jftLVªh la- Mh-,y-µ33002@99 **Hkkjr ljdkj** REGISTERED No. D.L.-33002/99

GOVERNMENT OF INDIA

vlk/kj.k

çkf/dkj ls çdkf'kr

la- 123] fnYyh] 'qkØokj] twu 28] 2019@vk"kk<+ 7] 1941 **[jk-jk-jk-{ks-fn-la- 81**

No. 123] DELHI, FRIDAY, JUNE 28, 2019/ASHADHA 7, 1941 [N.C.T.D. No. 81

Hkkx—IV

PART—IV

jk"Vªh; jktèkkuh jkT; {ks=k] fnYyh ljdkj

GOVERNMENT OF THE NATIONAL CAPITAL TERRITORY OF DELHI

x`g¼iqfyl&II½ foHkkx

vf/klwpuk

fnYyh] 27 twu] 2019

Qk- la- 11@35@2010@x`-iq-&II@2677&2693-—nMa izfØ;k lafgrk] 1973 ¼1974 dk 2½ dh /kkjk 357&d }kjk iznÙk “kfDr;ksa dk iz;ksx djrs gq,] jk’Vªh; jkt/kkuh {ks= fnYyh ds mijkT;iky ,rn~}kjk dsUnz ljdkj ds lkFk leUo; esa ihfM+r ;k mlds vkfJrksa dks ftUgsa fdlh vijk/k ds ifj.kkeLo:i gkfu ;k pksV igqaph gS vkSj ftudks iquokZl dh vko';drk gS fd {kfriwfrZ ds iz;kstukFkZ fuf/k iznku djus ds fy;s fuEufyf[kr Ldhe dks vuqeksfnr djrs gSa] vFkkZr~ %&

izLrkouk

29 uoEcj] 1985 dks 96osa izkajfHkd l= esa la;qDr jk’Vª la?k dh vke lHkk es vijk/k ds ihfM+r rFkk vf/kdkjksa ds nq:i;ksx gsrq U;k; ds ekSfyd fl}krksa ij la;qDr jk’Vª la?k dk ?kks’k.kk i= vaxhdkj fd;k x;k A bl ?kks’k.kk i= ls u, ;qx dh “kq:vkr gqbZ ftlesa vijk/k ds ihfM+rksa ds la{kj.k gsrq vUrjjk’Vªh; dkuwu esa U;wure ekun.Mksa vkSj lqfuf'pr fu;eksa dh vko'drk ij cy fn;k x;kA la;qDr jk’Vª ds ?kks’k.kk i= esa vijk/k ds ihfM+rksa ds pkj egRoiw.kZ rRoksa dks ekU;rk nh xbZ &

1 U;k; dh izkfIr rFkk fu’i{k dk;Zokgh

2 iqu% izfrLFkkiu

3 {kfriwfrZ

4 lgk;rk

bl ?kks’k.kk dks naM izfØ;k lafgrk] 1973 dh /kkjk 357d ds :i esa tksM+ dj fØ;kfUor fd;k x;kA fnYyh jkT; vxz.kh jkT;ksa esa ls ,d gS ftlus vijk/k ds ihfM+rksa dks jkT; }kjk {kfriwfrZ iznku djus dh fo'ks’k Ldhe rS;kj dh gSA

vijk/k ls ihfM+r izR;sd O;fDr Hkkjh “kkjhfjd ekufld ,oa HkkoukRed ihM+k ls rFkk lkFk gh vkfFkZd gkfu ls xqtjrk gSA jkT; leLr vk/kkjHkwr laoS/kkfud vf/kdkfj;ksa dk laj{kd gksus ds ukrs u dsoy ihfM+rksa dks dkuwuh vfirq uSfrd vkSj

lkekftd laj{k.k iznku djus ds fy, mÙkjnk;h gS vkSj lkFk gh muds HkkoukRed vkSj foÙkh; uqdlku dks de djus ds fy, lHkh izdkj dh lgk;rk iznku djrk gSA

vijk/k ds Lo:i vkSj mldh O;kidrk dks lekt esa O;kIr lkekftd vkSj vR;f/kd foÙkh; fo'kerkvksa ds lanHkZ esa ns[kuk gksxkA izR;sd ihfM+r ds vf/kdkjksa rFkk iquokZl vko';drkvksa dk xgu vkdyu] igpku vkSj mipkjkRed mik; djus visf{kr gksaxsA mUgsa gekjs fo'ks'k lgkuqHkwfr vkSj lgk;rk dh vko';drk gSA

bl ij fopkj djrs gq, fnYyh ihfM+r {kfriwfrZ Ldhe] 2011 dks ykxw fd;k x;k Fkk ftls fnYyh ihfM+r {kfriwfrZ Ldhe] 2015 ls cnyk x;k] ;g Ldhe fnukad 23-12-2016 ls izHkkoh gSA

rRi'pkr~ vijk/k ihfM+rksa dks rFkk buls c<+dj fo'ks"kdj efgyk ihfM+rksa dks {kfriwfrZ dk ekeyk ;kfpdk ¼lh½ la 565@2012] fuiq.k lDlsuk cuke Hkkjr la?k ds }kjk ekuuh; mPpre U;k;ky; ds le{k izLrqr fd;k x;k] ftlesa ekuuh; mPPkre U;k;ky; }kjk jk; O;Dr dh xbZ fd ^^;g mi;qDr gksxk fd ,u,,y,l, }kjk yxHkx 4 vFkok 5 lnL; okyh ,d lfefr xfBr dh tk,] tks ;kSu vijk/kksa vkSj ,flM geyksa ds fy, fo}r fu"i{k lykgdkjksa }kjk fn, x, c;kuksa dks /;ku esa j[kdj ihfM+rksa dks nh tkus okyh {kfriwfrZ ds fy, vkn'kZ fu;e rS;kj dj ldsA

jk"Vªh; fof/kd lsok izkf/kdj.k ¼ftls ;gka ls vkxs ,u,,y,l, dgk tk,xk½ }kjk blds ckn] ekWMy Ldhe rS;kj djus ds fy, ,d lfefr xfBr dh xbZA lfefr dh vusd cSBdsa gqbZ vkSj ;kSu mRihM+u dh ihfM+rkvksa ds fy, fo|eku ihfM+r {kfriwfrZ Ldhe ds rgr gh ,d vyx ^^v/;k;** vFkok ,d ^^lc Ldhe** rS;kj djus dk fu.kZ; fy;k x;kA lfefr us ihfM+r {kfriwfrZ Ldhe dk Hkkx&2 rS;kj fd;k ftls ihfM+r efgyk ;kSu mRihM+u@vU; vijk/kksa ds fy, {kfriwfrZ Ldhe dk uke fn;k x;k vkSj bls fnukad 24-4-2018 dks ekuuh; mPpre U;k;ky; ds le{k izLrqr fd;k x;kA

fnukad 11-05-2018 dks ekuuh; mPPkre U;k;ky; us lHkh jkT; ljdkjksa@la?k 'kkflr {ks= iz'kkluksa dks funsZ'k fn;k fd os vius lEc) jkT;ksa@la?k 'kkflr {ks=ksa esa bls fØ;kfUor djsaA rRi'pkr~ fnukad 25-7-2018 dks tkjh vkns'kkuqlkj] ekuuh; mPpre U;k;ky; }kjk ;g ik;k x;k fd Ldhe ls dksbZ vkifÙk ugha feyh gS vkSj bls izlUUkrkiwoZd viuk;k x;k gS rFkk ;g ik;k fd bldk O;kid izpkj gksuk pkfg, rFkk bls vFkZ ,oa Hkko ds lkFk fØ;kfUOkr fd;k tkuk pkfg,A

vr% fnYyh ihfM+r {kfriwfrZ Ldhe ds vc nks Hkkx gS vkSj Hkkx&II ihfM+rk efgykvksa@;kSu mRihM+u@vU; vijk/kksa dh mÙkjthoh efgykvksa ds fy, gS rFkk bldk igyk Hkkx ihfM+rksa dh vU; Jsf.k;ksa ds fy, gSA

1- laf{kIr 'kh"kZd ,oa izkjaHk & ¼1½ bl Ldhe dks fnYyh ihfM+r {kfriwfrZ Ldhe] 2018 dgk tk,A

¼2½ bls 02 vDrwcj] 2018 ls ykxw le>k tk;sxkA

¼3½ ;g ihfM+r ;k mlds vkfJrksa ftUgsa fdlh vijk/k ds ifj.kkeLo:i gkfu ;k pksV igqaph gS] tSlh Hkh fLFkfr gks] vkSj ftudks iquokZl dh vko';drk gS] ds fy;s ykxw gksxhA

2- ifjHkk"kk,a & ¼1½ bl Ldhe esa tc rd lanHkZ ls vU;Fkk visf{kr u gks%&

¼d½ ^^lafgrk** dk vFkZ naM izfØ;k lafgrk] 1973 ¼1974 dk 2½ ls gS(

¼[k½ ^^vkfJr** esa] lacf/kr {ks=@Fkkuk izHkkjh@tkap vf/kdkjh ds mi&eaMyh; eftLVªsV dh fjiksVZ ds vk/kkj ij ;k “kiFk&i= ds ek/;e ls vkkfJr }kjk ;k mldh viuh tkap }kjk fjdksMZ ij j[ks x;h lkekxzh ds vk/kkj ij fnYyh jkT; fof/kd lsok vf/kdj.k ;k ftyk fof/kd lsok vf/kdj.k }kjk ;Fkkfu/kkZfjr ihfM+r dh iRuh] ifr] firk] ekrk] nknk&nknh] vfookfgr iq=h] ,oa vo;Ld cPpk “kkfey gS(

