

Open Eye Justice-OEJ-Index

Note: This is a modelling, done based upon analysis of existing facts and evolving reasoning, as to how the 'Government' and 'Constituents of Governance' are likely to behave and function 'influenced by normal human attributes' under different 'probable conditions' and does not imply projection or criticism of 'any particular government system or person in the world'. Any explanation in this 'coinciding with any working Government system' shall be an unintentional coincidence only.

		Yes=500; No=(-)800
Principles1		
	Have all AJD2 given undertaking that due care taken during investigations, testing, validation etc for producing best and correct results and any intentional omission by them shall be punishable	Yes=500; No=(-)800
	Is FIR/FCR system freely accessible and can be lodged without human interface (in the form of CRAG)	Yes=250; No=(-)800
	Is FIR/FCR is free from direct or indirect control of police and the investigating agency	Yes=250; No=(-)400
medical	Is victims medical examination is free from any association of police	yes=200; No=(-)400
	are medical procedures standardized in the law (with the help of doctors, bio-chemists, micro-biologist)	yes=200; No=(-)400
	Do the medical examination procedures made conclusive and complete so as to be reliably conclusive	yes=200; No=(-)400
	Is victims medical examination done with confidentiality that even doctors would not know about identity of victim	yes=200; No=(-)400
	Are all medical examinations on victim done without permitting any choice to any one for all major crimes and crimes causing irreversible loss	yes=200; No=(-)400
	Are medical examinations as above recognized by Law and JDS	yes=200; No=(-)400
procedure-	Are check lists and procedures(as minimum prerequisites) standardized by JD and JDS and made applicable specifying	yes=200; No=(-)400
Norms	data required by JD for delivering justice	
	Are check lists and procedures(as minimum prerequisites) made in a manner that justice delivery can be ensured within JTP	yes=200; No=(-)400
	Are procedures and checklists (as minimum prerequisites) in place for all medical examinations	yes=100; No=(-)150
	Are procedures and checklists (as minimum prerequisites) in place for all site investigations	yes=100; No=(-)150
	Are procedures and checklists (as minimum prerequisites) in place for all site interrogations	yes=100; No=(-)150
	Are procedures and checklists (as minimum prerequisites) in place for all forensic and laboratory tests and investigations	yes=100; No=(-)150
	Are procedures and checklists (as minimum prerequisites) in place for examining and analysing the case to understand reason for crime	yes=100; No=(-)150
	Do the JD specifically mention in the processing if the officials upgraded the information to JDS while presenting the case over and above what was in procedures and checklists	yes=100; No=(-)150

	Does JDS notify such upgradations by officials which enhanced the chances of delivering justice and adds to 'good' performance	yes=100; No=(-)150
FCR/FIR	Is automatic registration of FCR happens minimum at District Head and centralized government server as soon as the same submitted	yes=200; No=(-)400
	Is video recording of FIR/FCR with verbal narration recorded automatically during FIR	yes=200; No=(-)400
	The instructions for registering FCR displayed in FCR centre in languages and local language also in a manner easily compliable by common person	yes=200; No=(-)400
	For illiterate complainant a female assistant is available to guide	yes=200; No=(-)200
	Is computer based system exists for FCR and once entered, closes only with FCR registered.	yes=200; No=(-)200
	Is computer based system exists with verbal interface with complainant and recording of what told by complainant and converting it to lanaguage.	yes=200; No=(-)400
	Are All records with DH, DD, DPH, CBCE computer based from FCR till medical examination till DPH investigations etc with backup on centralized server not editable by DH, DD, DPH once data is fed	yes=200; No=(-)500
Principle2 Procedure s2	Are different stages placed on time line with respect to a particular TJD	yes=200; No=(-)400
	Are accountabilities of all the players JD, AJs and others DH, DPH, DD are defined in the law towards delivering justice delivery	yes=200; No=(-)500
	Are procedures of medical examinations finallized by experts in the field alongwith JDS	yes=200; No=(-)400
	Are procedures of medical examinations finallized by experts in the field are conclusive as practically seen by JD during case proceedings	yes=200; No=(-)250
	Are procedures of medical examinations done by experts enhancing justice delivery if not covered under law, are recognized by JDS and JD as standard system for uniform application	yes=200; No=(-)500
	Are procedures of medical examinations finallized by experts in the field are conclusive and made for all crimes	yes=200; No=(-)250
	Are medical examinations are under investigating agency/ police or other independent authority having no influecnce from police	police=(-) 400; other=250
	Do the JD pass on instructions to DH and PDH to give wide publicity to the actions which everybody should take when facing criminal in order to create evidences; alongwith every judgement	yes=200; No=(-)400

