

GOVERNMENT OF ASSAM  
OFFICE OF THE DIRECTOR OF HIGHER EDUCATION, ASSAM  
KAHILIPARA.....GUWAHATI-19  
\*\*\*\*\*

No.DHE/PEN/Misc/250/2019/19

Dated Kahilipara the 21-10-2019

From:- Smti Gitimoni Phukan, ACS  
Director, Higher Education, Assam  
Kahilipara, Guwahati-19.

To ✓ The Principal (all)  
Govt./ Provincialised Colleges of Assam

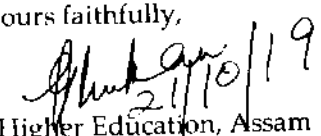
Sub. Reg. Implementation of direction passed by Hon'ble Supreme Court of India  
in connection with Suo Moto Writ Petition (Crl) No.1/2019.

Ref. Govt. letter No.AHE.923/2019/11, dated 26-08-2019.

Sir/Madam,

With reference to the subject cited above, I would like to forward herewith a copy of Govt. letter No.AHE.923/2019/11, dated 26-08-2019 along with its enclosures regarding Implementation of direction passed by Hon'ble Supreme Court of India in connection with Suo Moto Writ Petition (Crl) No.1/2019 and to request you to take necessary action as per content of the letter.

Yours faithfully,

  
Director of Higher Education, Assam  
✓ Kahilipara, Guwahati - 19.

Memo No.DHE/PEN/Misc/250/2019/19-A

Dated Kahilipara the 21-10-2019

Copy to:

- 1) The Joint Secretary to the Govt. of Assam, Higher Education Department, Dispur, Guwahati-6 for information.

✓  
Director of Higher Education, Assam  
Kahilipara, Guwahati - 19.

(18)

**GOVERNMENT OF ASSAM  
HIGHER EDUCATION DEPARTMENT  
DISPUR: GUWAHATI-6**

No.AHE.923/2019/11

Dated Dispur the 26<sup>th</sup> August, 2019

From: Smti. G.K.Chakraborty  
Under Secretary to the Govt. of Assam  
Higher Education Department.

To: 1. The Director of Higher Education, Assam  
Kahilipara, Guwahati-19.

2. The Director of Technical Education, Assam  
Kahilipara, Guwahati-19.

Sub: Reg. Implementation of direction passed by Hon'ble Supreme Court of India in  
connection with Suo Moto Writ Petition (Crl) No.1/2019.

Sir/Madam,

With reference to the subject cited above, I am directed to forward herewith the copy of Letter No.HMA-19032/2/2019-VIG-H&P/ECF 116760/16, dtd-16/08/2019, along with its enclosures received from Secretary, Home & Political Department, which is self explanatory and request you to kindly take the necessary action from your end with intimation to this Department.

Enclo-As stated

Yours faithfully

*[Signature]*  
26/8/19

Under Secretary to the Govt. of Assam  
Higher Education Department

Memo No- AHE.923/2019/11-A

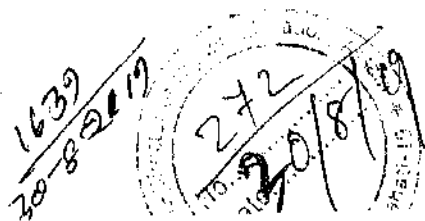
Dated Dispur the 26<sup>th</sup> August, 2019

Copy to: P.S to Secretary to the Govt. of Assam, Home & Political Department, Dispur, for  
information to Secretary.

By order etc.

*[Signature]*

Under Secretary to the Govt. of Assam  
Higher Education Department



Speed Post

Adm. C.S. Home

D.NO.2738/2019/SC/PIL/WRT

All Communications should be addressed to the Registrar, Supreme Court by designation, NOT by name

SUPREME COURT OF INDIA  
NEW DELHI

Dated: 29<sup>th</sup> July, 2019

From : Assistant Registrar, PIL (W)

To :

