

FIR (FIRST INFORMATION REPORT) FILLING PROCESS IN NEPAL

This article covers the definition FIR along with the FIR filling procedure in Nepal. The article provides comprehensive knowledge about the FIR and related information with it.

Muluki criminal procedure code act 2074 in its section 4 defines about the FIR, First information report (जाहेरी दरखास्त) which serves as an initial information or notice of a criminal incident. In general sense, Fir is information provided to the nearest police station in writing, oral or through the medium of electronics devices when one anticipates the crime or witnessed an ongoing crime or becomes aware of the completed crime.

FIR can be filled in any nearest police station in the given format as per (schedule 5 of criminal code act) relating the information about commission of crime or when one becomes the aware of the completed crime or crime that has been going to be committed.

FIR can be filled by the any person who is aware about the crime along with the victim, friends and family member as well.

Purpose of filling FIR

1. To provide information about the crime to the concerned authority i.e. police.
2. Prior the commission of crime Fir is filled to protect the person from being victim of the crime.

3. Person suspected of involved in crime may escape, to arrest and investigate them FIR is filled.

Process of filling FIR

- Application to be provided in the nearest police station by anyone who was aware about crime along with citizenship and other supporting evidence.
- It can be filled by the any person, who anticipates the crime, witnessed an ongoing crime or becomes aware of the completed crime.
- FIR has to be drafted from the licensed lawyer.
- If any police office rejects to register FIR, one has to register in higher police office, if not registered by the higher police office; one has to visit district government attorney office.
- To file FIR one must have citizenship along with supporting evidence to the fact mentioned in the application.

FIR filling does not need any revenue or amount that has to be paid to government of Nepal or anywhere else. Filling of FIR generally varies on the nature of the case; in general it takes 3-4(hours) day to fill FIR in Nepal.

PROCEDURE AFTER FILLING OF FIR

- After the registration of FIR, court would issue the arrest warrant to suspect.
- With the notice of issuance of arrest warrant, suspect get arrested by the police

- Immediate after the arrest, suspect would be taken to hospital for health check up
- Within the 24 hours of arrest, suspect has to be presented before the court for the extension of investigation time.
- Once the investigation is completed, investigation officer has to present all the documents and evidence to government attorney.
- At last, government attorney would file the case in the court

In the Nepalese context, lawyers are required not for only drafting and registration of FIR also to handle all the procedural steps.

Prime law associates has been proving the FIR filling services to its clients from the decades before, it has already represent the numbers of clients and handle all the issue relating to FIR and its post procedure.

Frequently asked question

1. What is FIR?

FIR is a First information report (जाहेरी दरखास्त) which serves as an initial information provided to the nearest police station in writing, oral or through the medium of electronics devices when one anticipates the crime or witnessed an ongoing crime or becomes aware of the completed crime

2. Who can filled FIR in Nepal?

Any person who has the knowledge or aware about the crime can filled the fir in Nepal including the friends, family of victim or victim themselves.

3. Do lawyers needed to fill FIR?

Yes, lawyers are needed to draft and to register the fir along to handle the procedural complexities for drafting fir.

4. Where can fir are filled?

It can be filled in the any nearest police station.

5. How can fir be filled?

Fir can be filled in oral, writing or through the medium of electronics devices.

Conclusion

First information report (FIR) is the information provided by the person who has knowledge of the crime. Utmost belief to filled FIR is to serve the justice to the victim of the crime and to punish the offender.