

Evidence Act to BSA Section Table

Every section of the Indian Evidence Act, 1872 and the provision of the Bharatiya Sakshya Adhiniyam, 2023 that replaced it, in force since 1 July 2024.

Built from the official correspondence tables of the Bureau of Police Research & Development (Ministry of Home Affairs) and the National Crime Records Bureau, read against the bare Acts. Table updated 10 September 2026.

Tap any green section number to read the full text of the old and the new section, free on law365.app. For example, tap [65B](#) to open IEA 65B and BSA 63 side by side.

How to read the Change column

- **Changed:** The official comparison records a change in the text. Read the new provision before relying on the old wording.
- **Drafting change only:** The words were redrafted, the substance is the same.
- **No change:** Same text, new number.
- **Not summarised:** Only NCRB's table lists the link, and it gives no summary of what changed.
- **Not carried over:** NCRB's table lists the section as deleted. Nothing in the new code replaces it.
- **Not listed:** Neither official table gives a counterpart. The section's own page explains what is known.

IEA to BSA

IEA	SUBJECT	BSA	CHANGE
1	Short title	1	Changed
3	Interpretation-clause	2 , 2(1)(a) , 2(1)(c) , 2(1)(d) , 2(1)(e) , 2(1)(f) , 2(1)(g) , 2(1)(i) , 2(1)(j) , 2(1)(k)	Changed
4	"May presume"	2(1)(b) , 2(1)(h) , 2(1)(l)	Changed
5	Evidence may be given of facts in issue and relevant facts	3	No change
6	Relevancy of facts forming part of same transaction	4	No change
7	Facts which are the occasion, cause or effect of facts in issue	5	Changed
8	Motive, preparation and previous or subsequent conduct	6	Changed

IEA	SUBJECT	BSA	CHANGE
<u>9</u>	Facts necessary to explain or introduce relevant facts	<u>7</u>	Changed
<u>10</u>	Things said or done by conspirator in reference to common design	<u>8</u>	Changed
<u>11</u>	When facts not otherwise relevant become relevant	<u>9</u>	Changed
<u>12</u>	In suits for damages, facts tending to enable Court to determine amount are relevant	<u>10</u>	Changed
<u>13</u>	Facts relevant when right or custom is in question	<u>11</u>	No change
<u>14</u>	Facts showing existence of state of mind, or of body of bodily feeling	<u>12</u>	Changed
<u>15</u>	Facts bearing on question whether act was accidental or intentional	<u>13</u>	Changed
<u>16</u>	Existence of course of business when relevant	<u>14</u>	No change
<u>17</u>	Admission defined	<u>15</u>	No change
<u>18</u>	Admission	<u>16</u>	Changed
<u>19</u>	Admissions by persons whose position must be proved as against party to suit	<u>17</u>	No change

IEA	SUBJECT	BSA	CHANGE
<u>20</u>	Admissions by persons expressly referred to by party to suit	<u>18</u>	No change
<u>21</u>	Proof of admissions against persons making them, and by or on their behalf	<u>19</u>	Changed
<u>22</u>	When oral admissions as to contents of documents are relevant	<u>20</u>	No change
<u>23</u>	Admissions in civil cases when relevant	<u>21</u>	Changed
<u>24</u>	Confession caused by inducement, threat or promise, when irrelevant in criminal proceeding	<u>22(1)</u>	Changed
<u>25</u>	Confession to police-officer not to be proved	<u>23(1)</u>	Changed
<u>26</u>	Confession by accused while in custody of police not to be proved against him	<u>23(2)</u>	Changed
<u>27</u>	How much of information received from accused may be proved	<u>23, proviso</u>	Changed

IEA	SUBJECT	BSA	CHANGE
<u>28</u>	Confession made after removal of impression caused by inducement, threat or promise, relevant	<u>22, first proviso</u>	Changed
<u>29</u>	Confession otherwise relevant not to become irrelevant because of promise of secrecy, etc	<u>22, second proviso</u>	Changed
<u>30</u>	Consideration of proved confession affecting person making it and others jointly under trial for same offence	<u>24</u>	Changed
<u>31</u>	Admissions not conclusive proof, but may estop	<u>25</u>	No change
<u>32</u>	Cases in which statement of relevant fact by person who is dead or cannot be found, etc., is relevant	<u>26</u>	Changed
<u>33</u>	Relevancy of certain evidence for proving, in subsequent proceeding, the truth of facts therein stated	<u>27</u>	Changed
<u>34</u>	Entries in books of account when relevant	<u>28</u>	Changed
<u>35</u>	Relevancy of entry in public record made in performance of duty	<u>29</u>	No change