¼x½ ^^ftyk fof/kd lsok vf/kdj.k^^ dk vFkZ jk’Vªh; jkt/kkuh {ks= fnYyh ds ftyk ds fy, fof/kd lsok vf/kdj.k vf/kfu;e] 1987¼1987 dk vf/kfu;e 39½ dh /kkjk 9 ds v/khu xfBr ftyk fof/kd lsok vf/kdj.k ¼Mh,y,l,½ ls gS(

¼?k½ ^^QkeZ^^ dk vFkZ bl Ldhe ds lkFk layXu QkeZ ls gS(

¼M-½ ^^fuf/k^^ dk vFkZ bl Ldhe ds [akM rhu ds v/khu xfBr ihfM+r {kfriwfrZ fuf/k ls gS(

¼p½ ^^ljdkj^^ dk vFkZ ^^ jk"Vªh; jkt/kkuh {ks= ds mijkT;iky ^^ ls gS(

¼N½ ^^vijk/k^^ dk vFkZ Hkkjrh; naM izfØ;k lafgrk] 1860 ¼1860 dk 45½ rRrle; izo`Ùk fdlh vU; dkuwu esa mYysf[kr fdlh vijk/k ls gS(

¼t½ ^^naM lafgrk** dk vFkZ Hkkjrh; naM lafgrk]1860 ¼1860 dk 45½ ls gSA(

¼>½ ^^vuqlwph^^ dk vFkZ bl Ldhe ds lkFk layXu vuqlwph ls gS(

¼´½ ^^jkT; fof/kd lsok vf/kdj.k^^ dk vFkZ fof/kd lsok vf/kdj.k vf/kfu;e] 1987¼1987 dk 39½ esa ;Fkk ifjHkkf'kr jkT; fof/kd lsok vf/kdj.k ¼Mh,l,y,l,½ ls gS(

¼V½ ^^ihfM+r^^ dk vFkZ fdlh vijk/k ds ifj.kke Lo:i gkfu ;k pksV ls ihfM+r O;fDr ls gS rFkk mldh e`R;q ds ekeys esa ^^ihfM+r^^ds dk vFkZ mlds ekrk&firk ;k dkuwuh okfjl ls gksxk A

¼2½ Ldhe esa iz;ksx fd;s x;s “kCnksa vksj vfHkO;fDr;ka tks ifjHkkf'kr ugha fd;s x;s gS dk ogh vFkZ gksxk tks naM izfØ;k lafgrk 1973 rFkk Hkkjrh; naM lafgrk 1860 esa fn;k x;k gSA

3- ihfM+r {kfriwfrZ fuf/k & ¼1½ ljdkj ihfM+r {kfriwfrZ fuf/k uked ,d fuf/k cuk,xh ftlesa ls fnYyh jkT; fof/kd lsok vf/kdj.k ;k ftyk fof/kd lsok vf/kdj.k }kjk fuf'pr dh xbZ {kfriwfrZ jkf'k dk Hkqxrku ihfM+r ;k mlds vkfJrksa dks fd;k tk,xk ftUgsa fdlh vijk/k ds ifj.kkeLo:i gkfu ;k pksV igqaph gS vkSj ftudks iquokZl dh vko';drk gSA

¼2½ ihfM+r {kfriwfrZ fuf/k esa fuEufyf[kr ?kVd gksaxs%&

¼d½ Mh,l,y,l, dks lgk;rk vuqnku ds :i esa vkoafVr ctV jkf'k ftldk izko/kku ljdkj us okf”kZd ctV ls fd;k FkkA

¼[k½ ihfM+r {kfriwfrZ fuf/k U;k;ky; }kjk yxk;k x, vFkZnaM ls izkfIr dh jkf'k naM izfØ;k lafgrk] 1973 ¼1974 dk 2½ dh /kkjk 357 ds v/khu rFkk U;k;ky; us ftls ihfM+r {kfriwfrZ fuf/k esa tek djus dk vkns'k fn;k gSA

¼x½ Ldhe ds [kaM 14 ds v/khu vijk/kdrkZ@vkjksih ls olwy dh xbZ {kfriwfrZ dh jkf'kA

¼?k½ QkeZ ^^II** ds vuqlkj {kfriwfrZ jkf'k izkIr djus okys O;fDr;ksa }kjk ykSVkbZ xbZ] {kfriwfrZ dh jkf'k] ;fn dksbZ gSA

¼³½ vUrjjk’Vªh;@jk’Vªh;@tu dY;k.kdkjh@/kekZFkZ laLFkku@laxBu rFkk O;fDr;ksa ls izkIr nku@va'knku jkf'kA

¼p½ daiuh vf/kfu;e] 2013 dh /kkjk 135 ds v/khu daifu;ksa ls izkIr va'knkuA

¼3½ mDr fuf/k dk lapkyu fnYyh jkT; fof/kd lsok vf/kdj.k }kjk fd;k tk,xkA

4- {kfriwfrZ ds fy, ik=rk & ihfM+r O;fDr ;k mlds vkfJr] tSlh Hkh fLFkfr gks] ;fn bl ekunaM ds vUrxZr vkrk gS fd mls dsUnz ljdkj ;k ljdkj dh fdlh vU; Ldhe esa gkfu ;k pksV ds fy, {kfriwfrZ iznku rks og {kfriwfrZ dk ik= gksxk%

izko/kku gS fd bl dk;Z ds fy, ihfM+r ;k mlds vkfJrksa] tSlh Hkh fLFkfr gks] }kjk ,d 'kiFk i= yxk;k tkuk i;kZIr gksxk vxj jkT; ;k ftyk fof/k lsok vf/kdj.k us vU;Fkk dksbZ funsZ'k u fn;k gks vkSj dkj.k Hkh vfHkys[kc) fd, x, gksaA

c'krsZa fd fdlh vU; Ldhe ds rgr izkIr {kfriwfrZ dh jkf'k blds varxZr ns; {kfriwfrZ ls lek;ksftr dh tk,xh vkSj dsoy 'ks"k jkf'k Mh,l,y,l, }kjk vnk dh tk,xhA

5- jkT; o ftyk fof/kd lsok vf/kdj.k dks vkosnu djus dh izfØ;k & ihfM+r ;k mldk vkfJr ;k LFkkuh; ,l,pvks varfje@vfUre {kfriwfrZ iznku djus dk vkosnu ns ldrk gS vkSj bls ¼,QvkbZvkj½] fpfdRlk fjiksVZ] e`R;q izek.k i=] ;fn miyC/k] fu.kZ;@U;k;ky; dh flQkfj'k] ;fn eqdnek lekIr gks ;k ftyk fof/kd lsok vf/kdj.k dks iznku djsxkA

6- vkosnu tek djus dk LFkku & {kfriwfrZ ds fy, vkosnu@flQkfj'k fnYyh jkT; fof/kd lsok vf/kdj.k ;k lacaf/kr ftyk fof/kd lsok vf/kdj.k dks tk ldrh gSA lacaf/kr Mh,l,y,l, dk lfpo ;g fu.kZ; ysxk fd vkosnu@flQkfj'k Ldhe ds vuql A Mh,y,l, blds fuiVku ds fy, bl ij

dk;Zokgh djrs gq, mls vius ikl j[k ldrk gS] tkap djok ldrk gS vkSj Lo;a ekeys ij fu.kZ; ys ldrk gS ;k fdlh ftyk fof/kd lsok vf/kdj.k ds le{k fdlh vkosnu@flQkfj'k djus ds fy, dg ldrk gSA

7- jkT; ;k ftyk fof/kd lsok vf/kdj.k }kjk iznku dh tkus okyh jkgr& Mh,l,y,l, ihfM+r O;fDr ;k mudks vkfJrksa dks lacaf/kr vuqlwph esa fofufnZ'V lhek rd {kfriwfrZ iznku dj ldrh gSA

8- {kfriwfrZ iznku djrs le; fopkj.kh; rF; & fdlh ekeys fu.kZ; nsrs le; Mh,l,y,l,@ Mh,y,l, ihfM+r
¼1 O;fDr dh gkfu ;k pksV laca/kh fuEufyf[kr rF;ksa ij fopkj djsxh%&
½ ihfM+r O;fDRk dks ekufld ;k "kkjhfjd gkfu ;k pksV dh xaHkhjrk rFkk vijk/k dh xaHkhjrk(
¼2 ihfM+r O;fDr ds ekufld ;k "kkjhfjd LokLF; dh fpfdRlk esa fd, x, ;k laHkkfor [kpZ] vafre
½ laLdkj] iwNrkN@tk¡p@eqdnes ¼[kqjkd ds [kpZ dks NksM+dj½ ij fd;k x;k ;k gksus okyk
¼3 [kpZ(
ds eqdnes ;k fdlh vU; dkj.k ls Ldwy@dkWyst ls vuqifLFkfr lfgr(

