



R.O.C.No: 71659-A /2018/POCSO

Date: 11.10.2018

From

C.Kumarappan, B.Sc., B.L.,
Registrar General,
High Court, Madras - 104.

To

1. All the Principal District Judges/District Judges/ Chief Judicial Magistrates
Principal Judge, City Civil Court, Chennai and Chief Judge, Puducherry.
2. The Sessions Judge, Mahalir Neethimandram,
Chennai, Coimbatore, Madurai, Salem, Tiruchirappalli, Tirunelveli.
3. The Sessions Judge, Mahalir Neethimandram (Fast Track Mahila Court)
Ariyalur, Dharmapuri, Dindigul, Erode, Karur, Kanniyakumari @ Nagercoil
Krishnagiri, Nagapattinam, Namakkal, Udhaagamandalam, Ramanathapuram,
Sivagangai, Thanjavur, Theni, Thoothukudi, Tiruppur, Tiruvallur, Tiruvannamalai,
Tiruvarur, Vellore, Villupuram, Virudhunagar@Srivilliputhur.
4. The Sessions Judge, Mahila Court.
Cuddalore, Kancheepuram @ Chengalpattu, Perambalur, Pudukottai.
5. The District and Sessions Judge, Karaikal.

Sir,

Sub: High Court, Madras - POCSO Committee - Effective Implementation
of POCSO Act - Issue necessary instructions to all the Judicial
Officers dealing with cases under the POCSO Act - Resolution
passed - Further Action request - Reg.

Ref: Resolution passed by The Hon'ble Committee for Effective
Implementation of POCSO Act meeting was held on 25.09.2018.

I am to state that the Hon'ble Committee for Effective Implementation of POCSO Act, High Court, Madras, meeting was held on 25.09.2018, the details of Institution, pendency and disposal of the cases under the POCSO Act and the Judicial Officers have expressed details of the difficulties faced by them in the speedy disposal of those cases

have been placed before the Hon'ble POCSO Committee, High Court of Madras. Those bottlenecks were discussed and the following resolution is passed.

The Judicial Officers have expressed grievances that a) Special Public Prosecutors have not been appointed; b) the concerned Investigating Officers are not normally present during trial; c) witnesses are not produced and the warrant pending against the accused are not executed; d) lawyers often take time to cross examine the child witness and seek adjournment on the ground of change of vakalat.

Considering the difficulties expressed and after discussing the modalities of the resolution of the problem, it is resolved as follows:

" Under the provisions of Section 33(5) of the Act, there is a mandate that the child shall not be called repeatedly to testify in Court. It is further resolved to direct the Registry to issue necessary instructions to all the Judicial Officers dealing with cases under the POCSO Act highlighting that the mandate and the provisions as prescribed under the POCSO Act be strictly adhered to and that no adjournments are granted whenever the child is produced for examination and any violation of the above mandate will be viewed seriously. The Judicial Officers dealing with POCSO Act Cases are directed to communicate the copy of the above instructions to all the concerned Bar Associations seeking co-operation for early disposal of the cases".

Accordingly, I am to request your goodself to communicate the copy of the above instructions to all the concerned Bar Associations seeking co-operation for early disposal of the cases and communicate the same to this Registry, so as to enable us to place the same before the Hon'ble POCSO committee, High Court, Madras. The Receipt of the letter may kindly be acknowledged.

Yours faithfully,


Registrar General