



GOVERNMENT OF KERALA

Home (E) Department

NOTIFICATION

No. E4/280/2017/Home.

7th July 2021

Dated, Thiruvananthapuram, 23rd Mithunam 1196

16th Ashadha, 1943.

In pursuance of clause (3) of article 348 of the Constitution of India, the Governor of Kerala is pleased to authorise the publication in the Gazette of the following translation in English language of the Kerala Police Rules, 2020.

By order of the Governor,

T. K. JOSE,

Additional Chief Secretary to Government.

[Translation in English of “2020-ലെ കേരള പോലീസ് ചട്ടങ്ങൾ” published under the authority of the Governor]

GOVERNMENT OF KERALA

Home (E) Department

NOTIFICATION

G. O. (P) No.18/2020/Home.

*Dated, Thiruvananthapuram, 16th April, 2020.
3rd Medam, 1195.*

S.R.O. No. 275/2020.—In exercise of the powers conferred by section 129 of the Kerala Police Act (8 of 2011), The Government of Kerala hereby make the following rules, namely:—

RULES

1. *Short title and commencement.*—(1) These rules may be called the Kerala Police Rules, 2020.

(2) It shall come into force at once.

2. *Definitions.*—(1) In these rules, unless the context otherwise requires,—

(a) ‘Act’ means the Kerala Police Act, 2011 (8 of 2011);

(b) ‘Form’ means a form appended to these rules;

(c) ‘Fund’ means the Criminal Justice Miscellaneous Expenses Fund under section 127 of the Act;

(d) ‘permit’ means permit issued under sub-section (1) of section 73 of the Act;

(e) ‘public safety’ means the safety of the public or their safety from accident or attack;

(f) ‘section’ means a section of the Act.

(2) Words and expressions used and not defined in these rules, but defined in the Act, shall have the meaning respectively assigned to them in the Act.

3. *Entrusting Officials specially for the investigation of the case.*—The State Police Chief and the District Police Chief may entrust the investigation of any case to the subordinate officers under their control.

4. *Payment of fixed amount to persons who assist the police.*—If a person assists the police under sub-section (3) of section 35 of the Act and thereby loses his wages, the State Police Chief or the officer authorised by him in this behalf shall have the authority to give the amount, as may be determined by the Government from time to time, to the person who had suffered such loss.

5. *Notice regarding unclaimed movable articles.*—The Station House Officer shall give notice to the District Police Chief in Form-1 for the purpose of disposal of unclaimed movable articles and shall initiate further proceedings through the sale proclamation for auction in Form-2.

6. *Traffic Regulatory Committees.*—(1) The Government shall constitute a District Level Traffic Regulatory Committee as stated in sub-section (6) of section 72 of the Act, for co-ordinating the activities of the Traffic Regulatory Committees in a District and to establish traffic regulations matters connected thereof for the district as a whole, consisting of the following members, namely:—

DISTRICT TRAFFIC REGULATORY COMMITTEE

- | | |
|---|-------------------|
| (i) District Magistrate | : Chairman |
| (ii) Members of Parliament in the District | : Member |
| (iii) Members of the Legislative Assembly in the District | : Member |
| (iv) District Police Chief | : Member/Convener |
| (v) Regional Transport Officer | : Member |
| (vi) Executive Engineer, Public Works Department | : Member |

(2) The District Police Chief shall constitute Traffic Regulatory Committees at Corporation, Municipality and Grama Panchayath levels for regulating Traffic matters, consisting of the following members namely:—

(A) Corporation Traffic Regulatory Committee

- (i) Mayor of the Corporation : Chairman
- (ii) Officer nominated by the District Magistrate : Member
- (iii) Officer nominated by the District Police Chief : Member/Convener
- (iv) Officer nominated by the Regional Transport Officer : Member
- (v) Officer nominated by the Executive Engineer, Public Works Department : Member

(B) Municipality Traffic Regulatory Committee

- (i) Chairman of the Municipality : Chairman
- (ii) Officer nominated by the District Magistrate : Member
- (iii) Officer nominated by the District Police Chief : Member/Convener
- (iv) Officer nominated by the Regional Transport Officer : Member
- (v) Officer nominated by the Executive Engineer, Public Works Department : Member

(C) Grama Panchayath Traffic Regulatory Committee

- (i) President of the Grama Panchayath : Chairman
- (ii) Officer nominated by the District Magistrate : Member
- (iii) Officer nominated by the District Police Chief : Member/Convener
- (iv) Officer nominated by the Regional Transport Officer : Member
- (v) Officer nominated by the Executive Engineer, Public Works Department : Member

(3) The local limit of jurisdiction of the Traffic Regulatory Committees as stated in sub-rule (2) shall be the same as that of the jurisdictional limit of the Local Self Government Institutions.