	Do the law or JDS provides for association of expert centres and expert people in analysis of evidences	yes=200; No=(-)400
	Do the laws provide for association of different experts and different expert agencies in particular fields for different crimes	yes=200; No=(-)400
	Do the medical examinations including post mortem done against check lists prepared by experts of the field and approved by JD	yes=200; No=(-)400
	Is first principle of the check lists is that victim is most important source of evidence	yes=200; No=(-)250
	Do the evidence collection from site is done against check lists(as minimum) prepared by experts in the field and they are free to add more information bearing responsibility to furnish every possible relevant information	yes=200; No=(-)400
	Do the evidence collection from site is done against check lists (as minimum) prepared by experts in the field treating the same as very important source of evidence	yes=200; No=(-)250
	Do the DPH adds more information as evidence from site in addition to check lists	yes=200; No=(-)400
	Are the procedures and checklists (as minimum) uniformly applicable in all cases of similar crime	yes=200; No=(-)250
	Is identification of culprit is essential as per law by the victim as the primary source of information	yes=(-)200; No=250
	Is identification of culprit is done by DH and DPH based upon information supplied by victim including photo, sketch etc	yes=200; No=(-)250 <2days=500; >2days=(-))400+(-)50
	If CCTV recording available, how long DH and DPH takes to identify culprit	each day more
	Do the investigating agency/ police submit case to JD complete as per the stipulations of JD and JDS; cover in JDS procedure	yes=200; No=(-)400
Time line	Does JDS nad JD recognize delivering justice within JTP or before	yes=200; No=(-)400
	Does JDS nad JD check up that all events, FCR, Medical, site investigations, efforts for identification have been completed in the stipulated time period for that activity	yes=200; No=(-)400
	Does JD check if the case has been submitted to court/ JDS as per the schedule irrespective of whatever has been done by DH, DPH, DD, etc so far	yes=200; No=(-)400
	Does JD advise concerned departments and officials to note adverse against responsible officers effecting their career for not complying to schedule	yes=200; No=(-)400
Procedure 3	Are procedures for FCR, medical, culprit identification, fully confidential so that noone except DH, DD knows about it	yes=200; No=(-)400

	Are medical and forensic laboratories are kept confidential for every particular tests	yes=200; No=(-)400
	Are procedures made in a manner that even though having government or social or criminal clout, it is impossible to track the procedures and the outcome of testing	yes=200; No=(-)400
	Does DH is bound to start its FCR activities by contacting victim even if the incident reported in any media or informed through any means	yes=200; No=(-)400
Procedure 4	Are witness kept confidential and hidden from WAG and other outsiders	yes=200; No=(-)400
	Are witness kept confidential and hidden from WAG, AIDs and other outsiders	yes=200; No=(-)400
	Does JD checks personal identification of witness and AID1 not to ask any such questions in the proceedings and asks question related to incidents	yes=200; No=(-)400
	Are procedures complete in respect of interface between any two agencies;1. FCR and DH; 2. DH- DD; 3. DH-DPH;4. DD-medical investigation units;5. DH-Police;6. all site inspection officials; 7.all site interrogation officials; 8.DPH-investigation units;9. DH-identification units;10. DH-Hospitals; 11.DH/DPH-JDS 12. JDS-Investigations units/hospitals	yes=100 each case No=(-) 200 each case
	Are procedures complete with what is to be done, how it is to be done, results in what format, acceptability or not (if applicable) time frame, to the minimum	yes=200; No=(-)400
	Are checklists made and implemented for both parties/ agencies/ officials regarding what is to be handed over and what is to be taken over	yes=200; No=(-)400
	Does JD changes the Act and article under which case has been presented by police, if it is considered not relevant and applicable	yes=200; No=(-)250
	Do Laws include scientific based tests and evidences as much as available	yes=200; No=(-)400
	Does JD/ JDS recognize scientific based tests and evidences as much as available with validation	yes=200; No=(-)250
	Is identification of WAL done within one month from the day of crime	yes=200; No=(-)400
	Does JD/ JDS accountable to complete proceedings and give judgement in half the time period than for common citizen if MOG, OIG, MMG, PL are party in a case	yes=200; No=(-)400