1. State of Andhra Pradesh,  
Through its Chief Secretary,  
Secretariat, Hyderabad  
Andhra Pradesh

PID: 210781/2019/(SEC PIL-W)  
S.M.W(CrI.) 1/2019

2. State of Arunachal Pradesh,  
Through its Chief Secretary,  
Secretariat, Itanagar  
Arunachal Pradesh

PID: 210782/2019/(SEC PIL-W)  
S.M.W(CrI.) 1/2019

3. State of Assam,  
Through its Chief Secretary,  
Secretariat, Gauwhati  
Assam

PID: 210783/2019/(SEC PIL-W)  
S.M.W(CrI.) 1/2019

4. State of Bihar,  
Through its Chief Secretary,  
Secretariat, Patna  
Bihar

PID: 210784/2019/(SEC PIL-W)  
S.M.W(CrI.) 1/2019

5. State of Chhattisgarh,  
Through its Chief Secretary,  
Secretariat Raipur,  
Chhattisgarh

PID: 210785/2019/(SEC PIL-W)  
S.M.W(CrI.) 1/2019

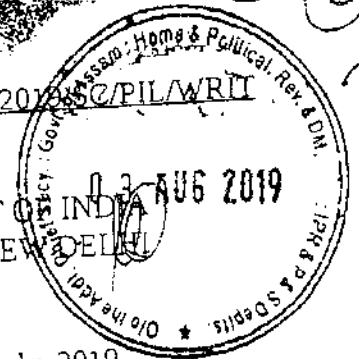
6. State of Goa,  
Through its Chief Secretary,  
Secretariat, Panaji  
Goa

PID: 210786/2019/(SEC PIL-W)  
S.M.W(CrI.) 1/2019

7. State of Gujarat,  
Through its Chief Secretary,  
Secretariat, Gandhinagar  
Gujarat

PID: 210787/2019/(SEC PIL-W)  
S.M.W(CrI.) 1/2019

Secy (MM)



367479

Secy Adm (W)  
Dr. A.A. (A.S.)  
Am. 5.8.19

GOVERNMENT OF ASSAM  
POLITICAL (A) DEPARTMENT: DISPUR GUWAHATI  
Fax-0361-2261421:: email-id-home assam@gov.in

HMA-19032/2/2019-VIG-H&P/ECF 116760/16

Dated : 16<sup>th</sup> August, 2019

Smti M. Mahanta, ACS,  
Secretary to the Govt. of Assam,  
Home & Political Deptt, Dispur.



- To
- 1) The Addl. Chief Secretary to the Government of Assam  
Social Welfare Department, Dispur.
  - 2) The Addl. Chief Secretary to the Government of Assam  
Education (Higher) Department, Dispur.
  - 3) The Commissioner & Secretary to the Government of Assam,  
Education (Elementary/ Secondary) Department, Dispur.
  - 4) The Director,  
Information and Public Relations, Assam.

Sub : Regarding implementation of direction passed by Hon'ble Supreme Court of India  
in connection with Sup Moto Writ Petition (Cri) No. 1/2019

Sir,  
With reference to the above, I am directed to forward a copy of Order passed by  
the Hon'ble Supreme Court of India in connection with Sup Moto Writ Petition (Cri) No. 1/2019  
as received from the Assistant Registrar, PIL (W), Supreme Court of India vide D. No.  
2738/2019/SC/PIL/WRIT dated 29/07/2019 and to inform you that the Hon'ble Supreme Court of  
India has passed specific directions on timely completion of investigations and consequential  
trials in the offences under Prevention of Children from Sexual Offences Act (POCSO Act)

(2) The Hon'ble Supreme Court of India directed that a short clip should  
necessarily be screened in every movie hall and could also be transmitted by various  
television channels at regular intervals in order to spread an awareness of the subject in  
general, namely, prevention of child abuse and prosecution of crimes against children. A  
child helpline number should also be displayed not only in such clip but also at various  
other prominent places, in schools and other public places.

In view of the above, you are requested to kindly take necessary action on the  
matter as relevant to your department/ organisation in compliance with the directions of the  
Hon'ble Supreme Court of India with intimation to this Department.

Enclos As stated above.

Yours faithfully,

Office of the Addl. Chief Secy  
to the Government of Assam  
Higher Education Deptt  
Guwahati-6

Secretary to the Govt. of Assam  
Home & Political Department, Dispur

State of Haryana,  
Through its Chief Secretary,  
Secretariat, Chandigarh,  
Haryana

PID: 210788/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

9. State of Himachal Pradesh,  
Through its Chief Secretary,  
Secretariat, Shimla  
Himachal Pradesh

PID: 210789/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

10. State of Jammu & Kashmir,  
Through its Chief Secretary,  
Secretariat, Srinagar  
Jammu & Kashmir

PID: 210790/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

11. State of Jharkhand,  
Through its Chief Secretary,  
Secretariat, Ranchi  
Jharkhand

PID: 210791/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

12. State of Karnataka,  
Through its Chief Secretary,  
Secretariat, Bangalore  
Karnataka

PID: 210792/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

13. State of Kerala,  
Through its Chief Secretary,  
Secretariat, Trivandrum  
Kerala

PID: 210793/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

14. State of Madhya Pradesh,  
Through its Chief Secretary,  
Secretariat, Bhopal,  
Madhya Pradesh

PID: 210794/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

15. State of Maharashtra,  
Through its Chief Secretary,  
Secretariat, Mantralaya,  
Mumbai, Maharashtra

PID: 210795/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

16. State of Manipur  
Through its Chief Secretary,  
Secretariat, Imphal  
Manipur

PID: 210796/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

17. State of Meghalaya,  
Through its Chief Secretary,  
Secretariat, Shillong

PID: 210797/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

14

State of Mizoram,  
Through its Chief Secretary,  
Secretariat, Aizawl,  
Mizoram