IEA	SUBJECT	BSA	CHANGE
<u>36</u>	Relevancy of statements in maps, charts and plans	<u>30</u>	No change
<u>37</u>	Relevancy of statement as to fact of public nature contained in certain Acts or notifications	<u>31</u>	Changed
<u>38</u>	Relevancy of statements as to any law contained in law-books	<u>32</u>	Changed
<u>39</u>	What evidence to be given when statement forms part of a conversation, document, electronic record, book or series of letters or papers	<u>33</u>	No change
<u>40</u>	Previous judgments relevant to bar a second suit or trial	<u>34</u>	No change
<u>41</u>	Relevancy of certain judgments in probate, etc., jurisdiction	<u>35</u>	Changed
<u>42</u>	Relevancy and effect of judgments, orders or decrees, other than those mentioned in section 41	<u>36</u>	No change
<u>43</u>	Judgments, etc., other than those mentioned in sections 40, 41 and 42, when relevant	<u>37</u>	No change

IEA	SUBJECT	BSA	CHANGE
<u>44</u>	Fraud or collusion in obtaining judgment, or incompetency of Court, may be proved	<u>38</u>	No change
<u>45</u>	Opinions of experts	<u>39(1)</u>	Changed
<u>46</u>	Facts bearing upon opinions of experts	<u>40</u>	No change
<u>47</u>	Opinion as to hand-writing, when relevant	<u>41(1)</u>	Changed
<u>48</u>	Opinion as to existence of right or custom, when relevant	<u>42</u>	No change
<u>49</u>	Opinion as to usages, tenets, etc., when relevant	<u>43</u>	Changed
<u>50</u>	Opinion on relationship, when relevant	<u>44</u>	No change
<u>51</u>	Grounds of opinion, when relevant	<u>45</u>	No change
<u>52</u>	In civil cases character to prove conduct imputed, irrelevant	<u>46</u>	No change
<u>53</u>	In criminal cases previous good character relevant	<u>47</u>	No change
<u>54</u>	Previous bad character not relevant, except in reply	<u>49</u>	No change
<u>55</u>	Character as affecting damages	<u>50</u>	No change

IEA	SUBJECT	BSA	CHANGE
<u>56</u>	Fact judicially noticeable need not be proved	<u>51</u>	No change
<u>57</u>	Facts of which Court must take judicial notice	<u>52</u>	Changed
<u>58</u>	Facts admitted need not be proved	<u>53</u>	No change
<u>59</u>	Proof of facts by oral evidence	<u>54</u>	Changed
<u>60</u>	Oral evidence must be direct	<u>55</u>	Changed
<u>61</u>	Proof of contents of documents	<u>56</u>	No change
<u>62</u>	Primary evidence	<u>57</u>	Changed
<u>63</u>	Secondary evidence	<u>58</u>	Changed
<u>64</u>	Proof of documents by primary evidence	<u>59</u>	No change
<u>65</u>	Cases in which secondary evidence relating to documents may be given	<u>60</u>	Changed
<u>66</u>	Rules as to notice to produce	<u>64</u>	Changed
<u>67</u>	Proof of signature and handwriting of person alleged to have signed or written document produced	<u>65</u>	No change
<u>68</u>	Proof of execution of document required by law to be attested	<u>67</u>	No change

IEA	SUBJECT	BSA	CHANGE
<u>69</u>	Proof where no attesting witness found	<u>68</u>	Changed
<u>70</u>	Admission of execution by party to attested document	<u>69</u>	No change
<u>71</u>	Proof when attesting witness denies the execution	<u>70</u>	No change
<u>72</u>	Proof of document not required by law to be attested	<u>71</u>	No change
<u>73</u>	Comparison of signature, writing or seal with others admitted or proved	<u>72</u>	Changed
<u>74</u>	Public documents	<u>74(1)</u>	Changed
<u>75</u>	Private documents	<u>74(2)</u>	Changed
<u>76</u>	Certified copies of public documents	<u>75</u>	No change
<u>77</u>	Proof of documents by production of certified copies	<u>76</u>	No change
<u>78</u>	Proof of other official documents	<u>77</u>	Changed
<u>79</u>	Presumption as to genuineness of certified copies	<u>78</u>	Changed
<u>80</u>	Presumption as to documents produced as record of evidence	<u>79</u>	Changed

IEA	SUBJECT	BSA	CHANGE
<u>81</u>	Presumption as to Gazettes, newspapers, private Acts of Parliament and other documents	<u>80</u>	Changed
<u>82</u>	Presumption as to document admissible in England without proof of seal or signature	None	Not carried over
<u>83</u>	Presumption as to maps or plans made by authority of Government	<u>82</u>	No change
<u>84</u>	Presumption as to collections of laws and reports of decisions	<u>83</u>	No change
<u>85</u>	Presumption as to powers-of-attorney	<u>84</u>	No change
<u>86</u>	Presumption as to certified copies of foreign judicial records	<u>88</u>	Changed
<u>87</u>	Presumption as to books, maps and charts	<u>89</u>	No change
<u>88</u>	Presumption as to telegraphic messages	None	Not carried over
<u>89</u>	Presumption as to due execution, etc., of documents not produced	<u>91</u>	No change
<u>90</u>	Presumption as to documents thirty years old	<u>92</u>	Changed

