

Appendix I

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Appendix II

LACK OF PROFESSIONALISM IN THE POLICE IN EFFECTIVE INVESTIGATION OF CRIMES AND RESULTANT LARGE SCALE ACQUITTALS

Questionnaire for the Police Investigators (PIs & Dy.SPs) in the Field.

[Information revealed here will be kept confidential and used only for research work]

IDENTIFICATION DATA

- 1.1 Name of the Respondent :
- 1.2 Designation :
- 1.3 Qualification :
- 1.4 Sex :
- 1.5 Age :
- 1.6 Name of the Police Station/Circle/Sub-division in which working:
- 1.7 Number of years in the Police Department:

Designation	No. of Years
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- a. PSI
- b. PI
- c. Dy.SP

Name of Branches	No. of Years
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- 2.1 Police station/Circle/Sub-division
- 2.2 Traffic
- 2.3 VVIP/Intelligence/Non executive
- 2.4 COD

3.1 What are the various duties that you are expected to perform at the Police Station/Circle/Sub-division? [Mark ✓ in Square box]

- a. Beat patrolling
- b. Law & order
- c. Night rounds
- d. VVIP/special duty
- e. Traffic regulation
- f. Attending courts
- g. Investigation of crimes
- h. Other

3.2 How many hours are you expected to work in a day?

Sl.No.	Hours of work	Satisfied	Not satisfied	Too much
a	6-8			
b	8-10			
c	10-12			
d	12 and beyond			

3.3 How many night rounds are you expected to perform in a week?

Sl.No.	Week	Satisfied	Not satisfied	Too much
a	One			
b	Two			
c	Three & above			

3.4 How many hours are you approximately getting in a day for investigation of cases?

Sl.No.	No. of hours	Satisfied	Not satisfied	Too much
a	2-4			
b	4-6			
c	6-8			
d	8-10			
e	10 +			

3.5 How many cases do you investigate in a year along with other duties?

Sl.No.	Range	Satisfied	Not satisfied	Too much
a	1-10			
b	10-20			
c	20-30			
d	30-40			
e	40-50			
f	50 and above			

3.4 How many cases can you comfortably investigate in a year along with other duties?

Sl.No.	Range	Satisfied	Not satisfied	Too much
a	1-10			
b	10-20			
c	20-30			
d	30-40			
e	40-50			

**LACK OF PROFESSIONALISM IN THE POLICE IN EFFECTIVE
INVESTIGATION OF CRIMES AND RESULTANT LARGE SCALE
ACQUITTALS**

4.1 Do you think that the present system of performing of various duties such as, law and order, VVIP, special duties etc is a great hurdle in the investigation of cases in a professional way? [Mark ✓ in Square box]

Yes No To some extent

4.2 Do you think that lot of valuable time is being taken away for various other duties and has left little time for crime detection which, in turn, is coming in a professional way of investigation?

Yes No To some extent

4.3 Do you think that the present system of entrusting large number of cases to the police without any rational yardstick has resulted in poor quality of investigation?

Yes No To some extent

4.4 Do you think that interest, efficiency, knowledge and skills of the police are diminishing and diluting due to various duties resulting in hasty and perfunctory investigation?

Yes No To some extent

4.5 Do you think that lack of a separate Crime Police Force to investigate criminal cases has resulted in poor quality of investigation?

Yes No To some extent

4.6 Do you think that large scale acquittals and miscarriage of justice are due to lack of functional specialization and professionalism in the police investigators?

Yes No To some extent

4.7 Do you think that there is a need for more professionalism and specialization in the police investigators in the investigation of sophisticated crimes such as, money laundering, cyber crimes, terrorist activities and cases having trans-national ramifications?

Yes No To some extent

4.8 Do you think that there is a need for separate command and control over the crime police force to lend professional touch for investigation?

Yes No To some extent

4.9 Do you think that unreasonable interference of several forces has resulted in poor professionalism in investigation?

Yes No

If yes. Identify the kind of interference? [Mark ✓ in square box]

- Superior officers
- Political
- NGOs and Human Rights activists
- Courts
- Media
- If any other, please specify

4.10 Do you think that prejudice and bias are hampering professionalism in investigation?

Yes No

If yes. Identify the kind of elements? [Mark ✓ in square box]

- Casteism
- Communalism
- Regionalism
- Linguistic chauvinism
- Favouritism
- If any other, please specify.

4.11 Do you think that there is a need for sufficient and sophisticated skills for the police investigators to improve professionalism in investigation?

Yes No

4.12 Do you think that professionalism in investigation is hampered because of poor service conditions of the police investigators and the staff?

Yes No

If yes. Identify from the following service conditions? [Mark ✓ in square box]

- Poor pay and salary
- Poor housing facilities
- Poor health facilities
- Poor educational facilities for the police children
- Poor promotional opportunities
- Frequent transfers to different posts and places
- If any other, please specify

4.13 Do you think that inadequate infrastructure and logistic support have come in the way of professionalism in investigation?

