

CBI : WHY THIS IS PREFERRED FOR INVESTIGATION?

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Central Bureau of Investigation and its origin

- The functions of the SPE then were to investigate cases of bribery and corruption in transactions with the War & Supply Department of India during World War II.
- Superintendence of the S.P.E. was vested with the War Department.
- Even after the end of the War, the need for a Central Government agency to investigate cases of bribery and corruption by Central Government employees was felt.
- The Delhi Special Police Establishment Act (DSPE Act) was, therefore, brought into force in 1946.
- This Act transferred the superintendence of the SPE to the Home Department and its functions were enlarged to cover all departments of the Govt. of India.

- Delhi Special Police Establishment acquired its popular current name, Central Bureau of Investigation (CBI), through a Home Ministry resolution dated 01.04.1963.

Units of CBI, its jurisdiction and points for consideration

CBI is a Specialized Investigating Agency

What makes investigation of CBI different from other agencies?

Why CBI is a preferred investigating agency over other State Government agencies?

Why do people of India repose confidence on CBI?

Why do all political parties seek CBI investigation over the alleged frauds by the ruling parties?

1. Professionalism in which CBI conducts investigation.

2. Multi-layered supervision

3. The CBI Manual

4. Investigation wing and prosecution wing work in tandem

5. Officers come on deputation

- Normally away from their parent cadre
- Will not be serving under the local political bosses/ Executives and as a result can work without fear and favour

- Lateral interactions between the Departments in the State and interactions with political executive may hinder their independence to an extent.

- * Drawn from different regions of the country

- * Not be having any local vested interests or acquaintances

6. Technical and Forensic Support Units (TAFSU) of CBI

7. State of the Art Training Academy at Ghaziabad, Uttar Pradesh

8. Scrutiny and exposure of the investigating/ supervisory officers to the media in CBI

9. Major portion of its budget on investigation

10. Weighing of the performance of the officers impartially

11. Composition of CBI Staff

12. Focus of CBI as a specialized agency

13. Luxury of investigating less number of cases

14. Court Staff

15. Special Courts presided over by well experienced judges of the rank of District Judge.

16. CBI has an exclusive Pairvi Section

17. Internal vigilance

18. Training

19. Conviction of CBI cases is reasonably high

20. Reasons for acquittal of CBI Cases

- **Hostility of crucial witnesses.**
- **Non availability of documents in old cases.**
- **Settlement of dues by the borrowers to the financial institutes.**
- **Disproportionate Assets cases in which the accused could bring additional sources during trial and convince the courts that the assets possessed by them are acquired through legal sources.**
- **Mistakes committed by the Sanctioning authorities**

Thank you, open for discussion