

Code of Criminal Procedure, 1898

Section 16 - Power to frame rules for guidance of Benches: The State Government may, or, subject to the control of the State

a) the classes of cases to be tried ; {b) the times and places of sitting ; (c) the constitution of the Bench for conducting trials ; (d) the mode of settling differences of opinion which may arise between the Magistrates in session. State Amendments GUJARAT.-In its application to the State of Gujarat, the amendment made in Section 16 is the same as that made in Maharashtra. See Central Act XI of 1960, Section 87.

MAHARASHTRA.-(1) In its application to the State of Maharashtra in Section 16 for the words "The State Government, may or subject to the control of the State Government, the District Magistrate" substitute the words "The High Court, subject to the sanction of the State Government." Bombay Act 23 of 1951, Section 2 and Sch. (2) After the reorganization of the State of Bombay in 1956, the amendment made in Section 16 by the abovementioned Bombay Act is extended to the newly added areas of Hyderabad, Kutch and Saurashtra and the region of Vidarbha as from 1-9-1959 by Born. Act XCII of 1958. MYSORE.-In Section 16 of the principal Act, for the words "the State Government may, or, subject to the control of the State Government, the District Magistrate", the words "the High Court, subject to the approval of the State Government" shall be substituted. Mys. Act XIII of 1965, Section 9 (1-10-1965). PUNJAB, HARYANA AND CHANDIGARH- (i) for the words "The State Government may, or, subject to the control of the State Government, the District Magistrate", the words "The High Court, subject to the approval of the State Government", shall be substituted, and (ii) for the words "Magistrates' Benches", the words "Judicial Magistrates' Benches" shall be substituted. Punjab Act 25 of 1964 and 31 of 1966. RAJASTHAN.-Abu Area.-In its application to the Abu area of the State of Rajasthan the amendment made in Section 16 is the same as that made in (1) of Maharashtra. Central Act XXXVII of 1956, Section 119 (1-11-1956). UNION TERRITORIES (except Chandigarh)-In its application to the Union territories, in Section 16- (i) for the words "State Government..... District Magistrate", substitute the words "High Court, subject to the approval of the State Government" ; and (ii) for the words "Magistrates' Benches", substitute "Judicial Magistrates' Benches". Act 19 of 1969, Section 3 and Sch., item 9 (in Delhi on 2-10-1969). WEST BENGAL.-In its application to the State of West Bengal, in Section 16- (i) for the words "State Government, ...the District Magistrate", substitute the words "High Court with the previous approval of the State Government" ; (ii) for the words "Magistrates' Benches" substitute the words "Benches of Judicial Magistrates"; and (iii) for the words "Magistrates in Sessions", substitute "Judicial Magistrates in Sessions." W.B. Act VIII of 1970, Section 3 and Sch., item 12.