(4) Various Traffic Regulatory Committees mentioned in sub-rules (1) and (2) shall have the power to facilitate control and arrangements of traffic subject to the provisions in the Motor Vehicles Act, 1988 (59 of 1988), and Kerala Road Safety Act, 2007 (8 of 2007) and the rules made thereunder. The Traffic Regulatory Committee shall have the power to annihilate or avoid traffic incidents obstructing or causing injuries to the general public and such instructions of them shall be complied with by all the Government Departments concerned and the general public.

(5) The Traffic Regulatory Committees shall convene meeting at least once in a month.

7. Permit for physical training.—(1) The power to grant permit for the regulation of physical training in Form -5 shall be vested with the Sub Divisional Police Officer concerned. The applicant shall submit application in Form-3 for obtaining permit.

(2) Before granting permit under sub-rule (1), a detailed enquiry shall be conducted regarding the necessity and propriety of physical training:

Provided that permit shall not be granted to any person, who engages in activities that may be harmful to the unity and integrity of the nation.

(3) The period of validity of permit under sub-rule (1) shall be two years.

(4) The application for renewal of permit shall be submitted in Form-4 of these rules thirty days prior to the expiry of the period of the existing permit.

(5) The applicant shall remit the fee as fixed by the Government from time to time for obtaining the permit and renewal of the same.

(6) The following registers shall be maintained in the Physical Training Centre, namely:—

(a) *Register regarding the trainees.*—The details such as name, photograph, address, age and educational qualification of the trainee shall be recorded in the register. Where the trainee is a minor, consent letter of the guardian shall be affixed and kept in the Register. If involved in criminal cases the said details shall be recorded in the Register.

(b) *Register regarding the Trainers.*—The details such as name, photograph, address, age, educational qualification and eligibility for imparting training and if involved in criminal cases, the said details shall also be included in the Register.

(c) *Attendance Register.*—The details of attendance of the trainees and trainers shall be recorded in this register.

(d) *Register regarding the details of fee.*—The details of the fee collected for imparting training in the training centre shall be recorded in the register.

(e) *Register regarding the training equipments.*—Detailed information regarding the equipments used for training shall be recorded in this Register.

(7) No physical training shall be conducted before 5 O' clock in the morning and after 9 O'clock at night.

8. *The Certificate of Authority for Police Officers to be issued by the appointing authority.*—The power to issue the Certificate of Authority provided in section 88 of the Act shall be vested with the appointing authority concerned.

9. *Police Associations shall function subject to the existing laws and Government regulations.*—(1) Police officers of different ranks and categories may form and function Police Associations subject to the existing laws, Government regulations and orders issued by the Government from time to time for the general welfare activities of the Police Officers, in a manner which does not adversely affect the discipline of the Police Force.

(2) Police associations shall not directly or indirectly engage in or contact with any kind of political activities.

(3) No kind of lapses and interruptions shall be caused to official duties and responsibilities due to the activities of the members and office bearers of Police association.

(4) A member shall not hold the office of Police Associations continuously for more than two years at the District or State Level provided that there is no bar to hold the position of office bearer of associations after an interval of three years.

(5) No office bearer of the Police Association shall communicate or publish any information to the press, visual or social media, without the prior permission of the State Police Chief.

(6) Police associations shall not collect money compulsorily from police officers.

(7) Police associations shall not receive money, articles or other financial benefits from private persons or institutions.

(8) The conventions of Police Associations shall not be prolonged for more than a day.

(9) No person in police service who is not a member of the existing Police Force shall be a member or office bearer of associations.

