

Code of Criminal Procedure, 1898

Section 63 - Discharge of person apprehended: No person who has been arrested by a police-officer shall be discharged except on his

1) MAHARASHTRA.-(1) In its application to the pre-reorganization State of Bombay, in Section 63 is the words "special order of a Magistrate", substitute the words "special order of a Magistrate having jurisdiction."- Bom Act XXIII of 1951, S. 2 and Sch. (1-7-1953). (2) After the reorganization of the State of Bombay in 1956, the amendment made in Section 63 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 Bom Act XCVIII of 1958. MYSORE.-Same as that of Maharashtra (1) PUNJAB HARYANA AND CHANDIGARH.-In its application to the States of Punjab and Haryana and the Union Territory of Chandigarh, in Section 63 for the word "Magistrate", substitute the words "Magistrate having jurisdiction."- Punj. Act XXV of 1964, S. 2 and Schedule, Part. I, Item (22) (2-10-1964) and Act 31 of 1966, Ss. 29 and 89 (1-11-1966). RAJASTHAN-Abu ariaSame as that of Maharashtra (1) UNION TERRITORIES (except Chandigarh) Same as that of Punjab. WEST BENGAL.-In S. 63, after the words "of a Magistrate", add the words 'having jurisdiction'.-W. B. Act 8 of 1970, S. 3 and Sch., Item 33. Note Scope.-Section 63 does not by itself confer any power on any Magistrate to release a person on bail. 1959 Cr LJ 600 : 1959 Jab LJ 227: AIR 1959 Madh Pra 147.