



INDIAN POLICE FOUNDATION

ONLINE WORKSHOP: THE LAW AND PRACTICE OF ARREST

Date & Time: 30th July, 2022, 9:30 AM to 1.30 PM

Who should attend?

Police officers of all ranks from across India, Trainees in police training institutions, Prosecutors, Legal professionals, Students of Law, Citizens

What to expect:

This online workshop is aimed to improve practical awareness, especially among police officers, about the recent amendments in Arrest Law and Supreme Court directives relating to arrests. Ground level difficulties and practical challenges that the police face and how to handle them will be the theme of this workshop. Highly experienced police officers, lawyers, specialists and prosecutors will deliver the sessions.

By the end of the webinar, participants will be able to:

- Obtain general awareness about arrest statistics and trends
- Recognise the common mistakes and undesirable practices
- Appreciate the collateral consequences of arrests and how to reduce unintended damage
- How to implement and comply with the changed law and Supreme Court directives
- Highlight lessons learnt, best practices and the way forward.

Registration:

<https://us06web.zoom.us/meeting/register/tZ0td-mvrDgqHtz5Hwbkct2yu1TIJoOaudMe>

Prior registration is compulsory for participation.

RSVP: discussions@policefoundation.in

TIME	TOPIC	SPEAKER
9:30 AM	Introductory remarks	N. Ramachandran (10 mins) President, IPF
9:40 AM	Data / Statistics on arrests in India	Ramphal Pawar (10 mins) ex DG NCRB
9:50 AM	<p>POLICE ARRESTS – SOME OF THE UNDESIRABLE PRACTICES</p> <ol style="list-style-type: none"> 1. Resorting to arrests under political / media / public pressure - without sufficient justification/prima facie evidence 2. Fabricating evidence and arresting to improve performance statistics (Preventive arrests) 3. Addition of non-bailable, more serious sections to justify arrest & prevent bail. Arresting to settle scores or with extraneous motives like corruption/other vested interests 4. Illegal detentions and custody by Police 	<p>Dr Kuldeep Sharma (10 mins) ex DG BPRD</p> <p>M L Kumawat (10 mins) ex SS,IS, MHA & DG BSF</p> <p>Bhushan Upadhyay (10 mins) DG Home Guards, Maharashtra</p> <p>Abha Singhal Joshi (10 mins), Lawyer & ex NPA Faculty</p>
10:30 AM	<p>THE COLLATERAL CONSEQUENCES OF ARRESTS</p> <ol style="list-style-type: none"> 1. Miscarriage of justice and Human Rights violations 2. for the arrestees – suicides, loss of reputation, loss of job, Impact on the family, recidivism 	M K Devrajan (15mins) ex DG Rajasthan & Member SHRC
10:45 AM	<p>IMPACT OF UNNECESSARY ARRESTS ON THE CRIMINAL JUSTICE SYSTEM</p> <ul style="list-style-type: none"> • The police station work • Court work • Clogging of the prisons, Increase in U/Ts 	Ashok Kumar (15 mins) DGP, Uttarakhand
	<p>IMPLEMENTING CHANGES IN ARREST LAW: (AVOIDING ARRESTS IN CASES WITH LESS THAN 7 YEARS IMPRISONMENT)</p> <ul style="list-style-type: none"> • Procedure under 41, 41 A, 41 B, 41 C & CrPC Issues & irregularities by police • Following Arnesh Kumar SC Judgement, 2014 	<p>Devyani Srivastava (15mins) Head Police Reforms, CHRI</p> <p>Md Barkat Ali Khan (15mins) Public Prosecutor, AP</p> <p>S Umapathi (15mins) former IGP/CID, AP</p>

TIME	TOPIC	SPEAKER
11:45 PM	<p>ARRESTING BEYOND TERRITORIAL JURISDICTION</p> <ul style="list-style-type: none"> • Arrests in cases of Multiple FIRs for one offense in different police stations in same State or other States • Safeguards & procedure for arrest from a different State– avoiding clashes among police forces. • International/UN Standards on Arrests 	<p>H.S. Sandhu (15mins) former Interpol officer</p>
12:00 PM	<p>THE WAY FORWARD</p> <ul style="list-style-type: none"> • Can investigation be completed without arrests/justified arrest • Law amendments- arrest only with warrant , arrest by only SI & above except in violent cases; Accountability and compensation for wrongful arrests • Internal Reforms in Police <ul style="list-style-type: none"> a. Issue Detailed Guidelines & follow Best Practices - Checklists b. District Level Monitoring of arrests c. Attitudinal/mindset change & Proactive role of SPs 	<p>Dr. PM Nair (15mins) ex DG NDRF</p> <p>Dr. KP Singh (15mins) ex DGP Haryana)</p> <p>Dr. Ish Kumar (15mins) (ex Director NCRB)</p>
12:45 PM	Questions & Answers/ Open House	
1:30PM	Concluding remarks-Arrests to enforce & uphold the Rule of Law, not to undermine it	<p>N. Ramachandran (5mins) President, IPF</p>