10. *Compounding of offences.*—For compounding of non-cognizable offences under the Act, the following compounding fee shall be realised, namely:—

<i>Section</i>	<i>Offence</i>	<i>Compounding Fees (in Rupees)</i>	<i>The Competent Officer for compounding</i>
(1)	(2)	(3)	(4)
117 (a)	Abets any member of the Police force not to do his duties or to commit violation of discipline	5000	District Police Chief
117 (b)	Unlawfully undertake any function or power of Police	5000	District Police Chief
117 (c)	Personates as Police Officer except for the purpose of entertainment innocently	5000	District Police Chief
117 (d)	Deliberately makes a false statement to a police officer with intent to mislead the	5000	District Police Chief

(1)	(2)	(3)	(4)
	Police in material particulars in a Police investigation or due performance of police duty		
117(e)	Threatens, obstructs or assaults a police officer with the manifest intention of preventing from discharging any duty	5000	District Police Chief
118(a)	Found in a public place in an intoxicated manner or rioting condition or incapable of looking after himself	1000	District Police Chief
118(b)	Knowingly spreads rumours or gives false alarm to mislead the police, fire brigade or any other essential service	5000	District Police Chief
118(c)	Knowingly and willfully causes damage to an essential service, in order to create general panic among the public	5000	District Police Chief
118(e)	Knowingly does any act which causes danger to public or failure in public safety	5000	District Police Chief
118(f)	Transports explosive articles or dangerous substances without being lawfully authorized to do so	5000	District Police Chief
118(g)	Found under suspicious circumstances, in a public place, being a goonda or rowdy in possession of equipments which are intended to be used for any activity in the	5000	District Police Chief

(1)	(2)	(3)	(4)
	neighbourhood for facilitating any anti social activity as defined under the Kerala Anti-Social Activities (Prevention) Act, 2007 (34 of 2007)		
118(h)	Violates the provisions of section 73 or imparts physical training in contravention of the said provision	5000	District Police Chief
118(i)	Gives or sells to those who are below eighteen years any intoxicating substance or any articles or substances which are harmful to physical and mental health of the children or procure the same near school premises for that purpose	5000	District Police Chief
119(2)	Where the victimized woman complains that an offence under sub-section (1) of section 119 had taken place in the presence of the service provider concerned or person in charge of a public place and they fails by deliberate omission to take reasonable action for the time being to prevent the crime or fails to inform the authorities concerned thereon	5000	District Police Chief

(1)	(2)	(3)	(4)
120(a)	Cleans furniture articles or vehicle or slaughters any animal or cleans any carcass or grooms any animal in a public place causing annoyance or inconvenience to the public	500	Station House Officer/ Sub Inspector
120(b)	Causes any vehicle or conveyance to remain in such a manner causing obstruction, inconvenience or danger to the public	500	Station House Officer/ Sub Inspector
120(c)	Defaces or covers a traffic sign or signboard reducing its visibility or readability	500	Station House Officer/ Sub Inspector
120(d)	Defaces walls, buildings or other structures without the prior permission of the owner or custodian.	500	Station House Officer/ Sub Inspector
120(e)	Defiles water sources or water supply or cause hindrance to public sanitation activities or make public place dirty or causes serious damage to environment unlawfully	1000	Station House Officer/ Sub Inspector
120(f)	Trespasses into a Government building or Government land	500	Station House Officer/ Sub Inspector
120(g)	Drives, drags or pushes any non-motorized vehicle at any time between half an hour after sunset and one hour before sunrise without sufficient light	500	Station House Officer/ Sub Inspector

(1)	(2)	(3)	(4)
120(h)	Drives, drags or pushes any nonmotorized vehicle without actual necessity or sufficient reason for such deviation and does not keep, (i) on the right side of any other vehicle while overtaking (ii) the left side of the street when any other vehicle is coming from the opposite direction	500	Station House Officer/ Sub Inspector
120(i)	Transport through the street any vehicle or vehicles carrying any article which projects more than five feet in front or behind the vehicle or vehicles	500	Station House Officer/ Sub Inspector
120(j)	Causes any injury or damage by any negligence or ill-usage in driving, management or care of any animal or vehicle	1000	Station House Officer/ Sub Inspector
120(k)	Knowingly defecates or urinates in a public place with a view to cause annoyance to others	500	Station House Officer/ Sub Inspector
120(l)	Does not take due care of pets under one's care or control and thereby causing inconvenience to neighbours or public by carelessly letting them loose	500	Station House Officer/ Sub Inspector

