

KARNATAKA

ಮಕ್ಕಳ ರಕ್ಷಣಾ ನಿರ್ದೇಶನಾಲಯ

C/o , ನಿರ್ದೇಶನಾಲಯ, ಮಹಿಳಾ ಮತ್ತು ಮಕ್ಕಳ ಅಭಿವೃದ್ಧಿ ಇಲಾಖೆ, ಒಂದನೇ ಮಹಡಿ,
ಬಹು ಮಹಡಿಗಳ ಕಟ್ಟಡ, ಡಾ: ಅಂಬೇಡ್ಕರ್ ವೀದಿ, ಬೆಂಗಳೂರು-01

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ಸಂಖ್ಯೆ:ಕೆಎಸ್‌ಐಸಿಪಿಎಸ್/ಜೆಸಿಎಲ್/ಎಸ್‌ಜೆಪಿಯು/2020-21

ದಿನಾಂಕ:23-12-2020

ಸದಸ್ಯ ಕಾರ್ಯದರ್ಶಿಗಳು,
ಕರ್ನಾಟಕ ರಾಜ್ಯ ಕಾನೂನು ಸೇವೆಗಳ ಪ್ರಾಧಿಕಾರ
'ನ್ಯಾಯದೇಗುಲ', ಮೊದಲನೇ ಮಹಡಿ,
ಹೆಚ್. ಸಿದ್ದಯ್ಯ ರಸ್ತೆ,
ಬೆಂಗಳೂರು-27

ಮಾನ್ಯರೆ,

ವಿಷಯ: ಪ್ರತಿ ಪೊಲೀಸ್ ಠಾಣೆಯಲ್ಲಿ ಮಕ್ಕಳ ಕಲ್ಯಾಣ ಪೊಲೀಸ್ ಅಧಿಕಾರಿ (Child Welfare Police Officer) ಗೊತ್ತುಪಡಿಸುವ ಬಗ್ಗೆ ಹಾಗೂ ಪ್ರತಿ ಜಿಲ್ಲೆಯಲ್ಲಿ ಲ್ಲಿತ್ತು ಪ್ರತಿ ನಗರದಲ್ಲಿಯೂ ವಿಶೇಷ ಮಕ್ಕಳ ಪೊಲೀಸ್ ಘಟಕವನ್ನು (Special Juvenile Police Unit) ಸ್ಥಾಪಿಸುವ ಬಗ್ಗೆ.

- ಉಲ್ಲೇಖ: 1) ಬಾಲನ್ಯಾಯ (ಮಕ್ಕಳ ಪಾಲನೆ ಮತ್ತು ರಕ್ಷಣೆ) ಅಧಿನಿಯಮ 2015 ಸೆಕ್ಷನ್ 107 ಹಾಗೂ ಬಾಲನ್ಯಾಯ (ಮಕ್ಕಳ ಪಾಲನೆ ಮತ್ತು ರಕ್ಷಣೆ)ಮಾದರಿ ನಿಯಮ 2016, ನಿಯಮ 86.
- 2) Director General and Inspector General of Police ಕರ್ನಾಟಕ, ಬೆಂಗಳೂರು ಇವರ ಕಛೇರಿ ಆದೇಶ ಸಂಖ್ಯೆ: CRM 34/sms- 1/2011 ದಿನಾಂಕ:31-12.2011
- 3)ಸರ್ಕಾರದ ಒಳಾಡಳಿತ ಇಲಾಖೆಯ ಆದೇಶ ಸಂಖ್ಯೆ:ಎಚ್.ಡಿ393ಪಿಸಿಸಿ2011 ದಿನಾಂಕ: 31-01-2012

ಉಲ್ಲೇಖಿಸಿದ ವಿಷಯಕ್ಕೆ ಸಂಬಂಧಿಸಿದಂತೆ ಈ ಮೂಲಕ ತಮ್ಮ ಆದ್ಯ ಗಮನಕ್ಕೆ ತರಬಯಸುವುದೇನೆಂದರೆ ಬಾಲನ್ಯಾಯ (ಮಕ್ಕಳ ಪಾಲನೆ ಮತ್ತು ರಕ್ಷಣೆ) ಅಧಿನಿಯಮ 2000 ಸೆಕ್ಷನ್ 63ರಂತೆ ಮಕ್ಕಳ ಕಲ್ಯಾಣ ಪೊಲೀಸ್ ಅಧಿಕಾರಿಗಳನ್ನು ನೇಮಿಸಿ ಉಲ್ಲೇಖ (2)ರಲ್ಲಿ ಆದೇಶ ಹೊರಡಿಸಲಾಗಿರುತ್ತದೆ, ಹಾಗೂ ವಿಶೇಷ ಮಕ್ಕಳ ಪೊಲೀಸ್ ಘಟಕಗಳ ಸ್ಥಾಪನೆ ಬಗ್ಗೆ ಒಳಾಡಳಿತ ಇಲಾಖೆ ಉಲ್ಲೇಖ (3)ರ ಆದೇಶ ಹೊರಡಿಸಿರುತ್ತದೆ.

