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Official Secrets Act, 1923

Section 13 - Restriction on trial of offences.—

1) No Court (other than that of a Magistrate of the first class specially empowered in this behalf by the 4 [appropriate Government] which is inferior to that of a District or Presidency Magistrate shall try any offence under this Act. (2) If any person under trial before a Magistrate for an offence under this Act at any time before a charge is framed claims to be tried by the Court of Session, the Magistrate shall, if he does not discharge the accused, commit the case for trial by that Court, notwithstanding that it is not a case exclusively triable by that Court. (3) No Court shall take cognizance of any offence under this Act unless upon complaint made by order of, or under authority from, the 5 [appropriate Government] 6 *** or some officer empowered by the 4 [appropriate Government] in this behalf. 7 * * * * *