Yes No

If yes. Is it for the following inadequate supports/services? [Mark ✓ in square box]

- Transport
- Tele-communications
- Computers
- I O Equipments and Stationary
- Experienced and healthy officers
- Staff
- Logistics
- If any other, please specify

4.12 Do you think that lack of sufficient knowledge of laws and skills have affected professionalism in investigation?

Yes No

If yes. Identify the kind of support and facilities? [Mark ✓ in square box]

- Latest books on Laws & Codes, journals
- Updated Police Manuals
- Periodical training and orientation to develop and update skills to meet investigation requirements of newly emerging sophisticated crimes
- Training to collect scientific and legally admissible evidence
- If any other, please specify

4.15 Do you think that a qualification of law for the police investigators would improve professionalism in investigation?

Yes No To some extent

4.16 Do you think that professionalism is necessary at the time of registration of complaint?

Yes No

If yes. Is it for the following reasons? [Mark ✓ in square box]

- To ascertain whether it reveals cognizable offence or not
- To ascertain, the time, date and place of occurrence of offence
- Sequence of events
- To ascertain motive for offence, if possible
- To ascertain the name(s) of witnesses
- To ascertain the name(s) of accused
- For prompt registration of complaint
- If any other, please specify

4.17 Do you think that there is a need to extend lawful protection to and cooperation of the victims during investigation to have a professional touch?

Yes No

If yes. Is it for following reasons? [Mark ✓ in square box]

- To assist IO at the scene of crime
- To identify the witnesses
- To identify the accused to the crime
- Not to turn hostile during the trial
- For successful prosecution
- If any other, please specify

4.18 Do you think that there is a need for lawful protection and cooperation of witnesses in professional way of investigation?

Yes No

If yes. Is it for following reasons? [Mark ✓ in square box]

- To assist IO at the scene of crime
- To assist IO as Panch witnesses
- To assist IO in Investigation of the crime
- To identify the accused to the crime
- To depose the evidence without fear and favour
- Not to turn hostile during the trial on his own will and volition
- Not to turn hostile at the instance of the accused or his defense counsel
- For successful prosecution
- If any other, please specify

4.19 Do you think that professionalism in effective investigation lies in examining the witnesses to the crime immediately, without delay and at the place of their stay?

Yes No To some extent

4.20 Do you think that it is professional way of investigation to select trustworthy witnesses and drop vulnerable witnesses to the crime?

Yes No To some extent

4.21 Do you think that the audio and video recording of examination of witnesses to the crime would improve professionalism in investigation?

Yes No To some extent

4.22 Do you think that there is a need for professionalism in search and seizure at the scene of crime?

Yes No

If yes. Is it for the following reasons? [Mark ✓ in square box]

- To cordon the scene of crime from any interference
- To study the scene of crime systematically
- To effect lawful search and seizure under panchanama in the presence of local and independent witnesses
- To pack and seal the articles seized procedurally
- To send up the seized articles for court/FSL
- If any other, please specify

4.23 Do you think that the real professionalism in investigation lies in respecting human rights of the accused and following laws and procedures while effecting arresting?

Yes No To some extent

4.24 Do you think that real professionalism in investigation lies in not adopting third degree or ruffian methods in eliciting information from the accused and suspects?

Yes No To some extent

4.25 Do you think that the law is clearly loaded in favour of the accused has come in the way of effective investigation?

Yes No

If yes. Which of the following legislations? [Mark ✓ in square box]

- Right to silence
- Right against self-incrimination under the Article 20(3) of the Constitution of India
- Right to Information Act, 2005
- 'Doctrine of Burden of Proving' the guilt on the Prosecution
- Violation of human rights
- Activism by NGOs and Human Rights Activists
- Day-to-day guidelines of the Supreme Court
- Writ of Habeas Corpus
- Instructions given by the superior officers
- If any other, please specify

4.26 Do you think that there is a need for adopting modern scientific methods of investigation to improve professionalism in investigation?

Yes No

If yes. Is it for the following purposes? [Mark ✓ in square box]

- To abrogate or replace third degree method in interrogation of the accused
- To collect factual and legal evidence
- Avoid harassment of the innocent or suspect
- To respect human rights of the accused or suspect
- If any other, please specify

4.27 Do you think that several outdated and rigid provisions of sections of the Code of Criminal Procedure are of great hindrance in effective investigation?

Yes No

If yes. Is it the following provisions of sections of the CrPC? [Mark ✓ in square box]

- Examination and recording of statement of witnesses- from section 160 to 164
- Effecting arrest of the accused - from section 46 to 58
- Limited period of police custody of accused u/s 57&167
- Indiscriminate granting of bails to the accused u/s 438 &439
- Filing of charge sheet within short stipulated time u/s 167 CrP
- Please specify, if any, nature of changes to be made

4.28 Do you think that several outdated and rigid provisions of the Indian Evidence Act are coming in the way of effective investigation?

Yes No

If yes. Is it the following provisions of sections of Evidence Act? [Mark ✓ in Square box]

- Confession of the accused by inducement, threat or promise when irrelevant in criminal proceedings u/s 24
- Confession to police officer not to be proved u/s 25
- Confession by the accused while in custody of police not to be proved against him u/s 26
- Please specify, if any, the nature of changes to be made

4.29 Do you think that there is a need for instant cooperation of FSL experts in effective investigation?

Yes No

If yes. Is it the following ways of cooperation? [Mark ✓ in Square box]

- To assist IO at the scene of crime
- Improving the facilities at FSLs
- Perfect analysis of articles sent for FSL opinion
- Promptness in sending up of opinion reports to IO
- If any other, please specify

4.30 Do you think that procedural formalities involved in Polygraph, Brain-Mapping and Narco-Analysis are coming in the way of effective investigation?