¼4½ vijk/k ds ifj.kkeLo:i "kSf{kd voljksa dh gkfu ftleas ekufld vk?kkr] "kkjhfjd pksV] bZykt] tk¡p rFkk vijk?k ds eqdnes ;k fdlh vU; dkj.k "kkfey gS(

¼5½ vijk/kh dk ihfM+r ds lkFk laca/k] ;fn dksbZ gS(

¼6½ D;k ;g vijk/k vdsyh ?kVuk Fkh ;k vijk/k fdlh vof/k ds nkSjku gqvk(

¼7½ D;k ihfM+rk dks vijk/k ds QyLo:i laØked ;kSu jksx ;k vU; dksbZ jksx gqvk(

¼8½ D;k ihfM+rk dks vijk/k ds QyLo:i ,pvkbZoh jksx gqvk(
¼9½ D;k ihfM+r dks vijk/k ds ifj.kke Lo:i dksbZ fnO;kaxrk gqbZ] fnO;kaxrk dk Lo:i ,oa lhek(
¼10 ihfM+rk] ft;ds fo:) vijk/k fd;k x;k mldh foÙkh; fLFkfr ftlls iquokZl dh vko';drk dk fu/kZj.k
½ gks lds(ihfM+r ;k vkfJrksa dh foÙkh; gkfu dh lhek vkSj mldh vof/k(
¼11 e`R;q dh fLFkfr esa e`rd dh vk;q mldh ekfld vk; vkfJrksa dh la[;k thou laHkkouk] Hkkoh
½ inksUufr@mUufr dh
laHkkouk vkfnA

¼13½ vU; dksbZ rF; ftls Mh,l,y,l,@Mh,y,l, U;k;ksfpr vkSj i;kZIr le>rk gSA

9- {kfriwfrZ dh vLohd`fr ds vk/kkj & jkT; ;k ftyk fof/kd lsok vf/kdj.k] tSlh Hkh fLFkfr gks i;kZIr dkj.kksa dk mYys[k djrs gq, {kfriwfrZ dks vLohdkj dj ldrk gSA

10- {kfriwfrZ iznku djus dh izfØ;k & ¼1½ tgka Hkh U;k;ky; us fnYyh jkT; fof/kd lsok vf/kdj.k ;k ftyk fof/kd lsok vf/kdj.k dks lafgrk dh /kkjk 357d dh mi/kkjk ¼2½ rFkk ;k ¼3½ ds v/khu {kfriwfrZ ds fy, U;k;ky; us laLrqfr dh gS ;k lafgrk dh /kkjk 357d dh mi/kkjk ¼4½ ds v/khu fdlh ihfM+r ;k mlds vkfJrksa }kjk vkosnu fd;k x;k gS rks og ekeys dh tkap djsxk rFkk vijk/k ds ifj.kkeLo:i gkfu@pksV rFkk iquokZl laca/kh nkos ds igyqvksa dh tkap djsxk rFkk lacaf/kr O;fDr;ksa ls nkos ij fopkj ds fy, vU; izklafxd vko';d tkudkjh ekax ldrk gSA

izko/kku gS fd vR;f/kd ijs'kkuh rFkk xaHkhjrk ds viokn ekeyksa esa rFkk rstkc ds geys ds lHkh ekeyksa esa vijk/k fd, tkus ds i'pkr~ fdlh Hkh le; Mh,l,y, dk fo'ks'k M~;wVh vf/kdkjh@lnL; lfpo ;k lfpo Mh,y,l, Lor% ;k ihfM+r@vkfJr ds vkosnu ij rF;ksa dh izkFkfed tkap djokus ds i'pkr~ izR;sd ekeys esa ifjfLFkfr;ksa esa ;Fkkisf{kr jkgr iznku djus ds fy, dk;Zokgh dj ldrk gS ¼varfje vkfFkZd eqvkots lfgr½A

¼2½ lafgrk dh /kkjk 357d dh mi/kkjk ¼5½ ds vUrxZr fuf'pr dh xbZ tkap dks iw.kZr;k rRijrk ls vkSj fdlh Hkh fLFkfr esa nkok@;kfpdk ;k flQkfj'k dh izkfIr ls lkB fnuksa ds Hkhrj iw.kZ fd;k tk,xk vkSj ;g vof/k fdlh Hkh ekeys esa 60 fnuksa ls vf/kd u gksA

*mica/k gS fd rstkc geys ds ekeyksa esa ihfM+r dks Mh,l,y,l,@Mh,y,l, dks ekeys dh lwpuk fn, tkus ij ihfM+r dks 15 fnu ds Hkhrj ,d yk[k #i;s dh jkf'k iznku dh tk,xhA varfje {kfriwfrZ iznku djus ds vkns'k dks ekeys dh lwpuk fn, tkus ij 7 fnu ds Hkhrj Mh,l,y,l,@Mh,y,l, ikfjr djsaxh rFkk

Mh,l,y,l,@Mh,y,l, vkns'k ikfjr gksus ds 8 fnu ds Hkhrj {kfriwfrZ dk Hkqxrku djsxh izFke Hkqxrku ds i'pkr~ ihfM+r dks 2 yk[k #i;s dh jkf'k ;Fkk'kh?kz rFkk vfuok;Z nks ekg ds Hkhrj iznku djsxhA

vkxs mica/k gS fd ihfM+r dks bl Ldhe ds vUrxZR Lohdk;Z vf/kd jkf'k Hkh iznku dh tk ldrh gSA

¼3½ ekeys ij fopkj djus ds i'pkr~ Mh,l,y,l,@Mh,y,l,] tSlh Hkh fLFkfr gks LO;a lger gksus ds i'pkr~ ;k ihfM+r ;k mlds vkfJrksa dks Ldhe ds [kaM 8 esa of.kZr rF;ksa dks /;ku esa j[krs gq, {kfriwfrZ dh ek=k dk fu.kZ; djsxhA

¼4½ bl Ldhe ds v/khu {kfriwfrZ dk vokMZ bl “krZ ij gksxk fd ;fn ckn esa U;k;ky; esa fu.kZ; vkns'k ikfjr djrs le; vkjksih O;fDr dks lafgrk dh /kkjk 357 ds v/khu {kfriwfrZ ds :i esa dksbZ jkf'k nsuh iM+rh gS rks ihfM+r bl Ldhe ds vUrxZRk vokMZ {kfriwfrZ dh jkf'k ;k lafgrk /kkjk 357 ds v/khu ikfjr vkns'k ds vuqlkj.k esa {kfriwfrZ dh jkf'k] buesa ls tks de gks] izkIr djrk gS rks ihfM+r O;fDRk {kfriwfrZ dh jkf'k dks okil ykSVk,xkA forj.k vf/kdkjh bl Ldhe ds vUrxZr {kfriwfrZ dh jkf'k iznku djus ls igys ihfM+r ls blds lkFk layXu QkeZ&2 esa ,d “kiFk i= izkIr djsxkA

* ¼ekuuh; loksZPp U;k;ky; dh fjV ;kfpdk ¼vi½ la[;k 129@2006 'kh"kZd y{eh cuke Hkkjr ljdkj ,oa vU; fnukad 18-7-2013 ds vkns'kksa ds vuqlkj½

¼5½ ,sls ekeys tks eksVj okgu vf/kfu;e] 1988 ¼1988 dk vf/kfu;e 59½ v/khu vkus okys ekeyksa esa tgka eksVj nq?kZVuk nkok vf/kdj.k }kjk {kfriwfrZ vokMZ dh tkrh gS bl Ldhe ds vUrxZr ugha tk,xsaA

¼6½ Mh,l,y,l,@Mh,y,l, bl Ldhe ds lqpk: fØ;kUo;u gsrq fdlh lacaf/kr vf/kdj.k@ LFkkiuk@O;fDr@iqfyl@ U;k;ky; ;k fo'ks’kK ls fjdkMZ ekax ldrh gS ;k lgk;rk ys ldrh gSA

¼7½ ;fn {kfriwfrZ dh jkf'k iznku djus ds i'pkr~ fdlh Lrj ij Mh,l,y,l,@Mh,y,l, dh tkudkjh esa vkrk gS fd dksbZ ,slk rF; tks {kfriwfrZ dh iwNrkN ds nkSjku crk;k x;k Fkk] vlR; Fkk rks vf/kdj.k ykHk izkIrdrkZ dks lquokbZ dk ,d volj nsrs gq, vokMZ fd;k x;k {kfriwfrZ ds Hkkx ;k iwjh jkf'k dh olwyh ds fy, eqdnek “kq: dj ldrh gSA

11- vkns'k fjdkMZ esa j[ks tk,axs & bl Ldhe ds vUrxZr ikfjr {kfriwfrZ ds vkns'k dh izfr lacaf/kr U;k;ky; ds fjdkMZ esa jgsxh rkfd lafgrk dh /kkjk 357 ds v/khu lacaf/kr U;k;ky; ;Fkksfpr vkns'k ikfjr dj ldsA