PID: 210798/2019/(SEC PIL-W)  
S.M.W(Crl.) 1/2019

19. State of Nagaland,  
Through its Chief Secretary,  
Secretariat, Kohima  
Nagaland

PID: 210799/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

20. State of Odisha,  
Through its Chief Secretary,  
Secretariat, Bhubaneswar  
Odisha

PID: 210800/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

21. State of Punjab,  
Through its Chief Secretary,  
Secretariat,  
Chandigarh

PID: 210801/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

22. State of Rajasthan,  
Through the Chief Secretary,  
Secretariat, Jaipur,  
Rajasthan

PID: 210802/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

23. State of Sikkim,  
Through its Chief Secretary,  
Secretariat, Gangtok  
Sikkim

PID: 210803/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

24. State of Tamil Nadu,  
Through its Chief Secretary,  
Secretariat, Chennai,  
Tamil Nadu,

PID: 210804/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

25. State of Telangana  
Through its Chief Secretary,  
Secretariat, Hyderabad  
Telangana

PID: 210805/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

26. State of Tripura,  
Through its Chief Secretary,  
Secretariat, Agartala  
Tripura

PID: 210806/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

27. State of Uttarakhand  
Through its Chief Secretary,  
Secretariat, Dehradun

PID: 210807/2019(SEC PIL-W)  
S.M.W(Crl.) 1/2019

State of Uttar Pradesh  
Through its Chief Secretary,  
Secretariat, Lucknow  
Uttar Pradesh

PID: 210808/2019(SEC PIL-W)  
S.M.W(CrL.) 1/2019

29. State of West Bengal,  
Through its Chief Secretary,  
Secretariat Headquarter  
"Nabanna" HRBC Building, 325,  
Sarat Chatterjee Road,  
Howrah -711 102, West Bengal

PID: 210809/2019(SEC PIL-W)  
S.M.W(CrL.) 1/2019

30. Union Territory of Andaman & Nicobar,  
Through its Chief Secretary,  
Secretariat,  
Port Blair

PID: 210810/2019SEC PIL-W)  
S.M.W(CrL.) 1/2019

31. Union Territory of Chandigarh,  
Through its Chief Secretary,  
Secretariat  
Chandigarh-160001

PID: 210811/2019(SEC PIL-W)  
S.M.W(CrL.) 1/2019

32. Union Territory of Dadra & Nagar Haveli  
Through its Chief Secretary,  
Secretariat,  
Silvassa

PID: 210812/2019(SEC PIL-W)  
S.M.W(CrL.) 1/2019

33. Union Territory of Daman & Diu,  
Through its Chief Secretary,  
Secretariat,  
Moti Daman

PID: 210813/2019(SEC PIL-W)  
S.M.W(CrL.) 1/2019

34. Union Territory of National Capital  
Territory of Delhi  
Through its Chief Secretary  
Secretariat, I P Estate  
New Delhi

PID: 210814/2019(SEC PIL-W)  
S.M.W(CrL.) 1/2019

35. Union Territory of Lakshadweep,  
Through its Chief Secretary,  
Secretariat,  
Kavaratti- 682555.

PID: 210815/2019(SEC PIL-W)  
S.M.W(CrL.) 1/2019

36. Union Territory of Puducherry  
Through its Chief Secretary,  
Secretariat  
Puducherry - 605001

PID: 210816/2019(SEC PIL-W)  
S.M.W(CrL.) 1/2019

THE MATTER OF

SUO MOTU WRIT PETITION (CRL) NO. 1 OF 2019  
(Under Article 32 of the Constitution of India)


IN RE: ALARMING RISE IN THE NUMBER OF REPORTED CHILD RAPE  
INCIDENTS

Sir,

I am directed to forward herewith a certified copy of the Order as contained in the Record of Proceedings dated 25.07.2019 of this Court passed in the Writ Petition above-mentioned for your information, compliance and necessary action.

Please acknowledge receipt.