Yes No To some extent

If yes. What are they?

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4.31 Do you think that there is a need for good and healthy prosecution (Department of Legal Adviser) support for effective investigation?

Yes No

If yes. Is it for the following purposes? [Mark ✓ in Square box]

- For legal clarification
- To examine admissibility of the evidence collected by IO
- To know recent position of law on investigation viewed by High Courts and the Supreme Court
- To know latest amendments to various Acts pertaining to jurisdiction of criminal courts and investigation
- To scrutinize charge sheets
- If any other, please specify

4.32 Do you think that there is a need for lawful coordination between Judicial Magistrates and the police investigators in effective investigation?

Yes No

If yes. Is it for the following purposes? [Mark ✓ in Square box]

- To hold test identification parade for the accused
- To obtain the blood sample of the accused for DNA profiling
- To obtain permission for Narco Analysis of suspect or the accused
- To record confession of the accused u/s 164 CrPC
- To record the statement of witness u/s 164(5) CrPC
- For police custody of the accused
- In bail matters
- To seek permission in further investigation of a case
- If any other, please specify

4.33 Do you think that delay in trials and their indefinite adjournments by the courts will have adverse effect on effective investigation?

Yes No To some extent

4.34 Do you think that there is a need for media co-operation in effective investigation?

Yes No

If yes. Is it for the following purposes? [Mark ✓ in Square box]

- To avoid parallel investigation/ enquiries of cases which are pre-judicial in nature
- Not to videograph the crime scene
- Not to go for crime stories in TV channels during the investigation and trial, and prejudge the case
- To avoid glorification of crimes and criminals in media
- Not to mention the names of witnesses in media
- Not to publish the photographs of suspect/ the accused unless it is requisitioned by the police or lawful authority

- Media trial during investigation of a case
- If any other, please specify

4.36 Do you think that there is a need for co-operation of advocates in effective investigation?

Yes No

If yes. Is it for the following purposes? [Mark ✓ in Square box]

- To facilitate the accused to assist the police investigator as per law in investigation of cases
- Not to indulge in tampering of witnesses and documents
- Not to induce, give threat or promise witnesses
- If any other, please specify

4.37 Do you think that there is a need to emphasize on the 'Code of Conduct' for the police investigators and the staff to bring in professionalism in investigation?

Yes No

If yes. Which of the following components of Code of Conduct? [Mark ✓ square box]

- Following Rule of Law
- Honesty
- Sincerity
- Integrity
- Discipline
- Loyalty
- Promptness
- Interest and enthusiasm
- Efficiency
- Respect for poor and weaker section
- Devotion and dedication
- Politeness and humane attitude towards own staff and the public
- Hardworking and risk bearing
- Spirit of commitment and sacrifice
- Decision making power
- Accountability
- Effective supervision
- If any other, please specify

4.38 How to promote the emphasis indicated above? Please specify which of the following will strengthen the components of Code of Conduct. [mark ✓ square box]

- Better training
- Adequate time for investigation of cases
- Better recognition
- Better service conditions
- Better infrastructural facilities
- Any other, Please specify

4.39 Could you identify any other reasons/factors that are responsible for declining trend in professionalism in investigation?

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4.40 Could you suggest any other measures to improve professionalism in investigation?

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Appendix III

LACK OF PROFESSIONALISM IN THE POLICE IN EFFECTIVE INVESTIGATION OF CRIMES AND RESULTANT LARGE SCALE ACQUITTALS

Questionnaire for Senior Police Officers

[Information revealed here will be kept confidential and used only for research work]

IDENTIFICATION DATA

- 1.1 Name of the Respondent :
- 1.2 Designation :
- 1.3 Qualification :
- 1.4 Sex :
- 1.5 Age :
- 2.1 Year of joining the Police Department :
- 2.2 Name of the post held at present/
at the time of retirement :

LACK OF PROFESSIONALISM IN THE POLICE IN EFFECTIVE INVESTIGATION OF CRIMES AND RESULTANT LARGE SCALE ACQUITTALS

- 3.1 Do you think that the present system of performing of various duties such as, law and order, VVIP, special duties etc, is a great hurdle for investigation in a professional way? [Mark ✓ in Square box]

Yes No To some extent

- 3.2 Do you think that lot of valuable time is being taken away for various other duties and has left little time for crime detection which, in turn, is coming in the way of professional approach towards investigation?

Yes No To some extent

- 3.3 Do you think that the present system of entrusting large number of cases to the police without any rational yardstick has resulted in poor quality of investigation?

Yes No To some extent

- 3.4 Do you think that interest, efficiency, knowledge and skills of the police are diminishing and diluting due to various duties resulting in hasty and perfunctory investigation?

Yes No To some extent

- 3.5 Do you think that lack of separate Crime Police Force to investigate criminal cases has resulted in poor quality of investigation?