(1)	(2)	(3)	(4)
120(m)	Buys any ornament, watch, pen, cycle, utensil or any other valuable article from any person apparently under the age of fourteen years or take any article on pawn or pledge from such person without the knowledge and consent of the owner	1000	Station House Officer/ Sub Inspector
120(n)	Without adequate precautions and without taking into account public safety, undertakes or allows any dangerous activity at a place or premise under his control	1000	Station House Officer/ Sub Inspector
120(o)	Causing through any means of communication, a nuisance of himself to any person by repeated or undesirable or anonymous call, letter, writing, message, e-mail or through a messenger	1000	Station House Officer/ Sub Inspector
120(p)	Breaks any queue formed in any public place, for the purpose of orderly delivery or receipt or use of any service, whether public or private	500	Station House Officer/ Sub Inspector

(1)	(2)	(3)	(4)
120(q)	Pastes or affixes any document anywhere which is defamatory or threatening, concealing the identity of the author thereof	1000	Station House Officer/ Sub Inspector
121	Commits, any act or dereliction of duty by violating the provisions of this Act or any Rules or orders made there under	500	Station House Officer/ Sub Inspector

11. *Procedures in respect of compounding of non-cognizable offences.*—(1) Where, any person is issued a notice in respect of any non cognizable offence as per Schedule B, he shall also be issued with a copy of the Form of Willingness as per Schedule C.

(2) Where notice is issued under sub-rule (1) and the accused is willing to comply with conditions in the form of willingness under Schedule C, the Station House Officer shall compound such offences by issuing order under Schedule D.

(3) All the details regarding the issuance of notice under sub-rules (1) and (2) and compounding of the same shall be recorded in the ordinary Petty Case Register maintained in the Police Station.

(4) Such compounding amount shall be realized from the accused through TR-5 receipt and acknowledged by way of receipt. The said amount can also be remitted through online.

(5) Such compounding amount shall be remitted forthwith to the 'Criminal Justice Miscellaneous Expenses Fund' under the proposed Head of Account.

12. *Procedures for compounding of cognizable offences.*—(1) In case of offences which are cognizable and compoundable specified in sub-section (2) of section 126, the accused may, on the basis of the information received from the Police Station or otherwise, submit an application in Schedule C before the District Police Chief, for compounding such offences. Such application shall be forwarded to the Station House Officer for submitting report thereon and Station House Officer shall submit the report with remarks considering the circumstances which necessitated the compounding, to the District Police Chief.

(2) The District Police Chief may, after examining the application of the accused and report of the Station House Officer under sub-rule (1), issue order compounding such offences as per Schedule D and the said order shall be forwarded to the Station House Officer for the realization of the proposed amount.

(3) The details of such compounding shall be entered in the First Information Report Index and in the Register of Compounded Cases.

13. *General directions of compounding.*—(1) Where the commission of an offence under the Act is detected by a Police Officer below the rank of Sub Inspector he may submit a report, to the Station House Officer as per Schedule A. In such circumstances, the Station House Officer may either issue notice as per Schedule B to the accused or register a First Information Report.

(2) Where the Commission of an offence under the Act is detected by a Sub Inspector of Police, such officer may either submit a report to the Station House Officer under Schedule A or register a Primary Enquiry Report.

(3) In case of non-cognizable offences, if the accused does not intimate willingness to compound within thirty days of the receipt of notice, report shall be sent to the court concerned for further proceedings. In case of cognizable offences, Charge Sheet shall be submitted before the Court, if the accused does not intimate his willingness to compound within thirty days after registering First Information Report.

14. *Records regarding compounding to be preserved.*—The records in connection with compounding of non cognizable and cognizable offences under the Act shall be preserved for the period mentioned in Petty Case Registers and Charge Sheets under Kerala Police Manual or as per the period specified in the Government Orders issued in this regard, from time to time.

Annexure

FORM-1

(See Rule 5)

From

The Station House Officer

.....Police Station

.....District

To

The District Police Chief

.....District

(Through Proper Channel)

Sir,

Sub:—Request for Police action in respect of unclaimed articles—submitting of-reg.

Ref:—Section 56 of the Kerala Police Act, 2011 (8 of 2011)

Kind attention is invited to the reference cited.