12- {kfriwfrZ ds forj.k dk rjhdk & ¼1½ Mh,l,y,l, }kjk {kfriwfrZ dh vokMZ jkf'k dk forj.k fdlh ;k jk’Vªd`r cSad ugha gS mldh “kk[kk esa tek fd;k tk,xk ;g jkf'k vuqlwfpr O;olkf;d cSad dh “kk[kk esa fdlh la;qDr ;k ,dy uke ¼ihfM+r@vkfJr½ ls tek gksxkA ;fn ihfM+r dk dksbZ cSad [kkrk ugha gks] rks lac) Mh,y,l, ihfM+r ds uke ls cSad [kkrk [kqyokus dh O;oLFkk djsxk vkSj ;fn ihfM+r ukckfyx gks rks mlds vfHkHkkod ds lkFk vFkok ukckfyx ;fn fdlh cky laj{k.k laLFkku esa gks] rks laLFkku ds v/kh{kd dks mldk vfHkHkkod ekudj mldk cSad [kkrk [ksyk tk,xkA rFkkfi] ;fn ihfM+r dksbZ fons'kh gks vFkok 'kj.kkFkhZ gks] rks {kfriwfrZ dS'k dkMksZa ds ek/;e ls Hkh forfjr dh tk ldrh gSAtek dh xbZ jkf'k dk 75izfr'kr de ls de rhu o’kZ dh vof/k ds fy, lkof/k tek esa Mkyk tk,xk vkSj “ks’k 25izfr'kr ¼iPphl izfr'kr½ mi;ksx vkSj ihfM+r@vkfJr] tSlh Hkh fLFkfr gks] dks izkjafHkd [kpZ ds fy, iznku fd;k tk,xkA

¼2½ vOk;Ld ds ekeys esa vokMZ dh xbZ {kfriwfrZ dh jkf'k dk 80izfr'kr lkof/kd tek [kkrk esa tek fd;k tk,xk vkSj blds o;Ld vk;q izkIr gksus ij fudkyk tk ldsxkA ijUrq tek djus ds rhu o’kZ ls igys ugha fudkyk tk ldsxkA

izko/kku gS fd viokn ekeyksa esa f'k{kk ;k fpfdRlk ;k vU; ck/;dkjh vkSj ykHkdkjh dh rkRdkfyd vko';drkvksa dks ns[krs gq, Mh,l,y,l,@Mh,y,l, ds foosd ij jkf'k fudkyh tk ldrh gSA

¼3½ ;fn jkf'k lkoaf/kd tek ds :i esa gSa rks bldk C;kt lh/ks cSd esa ihfM+r@vkfJr ds cpr [kkrs esa ekfld :i ls lh/ks tek fd;k tk,xk ftls ykHkkFkhZ ekfld :i ls fudky ldrk gSA

13- ihfM+r dks varfje jkgr %&fnYyhjkT; fof/kd lsok vf/kdj.k ;k ftyk fof/kd lsok vf/kdj.k] tSlh Hkh fLFkfr gks]ihfM+r@vkfJr ds vkosnu ij ;k Lor% fdlh ,sls vf/kdkjh tks iqfyl Fkkuk ds izHkkjh vf/kdkjh ds in ls de u gks ;k lacf/kr {ks= ds eftLVªsV ds izek.k ds vk/kkj ij ihfM+r O;fDr ds d'Vksa dks de djus ds fy, rRdky izkFkfed fpfdRlk lqfo/kk ;k fu%'kqDy bykt dh O;oLFkk djokus ds fy, ;k vU; dksbZ varfje jkgr¼varfje vkfFkZd {kfriwfrZ lfgr½ iznku djus ds fy, vkns'k ns ldrk gSA

mica/k gS fd iznku dh xbZ vuqnku varfje jkgr fdlh Hkh ekeys esa 50]000@:0 ¼ipkl gtkj #i;s½ ls vf/kd ugha gksxkA blesa ,sls ekeys "kkfey ugha gS tks vR;f/kd dfBukbZ ;k vijk/k dh xaHkhjrk ds ekeys gksa vkSj tgka dkj.kksa dks vfHkys[kc} djus ds i'pkr vkns'k fn, x, gSaA

*vkxs ;g Hkh mica/k gS fd rstkc geys ds ekeys esa fnYyhjkT; fof/kd lsok vf/kdj.k ;k ftyk fof/kd lsok vf/kdj.k dh lwpuk dk ekeyk vkus ds 15 fnu ds Hkhrj ,d yk[k #i;s dh jkf'k nh tk;sxhA varfje {kfriwfrZ iznku djus ds vkns'k dks ekeys dh lwpuk fn, tkus ij 7 fnu ds Hkhrj Mh,l,y,l,@Mh,y,l, ikfjr djsaxh rFkk Mh,l,y,l, vkns'k ikfjr gksus ds 8 fnu ds Hkhrj {kfriwfrZ dk Hkqxrku djsxh ihfM+r dks nks yk[k #i;s dh jkf'k ;Fkk'kh?kz rFkk vfuok;Z nks ekg ds Hkhrj iznku djsxhA

* ¼ekuuh; loksZPp U;k;ky; dh fjV ;kfpdk ¼vi½ la[;k 129@2006 'kh"kZd y{eh cuke Hkkjr ljdkj ,oa vU; fnukad 18-7-2013 ds vkns'kksa ds vuqlkj½

14- ihfM+r dk fpfdRlk mipkj & ,sls ekeyksa esa tgka ihfM+r dks yxkrkj vFkok ,dkf/kd fpfdRlk mipkj@'kY; ljdkj dks fdlh ljdkjh ihfM+r fpfdRlk dh vko';drk gks] rks Mh,l,y,l, vfr'kh?kz ml ekeys dks jk"Vªh; jkt/kkuh {ks= fnYyh vxzsf"kr djsxk] tks ihfM+r dk fu%'kqYd mipkj lqfuf'pr djsxh] ;g mipkj tSlk Hkh ekeyk gks] vLirky esa djk;k tk ldrk gSA Mh,l,y,l, ekeys ij fuxkg j[ksxk vkSj feyus okys fdlh vuqnku dks dks fnykus dh O;oLFkk djsxkA

15- ihfM+r@vkfJrksa dks fn;s x;s {kfriwfrZ vokMZ dh olwyh & lafgrk dh /kkjk 357, dh mi/kkjk ¼3½ ds izko/kkuksa ihfM+r ;k mlds vkfJrksa dh "krZ ij fnYyhjkT; fof/kd lsok vf/kdj.k mi;qDr ekeyksa esa fdlh l{ke U;k;ky; esa dks gkfu ;k pksV igqpus ds ifj.kkeLo:i {kfriwfrZ ds fy, l{ke U;k;ky; esa eqdnek nk;j dj ldrh gSA

16 fuHkZjrk izek.k&i= %& fuHkZjrk izek.k&i= tkjh djus ds fy, l{ke izkf/kdkjh 15 fnu dh vof/k eas izek.k &i= tkjh djsxk vkSj fdlh Hkh fLFkfr esa vof/k c<kbZ ugha tk,xkA

c'krsZ fd fuHkZjrk izek.k i= tkjh u fd, tkus ds fdlh ekeys esa 15 fnu dh vof/k lekIr gksus ds i'pkr fnYyhjkT; fof/kd lsok vf/kdj.k ;k ftyk fof/kd lsok vf/kdj.k nkok dÙkkZ ls dk;Zokgh "kq: dj ldrk gSA

17 lhek,a %&bl Ldhe eas ihfM+r ;k mlds vkfJr }kjk lafgrk dh /kkjk 357d dh mi/kkjk ¼4½ ds }kjk fd, x, nkos ij vijk/k dh ?kVuk dh frfFk ls ;k eqdnek lekIr gksus dh frfFk ls rhu o'kZ ds i'pkr fopkj ugha fd;k tk,xkA

18 fujlu ,oa cpko %& ¼1½ fnYyh ihfM+r {kfriwfrZ Ldhe] 2015 dks ,rn~}kjk fujLr fd;k tkrk gSA

¼2½ bl Ldhe ds varxZr vijk/k ds nks'kh ;k vijk/k ds fy, vizR;{k :i ls mÙkjnk;h fdlh vU; O;fDr ds }kjk ihfM+r ;k mlds vkfJrksa dks fdlh flfoy eqdnesa ;k nkos ls jksdk ugha tk ldrk A

vuqlwph

Ø-l	gkfu ;k pksV dk fooj.k	{kfriwfrZ dh U;wure lhek	{kfriwfrZ dh vf/kdre lhek
1-	thou dh gkfu	:0 3]00000	:0 10]00000
2	vizkd`frd ;ksu"kks'k.k	:0 2]00000	:0 5]00000