Yes No To some extent

- 3.6 Do you think that large scale acquittals and miscarriage of justice is due to lack of functional specialization and professionalism in the police investigators?

Yes No To some extent

- 3.7 Do you think that there is a need for more professionalism and specialization in the police investigators in investigation of sophisticated crimes such as, money laundering, cyber crimes, terrorist activities and cases having trans-national ramifications?

Yes No To some extent

- 3.8 Do you think that there is a need for a separate command and control over the Crime Police Force for professional way of investigation?

Yes No To some extent

- 3.9 Do you think that qualification of law for the police investigators would improve professionalism in investigation?

Yes No To some extent

3.10 Do you agree with the statement that professionalism in the police investigators is the bedrock of investigation?

Yes No

3.11 Imbibing of which of the following attributes of professionalism by the police investigators would improve the effectiveness of investigation [Mark ✓ in square box]

- Following Rule of Law
- Honesty
- Sincerity
- Integrity
- Discipline
- Loyalty
- Promptness
- Interest and enthusiasm
- Efficiency
- Respect for poor and weaker section
- Devotion and dedication
- Politeness and humane attitude towards own staff and the public
- Hardworking and risk bearing
- Spirit of commitment and sacrifice
- Decision making power
- Accountability
- Effective supervision
- If any other, please specify

3.12 Which of the following areas of investigation of cases would you suggest for professionalism? [Mark ✓ in square box]

- Registration of Complaint
- Visiting to the scene of crime
- Search and seizure
- Identification and examination of witnesses
- Apprehension and arrest of accused
- Adoption of scientific methods of investigation
- Collection of evidence on a scientific and legal footing

- Preparation and filing of charge sheet in consultation with prosecutors
- If any other, please specify

3.13 Do you think that poor service conditions of the police investigators and the staffs have hampered professionalism in investigation?

Yes No

If yes. Is it for the following service conditions? [Mark ✓ in square box]

- Poor pay and salary
- Poor housing facilities
- Poor health facilities
- Poor educational facilities for the police children
- Poor promotional opportunities
- Frequent transfers to different posts and places
- If any other, please specify

3.14 Do you think that inadequate infrastructure and logistic support have hampered professionalism in investigation?

Yes No

If yes. Is it for the following inadequate supports? [Mark ✓ in square box]

- Transport
- Tele-communications
- Computers
- I O Equipments and Stantionary
- Experienced and healthy officers
- Staff
- Logistics
- If any other, please specify

3.15 Do you think that lack of sufficient knowledge of laws, procedures, and skills have affected professionalism in investigation?

Yes No

If yes. Is it for the following support and facilities? [Mark ✓ in square box]

- Latest books on Laws & Codes
- Updated Police Manuals
- Periodical training and orientation to develop and update skills to meet investigation requirements of newly emerging sophisticated crimes
- Training to collect scientific and legally admissible evidence
- If any other, please specify

3.16 Do you think that unreasonable interference of several forces has resulted in poor professionalism in investigation?

Yes No

If yes. Is it the following interference? [Mark ✓ in square box]

- Political
- NGOs and Human Rights activists
- Courts
- Media
- If any other, please specify.

3.17 Do you think that prejudices and bias are hampering professionalism in investigation?

Yes No

If yes. Is it the following elements? [Mark ✓ in square box]

- Casteism
- Communalism
- Regionalism
- Linguistic preferences
- If any other, please specify.

3.18 Please state if any other significant factors that have contributed for corroding professionalism in investigation.

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3.19 Please suggest measures to improve professionalism in the police investigators and staff in investigation.

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Appendix IV

LACK OF PROFESSIONALISM IN THE POLICE IN EFFECTIVE INVESTIGATION OF CRIMES AND RESULTANT LARGE SCALE ACQUITTALS

Questionnaire for Advocates on Criminal Side

[Information revealed here will be kept confidential and used only for research work]

IDENTIFICATION DATA

- 1.1 Name of the Respondent :
 1.2 Qualification :
 1.3 Sex :
 1.4 Age :
 1.5 Office Address :
 1.6 No of years put in practice :

LACK OF PROFESSIONALISM IN THE POLICE IN EFFECTIVE INVESTIGATION OF CRIMES AND RESULTANT LARGE SCALE ACQUITTALS

- 2.1 Do you think that the present system of performing of various duties such as, law and order, VVIP, special duties etc, is a great hurdle for investigation in a professional way? [Mark ✓ in Square box]
- Yes No To some extent
- 2.2 Do you think that lot of valuable time is being taken away for various other duties and has left little time for crime detection which, in turn, is coming in the way of professional approach towards investigation?
- Yes No To some extent
- 2.3 Do you think that the present system of entrusting large number of cases to the police without any rational yardstick has resulted in poor quality of investigation?

Yes No To some extent

- 2.4 Do you think that interest, efficiency, knowledge and skills of the police are diminishing and diluting due to various duties resulting in hasty and perfunctory investigation?

Yes No To some extent

- 2.5 Do you think that lack of separate Crime Police Force to investigate criminal cases has resulted in poor quality of investigation?

