

Indian Evidence Act 1872

Section 1 - Short Title, Extent and Commencement

This Act may be called the Indian Evidence Act, 1872.

It extends to the whole of India¹[except the State of Jammu and Kashmir] and applies to all judicial proceedings in or before any Court, including Courts-martial,²[other than Court-martial convened under the Army Act] (44 & 45 Vict., c. 58)³[the Naval Discipline Act (29 & 30 Vict., c. 109) or⁴ [***] the Indian Navy (Discipline) Act, 1934 (34 of 1934)⁵ ⁶[or the Air Force Act] (7 Gco. 5, c. 51) but not to affidavits presented to any Court or Officer, not to⁷ proceedings before an arbitrator;

And it shall come into force on the first day of September, 1872.

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1. Substituted by Act 3 of 1951, section 3 and Schedule, for "except Part B States".
 2. Inserted by Act 18 of 1919, section 2 and Schedule I. See section 127 of the Army Act (44 and 45 Vict., c. 58).
 3. Inserted by Act 35 of 1934, section 2 and Schedule.
 4. The words "that Act as modified by" omitted by the A.O. 1950.
 - 5 . See now the Navy Act 1957 (64 of 1957)
 6. Inserted by Act 10 of 1927, section 2 and Schedule I.
 7. As to Practice relating to affidavits, see, the Code of Civil Procedure, 1908 (Act 5 of 1908), section 30 (c) and Schedule 1, Order XIX. See also the Code of Criminal Procedure, 1973 (Act 2 of 1974), sections 295 and 297.
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