Yours faithfully,

  
29.7.19  
Assistant Registrar

Encl. As above



(Crl.) 1/2019

PEM NO.1

COURT NO.1

SECTION PIL-W

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

SUO MOTO WRIT PETITION (CRIMINAL) NO. 1/2019

IN RE: ALARMING RISE IN THE NUMBER OF  
REPORTED CHILD RAPE INCIDENTS

794002

Date : 25-07-2019 This matter was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE DEEPAK GUPTA  
HON'BLE MR. JUSTICE ANIRUDDHA BOSE

Confirmed by the court  
Assistant Registrar  
25-07-2019  
Supreme Court of India

By Courts Motion

Mr. V. Giri, Sr. Adv./A.C.  
Ms. Svadha Shankar, Adv.  
Mr. Amith Krishna, Adv.  
Ms. S. Bhagat, Adv.  
Mr. Muthuchran Sundaresh, Adv.

Mr. Surinder S. Rathi, Registrar, SC

For Petitioner(s)

For Respondent(s)

Mr. Nishant R. Katneshwarkar, Adv. (AOR)  
Mr. Anoop Kandari, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

We have heard Mr. V. Giri, learned *Amicus Curiae* and Mr. Surinder S. Rathi, learned Registrar of this Court, who has been entrusted with the work of collating and collecting data in association with the office of the learned *Amicus Curiae*. We have also heard Mr. Tushar Mehta, learned Solicitor General. Reports by the learned *Amicus Curiae*, as well as, Mr. Rathi, learned Registrar have been duly perused.

General suggestions in respect

of the core of the issue, namely, to ensure timely completion of investigations and consequential trials in the offences under Protection of Children from Sexual Offences Act (POCSO Act). While, both the learned *Amicus Curiae* and Mr. Rathi, in their reports, have suggested that further time should be granted for collection of data in terms of the earlier order of this Court, we are inclined to take a different view of the matter at this stage. Instead of adjourning the case for receipt of further/additional data, we are inclined to proceed to issue certain directions hereinafter contained.

Having considered the matter, we have deemed it proper to issue the following directions, which will be implemented by the Union of India and the State Governments forthwith:-

(i) In each district of the country, if there are more than 100 cases under the POCSO Act, an exclusive/designated special Court will be set up, which will try no other offence except those under the POCSO Act.

(ii) Such Courts will be set up under a Central scheme and will be funded by the Central Government, which fund will not only take care of the appointment of the Presiding Officer, but also the appointments of support persons, Special Public Prosecutors, Court staff and infrastructure including creation of child-friendly environment and vulnerable witness Court rooms, etc.

(iii) While drawing up the panel(s) of support persons in each district which should not exceed a reasonable number keeping in mind the total

to be set up in each district, care should be taken to appoint persons who are dedicated to the cause and apart from academic qualifications are oriented towards child rights; are sensitive to the needs of a child and are otherwise child friendly. The same standards would also apply in the matter of appointment of Special Public Prosecutors.

(iv) The following suggestions of the learned *Amicus Curiae* shall also be implemented by the Ministry of Women and Child Development through such agency as may be considered appropriate:-

"(e) A short clip intended to spread an awareness of the subject in general, namely, prevention of child abuse and prosecution of crimes against children, should necessarily be screened in every movie hall and could also be transmitted by various television channels at regular intervals. A child helpline number should also be displayed not only in such clip but also at various other prominent places, in schools and other public places.

From the reports of the learned *Amicus Curiae*, it appears to us that one of the major causes of delay in winding up the investigations and in cases where charge sheets have been filed, in winding up the trial, is delay in receipt of the reports from the Forensic Science Laboratory. The learned *Amicus Curiae*'s suggestion is that there should be designated Forensic Science Laboratories in every district of the country for the purposes of the POCSO Act. We are of the view that the said suggestion could await orders of the Court at a later stage.

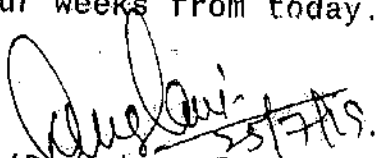
For the present, we direct the Directors of the State Forensic Science Laboratories and the concerned


existing and available Forensic Science Laboratories in each State will function in an effective manner insofar as analysis etc. of the samples collected under the POCSO Act are concerned and reports of such analysis be sent promptly and without any delay. The Chief Secretaries of all the States and Union Territories are directed to ensure that the above direction of the Court is complied with forthwith.

We would expect our above stated directions to be implemented and exclusively designated Courts to try offences under the POCSO Act, in terms of the above directions, to start functioning within 60 days from the date of the present order.

List the matter again on 26.9.2019.

Mr. Tushar Mehta, learned Solicitor General is requested to be present and he is also requested to inform the Court the progress made in respect of the implementation of the present directions at the end of four weeks from today.

  
(Deepak Guglani)  
Court Master

  
(Anand Prakash)  
Court Master

25.7.19

26/7/19