Yes No To some extent

- 2.6 Do you think that large scale acquittals and miscarriage of justice is due to lack of functional specialization and professionalism in the police investigators?

Yes No To some extent

- 2.7 Do you think that there is a need for more professionalism and specialization in the police investigators in investigation of sophisticated crimes such as, money laundering, cyber crimes, terrorist activities and cases having trans-national ramifications?

Yes No To some extent

- 2.8 Do you think that there is a need for a separate command and control over the Crime Police Force for professional way of investigation?

Yes No To some extent

- 2.9 Do you think that qualification of law for the police investigators would improve professionalism in investigation?

Yes No To some extent

- 2.10 Do you agree with the statement that professionalism in the police investigators is the bedrock of investigation?

Yes No

2.11 Imbibing of which of the following attributes of professionalism by the police investigators would improve the effectiveness of investigation [Mark ✓ in square box]

- Following Rule of Law
- Honesty
- Sincerity
- Integrity
- Discipline
- Loyalty
- Promptness
- Interest and enthusiasm
- Efficiency
- Respect for poor and weaker section
- Devotion and dedication
- Politeness and humane attitude towards own staff and the public
- Hardworking and risk bearing
- Spirit of commitment and sacrifice
- Decision making power
- Accountability
- Effective supervision
- If any other, please specify

2.12 Do you think that the large scale acquittals are due to fundamental defects in investigation?

Yes No

If yes. Is it because of the following reasons?

- a. Flaws in FIR
- b. Delay in registering FIR
- c. Delay in dispatching FIR to court
- d. Delay in visiting the scene of crime
- e. Defective search and seizure articles at the scene of crime and other places
- f. Delay/ failure to obtain order from court for seized articles

- g. Delay/failure in dispatching the seized articles to FSL for examination
- h. Delay/ failure to get examination done by experts in forensic medicine in cases of assault, murder, rape etc.
- i. Delay and defect in examination of witnesses
- j. Delay and defect in apprehension and arrest of accused
- k. Collection of insufficient evidence
- l. Delay/defect in filing of charge sheet

If any, Please specify.

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2.13 Do you see any lapses on the part of the police during trial?

Yes No

If yes. Please mention the lapses.

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2.14 Do you see any lapses on the part of prosecutors during trial?

Yes No

If yes. Please mention the lapses.

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2.15 Do you see any lapses on the part of courts while holding trial?

Yes No

If yes. Please mention the lapses.

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2.16 Do you notice any lapses on the part of the witnesses to the crime while deposing evidence before during trial?

Yes No

If yes. Please mention the lapses.

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2.17 Do you notice any lapses on the part of experts while deposing before during trial?

Yes No

If yes. Please mention the lapses.

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2.18 Do you have suggestions to improve effectiveness in investigation of crimes?

Yes

No

If yes. Please suggest.

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2.19 Do you have suggestions for successful prosecution of criminal trials?

Yes

No

If yes. Please suggest.

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2.20 Do you think that there is a lack of professionalism in the police effective investigation?

Yes

No

If yes. Please specify in which areas of professionalism the police are lacking in professionalism.

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2.21 Do you have suggestions to improve professionalism in the police in effective investigation?

Yes

No

If yes. Please suggest.

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Appendix V

LACK OF PROFESSIONALISM IN THE POLICE IN EFFECTIVE INVESTIGATION OF CRIMES AND RESULTANT LARGE SCALE ACQUITTALS

Questionnaire for Judicial officers

[Information revealed here will be kept confidential and used only for research work]

IDENTIFICATION DATA

- 1.1 Name of the Respondent :
- 1.2 Qualification :
- 1.3 Sex :
- 1.4 Age :
- 1.5 Office Address :
- 1.6 No of years put in the judicial service :

LACK OF PROFESSIONALISM IN THE POLICE IN EFFECTIVE INVESTIGATION OF CRIMES AND RESULTANT LARGE SCALE ACQUITTALS

- 2.1 Do you think that the present system of performing of various duties such as, law and order, VVIP, special duties etc, is a great hurdle for investigation in a professional way? [Mark ✓ in Square box]

Yes No To some extent

- 2.2 Do you think that lot of valuable time is being taken away for various other duties and has left little time for crime detection which, in turn, is coming in the way of professional approach towards investigation?

Yes No To some extent

- 2.3 Do you think that the present system of entrusting large number of cases to the police without any rational yardstick has resulted in poor quality of investigation?

Yes No To some extent

2.4 Do you think that interest, efficiency, knowledge and skills of the police are diminishing and diluting due to various duties resulting in hasty and perfunctory investigation?

Yes No To some extent

2.5 Do you think that lack of separate Crime Police Force to investigate criminal cases has resulted in poor quality of investigation?

Yes No To some extent

2.6 Do you think that large scale acquittals and miscarriage of justice is due to lack of functional specialization and professionalism in the police investigators?

Yes No To some extent

2.7 Do you think that there is a need for more professionalism and specialization in the police investigators in investigation of sophisticated crimes such as, money laundering, cyber crimes, terrorist activities and cases having trans-national ramifications?

Yes No To some extent

2.8 Do you think that there is a need for a separate command and control over the Crime Police Force for professional way of investigation?

