

- Support Persons are provided for assisting victim and his/her family in judicial process;
- DSLSA is also monitoring POCSO cases through dedicated e-mail address sampark.dlsa@gov.in . In every POCSO case an Advocate is appointed by DSLSA for the victim and/or his/her family, who not only counsels the victim and his/her family but also provides legal assistance and move appropriate application for compensation.

VICTIM COMPENSATION SCHEME:-

POCSO Act provides for grant of compensation to the victim for loss of educational and employment opportunity along with disability, disease or pregnancy suffered as the consequence of the abuse. Compensation awarded can be at the interim stage as well as after the culmination of trial. DSLSA has been disbursing compensation under Delhi Victim Compensation Scheme 2018 to the victims of sexual assault. Data in respect of disbursement of compensation is as under:

Year	No. of Victims	Amount (in Rs.)
2019 (Till 31.10.2019)	363	5,77,95,000
2018	508	3,71,05,000
2017	324	2,41,75,000
2016	209	1,48,90,000
2015	133	1,11,95,000
2014	126	76,90,000

New Delhi District Legal Services Authority Ground Floor Pre-Fab Building Patala House Courts, New Delhi Tel.: 23072418, Mob: 9667992802 Email.: nddistrict.dlsa@gmail.com	South-West District Legal Services Authority Room No. 5A, Admin. Block, Dwarka Courts, New Delhi. Tel: 28041480, Mob: 9667992801 Email: southwest-dlsa@nic.in
Central District Legal Services Authority West District Legal Services Authority Room No. 287 & 295, Tis Hazari Courts, New Delhi Tel: 23933231, 23968052 Email: central-dlsa@nic.in , Mob: 9667992791 west-dlsa@nic.in , Mob: 9667992792	South District Legal Services Authority South-West District Legal Services Authority Utility Block, Saket Court, New Delhi Tel: 29562440, 29561040 Email: south-dlsa@nic.in , Mob: 9667992799 southeast-dlsa@nic.in , Mob: 9667992800
North-East District Legal Services Authority Shahdara District Legal Services Authority East District Legal Services Authority Room No. 35, 35-A & 36, Karkardoma Court, New Delhi Tel: 22101335, 22101456, 22101336 Email: northeast-dlsa@nic.in , Mob: 9667992794 shahdara-dlsa@nic.in , Mob: 9667992795 east-dlsa@nic.in , Mob: 9667992792	North District Legal Services Authority North-West District Legal Services Authority Room No. 405 Rohini Courts, New Delhi Tel: 27557310, 27555536 Email: north-dlsa@nic.in , Mob: 9667992797 northwest-dlsa@nic.in , Mob: 9667992798



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DELHI STATE LEGAL SERVICES AUTHORITY

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THE PROTECTION OF CHILDREN FROM SEXUAL OFFENCES ACT, 2012

The Protection of Children from Sexual Offences Act, 2012 provides protection to all the children below 18 years from the offences of sexual assault, sexual harassment and pornography. It is a gender neutral Act.

FOLLOWING SEXUAL OFFENCES ARE PUNISHABLE UNDER POCSO ACT:-

- **PENETRATIVE SEXUAL ASSAULT-** Inserting any object or using any part of body to cause penetration into any part of the body of the child or making the child do so. Offence is punishable with minimum 10 years of imprisonment which can extend upto imprisonment for life and fine. If offence is committed against a child below 16 years, then accused shall be liable for minimum imprisonment of 20 years.
- **AGGRAVATED PENETRATIVE SEXUAL ASSAULT-** A penetrative sexual assault committed by a person in a position of trust, police officer, public servant, relative or guardian it includes penetrative sexual assault on child below 12 years and repeated offence. Offence is punishable with minimum 20 years of rigorous imprisonment which can extend up to imprisonment for life or death and fine.
- **SEXUAL ASSAULT-** Touching vagina, penis, anus or breast of the child or with sexual intent. Offence is punishable with minimum 3 years of imprisonment which can extend upto 5 years and fine.
- **AGGRAVATED SEXUAL ASSAULT-** Sexual assault committed by any person in a position of trust, police officer, public servant, relative or guardian it includes sexual assault on child below 12 years and repeated offence. Offence is punishable with minimum 5 years of imprisonment which can extend upto 7 years and fine.
- **SEXUAL HARASSMENT-** Making any sound, gesture or revealing any object or body part, with sexual intent to the child, or making a child do so. Offence is punishable with imprisonment upto 3 years and fine.
- **USING CHILD FOR PORNOGRAPHIC PURPOSES-** Using a child in any form of media like photograph, video or any other digital form, or exposing him to any such material, for any sexual purpose. Offence is punishable with minimum 5 years of imprisonment which can extend upto 7 years imprisonment.
- **STORAGE OF PORNOGRAPHIC MATERIAL-** Storing, displaying, distributing pornographic material involving a child, for commercial purposes. Offence is punishable with minimum 3 years of imprisonment which can extend upto 7 years and fine.

- **DISCLOSURE OF VICTIM'S IDENTITY-** The proceedings under the Act are confidential. Disclosing victim's identity is punishable with minimum 6 months imprisonment which can extend upto 1 year and fine.
- **FAILURE TO REPORT OFFENCE UNDER THE ACT-** Non-reporting of offences under the act is punishable with minimum 6 months imprisonment which can extend upto 1 year and fine.

CHILD-FRIENDLY PROCEDURES PRESCRIBED UNDER THE ACT:-

- Victim to be provided Medical Care and Legal protection within 24 hours
- Medical examination of a child shall be in the presence of the parents or guardian
- Medical examination of a girl child shall be conducted by a female doctor
- No child shall be kept in the police station at night
- Report and trial to be conducted in simple language
- Child not to be exposed to the accused
- Identity of the victim child to be kept confidential
- In-camera trial of cases in the presence of parents or guardian
- No minor shall be asked questions in an aggressive manner during the trial
- Video-conferencing facility to be made available to the child
- Special Juvenile Police Unit or local police shall immediately report the matter to the Child Welfare Committee and the Special Court
- Translator/interpreter shall be provided to the victim
- Immediate rehabilitation of child

BURDEN OF PROOF:-

- Under the POCSO Act, the burden of proof always lies upon the accused.

SPEEDY DISPOSAL OF CASES:-

- In Delhi, Special Courts of Additional Sessions Judge are established to try offences under POCSO Act. These courts are mandated to dispose of cases within one year.

ROLE OF DELHI STATE LEGAL SERVICES AUTHORITY (DSLISA):-

- DSLISA provides free legal aid to every child;
- One Stop Centers in several hospitals and court complexes have been established by DSLISA, which provide free medical, legal, psychological and counseling support to the victims;
- Special vulnerable witness court rooms have been set up in most court complexes to record testimony of children;
- Representation of victim through Counsel in all stages of trial including hearing of bail application of accused.