3	“kjhj ds fdlh vo;o ;k vax dh gkfu ftlds dkj.k 80 izfr'kr ;k vf/kd LFkk;h viaxrk gks x;h gksA	:0 2]00000	:0 5]00000
4	“kjhj ds fdlh vo;o ;k vax dh gkfu ftlds dkj.k 40 izfr'kr rFkk 80 izfr'kr ls de LFkk;h viaxrk gks x;h gksA	:0 1]00000	:0 3]00000
5	“kjhj ds fdlh vo;o ;k vax dh gkfu ftlds dkj.k 20 izfr'kr rFkk 40 izfr'kr ls de LFkk;h viaxrk gks x;h gksA	:0 50]000	:0 2]00000
6	“kjhj ds fdlh vo;o ;k vax dh gkfu ftlds dkj.k 20 izfr'kr ls de LFkk;h viaxrk gks x;h gksA	:0 20]000	:0 1]00000
7	ekuo rLdjh@vigj.k ds ihfM+r dk iquokZl	:0 1]00000	:0 3]00000
8	ukckfyd dk “kkjhfjd “kks’k.k	:0 2]00000	:0 5]00000
9	xaHkhj pksV esa ,slh pksV “kkfey gS ftlds dkj.k ltZjh@egÙkoiw.kZ vax dks xaHkhj {kfr gqbZ gSA	:0 50]000	:0 2]00000
10	tyus okys ihfM+r] dq:irk ds ekeys esa&		
,	50izfr'kr ls vf/kd ds ekeys esa	:0 5]00000	:0 7]00000
ch	20 ls 50 izfr'kr ds ekeys esa	:0 2]00000	:0 5]00000
lh	20 izfr'kr ls de ds ekeys esa	:0 1]00000	:0 2]00000
11	rstkc geys dk ihfM+r		
,	psgjk [kjkc gksus ij	:0 3]00000	:0 7]00000
ch	50izfr'kr ls vf/kd pksV ds ekeys esa	:0 5]00000	:0 7]00000
lh	50izfr'kr ls de pksV ds ekeys esa	:0 300000	:0 5]00000

uksV %& ;fn ihfM+r 18 o’kZ dh vk;q ls de gS rks {kfriwfrZ jkf'k mij of.kZr jkf'k ls 50 izfr'kr ls vf/kd rd c<+k;h tk ldrh gSA

QkeZ&1

vUrfje@ vafre jkgr ds fy, fnYyh ihfM+r {kfrifrZ Ldhe] 2015 ds vUrxZr {kfriwfrZ iznku djus ds fy, vkosnu i=

1	ihfM+r vkosnd ;k mlds @muds vkfJrksa ds uke	
2	ihfM+r vkosnd ;k mlds @muds vkfJrksa dh vk;q	
3	¼1½ firk dk uke ¼2½ ekrk dk uke ¼3½ ifr @iRuh dk	
4	ihfM+r ;k mlds @muds vkfJrksa dk irk	
5	?kVuk dh frfFk o le;	

6	D;k izFke lwpuk lwpuk fjiksVZntZ dh x;h gS\ ;fn gka rks izFke lwpuk fjiksVZ dh izfr layXu djas ;fn ugha	
7	D;k fpfdRlka ijh{k.k fd;k x;k gS ;fn gka rks fpfdRlk fjiksVZ@e`R;q izek.k i=@iksLV ekMZe fjiksVZ	
8	eqdnesa dh fLFkfr] ;fn yafcr gSA ;fn lekIr gks x;k gS rks naMkns'k ij fu.kZ; rFkk vkns'k dh izfr layXu	
9	vkosnd dks U;k;ky; ;k fdlh ljdkjh ,tsalh }kjk dksbZ {kfriwfrZ iznku dh x;h gS] ;fn gka fooj.k nsaA	
10	10 foÙkh; O;; @gqbZ gkfu dk fooj.k nsaA	
11	D;k vkiu vijk/kdÙkk d fo:} dkbZ flfoy eqdnek@nkok fd;k gS ;fn gka fooj.k nsaA	

ihfM+r@vkfJr ds gLrk{kj

QkeZ &2

'kiFk&i=

fnYyh ihfM+r {kfriwfrZ Ldhe 2015 ds vUrxZr {kfriwfrZ forj.k ls iwoZ ihfM+r ;k muds vkfJrksa }kjk fnYyh jkT; fof/kd lsok vf/kdj.k@ ftyk fof/kd lsok vf/kdj.k ds le{k izLrqr djsaA

¼tks ykxw u gks mls dkV nas½

eSa@ge&&&&&&&&&&&&&&&&&&(ihfM+r ;k muds vkfJrksa ds uke) liq=] lqiq=h Jh &&&&&&&&&&&&&&&&&&& fuoklh&&&&&&&&&&&&&&&&&& ,rn~}kjk "kiFk ysrk gw¡@ysrs gSa fd eSaus laiw.kZ fnYyh ihfM+r {kfriwfrZ Ldhe 2015 dks i<+ fy;k gS vkSj iw.kZr;k% le> fy;k gS ,oa eSaus bl "kiFk i= dks Hkjk gSA

eaS@ge "kiFk ysrk gwa fd ckn esa fupyh vnkyr us naM izfØ;k lafgrk 357 dh /kkjk ds v/khu {kfriwfrZ vokMZ dk fu.kZ; ikfjr djrs le; eq>s tks {kfriwfrZ vokMZ iznku fd;k gS mls eSa rqjar fnYyh jkT; fof/kd lsok vf/kdj.k@ftyk fof/kd lsok vf/kdj.k dks lwfpr dj nwaxkA

eSa@ge "kiFk ysrk gwa fd naM izfØ;k lafgrk 357 dh /kkjk ds v/khu ;g vokMZ eq>s vijk/kh iznku djrk gS rks eSa bl vf/kdj.k ls izkIr {kfriwfrZ dh jkf'k ykSVk nwaxkA

eSa@ge ;g Hkh "kiFk ysrk gwa fd fupyh vnkyr ds vkns'k ds vUrxZr vijk/kh eq>s ftl jkf'k ls {kfriwfrZ iznku djrk gS] og jkf'k bl Ldhe ds vUrxZr iznku dh xbZ {kfriwfrZ ls de gS rks eSa vf/kdj.k ls izkIr {kfriwfrZ jkf'k dk fgLlk okfil ykSVk nwaxkA

eq>s@gesa Kkr gS fd fdlh gkfu ;k pksV ;k iquokZl ds fy, igyk tqekZuk@eq>s {kfriwfrZ iznku djus dk dÙkZO;

vijk/kh dk gksrk gS rFkk vijkk/kh ls {kfriwfrZ iznku djus ds i'pkr gesa fdl vf/kdj.k ls bl Ldhe ds vUrxZr izkIr {kfriwfrZ jkf'k dks ykSVkuk gksrk gSA

eq>s@gesa dksbZ vkifÙk ugha gS fd ;fn tks jkf'k esjs }kjk Hkkfo'; esa ykSVkbZ tkuh gS bl Ldhe ds vUrxZr {kfriwfrZ

jkf'k ds forj.k ds le; vf/kdj.k }kjk [kkSys x, [kkrs@[kksyh x;h ,QMhvkj ls lh/ks izkIr dh tk ldrh gSA

esjs@gekjs }kjk vkosnu QkeZ esa nh x;h lwpuk esjh tkudkjh vkSj fo'okl ds vuqlkj lgh vkSj lR; gSA

fnukad vkosnd@ihfM+r@vkfJr ds gLrk{kj

Hkkx&**II**

bl Hkkx dks ^^efgyk ihfMrksa@;kSu mRihM+u@vU; vijk/kksa ds mÙkjthoh ds fy, eqvkotk ;kstuk** dgk tk,xkA

1- laf{kIr 'kh"kZd ,oa izkjaHk & ¼1½ bl Ldhe dks efgyk ihfM+rksa@;kSu mRihM+u@vU; vijk/kksa ds
mÙkjthoh ds fy, eqvkotk ;kstuk] 2018 dgk tk,A

¼2½ bls 02 vDrwcj] 2018 ls ykxw le>k tk;sxkA

¼3½ ;g ihfM+r ;k mlds vkfJrksa ftUgsa fdlh vijk/k ds ifj.kkeLo:i gkfu ;k pksV igqaph gS] tSlh Hkh fLFkfr gks] vkSj
ftudks iquokZl dh vko';drk gS] ds fy;s ykxw gksxhA

2- ifjHkk"kk,a & ¼1½ bl Hkkx esa tc rd lanHkZ ls vU;Fkk visf{kr u gks%&

¼d½ ^^lafgrk** dk vFkZ naM izfØ;k lafgrk] 1973 ¼1974 dk 2½ ls gS(

¼[k½ ^^vkfJr** esa] lacf/kr {ks=@Fkkuk izHkkjh@tkap vf/kdkjh ds mi&eaMyh; eftLVªsV dh fjiksVZ ds vk/kkj ij ;k
“kiFk&i= ds ek/;e ls vkkfJr }kjk ;k mldh viuh tkap }kjk fjdksMZ ij j[ks x;h lkekxzh ds vk/kkj ij fnYyh jkT; fof/kd lsok vf/kdj.k ;k ftyk fof/kd lsok vf/kdj.k }kjk ;Fkkfu/kkZfjr ihfM+r dh iRuh] ifr] firk] ekrk] nknk&nknh]
vfookfgr iq=h] ,oa vo;Ld cPpk “kkfey gS(