ಬಾಲನ್ಯಾಯ (ಮಕ್ಕಳ ಪಾಲನೆ ಮತ್ತು ರಕ್ಷಣೆ) ಅಧಿನಿಯಮ 2015 ದಿನಾಂಕ:15-01-2016ರಿಂದ ಅಸ್ತಿತ್ವಕ್ಕೆ ಬಂದಿದ್ದು ಬಾಲನ್ಯಾಯ (ಮಕ್ಕಳ ಪಾಲನೆ ಮತ್ತು ರಕ್ಷಣೆ) ಅಧಿನಿಯಮ 2000 ಹಾಗೂ ತಿದ್ದುಪಡಿ ಅಧಿನಿಯಮ 2006 ನಿರಸನಗೊಂಡಿರುತ್ತದೆ (Repealed) ಅದರಂತೆ ಬಾಲನ್ಯಾಯ (ಮಕ್ಕಳ

ಪಾಲನೆ ಮತ್ತು ರಕ್ಷಣೆ) ಮಾದರಿ ನಿಯಮಗಳು 2016 ದಿನಾಂಕ:21-09-2016ರಿಂದ ಅಸ್ತಿತ್ವಕ್ಕೆ ಬಂದಿದ್ದು ಬಾಲನ್ಯಾಯ (ಮಕ್ಕಳ ಪಾಲನೆ ಮತ್ತು ರಕ್ಷಣೆ) ಕರ್ನಾಟಕ ನಿಯಮಗಳು 2010 ನಿರಸನಗೊಂಡಿರುತ್ತದೆ (Repealed).

ಮಕ್ಕಳ ಕಲ್ಯಾಣ ಪೊಲೀಸ್ ಅಧಿಕಾರಿಗಳನ್ನು (Child Welfare Police Officer) ಗೊತ್ತುಪಡಿಸುವ ಬಗ್ಗೆ ಹಾಗೂ ವಿಶೇಷ ಮಕ್ಕಳ ಪೊಲೀಸ್ ಘಟಕಗಳ(Special Juvenile Police Unit) ರಚನೆಯ ಬಗ್ಗೆ ನಿರಸನಗೊಂಡ ಅಧಿನಿಯಮದ ಸೆಕ್ಷನ್ 63 ಹಾಗೂ ಬಾಲನ್ಯಾಯ (ಮಕ್ಕಳ ಪಾಲನೆ ಮತ್ತು ರಕ್ಷಣೆ) ಅಧಿನಿಯಮ 2015 ಸೆಕ್ಷನ್ 107 ಒಂದೇ ರೀತಿಯಾಗಿರದೆ ಬದಲಾವಣೆ ಇರುತ್ತದೆ. ಬದಲಾವಣೆಯಾದ ನಂತರ ಪ್ರಸ್ತುತ (Juvenile Justice (Care and Protection of Children) Act,2015) ಈ ಕೆಳಕಂಡಂತಿರುತ್ತವೆ.

Sec: 107

“Child Welfare Police Officer and Special Juvenile Police Unit.-(1) In every police station, at least one officer, not below the rank of assistant sub-inspector, with aptitude, appropriate training and orientation may be designated as the child welfare police officer to exclusively deal with children either as victims or perpetrators, in co-ordination with the police, voluntary and non-governmental organisations.

(2) To co-ordinate all functions of police related to children, the State Government shall constitute Special Juvenile Police Units in each district and city, headed by a police officer not below the rank of a Deputy Superintendent of Police or above and consisting of all police officers designated under sub-section (1) and two social workers having experience of working in the field of child welfare, of whom one shall be a woman.

(3) All police officers of the Special Juvenile Police Units shall be provided special training, especially at induction as child welfare police officer, to enable them to perform their functions more effectively.

(4) Special Juvenile Police Unit also includes Railway police dealing with children.”

Rule : 86

“Special Juvenile Police Unit.-(1) The State Government shall constitute a Special Juvenile Police Unit in each district and city to co-ordinate all functions of police related to children.

(2) The Central Government shall constitute a Special Juvenile Police Unit for the Railway Protection Force or Government Railway Police at every railway station as per requirement and where a Special Juvenile Police Unit cannot be set up, at least one Railway Protection Force or Government Railway Police Officer shall be designated as the Child Welfare Officer.

(3) The Child Welfare Police Officers and other police officers of the Special Juvenile Police Unit shall be given, appropriate training and orientation to deal with matters concerning children.

(4) The transfer and posting of the designated Child Welfare Police Officers may be within the Special Juvenile Police Units of other police stations or the district unit.

(5) The police officer interacting with children shall be as far as possible in plain clothes and not in uniform and for dealing with girl child, woman police personnel shall be engaged.

(6) The Child Welfare Police Officer or any other police officer shall speak in polite and soft manner and shall maintain dignity and self-esteem of the child.

(7) Where questions that may lead to discomfort of the child are to be asked, such questions shall be asked in tactful manner.

(8) When an FIR is registered for offence against a child, a copy of the FIR shall be handed over to the complainant or child victim and subsequent to the completion of investigation, copy of report of investigation and other relevant documents shall be handed over to the complainant or any person authorised to act on his behalf.

(9) No accused or suspected accused shall be brought in contact with the child and where the victim and the person in conflict with law are both children, they shall not be brought in contact with each other.

(10) The Special Juvenile Police Units shall have a list of.-

- I. The Board and Child Welfare Committee in its due jurisdiction, their place of sitting, hours of sitting, names and contact details or Principal Magistrate and members of the Board, names and contact details of Chairperson and members of the Committee and the procedures to be followed before the Board and the Committee; and
- II. Contact details of the Child Care Institutions and fit facilities in its due jurisdiction.

(11) The names and contact details of the Special Juvenile Police Unit or Child Welfare Police Officer shall be placed at a conspicuous part at the police Stations, Child Care Institutions, Committees, Boards and the Children's Courts.

(12) The Special Juvenile Police Unit shall work in close co-ordination with the District Child Protection Unit, the Board and the Committee in the matters concerning the welfare of children within its jurisdiction.

(13) The Special Juvenile Police Unit may co-ordinate with the District Legal Services Authority to provide legal aid to children."