Yes No To some extent

2.9 Do you think that qualification of law for the police investigators would improve professionalism in investigation?

Yes No To some extent

2.10 Do you agree with the statement that professionalism in the police investigators is the bedrock of investigation?

Yes No

2.11 Imbibing of which of the following attributes of professionalism by the police investigators would improve the effectiveness of investigation [Mark ✓ in square box]

- Following Rule of Law
- Honesty
- Sincerity
- Integrity
- Discipline
- Loyalty
- Promptness
- Interest and enthusiasm
- Efficiency
- Respect for poor and weaker section
- Devotion and dedication
- Politeness and humane attitude towards own staff and the public
- Hardworking and risk bearing
- Spirit of commitment and sacrifice
- Decision making power
- Accountability
- Effective supervision
- If any other, please specify

2.12 Do you think that the large scale acquittals are due to fundamental defects in investigation?

Yes No

If yes. Is it because of the following reasons?

- a. Flaws in FIR
- b. Delay in registering FIR
- c. Delay in dispatching FIR to court
- d. Delay in visiting the scene of crime
- e. Defective search and seizure articles at the scene of crime and other places
- f. Delay/ failure to obtain order from court for seized articles

- g. Delay/failure in dispatching the seized articles to FSL for examination
- h. Delay/ failure to get examination done by experts in forensic medicine in cases of assault, murder, rape etc.
- i. Delay and defect in examination of witnesses
- j. Delay and defect in apprehension and arrest of accused
- k. Collection of insufficient evidence
- l. Delay/defect in filing of charge sheet

If any, Please specify.

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2.13 Do you see any lapses on the part of the police during trial?

Yes No

If yes. Please mention the lapses.

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2.14 Do you see any lapses on the part of prosecutors during trial?

Yes No

If yes. Please mention the lapses.

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2.15 Do you see any lapses on the part of defense advocates while holding trial?

Yes No

If yes. Please mention the lapses.

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2.16 Do you notice any lapses on the part of the witnesses to the crime while deposing evidence before during trial?

Yes No

If yes. Please mention the lapses.

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2.17 Do you notice any lapses on the part of experts while deposing before during trial?

Yes No

If yes. Please mention the lapses.

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2.18 Please mention common reasons for advocates seeking adjournments during trial.

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2.19 Out of your experience which of the following agencies seeks frequent adjournments.

- a. Prosecution
- b. Defense
- c. Court

2.20 Do you have suggestions to improve effectiveness in investigation?

Yes No

If yes. Please suggest.

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2.21 Do you have suggestions for successful prosecution of criminal trials?

Yes No

If yes. Please suggest.

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2.22 Do you think that there is a lack of professionalism in the police effective investigation?

Yes No

If yes. Please specify in which areas of professionalism the police are lacking in professionalism.

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2.23 Do you have suggestions to improve professionalism in the police in effective investigation?

Yes No

If yes. Please suggest.

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Appendix VI

LACK OF PROFESSIONALISM IN THE POLICE IN EFFECTIVE INVESTIGATION OF CRIMES AND RESULTANT LARGE SCALE ACQUITTALS

Questionnaire for Prosecutors

[Information revealed here will be kept confidential and used only for research work]

IDENTIFICATION DATA

- 1.1 Name of the Respondent :
- 1.2 Qualification :
- 1.3 Sex :
- 1.4 Age :
- 1.5 Office Address :
- 1.6 No of years put in prosecution service :

LACK OF PROFESSIONALISM IN THE POLICE IN EFFECTIVE INVESTIGATION OF CRIMES AND RESULTANT LARGE SCALE ACQUITTALS

- 2.1 Do you think that the present system of performing of various duties such as, law and order, VVIP, special duties etc, is a great hurdle for investigation in a professional way? [Mark ✓ in Square box]
- Yes No To some extent
- 2.2 Do you think that lot of valuable time is being taken away for various other duties and has left little time for crime detection which, in turn, is coming in the way of professional approach towards investigation?
- Yes No To some extent
- 2.3 Do you think that the present system of entrusting large number of cases to the police without any rational yardstick has resulted in poor quality of investigation?
- Yes No To some extent

2.4 Do you think that interest, efficiency, knowledge and skills of the police are diminishing and diluting due to various duties resulting in hasty and perfunctory investigation?

Yes No To some extent

2.5 Do you think that lack of separate Crime Police Force to investigate criminal cases has resulted in poor quality of investigation?

Yes No To some extent

2.6 Do you think that large scale acquittals and miscarriage of justice is due to lack of functional specialization and professionalism in the police investigators?

Yes No To some extent

2.7 Do you think that there is a need for more professionalism and specialization in the police investigators in investigation of sophisticated crimes such as, money laundering, cyber crimes, terrorist activities and cases having trans-national ramifications?

Yes No To some extent

2.8 Do you think that there is a need for a separate command and control over the Crime Police Force for professional way of investigation?

