section 79, in sub-section (1), in clause (f), for the words and figures “Notwithstanding anything contained in the Code of Criminal Procedure, 1973”, the</p>		
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<p>Procedure, 1973”, the words “Notwithstanding anything contained in the Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted;</p> <p>(E) In section 105, In sub-section (2) , for the words “but not for the purposes of Chapter XXVI of the Code of Criminal Procedure, 1973, and every proceeding before the Authority or the Appellate Authority or the National Appellate Authority shall be deemed to be a judicial proceedings within the meaning of sections 193 and 228, and for the purpose of section 196 of the Indian Penal Code”, the words “but not for the purposes of Chapter XXVIII of the Bharatiya Nagarik Suraksha Sanhita, 2023, and every proceeding before the Authority or Appellate Authority or the National Appellate Authority shall be deemed to be a judicial proceedings within the meaning of sections 229 and 267, and for the purpose of section 233 of the Bharatiya Nyaya Sanhita, 2023.” shall be substituted;</p> <p>(F) In section 111,- (i) in sub-section (2), in clause (d), for the words “sections 123 and 124 of the Indian Evidence Act, 1872”, the words “sections 129 and 130 of the Bharatiya Sakshya Adhiniyam, 2023” shall</p>	<p>words and figures “Notwithstanding anything contained in the Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted;</p> <p>(E) In section 105, In sub-section (2) , for the words and figures “but not for the purposes of Chapter XXVI of the Code of Criminal Procedure, 1973, and every proceeding before the Authority or the Appellate Authority or the National Appellate Authority shall be deemed to be a judicial proceedings within the meaning of sections 193 and 228, and for the purpose of section 196 of the Indian Penal Code”, the words and figures “but not for the purposes of Chapter XXVIII of the Bharatiya Nagarik Suraksha Sanhita, 2023, and every proceeding before the Authority or Appellate Authority or the National Appellate Authority shall be deemed to be a judicial proceedings within the meaning of sections 229 and 267, and for the purpose of section 233 of the Bharatiya Nyaya Sanhita, 2023.” shall be substituted;</p> <p>(F) In section 111,- (i) in sub-section (2), in clause (d), for the words and figures “sections 123 and 124 of the Indian Evidence Act, 1872”, the words and figures “sections 129 and 130 of the Bharatiya Sakshya</p>		
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<p>be substituted;</p> <p>(ii) for sub-section (4), the following sub-section shall be substituted, namely:-</p> <p>“(4) All proceedings before the Appellate Tribunal shall be deemed to be judicial proceedings within the meaning of sections 229 and 267, and for the purposes of section 233 of the Bharatiya Nyaya Sanhita, 2023, and the Appellate Tribunal shall be deemed to be a civil court for the purposes of section 215 and Chapter XXVIII of the Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted;</p> <p>(G) In section 131, for the words “provisions contained in the Code of Criminal Procedure, 1973”, the words “provisions contained in the Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted;</p> <p>(H) In section 132, in sub-section (4), for the words “Notwithstanding anything contained in the Code of Criminal Procedure, 1973”, the words “Notwithstanding anything contained in the Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted;</p> <p>(I) In section 156 - for the words “within the meaning of section 21 of the Indian Penal Code”, the words “within the meaning of section 2 (28)</p>	<p>Adhiniyam, 2023” shall be substituted;</p> <p>(ii) for sub-section (4), the following sub-section shall be substituted, namely:-</p> <p>“(4) All proceedings before the Appellate Tribunal shall be deemed to be judicial proceedings within the meaning of sections 229 and 267, and for the purposes of section 233 of the Bharatiya Nyaya Sanhita, 2023, and the Appellate Tribunal shall be deemed to be a civil court for the purposes of section 215 and Chapter XXVIII of the Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted;</p> <p>(G) In section 131, for the words and figures “provisions contained in the Code of Criminal Procedure, 1973”, the words and figures “provisions contained in the Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted;</p> <p>(H) In section 132, in sub-section (4), for the words and figures “Notwithstanding anything contained in the Code of Criminal Procedure, 1973”, the words and figures “Notwithstanding anything contained in the Bharatiya Nagarik Suraksha Sanhita, 2023” shall be substituted;</p> <p>(I) In section 156 -for the words and figures “within the meaning of section 21</p>		
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	<p>of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted.”.</p>	<p>of the Indian Penal Code”, the words and figures “within the meaning of section 2 (28) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted.</p> <p>(J) In section 158,-  (i) in sub-section (2), for the words and figures “in the Indian Evidence Act, 1872”, the words and figures “in the Bharatiya Sakshya Adhiniyam, 2023” shall be substituted.  (ii) in sub-section (3), in clause (a), for the words and figures “the Indian Penal Code”, the words and figures “the Bharatiya Nyaya Sanhita, 2023” shall be substituted.”.</p>		
7.	<p>In entry at Sr. No.101- “(A) In section 14, in sub-section (9), for the words “within the meaning of section 21 of the Indian Penal Code (XLV of 1860)”, the words “within the meaning of section 2 (28) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted;</p> <p>(B) In section 15, in sub-section (4), “within the meaning of section 21 of the Indian Penal Code (XLV of 1860)”, the words within the meaning of section 2 (28) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted;</p> <p>(C) In section 22, -</p>	<p>In entry at Sr. No.101- “(A) In section 14, in sub-section (9), for the words and figures “within the meaning of section 21 of the Indian Penal Code (XLV of 1860)”, the words and figures “within the meaning of section 2 (28) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted;</p> <p>(B) In section 15, in sub-section (4), “within the meaning of section 21 of the Indian Penal Code (XLV of 1860)”, the words and figures “within the meaning of section 2 (28) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted;</p> <p>(C) In section 22, -</p>	Referential changes of three criminal Laws.	Procedural changes.