¼x½ ^^ftyk fof/kd lsok vf/kdj.k^^ dk vFkZ jk’Vªh; jkt/kkuh {ks= fnYyh ds ftyk ds fy, fof/kd lsok vf/kdj.k vf/kfu;e] 1987¼1987 dk vf/kfu;e 39½ dh /kkjk 9 ds v/khu xfBr ftyk fof/kd lsok vf/kdj.k ¼Mh,y,l,½ ls gS(

¼?k½ ^^QkeZ^^ ls vfHkizk; bl Ldhe ds lkFk layXu QkeZ ls gS(

¼M-½ ^^fuf/k^^ ls vfHkizk; jkT; fuf/k vFkkZr~ jkT; ihfM+r {kfriwfrZ Ldhe ds v/khu xfBr ihfM+r {kfriwfrZ fuf/k ls gS(

¼p½ ^^dsUnzh; fuf/k** ls vfHkizk; lhohlh,Q Ldhe] 2015 ls izkIr fuf/k ls gS(

¼N½ ^^ihfM+r efgyk {kfriwfrZ fuf/k**&ls vfHkizk; ml fuf/k ls gS tks jkT; ihfM+r {kfriwfrZ fuf/k vkSj dsUnzh; fuf/k ls
vkcaVu gsrq ihfM+r efgykvksa ds fy, vyx j[kh tkrh gSA

¼jkT; ihfM+r {kfriwfrZ fuf/k esa] ml cM+h fuf/k ds ,d Hkkx ds :i esa ,d vyx cSad [kkrk j[kk tk,xk] ftlesa x`g
ea=ky;] Hkkjr ljdkj }kjk fuHkZ;k fuf/k ls feys va'knku ds :i esa lhohlh,Q Ldhe ds rgr fuf/k dks j[kk tk,xk] tks fuf/k
jkT; ihfM+r {kfriwfrZ fuf/k ls izkIr fuf/k ds vfrfjDr gksxh] ftldk mi;ksx bl v/;k; ds varxZr vkus okyh ihfM+rkvksa ds
fy, gh mi;ksx fd;k tk,xkA½

¼t½ ^^ljdkj** ls vfHkizk; tgka dgha jkT; ihfM+r {kfriwfrZ Ldhe vFkok jkT; ihfM+r {kfriwfrZ fuf/k dk lanHkZ gks ^jkT;
ljdkj* ls gS vkSj tgka dsUnz ljdkj ihfM+r {kfriwfrZ fuf/k Ldhe dk lanHkZ gks vkSj mlesa la?k 'kkflr {ks= Hkh 'kkfey gks] ogka
^dsUnz ljdkj* gSA

¼>½ ^^pksV** ls vfHkizk; fdlh efgyk ds 'kjhj vFkok efLr"d dks gksus okys fdlh uqdlku ls gSA

¼¥½ ^^ukckfyx** ls vfHkizk; ml ckfydk ls gS] ftldh vk;q vHkh 18 o"kZ ugha gqbZ gSA

¼V½ ^^vijk/k** ls vfHkizk; efgykvksa ds fo:) fd, x, ml vijk/k ls gS] tks Hkkjrh; naM lafgrk vkSj fdlh vU; dkuwu
ds rgr naMuh; gksA

¼B½ naM lafgrk** ls vfHkizk; Hkkjrh; naM lafgrk] 1860 ¼1860 dk 45½ ls gSA

¼M½ ^^vuqlwph^^ ls vfHkizk; bl Ldhe ds lkFk layXu vuqlwph ls gSA

¼<½ ^^jkT; fof/kd lsok vf/kdj.k^^ ls vfHkizk; fof/kd lsok vf/kdj.k vf/kfu;e] 1987¼1987 dk 39½ dh /kkjk 6 esa ;Fkk
ifjHkkf'kr fnYyh jkT; fof/kd lsok vf/kdj.k ¼Mh,l,y,l,½ gSA

¼.k½ ^^;kSu mRihM+u ihfM+r** ls vfHkizk; mu efgykvksa ls gS] ftUgsa dksbZ ekufld vFkok 'kkjhfjd vk?kkr igqapk gks vFkok
;kSu vijk/k ds QyLo:i nksuksa ihM+k feyh gks] ftls /kkjk 376 ¼,½ ls ¼bZ½] /kkjk 354 ¼,½ ls ¼Mh½] /kkjk 509vkbZihlh ds rgr
j[kk tkrk gSA

¼r½ ^^ihfM+r efgyk@vU; vijk/k dh mÙkjthoh** ls vfHkizk; ml efgyk ls gS] ftls layXu vuqlwph lfgr /kkjk 304&ch]
/kkjk 326,] /kkjk 498, vkbZihlh ¼vuqlwph esa fofufnZ"V izd`fr dh 'kkjhfjd pksV ds ekeys esa½ esa mfYyf[kr fdlh vijk/k ds
QyLo:i 'kkjhfjd vFkok ekufld pksV igqaph gks] blesa pksV igqapkus ds iz;kl vkSj mlds fy, mdlkuk Hkh 'kkfey gSA

¼2 Ldhe esa iz;ksx fd;s x;s "kCnksa vksj vfHkO;fDr;ka tks ifjHkkf'kr ugha fd;s x;s gS dk ogh vFkZ gksxk tks naM izfØ;k lafgrk] 1973 rFkk Hkkjrh; naM lafgrk] 1860 esa fn;k x;k gSA

3- efgykihfM+r {kfriwfrZ fuf/k & ¼1½ ljdkj efgyk ihfM+r {kfriwfrZ fuf/k uked ,d fuf/k cuk,xh ftlesa ls fnYyh
jkT; fof/kd lsok vf/kdj.k ;k ftyk fof/kd lsok vf/kdj.k }kjk fuf'pr dh xbZ {kfriwfrZ jkf'k dk Hkqxrku efgyk ihfM+r ;k
mlds vkfJrksa dks fd;k tk,xk ftUgsa fdlh vijk/k ds ifj.kkeLo:i gkfu ;k pksV igqaph gS vkSj ftudks iquokZl dh vko';drk gSA

¼2½ efgyk ihfM+r {kfriwfrZ fuf/k esa fuEufyf[kr ?kVd gksaxs%&

¼d½ lhohlh,Q Ldhe] 2015 ls izkIr va'knkuA

¼[k½ Mh,l,y,l, dks lgk;rk vuqnku ds :i esa vkoafVr ctV jkf'k ftldk izko/kku ljdkj us okf'kZd ctV ls fd;k FkkA

¼x½ flfoy@vkijkf/kd vf/kdj.k }kjk vknsf'kr fdlh ykxr dh jkf'k tks bl fuf/k esa tek dh tkuh gksA

¼?k½ Ldhe ds [kaM 14 ds v/khu vijk/kdrkZ@vkjksih ls olwy dh xbZ {kfriwfrZ dh jkf'kA

¼³½ jkT; vFkok dsUnzh; ljdkj }kjk vuqer vUrjjk'Vªh;@jk'Vªh;@tu dY;k.kdkjh@/kekZFkZ laLFkku@laxBu rFkk
O;fDr;ksa ls izkIr nku@va'knku jkf'kA

¼p½ lh,lvkj ¼dkWiksjsV lks'ky fjLikWfUlfcyhVh½ ds rgr daifu;ksa ls ;ksxnkuA

¼3½ mDr fuf/k dk lapkyu fnYyh jkT; fof/kd lsok vf/kdj.k¼,l,y,l,½}kjk fd;k tk,xkA

4- {kfriwfrZ ds fy, ik=rk & dksbZ ihfM+r efgyk ;k mlds vkfJr] tSlh Hkh fLFkfr gks] vius fy, ykxw fofo/k
Ldheksa ls {kfriwfrZ dk vuqnku izkIr djus dh ik= gksxhA rFkkfi] lhihlh dh /kkjk 357&ch ds laca/k esa vU; Ldheksa ds rgr
mls izkIr {kfriwfrZ dh jkf'k dh] ckn esa mlds ,sls fdlh vkosnu dh ek=k dks r; djrs le;] x.kuk dj yh tk,xhA

5- Mh,l,y,l, vFkok Mh,y,l, ds l{ke vkosnu djus dh izfØ;k & ,QvkbZvkj dh vfuok;Z fjiksfVZax%&

,l,pvks@,lih@Mhlhih ,QvkbZvkj ntZ gksus ds ckn vfuok;Zr mldh lkW¶V@gkMZ dkWih dks fnYyh jkT; fof/kd lsok

izkf/kdj.k@ftyk fof/kd lsok izkf/kdj.k ls lk>k djsaxs] tks bl Ldhe ds rgr vijk/kksa ds vk;ksx ds :i esa dke djrs gSa]

ftlesa /kkjk 326&,] 354&, ls 354&Mh] 376&, ls 376&bZ] 304&ch] 498&, ¼bl vuqlwph esa 'kkfey 'kkjhfjd pksV ds ekeys

esa½ 'kkfey gksrh gSa] rkfd Mh,l,y,l,@Mh,y,l,] bfPNr ekeyksa esa] Lo&foosd ls varfje {kfriwfrZ ds vuqnku ds mís'; ls

rF;ksa dk izkjafHkd lR;kiu dj ldsaA

ihfM+r efgyk vkSj@vFkok mlds vkfJrksa vFkok ml {ks= ds ,l,pvks }kjk varfje@vafre {kfriwfrZ iznku djus ds

fy, Mh,l,y,l, vFkok lac) Mh,y,l, ds le{k vkosnu izLrqr fd, tk ldrs gSaA ;s vkosnu izFke lwpuk fjiksVZ ¼,QvkbZvkj½ dh vFkok ,slh vkijkf/kd fjiksVZ ,d izfrfyfi ds lkFk QkeZ ^tsM* esa izLrqr fd, tkus pkfg,] ftudk laKku