Yes No To some extent

2.9 Do you think that qualification of law for the police investigators would improve professionalism in investigation?

Yes No To some extent

2.10 Do you agree with the statement that professionalism in the police investigators is the bedrock of investigation?

Yes No

2.11 Imbibing of which of the following attributes of professionalism by the police investigators would improve the effectiveness of investigation [Mark ✓ in square box]

- Following Rule of Law
- Honesty
- Sincerity
- Integrity
- Discipline
- Loyalty
- Promptness
- Interest and enthusiasm
- Efficiency
- Respect for poor and weaker section
- Devotion and dedication
- Politeness and humane attitude towards own staff and the public
- Hardworking and risk bearing
- Spirit of commitment and sacrifice
- Decision making power
- Accountability
- Effective supervision
- If any other, please specify

2.12 Do you think that the large scale acquittals are due to fundamental defects in investigation?

Yes No

If yes. Is it because of the following reasons?

- a. Flaws in FIR
- b. Delay in registering FIR
- c. Delay in dispatching FIR to court
- d. Delay in visiting the scene of crime
- e. Defective search and seizure articles at the scene of crime and other places
- f. Delay/ failure to obtain order from court for seized articles

- g. Delay/failure in dispatching the seized articles to FSL for examination
- h. Delay/ failure to get examination done by experts in forensic medicine in cases of assault, murder, rape etc.
- i. Delay and defect in examination of witnesses
- j. Delay and defect in apprehension and arrest of accused
- k. Collection of insufficient evidence
- l. Delay/defect in filing of charge sheet

If any, Please specify.

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2.13 Do you see any lapses on the part of the police during trial?

Yes No

If yes. Please mention the lapses.

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2.14 Do you see any lapses on the part of prosecutors during trial?

Yes No

If yes. Please mention the lapses.

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2.15 Do you see any lapses on the part of defense advocates while holding trial?

Yes No

If yes. Please mention the lapses.

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2.16 Do you notice any lapses on the part of the witnesses to the crime while deposing evidence before during trial?

Yes No

If yes. Please mention the lapses.

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2.17 Do you notice any lapses on the part of experts while deposing before during trial?

Yes No

If yes. Please mention the lapses.

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2.18 Please mention common reasons for advocates seeking adjournments during trial.

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2.19 Out of your experience which of the following agencies seeks frequent adjournments during trial.

a. Prosecution

b. Defense

c. Court

2.20 Do you have suggestions to improve effectiveness in investigation?

Yes

No

If yes. Please suggest.

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2.21 Do you have suggestions for successful prosecution of criminal trials?

Yes

No

If yes. Please suggest.

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2.22 Do you think that there is a lack of professionalism in the police in effective investigation?

Yes

No

If yes. Please specify in which areas of professionalism the police are lacking in professionalism.

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2.23 Do you have any suggestions to improve professionalism in the police in effective investigation?

Yes

No

If yes. Please suggest.

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Appendix VII

LACK OF PROFESSIONALISM IN THE POLICE IN EFFECTIVE INVESTIGATION OF CRIMES AND RESULTANT LARGE SCALE ACQUITTALS

Questionnaire for Investigative Journalists

[Information revealed here will be kept confidential and used only for research work]

IDENTIFICATION DATA

- 1.1 Name of the Respondent :
- 1.2 Qualification :
- 1.3 Sex :
- 1.4 Age :
- 1.5 Office Address :
- 1.6 Number of years in
the field of journalism :
- 1.7 Name of the News Paper/
TV Channel presently working for :

LACK OF PROFESSIONALISM IN THE POLICE IN EFFECTIVE INVESTIGATION OF CRIMES AND RESULTANT LARGE SCALE ACQUITTALS

- 2.1 Do you think that the present system of performing of various duties such as, law and order, VVIP, special duties etc, is a great hurdle for investigation in a professional way? [Mark ✓ in Square box]
- Yes No To some extent
- 2.2 Do you think that lot of valuable time is being taken away for various other duties and has left little time for crime detection which, in turn, is coming in the way of professional approach towards investigation?
- Yes No To some extent
- 2.3 Do you think that the present system of entrusting large number of cases to the police without any rational yardstick has resulted in poor quality of investigation?
- Yes No To some extent

2.4 Do you think that interest, efficiency, knowledge and skills of the police are diminishing and diluting due to various duties resulting in hasty and perfunctory investigation?

Yes No To some extent

2.5 Do you think that lack of separate Crime Police Force to investigate criminal cases has resulted in poor quality of investigation?

Yes No To some extent

2.6 Do you think that large scale acquittals and miscarriage of justice is due to lack of functional specialization and professionalism in the police investigators?

Yes No To some extent

2.7 Do you think that there is a need for more professionalism and specialization in the police investigators in investigation of sophisticated crimes such as, money laundering, cyber crimes, terrorist activities and cases having trans-national ramifications?

Yes No To some extent

2.8 Do you think that there is a need for a separate command and control over the Crime Police Force for professional way of investigation?

Yes No To some extent

2.9 Do you think that qualification of law for the police investigators would improve professionalism in investigation?

Yes No To some extent

2.10 Do you agree with the statement that professionalism in the police investigators is the bedrock of investigation?

Yes No

2.11 Imbibing of which of the following attributes of professionalism by the police investigators would improve the effectiveness of investigation [Mark ✓ in square box]

- Following Rule of Law
- Honesty
- Sincerity
- Integrity
- Discipline
- Loyalty
- Promptness
- Interest and enthusiasm
- Efficiency
- Respect for poor and weaker section
- Devotion and dedication
- Politeness and humane attitude towards own staff and the public
- Hardworking and risk bearing
- Spirit of commitment and sacrifice
- Decision making power
- Accountability
- Effective supervision
- If any other, please specify

2.12 Do you think that the large scale acquittals are due to fundamental defects in investigation?

Yes No

If yes. Is it because of the following reasons?