	<p>(i) in sub-section (1), in Explanation, in clause (a), for the words “within the meaning of the Code of Criminal Procedure, 1898 (V of 1898)”, the words “within the meaning of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;</p> <p>(ii) in sub-section (7), for the words “within the meaning of sections 193, 219 and 228 of the Indian Penal Code (XLV of 1860)”, the words “within the meaning of sections 229, 257 and 267 of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted.”.</p>	<p>(i) in sub-section (1), in Explanation, in clause (a), for the words and figures “within the meaning of the Code of Criminal Procedure, 1898 (V of 1898)”, the words and figures “within the meaning of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;</p> <p>(ii) in sub-section (1), in Explanation, in clause (b), for the words and figures “within the meaning of the Code of Criminal Procedure, 1898 (V of 1898)”, the words and figures “within the meaning of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;</p> <p>(iii) in sub-section (7), for the words and figures “within the meaning of sections 193, 219 and 228 of the Indian Penal Code (XLV of 1860)”, the words and figures “within the meaning of sections 229, 257 and 267 of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted.”.</p>		
8.	<p>In entry at Sr. No. 105-(A) In section 18, for the words “under section 171-E or 171-F of the Indian Penal Code”, the words “under section 173 or 174 of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted;</p> <p>(B) In section 73,- (i) in sub-section (1), for the words “within the meaning of section 21 of</p>	<p>In entry at Sr. No. 105-“(A) In section 15, for the words and figures “under section 171-E or 171-F of the Indian Penal Code”, the words and figures “under section 173 or 174 of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted;</p> <p>(B) In section 73,- (i) in sub-section (1), for the words and figures</p>	Referential changes of three criminal Laws.	Procedural changes.

<p>the Indian Penal Code (XLV of 1860)", the words "within the meaning of section 2 (28) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)" shall be substituted;</p> <p>(ii) sub-section (2) shall be deleted.</p> <p>(C) In section 89, in clause (a), for the words "under Chapter XXXIV of the Code of Criminal Procedure, 1898 (V of 1898)", the words "under Chapter XXVII of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)" shall be substituted;</p> <p>(D) In section 180, in clause (b), for the words "under the Code of Criminal Procedure, 1898 (V of 1898)", the words "under the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)" shall be substituted;</p> <p>(E) In section 211, in sub-section (1) for the words "the provisions of section 173 of the Indian Penal Code, 1860 do not apply", the words "the provisions of section 207 of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023) do not apply" shall be substituted.</p>	<p>"within the meaning of section 21 of the Indian Penal Code (XLV of 1860)", the words and figures "within the meaning of section 2 (28) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)" shall be substituted;</p> <p>(ii) sub-section (2) shall be deleted.</p> <p>(C) In section 89, in clause (a), for the words and figures "under Chapter XXXIV of the Code of Criminal Procedure, 1898 (V of 1898)", the words and figures "under Chapter XXVII of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)" shall be substituted;</p> <p>(D) In section 180, in clause (b), for the words and figures "under the Code of Criminal Procedure, 1898 (V of 1898)", the words and figures "under the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)" shall be substituted;</p> <p>(E) In section 211, in sub-section (1) for the words and figures "the provisions of section 273 of the Indian Penal Code, 1860 do not apply", the words and figures "the provisions of section 275 of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023) do not apply" shall be substituted;</p> <p>(F) In section 261, in sub-</p>		
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		<p>section (2), for the words and figures “within the meaning of sections 480 and 482 of the Code of Criminal Procedure, 1898 (V of 1898)”, the words and figures “within the meaning of sections 384 and 385 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;</p> <p>(G) In section 270, in sub-section (3), for the words and figures “under the provisions of Chapter VII of the Code of Criminal Procedure, 1898 (V of 1898)”, the words and figures “under the provisions of Chapter VII of the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted.”.</p>		
9.	<p>In entry at Sr. No. 134-“(A) In section 33, for the words “Notwithstanding anything contained in the Code of Criminal Procedure, 1898 (V of 1898)”, the words “Notwithstanding anything contained in the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted.”.</p>	<p>In entry at Sr. No. 134-“(A) In section 33, for the words and figures “Notwithstanding anything contained in the Code of Criminal Procedure, 1898 (V of 1898)”, the words and figures “Notwithstanding anything contained in the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted.</p> <p>(B) In section 34, for the words and figures “Notwithstanding anything contained in Section 32 of the Code of Criminal Procedure 1898 (V of 1898)”, the words and figures “Notwithstanding anything contained in Section 23 of the Bharatiya Nagarik</p>	Referential changes of three criminal Laws.	Procedural changes.



		Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted.”.		
10.	New entry at Sr. No. 138 is added in the Bill.	<p>(A) For section 83, the following section shall be substituted, namely:-          “In respect of offences punishable under this Act, a Labour Court shall have all the powers under the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023) of a Magistrate of First Class, and in the trial of every such offence shall follow the procedure laid down in Chapter XXII of the said Sanhita for a summary trial in which an appeal lies; and the rest of the provisions of the said Sanhita shall, so far as may be, apply to such trial.”.</p> <p>(B) In section 88, in sub-section (2), for the words and figures “the Code of Criminal Procedure, 1898 (V of 1898)”, the words and figures “the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted.</p> <p>(C) In section 92, in sub-section (4), for the words and figures “sections 192, 193 and 228 of Indian Penal Code (XLV of 1860)”, the words and figures “sections 228, 229 and 267 of Bhartiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted.</p> <p>(D) In section 100, in sub-section (3), for the words and figures “within the meaning of sections 192, 193 and 228 of</p>	New entry at Sr. No. 138 is added as per the proposal of the Department.	New entry at Sr. No. 138 is added as per the proposal of the Department.

		<p>Indian Penal Code (45 of 1860)”, the words and figures “within the meaning of sections 228, 229 and 267 of Bhartiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted.</p> <p>(E) In section 112, in sub-section (2), for the words and figures “within the meaning of section 192 of Indian Penal Code (45 of 1860)”, the words and figures “within the meaning of section 228 of Bhartiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted.</p> <p>(F) In section 119, for the words and figures “within the meaning of section 21 of the Indian Penal Code (XLV of 1860)”, the words and figures “within the meaning of section 2 (28) of the Bharatiya Nyaya Sanhita, 2023 (45 of 2023)” shall be substituted..</p> <p>(G) In section 119A, in sub-section (3), -</p> <p>(i) for the words and figures “the Code of Criminal Procedure, 1898 (V of 1898)”, the words and figures “the Bharatiya Nagarik Suraksha Sanhita, 2023 (46 of 2023)” shall be substituted;</p> <p>(ii) for the words “the said Code of Criminal Procedure”, the words “the said Bharatiya Nagarik Suraksha Sanhita” shall be substituted.”.</p>		
11.	In the entries at Sr. No.18,19 and 20 the word ‘Bombay’ mentioned in the title of the Act.	In the entries at Sr. No.18,19 and 20 the word ‘Gujarat’ mentioned instead of word ‘Bombay’ in the title of	The short titles of the Bombay Acts have been changed by the Gujarat Short Titles(Amendment)	

		the Act.	Act, 2011.(Guj. 15 of 2011).	
12.	In the entries at Sr. No. 1 to 137, certain procedural changes have been made from the drafting point of view.	In the entries at Sr. No. 1 to 138, certain procedural changes have been made from the drafting point of view.	Certain procedural changes have been made from the drafting point of view.	Certain procedural changes have been made from the drafting point of view.

**Dated the 14<sup>th</sup> August, 2024.**

**(Rushikesh Patel)  
Minister for Legislative and  
Parliamentary Affairs.**