The articles described below are kept in the Police Station premises for a long period and are in a decaying condition. These articles have been in the possession of the Police until now and unclaimed or refused to taken over by any person. As per sub-section (2) of section 56 of the above said Act, the approximate market value has been assessed by a native and respectable person, Shri (Name),(Address), Phone No.....As such, it is humbly requested to take urgent steps to sell the said articles through auction as per law.

Place:

Date:

Station House Officer

.....Police Station,

.....District.

Copy to: The Executive Magistrate concerned for information

Certificate

Certified that, I have examined the details referred above with the available Station records and by other means, and are found to be correct, to the best of my knowledge and belief.

Place:

Date:

Station House Officer

.....Police Station

.....District

FORM-2

Sale Proclamation for Auction

(See Rule 5)

As per the legal provisions referred above, the District Police Chief, has hereby decided to sell the articles which are deemed to be unclaimed and kept in various Police Stations in.....District referred to in the Schedule annexed below, by conducting auction.

The sale shall be through public auction and the unclaimed articles and parts thereof are kept for sale by including in the items specified in the Schedule.

The public generally, are invited, directly or through an authorized agent in the auction for sale.

If any person, establishes his ownership, by presenting himself before the Station House Officer concerned with relevant documents within thirty days from the date of publishing this proclamation and if convinced about his ownership of the said article, orders may be issued to release the same after realizing the fee fixed for its seizure and custody.

In the absence of any order of postponement, the sale shall be conducted by the Station House Officers concerned at the Police Stations on the dates shown below.

SCHEDULE

<i>Sl. No.</i>	<i>Name of the article</i>	<i>Police Station</i>	<i>Date</i>	<i>Time</i>

Conditions regarding sale

1. Since the details specified in the Schedule are furnished on the basis of the records available in the Police Station and on the good faith of the officials concerned, either the District Police Chief or other Police Officers shall not be responsible for any mistake, wrong statement or negligence in the proclamation and their actions shall be protected as per section 13 of the Kerala Police Act, 2011 (8 of 2011).
2. The increased bidding amount shall be decided by the respective Station House Officers who conduct the sale. Where in the circumstances, if dispute arises, as to the bidding amount or regarding the participants of the auction, if found appropriate, the auction proceedings may be re-initiated.

3. If the highest bidder is a buyer of any other items included in the auction, and such bidding amount seems to be apparently insufficient, the officer who conducts the auction shall have the discretionary power to refuse that amount.
4. The District Police Chief or the officer conducting the auction, may postpone the auction after recording sufficient reasons, if it is felt necessary for any other reasons.
5. The price of each item auctioned shall be paid forthwith at the time of the sale or as required by the officer who conducts the auction and if any lapse made in this regard, it shall be sold through re-auction.

(Office Seal)

District Police Chief

.....District

Date:

SCHEDULE

<i>Serial No.</i>	<i>Police Station</i>	<i>Description of the articles for auction (If vehicle, Registration No., Chassis No.)</i>	<i>Address of the Owner, if any</i>	<i>The approximate Market value assessed by the respected native merchant as per sub-section (2) of section 56 of the Kerala Police Act, 2011 (8 of 2011).</i>	<i>Other Remarks</i>

[See sub-rule (1) of rule 7]

Application for allowing PermitPhotograph of the
Applicant

1. Name of Applicant :
2. Name of the Institution/Training Centre :
3. Date of birth of the applicant :
4. Father's Name :
5. Permanent Address :
6. Temporary Address :
7. Police Station having jurisdiction over the area :
8. Address of the premise where physical training is proposed to be conducted :
9. Name of trainers, qualified to impart training (Qualification certificates, if any, shall be attached herewith) :
10. Maximum number of trainees :
11. Complete details of the training, proposed to be conducted :
12. Equipments proposed to be used at the training centre :
13. Time of Training :
14. Duration of Training :
15. Frequency of training (in months/ years) :

Place:

Date:

Signature of the Applicant

Note:—The consent letter of the owner of the building shall be incorporated with the application, if the building where the training is proposed to be conducted is not owned by the applicant.