- a. Flaws in FIR
- b. Delay in registering FIR
- c. Delay in dispatching FIR to court
- d. Delay in visiting the scene of crime
- e. Defective search and seizure articles at the scene of crime and other places
- f. Delay/ failure to obtain order from court for seized articles

- g. Delay/failure in dispatching the seized articles to FSL for examination
- h. Delay/ failure to get examination done by experts in forensic medicine in cases of assault, murder, rape etc.
- i. Delay and defect in examination of witnesses
- j. Delay and defect in apprehension and arrest of accused
- k. Collection of insufficient evidence
- l. Delay/defect in filing of charge sheet
- m. If any, Please specify.

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2.13 Do you see any lapses on the part of the police during trial?

Yes No

If yes. Please mention the lapses.

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2.14 Do you see any lapses on the part of prosecutors during trial?

Yes No

If yes. Please mention the lapses.

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2.15 Do you see any lapses on the part of defense advocates while holding trial?

Yes No

If yes. Please mention the lapses.

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2.16 Do you notice any lapses on the part of the witnesses to the crime while depositing evidence before during trial?

Yes No

If yes. Please mention the lapses.

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2.17 Do you notice any lapses on the part of experts while deposing before during trial?

Yes No

If yes. Please mention the lapses.

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2.18 Do you agree with the statement that the media/parallel investigation would affect effective investigation of crimes by the police?

Yes No

Please give reasons in either case.

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2.19 Do you agree with the statement that the media trial/parallel investigation by the media would affect trial proceedings of the court?

Yes No

Please give reasons in either case.

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2.20 Do you have suggestions to improve effectiveness in investigation?

Yes No

If yes. Please suggest.

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2.21 Do you have suggestions for successful prosecution of criminal trials?

Yes No

If yes. Please suggest.

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2.22 Do you think that there is a lack of professionalism in the police in effective investigation?

Yes

No

If yes. Please specify in which areas of professionalism the police are lacking in professionalism.

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2.23 Do you have suggestions to improve professionalism in the police in effective investigation?

Yes

No

If yes. Please suggest.

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Appendix VIII

LACK OF PROFESSIONALISM IN THE POLICE IN EFFECTIVE INVESTIGATION OF CRIMES AND RESULTANT LARGE SCALE ACQUITTALS

Questionnaire for Witnesses

[Information revealed here will be kept confidential and used only for research work]

IDENTIFICATION DATA:

- 1.1 Name of the Respondent :
- 1.2 Qualification :
- 1.3 Sex :
- 1.4 Age :
- 1.5 Address :

LACK OF PROFESSIONALISM IN THE POLICE IN EFFECTIVE INVESTIGATION OF CRIMES AND RESULTANT LARGE SCALE ACQUITTALS

- 2.1 Have you deposed evidence in SC No. u/s ?
- Yes No
- 2.2 How many times did you attend the court to depose evidence?
- Yes No
- 2.3 Did the police help you to refresh your memory to the crime?
- Yes No
- 2.4 Did the prosecutor help you to refresh your memory to the crime?
- Yes No
- 2.5 How many times were you sent back by the court with out taking your evidence?
- Yes No

2.6 Was the ambience in the court conducive to you to depose evidence freely and fairly?

Yes No

2.7 Were you happy with the treatment of the judge in the court?

Yes No

2.8 Did you experience any problem while you were examined by the prosecutor in the court?

Yes No

If Yes. Please mention the kind of problems that you had faced.

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2.9 Were you comfortable with the cross-examination of the defense counsel?

Yes No

If No. Please mention the kind of problems that you had faced.

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2.10 Did you feel any necessity of the judge's interference while the defense counsel was cross-examining you?

Yes No

2.11 Did you experience any threat, inducement or promise from the accused/ the defense counsel?

Yes No

2.12 Do you think there is a need for your protection during the investigation and trial?

Yes No

2.13 Did you find any problem in getting your TA and DA for having attended the court for deposing evidence?

Yes No

If Yes. What kind of problem did you experience?

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2.14 Were you satisfied with the amount of TA and DA paid?

Yes No

2.15 Did the police record your statement to the crime as you stated?

Yes No

2.16 Did the police record your statement immediately after the incidence of crime?

Yes No

If No. After how many days did they record your statement?

2.17 Did you experience any problem while you were being examined by the police?

Yes No

2.18 Will you be more comfortable if your name and address is kept confidential?

Yes No

2.19 Which place is comfortable for you to give your statement to the crime before the police?

- Your residence
- Police station
- Place of incidence
- If any. Please mention

2.19 Reasons that have prompted to you depose against the prosecution

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R. RAMACHANDRAN
Research scholar
The National Law School of India University
Nagarbhavi, Bangalore

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