U;k;ky; }kjk vkijkf/kd f'kdk;r ds fy, fy;k tkrk gS vkSj ;fn miyC/k gks rks MKDVjh fjiksVZ] e`R;q izek.k i=] tks Hkh

ykxw gks vkSj ;fn eqdnek lekIr gks tk, rks mlds fu.kZ;@flQkfj'kksa dh izfr layXu dh tkuh pkfg,A

6- vkosnu tek djus dk LFkku & {kfriwfrZ ds fy, vkosnu ;k rks fnYyh jkT; fof/kd lsok izkf/kdj.k vFkok lacaf/kr

ftyk fof/kd lsok izkf/kdj.k ds le{k vFkok fnYyh jkT; fof/kd lsok izkf/kdj.k }kjk cuk, x, iksVZy ij nk;j fd;k tk ldrk gSA Mh,y,l, ds lacaf/kr lfpo Ldhe ds vuqlkj muds le{k izLrqr vkosnu@flQkfj'k ij fu.kZ; ysaxsA

Li"Vhdj.k% tSlk ekuuh; mPpre U;k;ky; }kjk y{eh cuke Hkkjr la?k ekeys esa nk;j ;kfpdk lhvkj,e,y 129@2006 esa fnukad 10-4-2015 ds vkns'kkuqlkj] ftlesa ekuuh; ftyk ,oa l= U;k;k/kh'k] ftyk/kh'k] iqfyl v/kh{kd] flfoy

ltZu@ftys ds eq[; fpfdRlk vf/kdkjh Hkh 'kkfey Fks] ,flM geys dh ihfM+rk ds ekeys esa fØfeuy batqjh dEisals'ku cksMZ

}kjk fu.kZ; fy;k tk,xkA

7- jkT; ;k ftyk fof/kd lsok vf/kdj.k }kjk iznku dh tkus okyh jkgr& Mh,l,y,l, vFkok Mh,y,l, ihfM+r O;fDr ;k mudks vkfJrksa dks lacaf/kr vuqlwph esa fofufnZ’V lhek rd {kfriwfrZ iznku dj ldrh gSA

8- {kfriwfrZ iznku djrs le; fopkj.kh; rF; & fdlh ekeys fu.kZ; nsrs le; Mh,l,y,l,@ Mh,y,l, ihfM+r O;fDr dh gkfu ;k pksV laca/kh fuEufyf[kr rF;ksa ij fopkj djsxh%&

¼1½ ihfM+r O;fDRk dks ekufld ;k “kkjhfjd gkfu ;k pksV dh xaHkhjrk rFkk vijk/k dh xaHkhjrk(

¼2½ ihfM+r O;fDr ds ekufld ;k “kkjhfjd LokLF; dh fpfdRlk esa fd, x, ;k laHkkfor [kpZ] vafre laLdkj] iwNrkN@tk¡p@eqdnes ¼[kqjkd ds [kpZ dks NksM+dj½ ij fd;k x;k ;k gksus okyk [kpZ(

¼3½ vijk/k ds ifj.kkeLo:i “kSf{kd voljksa dh gkfu ftleas ekufld vk?kkr] “kkjhfjd pksV] bZykt] tk¡p rFkk vijk?k

ds eqdnes ;k fdlh vU; dkj.k ls Ldwy@dkWyst ls vuqifLFkfr lfgr(

¼4½ vijk/k ds ifj.kkeLo:i “kSf{kd voljksa dh gkfu ftleas ekufld vk?kkr] “kkjhfjd pksV] bZykt] tk¡p rFkk vijk?k

ds eqdnes ;k fdlh vU; dkj.k “kkfey gS(

¼5½ vijk/kh dk ihfM+r ds lkFk laca/k] ;fn dksbZ gS(

¼6½ D;k ;g vijk/k vdsyh ?kVuk Fkh ;k vijk/k fdlh vof/k ds nkSjku gqvk(

¼7½ D;k vijk/k ds ifj.kke Lo:i ihfM+rk xHkZorh gqbZ gS] D;k mls MkDVjh rjhds ls xHkZikr mlus ,d cPps dks tUe fn;k] lkFk gh ml iM+h(

¼8½ D;k ihfM+rk dks vijk/k ds QyLo:i laØked ;kSu jksx gqvk(

¼9½ D;k ihfM+r dks vijk/k ds ifj.kke Lo:i ,pvkbZoh gqvk gS(

¼10½ vijk/k ds ifj.kkeLo:i ihfM+r dks vU; viaxrk(

¼11½ ftl ihfM+r ij vijk/k gqvk gS mldh foÙkh; fLFkfr rkfd mlds iquokZl dh vko';drk dks lqfuf'pr fd;k tk lds vkSj iqu% ,dhdj.k dh t:jrksa dks fu/kkZfjr fd;k tk ldsA

¼12½ e`R;q dh fLFkfr esa e`rd dh vk;q mldh ekfld vk; vkfJrksa dh la[;k thou laHkkouk] Hkkoh inksUufr@mUufr dh laHkkouk vkfnA

¼13½ vU; dksbZ rF; ftls Mh,l,y,l,@Mh,y,l, U;k;ksfpr vkSj i;kZIr le>rk gSA

9-- {kfriwfrZ iznku djus dh izfØ;k & ¼1½ tgka Hkh U;k;ky; us fnYyh jkT; fof/kd lsok vf/kdj.k ;k ftyk fof/kd lsok vf/kdj.k dks lafgrk dh /kkjk 357d dh mi/kkjk ¼2½ rFkk ;k ¼3½ ds v/khu {kfriwfrZ ds fy, U;k;ky; us laLrqfr dh gS ;k lafgrk dh /kkjk 357d dh mi/kkjk ¼4½ ds v/khu fdlh ihfM+r ;k mlds vkfJrksa }kjk vkosnu fd;k x;k gS rks varfje eqvkots ds fy, ;g igys ls gh ihfM+rksa dh {kfriwfrZ dh vko';drk dk fu.kZ; djsa rFkk ihfM+r dh igpku djsA vfre eqvkots ds laca/k esa tkap djsxk rFkk vijk/k ds ifj.kkeLo:i gkfu@pksV rFkk iquokZl laca/kh nkos ds igyqvksa dh tkap djsxk rFkk lacaf/kr O;fDr;ksa ls nkos ij fopkj ds fy, vU; izklafxd vko';d tkudkjh ekax ldrk gSA

izko/kku gS fd vR;f/kd ijs'kkuh rFkk xaHkhjrk ds viokn ekeyksa esa rFkk rstkc ds geys ds lHkh ekeyksa esa vijk/k fd, tkus ds i'pkr~ fdlh Hkh le; Mh,l,y, dk lnL; lfpo ;k fo'ks"k lfpo ;k lfpo] Mh,y,l,] ihfM+r@vkfJr ds vkosnu ij rF;ksa dh izkFkfed tkap djokus ds i'pkr~ izR;sd ekeys esa ifjfLFkfr;ksa esa ;Fkkisf{kr vUrfje jkgr iznku djus ds fy, dk;Zokgh dj ldrk gSA

¼2½ lafgrk dh /kkjk 357d dh mi/kkjk ¼5½ ds vUrxZr fuf'pr dh xbZ tkap dks iw.kZr;k rRijrk ls vkSj fdlh Hkh fLFkfr esa nkok@;kfpdk ;k flQkfj'k dh izkfIr ls lkB fnuksa ds Hkhrj iw.kZ fd;k tk,xk vkSj ;g vof/k fdlh Hkh ekeys esa 60 fnuksa ls vf/kd u gksA

mica/k gS fd rstkc geys ds ekeyksa esa ihfM+r dks Mh,l,y,l,@Mh,y,l, dks ekeys dh lwpuk fn, tkus ij ihfM+r dks 15 fnu ds Hkhrj ,d yk[k #i;s dh jkf'k iznku dh tk,xhA varfje {kfriwfrZ iznku djus ds vkns'k dks ekeys dh lwpuk fn, tkus ij 7 fnu ds Hkhrj Mh,l,y,l,@Mh,y,l, ikfjr djsaxh rFkk Mh,l,y,l,@Mh,y,l, vkns'k ikfjr gksus ds 8 fnu ds Hkhrj {kfriwfrZ dk Hkqxrku djsxh izFke Hkqxrku ds i'pkr~ ihfM+r dks 2 yk[k #i;s dh jkf'k ;Fkk'kh?kz rFkk
vfuok;Z nks ekg ds Hkhrj iznku djsxhA*

vkxs mica/k gS fd ihfM+r dks bl Ldhe ds vUrxZRk Lohdk;Z vf/kd jkf'k Hkh iznku dh tk ldrh gSA