IEA	SUBJECT	BSA	CHANGE
<u>91</u>	Evidence of terms of contracts, grants and other dispositions of property reduced to form of document	<u>94</u>	No change
<u>92</u>	Exclusion of evidence of oral agreement	<u>95</u>	Changed
<u>93</u>	Exclusion of evidence to explain or amend ambiguous document	<u>96</u>	Changed
<u>94</u>	Exclusion of evidence against application of document to existing facts	<u>97</u>	No change
<u>95</u>	Evidence as to document unmeaning in reference to existing facts	<u>98</u>	Changed
<u>96</u>	Evidence as to application of language which can apply to one only of several persons	<u>99</u>	Changed
<u>97</u>	Evidence as to application of language to one of two sets of facts, to neither of which the whole correctly applies	<u>100</u>	No change
<u>98</u>	Evidence as to meaning of illegible characters, etc	<u>101</u>	Changed
<u>99</u>	Who may give evidence of agreement varying terms of document	<u>102</u>	No change

IEA	SUBJECT	BSA	CHANGE
<u>100</u>	Saving of provisions of Indian Succession Act relating to wills	<u>103</u>	Changed
<u>101</u>	Burden of proof	<u>104</u>	No change
<u>102</u>	On whom burden of proof lies	<u>105</u>	No change
<u>103</u>	Burden of proof as to particular fact	<u>106</u>	No change
<u>104</u>	Burden of proving fact to be proved to make evidence admissible	<u>107</u>	No change
<u>105</u>	Burden of proving that case of accused comes within exceptions	<u>108</u>	Changed
<u>106</u>	Burden of proving fact especially within knowledge	<u>109</u>	No change
<u>107</u>	Burden of proving death of person known to have been alive within thirty years	<u>110</u>	No change
<u>108</u>	Burden of proving that person is alive who has not been heard of for seven years	<u>111</u>	Changed
<u>109</u>	Burden of proof as to relationship in the cases of partners, landlord and tenant, principal and agent	<u>112</u>	No change
<u>110</u>	Burden of proof as to ownership	<u>113</u>	No change

IEA	SUBJECT	BSA	CHANGE
<u>111</u>	Proof of good faith in transactions where one party is in relation of active confidence	<u>114</u>	Changed
<u>112</u>	Birth during marriage, conclusive proof of legitimacy	<u>116</u>	Changed
<u>113</u>	Proof of cession of territory	None	Not carried over
<u>114</u>	Court may presume existence of certain facts	<u>119</u>	Changed
<u>115</u>	Estoppel	<u>121</u>	No change
<u>116</u>	Estoppel of tenants and of licensee of person in possession	<u>122</u>	Changed
<u>117</u>	Estoppel of acceptor of bill of exchange, bailee or licensee	<u>123</u>	No change
<u>118</u>	Who may testify	<u>124</u>	Changed
<u>119</u>	Witness unable to communicate verbally	<u>125</u>	Not summarised
<u>120</u>	Parties to civil suit, and their wives or husbands. Husband or wife of person under criminal trial	<u>126</u>	Changed
<u>121</u>	Judges and Magistrates	<u>127</u>	No change
<u>122</u>	Communications during marriage	<u>128</u>	No change
<u>123</u>	Evidence as to affairs of State	<u>129</u>	No change
<u>124</u>	Official communications	<u>130</u>	No change

IEA	SUBJECT	BSA	CHANGE
<u>125</u>	Information as to commission of offences	<u>131</u>	No change
<u>126</u>	Professional communications	<u>132(1)&(2)</u>	Changed
<u>127</u>	Section 126 to apply to interpreters, etc	<u>132(3)</u>	Changed
<u>128</u>	Privilege not waived by volunteering evidence	<u>133</u>	Changed
<u>129</u>	Confidential communications with legal advisers	<u>134</u>	Changed
<u>130</u>	Production of title-deeds of witness not a party	<u>135</u>	No change
<u>131</u>	Production of documents or electronic records which another person, having possession, could refuse to produce	<u>136</u>	No change
<u>132</u>	Witness not excused from answering on ground that answer will criminate	<u>137</u>	Changed
<u>133</u>	Accomplice	<u>138</u>	Changed
<u>134</u>	Number of witnesses	<u>139</u>	No change
<u>135</u>	Order of production and examination of witnesses	<u>140</u>	No change
<u>136</u>	Judge to decide as to admissibility of evidence	<u>141</u>	Changed