[See sub-rule (4) of rule 7]

Application for renewal of Permit

1. Name of Applicant :
2. Name of the Training Centre/Institute :
3. Permit No. :
4. Police Station having area of Jurisdiction :
5. The date of expiry of the existing permit :
6. The additional items, if any, to be included in the Training Programme :
7. The additional training equipments to be added, if any :
8. The trainers, included additionally :
9. Changes in the address of the Training Centre/Institute if any :
10. Phone Number/Contact Phone Number of the Training Centre :

Place:

Date:

Signature of the Applicant

[See sub-rule (1) of rule 7]

Permit

Permit Number/.....

1. Shri/SmtResiding at.....
.....(address) is hereby permitted to impart Physical training at.....(Centre/Place) for a period of two years from.....(date).
2. He/She, while conducting physical training activities, shall not engage in any activities, which may be harmful to the unity and integrity of the nation.
3. This license will expire on(date).

Place:

Date:

Issuing Authority
(Seal)

SCHEDULE A

Report

[See sub-rule (1) of rule 13]

To

The Station House Officer

.....
.....Police Station

Today, on.....while conducting duty, when reached.....(Place), found one.....engaged in.....I approached him and when asked about his name and address, he told his name as....., S/o....., aged.....and he is residing at.....(Address) and his Phone No. is.....and on further enquiry, the name and address given by him is found to be true. Since the act of Sri.....S/o.....is an offence under section.....of the Kerala Police Act, 2011 (8 of 2011) this report is submitted for further proceedings.

Witnesses

1.(Name)
.....
.....(Address)
.....
.....(Phone No.)
2.(Name)
.....
.....(Address)
.....
.....(Phone No.)

Date:

.....(Signature)
.....(Name)
.....(Designation)
.....(Address)

SCHEDULE B

[See sub-rule (1) of rule 11]

No.....Police Station
District

Notice to the accused in Petty Case No.....

To

Sri

.....

.....

Sri....., S/o....., aged.....(Address in Full)
 is seen and confirmed indulged
 in.....(Description of the offence). Your act,
 described above is an offence under sectionof the Kerala Police Act,
 2011 (8 of 2011), and, you may be punished with either imprisonment for
years or fine up to an amount ofor with both. The Charge
 Sheet against you in this regard will be submitted before the competent court for
 further proceedings within thirty days of receipt of this Notice. If you are
 interested in compounding the offence, the matter should be informed at once,
 in the Willingness Form, in the specified format. It is also informed that the
 above offence can be compounded by remitting an amount of Rs.....to the
 Police Department under section 126 of the Kerala Police Act, 2011(8 of 2011).

Date:

.....(Name)

Station House Officer

.....Police Station

Form of Willingness

[See sub-rule (1) of rule 12]

From

.....
.....
.....

To

The Station House Officer/District Police Chief (through the Station House Officer) Police Station/ District.

Ref:-Notice No. /FIR No.

I do not wish to go ahead with the court proceedings in the case referred in the Notice/FIR. I, hereby inform that I am willing to compound the said case by paying an amount of Rs. under section 126 of the Kerala Police Act, 2011 (8 of 2011).

Date:

Signature

.....

Phone No.....

SCHEDULE D

[See sub-rule (2) of rule 12]

No..... Police Station
 District

Order of Compounding

1. Petty Case No. /FIR No. :
2. Name of the Accused and Address in full :
3. Willingness of the Accused dated..... :
4. Report of the SHO dated..... :
 (Applicable only to the Order of the DPC)
5. Offence U/s.....of the Kerala Police Act, 2011 :

You, ShriS/o....., aged..... (Full Address)on
 (Date) at.....(time) was found indulged.....(Description of the crime) as seen and confirmed by the petitioner and witnesses. The act from your part, described above is an offence under section.....of the Kerala Police Act, 2011.

As you have informed your desire to dispose the case after being informed about the offence and its further proceedings by submitting the Willingness Form in writing after receiving as amount of Rs.....from you as per section 126 of Kerala Police Act (8 of 2011) the case shall be compounded/This case is decided as compounded.

Date:(Signature)
(Name)
(Designation)
(Address)

By order of the Governor,

DR. VISWAS MEHTA,

Additional Chief Secretary.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

Section 129 of the Kerala Police Act (8 of 2011), empowers the Government to make rules by notification in Gazette, either prospectively or retrospectively for the purposes of the Act, Government have decided to make rules by exercising the powers conferred under section 129, to carry out the purposes of the Act.

This notification is intended to achieve the above object.
