

Government of Tripura
Office of the Director General of Police
Tripura :: Agartala.
(Legal Cell)

No. 2373-88 /R-144/DGP/LC/2002,

Dated, the 19th, Dec, 2017.

To
The Superintendents of Police,
North / Unokoti / Dhalai / Khowai/
West / Sepahijala / Gomati and South Tripura District.

The Superintendent of Police, CID/GRP/MTF
A.D Nagar, Agartala, Tripura

Subject:- Implementation of the Protection of Children from Sexual Offence (POSCO) Act, 2012 – regarding.

Please find enclosed copy of letter No. 26016/03/2017-POCSO/NCPCR(Pt File)/63733 dated 12-12-2017 of the Chairperson, National Commission for Protection of Child Rights, Govt. of India, New Delhi regarding implementation of the Protection of Children from Sexual Offence (POSCO) Act, 2012, contents of which is self explanatory.

2. Section 19 of the POCSO Act, 2012 provides mandatory report of child sexual offences to the Special Juvenile Police Unit or the local police. Section 21 also provides penal provisions for failure to report or record a case under the POCSO Act. Section 21 of POCSO Act, 2012 is reproduced below:

- (i) *Any person,, who fails to report the commission of an offence under sub-section (1) of section 19 or section 20 or who fails to record such offence under sub-section (2) of section 19 shall be punished for imprisonment of either description which may extend to six months for with fine or with both.*
- (ii) *Any person, being in-charge of any company or an institution (by whatever name called) who fails to report the commission of an offence under sub-section (1) of section 19 in respect of a subordinate under his control, shall be punished with imprisonment for a term which may extend to one year and with fine.*

It is requested to circulate the above Act to the all O/C, PSs/SDPOs and other field level Officers under your jurisdiction for strict compliance. Action taken report on the matter may please be intimated to this office.

Encl:- As stated.

(Lalhminga Darlong)
Asstt. Insp. Genl. Of Police (Crime),
For Director General of Police.
Tripura.

Copy alongwith its enclosures to :-

- (i) The Insp. Genl. of Police (L/O), Tripura, Agartala for information please.
- (ii) The DIG of Police, (S/R), Tripura, Agartala for information please.
- (iii) The DIG of Police, (N/R), Tripura, Kumarghat for information please.
- (iv) The Principal, PTA, Tripura for information and necessary action please
- (v) The I/C, E-Governance Cell, PHQ for uploading the same in the Tripura Police Website.

(Lalhminga Darlong)
Asstt. Insp. Genl. Of Police (Crime),
For Director General of Police.
Tripura.



No. 1320
 Date 18.12.12
 Office of the AIGP (Crime)
 PHQ; Agartala, Tripura.

भारत सरकार
 GOVERNMENT OF INDIA

RECEIVE

No. 3821 /DGP/PS
 Dated 16/12/12



संघीय बाल अधिकार संरक्षण आयोग
 NATIONAL COMMISSION FOR PROTECTION OF CHILD RIGHTS

नई दिल्ली-110 001
 New Delhi - 110 001

No.26016/03/2017-POCSO/NCPCR (Pt File) 63733
 Dated: 12th December 2017

To
 Director General of Police
 All States/Union Territories

Subject: Implementation of the Protection of Children from Sexual Offences (POCSO) Act, 2012-regarding

Sir,

The National Commission for Protection of Child Rights (NCPCR) is mandated to monitor the implementation of provisions of the Protection of Children from Sexual Offences (POCSO) Act, 2012. (Section 44 of the POCSO Act refers).

2. Section 19 of the POCSO Act, 2012 provides mandatory report of child sexual offences to the Special Juvenile Police Unit or the local police. Section 21 also provides penal provisions for failure to report or record a case under the POCSO Act. Section 21 of POCSO Act, 2012 is reproduced below:

- (1) Any person,, who fails to report the commission of an offence under sub-section (1) of section 19 or section 20 or who fails to record such offence under sub-section (2) of section 19 shall be punished for imprisonment of either description which may extend to six months for with fine or with both.
- (2) Any person, being in-charge of any company or an institution (by whatever name called) who fails to report the commission of an offence under sub-section (1) of section 19 in respect of a subordinate under his control, shall be punished with imprisonment for a term which may extend to one year and with fine.

3. The Commission has received several complaints that those persons or authorities who comply with the above provisions of the POCSO Act and inform the police about such offence are being harassed and in some cases even being forced to leave their jobs due to such harassment.

4. It is requested that necessary directions may please be issued to all concerned to ensure that complainants of child sexual abuse should not be harassed as it would amount violation of provisions of the POCSO Act, 2012. Your field units may kindly be sensitized in this regard.

Thanking you,

Impr. Subrata Barua
 I/c
 a file.
 18/12/12

Yours faithfully

Stuti Kacker

(Stuti Kacker)
 Chairperson

for issuing directions
 AIGP (Crime)
 12/12/12

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 दूरभाष /Ph: 011-23478200, फ़ैक्स /Fax: 011-23724026
 Web: www.ncpcr.gov.in. Lodge your complaint at www.obecaidan.nic.in