

SEXUAL CASES UNDER POCSO

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Ministry of Women and Child Development

Sexual Cases under POCSO

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As per National Crimes Record Bureau (NCRB), the latest data regarding the total number of sexual assault, aggravated sexual assault, penetrative and aggravated penetrative assault and child pornography cases registered under Protection of Children from Sexual Offences (POCSO) Act, 2012 and total number of cases decided pertains to year 2017. The State-wise data is at **Annexure-I**.

The Protection of Children from Sexual Offences (POCSO) Act, 2012 has adequate provisions ensuring speedy trial under the Act. Section 28 of the POCSO Act 2012 provides for establishment of Special Courts for the purpose of providing speedy trial. Further, Section 35 of the POCSO Act provides that the evidence of the child shall be recorded within a period of thirty days of the Special Court taking cognizance of the offence and reasons for delay, if any, shall be recorded by the Special Court. Further, Section 35 also lays down that the Special Court shall complete the trial, as far as possible, within a period of one year from the date of taking cognizance of the offence.

However, Police and Public Order are State subjects under the Seventh Schedule to the Constitution of India. The responsibilities to maintain law and order, protection of life and property of the citizens including children, rest primarily with the respective State Governments and UT Administration.

Besides, the Government of India has taken the following steps to ensure speedy dispensation of justice:

21. In furtherance to The Criminal Law (Amendment) Act, 2018, the Government has finalized a scheme in August, 2019 for setting up of total of 1023 Fast Track Special Courts (FTSCs) across the country for expeditious trial and disposal of pending cases pertaining to rape and POCSO Act, 2012, in a time-bound manner under Centrally Sponsored Scheme. The Scheme is for one year spread over two financial years i.e. 2019-20 and 2020-21.

1. The Criminal Law (Amendment) Act, 2013 was enacted for effective deterrence against sexual offences. Further, the Criminal Law (Amendment) Act, 2018 was enacted to prescribe even more stringent penal provisions including death penalty for rape of a girl below age of 12 years. The Act also inter-alia mandates completion of investigation and trials within 2 months each.

- A "National Database on Sexual Offenders" has been launched on 20th September, 2018 to facilitate investigation and tracking of sexual offenders across the country by law enforcement agencies.

11	Jharkhand	385	230	17	339	270	25	253	183	13	227	191
12	Karnataka	1956	1975	122	2600	2510	139	1308	1430	90	1841	1815
13	Kerala	1169	892	33	1258	958	33	250	223	5	239	221
14	M a d h y a Pradesh	1569	1510	284	2275	2014	492	964	908	160	1346	1234
15	Maharashtra	5248	4507	498	6991	5321	566	2387	2152	233	3180	2546
16	Manipur	29	32	3	23	34	4	15	22	2	16	22
17	Meghalaya	242	151	5	269	207	5	164	98	2	201	144
18	Mizoram	194	186	48	196	192	48	129	123	31	131	129
19	Nagaland	41	37	9	45	37	16	26	22	4	29	22
20	Odisha	249	436	11	454	454	11	150	186	8	204	204
21	Punjab	489	384	60	528	543	79	375	290	55	375	395
22	Rajasthan	1180	905	89	1164	1150	110	621	506	79	636	623
23	Sikkim	87	93	19	124	115	23	55	61	15	83	76
24	Tamil Nadu	1587	1642	154	2406	1992	180	1154	1209	110	1776	1469
25	Telangana	1632	1061	31	1833	1355	38	1022	685	22	1249	907
26	Tripura	139	132	19	192	162	21	90	98	17	152	124
27	Uttar Pradesh	4895	4079	819	6303	6287	1796	1609	1412	404	1945	1930
28	Uttarakhand	191	146	17	154	153	17	180	135	17	142	142
29	West Bengal	2131	1723	39	1923	1924	41	1197	875	32	1008	990
	T O T A L STATE(S)	30830	26203	2912	38100	33497	4386	16515	14588	1728	20577	18368
30	A&N Islands	65	75	1	80	93	1	49	54	0	66	71
31	Chandigarh	3	2	0	3	2	0	0	0	0	0	0
32	D&N Haveli	12	6	3	8	8	3	6	3	3	5	5
33	Daman & Diu	5	3	0	7	7	0	3	1	0	3	3
34	Delhi	1623	1714	104	2209	2002	110	940	911	64	1153	1055
35	Lakshadweep	4	4	0	22	21	0	3	3	0	20	20
36	Puducherry	66	56	0	59	62	0	41	34	0	44	46
	T O T A L UT(S)	1778	1860	108	2388	2195	114	1042	1006	67	1291	1200
	TOTAL (ALL INDIA)	32608	28063	3020	40488	35692	4500	17557	15594	1795	21868	19568

Source: Crime in India															
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Annexure-I

SL	State/UT	Section 12 of POCSO Act or POCSO Act (Section 12) r/w Section 509 IPC						Section 14 & 15 of POCSO Act						POCSO A	
		CR	CCS	CON	PAR	PCS	PCV	CR	CCS	CON	PAR	PCS	PCV	CR	CCS
1	Andhra Pradesh	84	26	0	47	45	0	0	0	0	0	0	0	2	1
2	Arunachal Pradesh	0	0	0	0	0	0	0	0	0	0	0	0	0	0
3	Assam	69	39	0	79	51	0	3	2	0	3	2	0	82	2
4	Bihar	10	5	0	11	10	0	26	5	0	27	7	0	23	19
5	Chhattisgarh	24	20	4	31	27	4	6	6	3	7	7	3	14	13
6	Goa	0	0	0	0	0	0	0	0	0	0	0	0	0	0

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