Does JD/JDS pronounce officially that the AJD2 are supporting criminals if any provision of any procedure not complied by them and not completed within stipulated time frame if accused is MOG, OIG, PL, MMG or family members or direct associates	yes=200; No=(-)400
Are all the reports and outcome made public alongwith judgement	yes=200; No=(-)400
Is WAL identified within one month in case of victim being women, girl, child, baby, handicap, physically weak and poor and case is for irreversible loss	yes=200; No=(-)800
Does JD comment upon JBI- Justice building initiatives, on part of AJD2 when the case is presented	yes=200; No=(-)400
Does JD assess anti-justice differential when starting a case	yes=200; No=(-)200
Does JD assess anti-justice differential when permitting temporary exit, justify against the differential and issue suitable guidelines so as WAL and OSJ are not scared	yes=200; No=(-)400
Does justice system stipulates under law the prerequisites and data/details to be made available to a judge/justice deliverer so as to close a case and deliver the justice of non-major crimes in 15 days	yes=200; No=(-)200
Does the judge/justice deliverer ever advised the police/investigating agency/unit any format/checklist/form of details containing the details which would enable them to deliver the justice in 15 days for non-major crimes	yes=200; No=(-)400
Does justice system stipulates under law the prerequisites and data/details to be made available to a judge/justice deliverer so as to close a case and deliver the justice of major crimes (murder, killing, rape, causing permanent disability, kidnapping etc) in 150 days	yes=200; No=(-)400
Does the judge/justice deliverer ever advised the police/investigating agency/unit any format/checklist/form of details containing the details which would enable them to deliver the justice in 150 days for major crimes	yes=200; No=(-)400
Where video recording of the crime is available, number of cases in which the culprit is punished within 30 days	Yes=100 each case; No=(-)400 each case
Does Laws makes mandatory that police need a complaint from victim or anyone regarding the loss occurred to them in cases where video recording of crime available	Yes=(-)200;
Does police not initiate the case against culprit without complaint by victim or others where video recording of crime is available	Yes=(-)200;

Does JDS permit the creation of 'crime scene' with validated and established computer simulations	Yes=150; No=(-)200
Is the crime scene creation validated at the end of proceedings and after the 'justice delivered' for technical correctness	Yes=150; No=(-)200
Is the crime scene creation validated at the end of proceedings and after the 'justice delivered' for level of 'effective creation'	Yes=150; No=(-)200
Are time period defined in the law for FIR, Medical examinations, site investigations, culprit identification, laboratory testing/investigations; site interrogation, compilation and presentation to JDS, defined and mentioned from the day/date of crime	Yes=150 each item; No=(-)200 each item
Is it mandatory for the DPH/DH to present the case to JDS within four months in case of major crimes and one month in case of non-major crimes	Yes=150; No=(-)200
Is it mandatory for the DPH/DH to present the case to JDS where video recording of the crime is available within two months in case of major crimes and 15 days in case of non-major crimes even without formal complaint	Yes=150; No=(-)250
Is total time in which justice to be delivered by JDS from the date/day of crime, defined and earmarked in the laws	yes=200; No=(-)400
Are all tests, medical, forensic, psycho analysis etc are standardized by expert doctors and made applicable	Yes=150; No=(-)200
Are all tests done in a particular type of crime, as standard laid down procedure(as minimum) in all such crimes	Yes=150; No=(-)200
Is applicability of all test for any particular type of crime is placed against a timeline from the day of the crime	Yes=150; No=(-)200
Has it been ensured in the procedures that the tests are conducted on timeline so as to provide best results	Yes=150; No=(-)200

Temporary exit: Bail, medical treatment, parol, etc

Has JD confirmed that the principle of WAL being 1st person possessing right of its safety from any probable damage by WAG during its temporary exit, to WAL or OSJ, is complied	Yes=200; No=(-)250
Has JD established the social disparity between WAL and WAG-SDRE	Yes=200; No=(-)250
Has JD examined that the WAG is not having past record of crimes or criminal association	Yes=200; No=(-)250
Is the JD assured that WAG does not have political, social, economical, criminal clout which the accused can use against the WAL and OSJ	Yes=250; No=(-)450
Has JD assessed the SDRE and make cognizant for 'mid way exit'	Yes=200; No=(-)250

Social disparity risk exposure SDRE

Do JD recognize and account for Social disparity	Yes=200; No=(-)250
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L1: MOG/OIG/MMG/Political party office bearer/1st relations

of MOG, OIG, MMG, Political party office bearer

L2: Criminal with past such records of major crimes

L3: Industry owner, Rich with earning 50 times more than WAL/

Possessing powers to stress the people/powers to administer
authority government, legal,/ powers having powers to impose
penalty and loss to others

L4: Middle class citizen with history of petty crimes

L5: Middle class person without any past history of crimes

L6: orphanage/Nari Niketan/handicap centres

L7: Poor person upto 4 times the earnings of BPL

L8: BPL or below

Does JD evaluate the social disparity between WAL and WAG. If
there is a level difference of 2 or more the lower level would be
termed as Much weaker person MWP

Yes=100; No=(-)250

The temporary exit risk factor is high if there is a difference of 2
or more levels. Does JD work out necessity of granting

temporary exit against this and mention reasoning in writing

Yes=100; No=(-)250

Identification of the criminal as individual, possible in 2 days if
CCTV/video recording available

Yes=100; No=(-)250

Identification of the criminal as individual, possible in 4 days if
details, sketch are available without witness

Yes=100; No=(-)250

Any case previously of same crime in which criminal could not
be identified in one month after the incident

Yes=(-)150each case

Any case previously of same crime in which criminal could not
be identified in six months

Yes=(-)1000each case