IEA	SUBJECT	BSA	CHANGE
<u>137</u>	Examination-in-chief	<u>142</u>	Changed
<u>138</u>	Order of examinations	<u>143</u>	Changed
<u>139</u>	Cross-examination of person called to produce a document	<u>144</u>	No change
<u>140</u>	Witnesses to character	<u>145</u>	No change
<u>141</u>	Leading questions	<u>146(1)</u>	Changed
<u>142</u>	When they must not be asked	<u>146(2)&(3)</u>	Changed
<u>143</u>	When they may be asked	<u>146(4)</u>	Changed
<u>144</u>	Evidence as to matters in writing	<u>147</u>	No change
<u>145</u>	Cross-examination as to previous statements in writing	<u>148</u>	No change
<u>146</u>	Questions lawful in cross-examination	<u>149</u>	Changed
<u>147</u>	When witness to be compelled to answer	<u>150</u>	No change
<u>148</u>	Court to decide when question shall be asked and when witness compelled to answer	<u>151</u>	Changed
<u>149</u>	Question not to be asked without reasonable grounds	<u>152</u>	Changed

IEA	SUBJECT	BSA	CHANGE
<u>150</u>	Procedure of Court in case of question being asked without reasonable grounds	<u>153</u>	Changed
<u>151</u>	Indecent and scandalous questions	<u>154</u>	No change
<u>152</u>	Questions intended to insult or annoy	<u>155</u>	No change
<u>153</u>	Exclusion of evidence to contradict answers to questions testing veracity	<u>156</u>	Changed
<u>154</u>	Question by party to his own witness	<u>157</u>	No change
<u>155</u>	Impeaching credit of witness	<u>158</u>	Changed
<u>156</u>	Questions tending to corroborate evidence of relevant fact, admissible	<u>159</u>	No change
<u>157</u>	Former statements of witness may be proved to corroborate later testimony as to same fact	<u>160</u>	No change
<u>158</u>	What matters may be proved in connection with proved statement relevant under section 32 or 33	<u>161</u>	No change
<u>159</u>	Refreshing memory	<u>162</u>	Changed

IEA	SUBJECT	BSA	CHANGE
<u>160</u>	Testimony to facts stated in document mentioned in section 159	<u>163</u>	No change
<u>161</u>	Right of adverse party as to writing used to refresh memory	<u>164</u>	Changed
<u>162</u>	Production of documents	<u>165</u>	Changed
<u>163</u>	Giving, as evidence, of document called for and produced on notice	<u>166</u>	No change
<u>164</u>	Using, as evidence, of document production of which was refused on notice	<u>167</u>	No change
<u>165</u>	Judge's power to put questions or order production	<u>168</u>	Changed
<u>166</u>	Power of jury or assessors to put questions	None	Not carried over
<u>167</u>	No new trial for improper admission or rejection of evidence	<u>169</u>	No change
<u>22A</u>	When oral admission as to contents of electronic records are relevant	None	Not carried over
<u>45A</u>	Opinion of Examiner of Electronic Evidence	<u>39(2)</u>	Changed
<u>47A</u>	Opinion as to digital signature, when relevant	<u>41(2)</u>	Changed

IEA	SUBJECT	BSA	CHANGE
53A	Evidence of character or previous sexual experience not relevant in certain cases	48	No change
65A	Special provisions as to evidence relating to electronic record	62	No change
65B	Admissibility of electronic records	63	Changed
67A	Proof as to [electronic signature]	66	No change
73A	Proof as to verification of digital signature	73	No change
81A	Presumption as to Gazettes in electronic forms	81	Changed
85A	Presumption as to electronic agreements	85	Changed
85B	Presumption as to electronic records and [electronic signatures]	86	No change
85C	Presumption as to [Electronic Signature Certificates]	87	No change
88A	Presumption as to electronic messages	90	Changed
90A	Presumption as to electronic records five years old	93	Changed
111A	Presumption as to certain offences	115	Changed

IEA	SUBJECT	BSA	CHANGE
<u>113A</u>	Presumption as to abetment of suicide by a married woman	<u>117</u>	Changed
<u>113B</u>	Presumption as to dowry death	<u>118</u>	Changed
<u>114A</u>	Presumption as to absence of consent in certain prosecution for rape	<u>120</u>	Changed

BSA: New provisions, with no old counterpart

BSA	SUBJECT
<u>2(2)</u>	Words and expressions
<u>61</u>	Electronic or digital record
<u>170</u>	Repeal and savings

This table is built from the official correspondence tables and explains a change in the law in general terms. It is not legal advice, and the bare Acts as published by the Government of India are the authority.

The latest version of this table: <https://law365.app/ipc-to-bns-pdf>