¼3½ ekeys ij fopkj djus ds i'pkr~ Mh,l,y,l,@Mh,y,l,] tSlh Hkh fLFkfr gks] LOk;a lger gksus ds i'pkr~ ;k ihfM+r ;k mlds vkfJrksa dks Ldhe ds [kaM 8 esa of.kZr rF;ksa] ftldk 'ksM~;wy bl Hkkx esa tksM+k x;k gS] ds vk/kkj ij fdruh {kfriwfrZ nh tk,A rFkkfi] visf{kr ekeyksa esa] ntZ fd, tkus okys dkj.kksa esa] Åijh lhek c<+kbZ tk ldrh gSA

* fnukad 9-11-2016 ds Kkiu la[;k 24013@94@fo0@2014&lh,lvkj&3@Hkk0l0@x`g ea=k0 ds vuqlkj ,flM geys ds ihfM+rksa dks iz/kkuea=h jk"Vªh; jkgr dks"k ls vfrfjDr ,d yk[k #i;s dh jkf'k izkIr gks ldsxh ¼izfr layXu½A

,sflM geys ds ihfM+rksa dks dsUnzh; ihfM+r {kfriwfrZ fuf/k fn'kk&funsZ'k] 2016] la[;k 24013@94@fo0@2014&lh,lvkj&III@ Hkk0l0@x`g ea=k0 ds vuqlkj lacaf/kr jkT;@la?k jkT; {ks= dks mijksDr {kfriwfrZ jkf'k ds vykok ftls vko';drk gksxh og vfrfjDr fo'ks"k foÙkh; lgk;rk ds :i esa ikap yk[k #i;s izkIr djus dk Hkh ik= gksxkA

blds vfrfjDr] ;fn ihfM+rk ukckfyx gks] rks {kfriwfrZ dh lhek] bl Hkkx esa tksMs+ x, ifjf'k"V esa mfYyf[kr jkf'k ls 50izfr'kr vf/kd gksxhA

¼4½ Mh,l,y,l,@Mh,y,l, bl Ldhe ds lqpk: fØ;kUo;u gsrq fdlh lacaf/kr vf/kdj.k@LFkkiuk@O;fDr@iqfyl@U;k;ky; ;k fo'ks'kK ls fjdkMZ ekax ldr

¼5½ ;fn Vªk;y@vihyh; U;k;ky; ;g fu"d"kZ nsrk gS fd vkijkf/kd f'kdk;r vkSj vkjksi >wBs Fks] rks fof/kd lsok izkf/kdj.k Vªk;y dksVZ ds le{k bl Ldhe ds rgr vkaf'kd vFkok iw.kZ :i esa nh xbZ {kfriwfrZ] ;fn dksbZ gks] dh olwyh djus] tSls ;g dksbZ tqekZuk gks] ds fy, dk;Zokgh dj ldrk gSA

10- vkns'k fjdkMZ esa j[ks tk,axs & bl Ldhe ds vUrxZr ikfjr varfje vFkok vafre {kfriwfrZ ds vkns'k dh izfrfyfi Vªk;y dksVZ ds fjdkMZ esa j[kh tkuh pkfg, rkfd Vªk;y dksVZ lafgrk dh /kkjk 357 ds rgr {kfriwfrZ ds leqfpr vkns'k ikfjr dj ldsA ;fn ekeys dh tkap ckdh gks rks vkns'k dh ,d lR;kfir izfrfyfi tkap vf/kdkjh dks rFkk lkFk gh ihfM+rk@mlds vkfJr dks] tSlk Hkh ekeyk gks] miyC/k djkbZ tk,xhA

11- {kfriwfrZ ds forj.k dk rjhdk & ¼1½ izkIr {kfriwfrZ dh jkf'k dk fooj.k Mh,l,y,l, }kjk fd;k tk,xk] ftlesa ml jkf'k dks cSad esa ihfM+rk@vkfJr ds la;qDRk vFkok ,dy [kkrksa esa tek fd;k tk,xkA ;fn ihfM+rk dk dksbZ cSad [kkrk ugha gS] rks lac) Mh,y,l, ihfM+rk ds uke ls cSad [kkrk [kqyokus dh O;oLFkk djsxk vkSj ;fn ihfM+rk ukckfyx gks rks mlds

vfHkHkkod ds lkFk vFkok ukckfyx ;fn fdlh cky laj{k.k laLFkku esa gks] rks laLFkku ds v/kh{kd dks mldk vfHkHkkod ekudj mldk cSad [kkrk [ksyk tk,xkA rFkkfi] ;fn ihfM+r dksbZ fons'kh gks vFkok fj¶;wth gks] rks {kfriwfrZ dS'k dkMksZa ds ek/;e ls Hkh forfjr dh tk ldrh gSA

varfje jkf'k iw.kZ :i ls forfjr dh tk,xh] gkykafd tgka rd vafre {kfriwfrZ dh jkf'k dk laca/k gS] tek dh xbZ jkf'k dk 75izfr'kr ¼fiNRrj izfr'kr½ de ls de rhu o'kZ dh vof/k ds fy, lkof/k tek esa Mkyk tk,xk vkSj "ks'k 25izfr'kr ¼iPphl izfr'kr½ mi;ksx vkSj ihfM+r@vkfJr] tSlh Hkh fLFkfr gks] dks izkjafHkd [kpZ ds fy, iznku fd;k tk,xkA

¼2½ vOk;Ld ds ekeys esa vokMZ dh xbZ {kfriwfrZ dh jkf'k dk 80izfr'kr lkof/kd tek [kkrk esa tek fd;k tk,xk vkSj blds O;oLd vk;q izkIr gksus ij fudkyk tk ldsxkA ijUrq tek djus ds rhu o'kZ ls igys ugha fudkyk tk ldsxkA

izko/kku gS fd viokn ekeyksa esa f'k{kk ;k fpfdRlk ;k vU; ck/;dkjh vkSj ykHkdkjh dh rkRdkfyd vko';drkvksa dks ns[krs gq, Mh,l,y,l,@Mh,y,l, ds foosd ij jkf'k fudkyh tk ldrh gSA

¼3½ ;fn jkf'k lkoaf/kd tek ds :i esa gSa rks bldk C;kt lh/ks cSd esa ihfM+r@vkfJr ds cpr [kkrs esa ekfld :i ls lh/ks tek fd;k tk,xk ftls ykHkkFkhZ ekfld :i ls fudky ldrk gSA

12- ihfM+r dks varfje jkgr %&fnYyhjkT; fof/kd lsok vf/kdj.k ;k ftyk fof/kd lsok vf/kdj.k] tSlh Hkh fLFkfr gks]ihfM+r@vkfJr ds vkosnu ij ;k Lor% fdlh ,sls vf/kdkjh tks iqfyl Fkkuk ds izHkkjh vf/kdkjh ds in ls de u gks ;k lacf/kr {ks= ds eftLVªsV ds izek.k ds vk/kkj ij ihfM+r O;fDr ds d'Vksa dks de djus ds fy, rRdky izkFkfed fpfdRlk lqfo/kk ;k fu%'kqYd bykt dh O;oLFkk djokus ds fy, ;k vU; dksbZ varfje jkgr ¼varfje vkfFkZd {kfriwfrZ lfgr½ iznku djus ds fy, vkns'k ns ldrk gSA

c'krsZ tSls gh Mh,l,y,l,@Mh,y,l, esa {kfriwfrZ ds fy, vkosnu izkIr gksrk gks] ihfMrk dks lfpo@Mh,y,l, vFkok lnL; lfpo@Mh,l,y,l,] fo'ks"k lfpo@Mh,l,y,l, }kjk fdlh jk"Vªh;d`r cSad ls ,d izhyksfMM dS'k dkMZ ds ek/;e ls 5]000@:0 dh jkf'k vFkok tSlk ekeys esa vko';d gks] 10]000@&#i;s rd dh jkf'k rRdky lkSaih tk,xhA

c'krsZa bl izdkj nh tkus okyh varfje jkgr] bl Hkkx ds 'ksM~;wy ds vuqlkj lkSih tkus okyh vf/kdre {kfriwfrZ jkf'k] tks dqy feykdj ihfM+rk dks lkSaih tk,xh] 25izfr'kr ls de ugha gksuh pkfg,A

vkxs ;g Hkh mica/k gS fd rstkc geys ds ekeys esa fnYyhjkT; fof/kd lsok vf/kdj.k ;k ftyk fof/kd lsok vf/kdj.k dh lwpuk dk ekeyk vkus ds 15 fnu ds Hkhrj ,d yk[k #i;s dh jkf'k nh tk;sxhA varfje {kfriwfrZ iznku djus ds vkns'k dks ekeys dh lwpuk fn, tkus ij 7 fnu ds Hkhrj Mh,l,y,l,@Mh,y,l, ikfjr djsaxh rFkk Mh,l,y,l, vkns'k ikfjr gksus ds 8 fnu ds Hkhrj {kfriwfrZ dk Hkqxrku djsxh ihfM+r dks 2 yk[k #i;s dh jkf'k ;Fkk'kh?kz rFkk vfuok;Z nks ekg ds Hkhrj iznku djsxhA

13- ihfM+r@vkfJrksa dks fn;s x;s {kfriwfrZ vokMZ dh olwyh & lafgrk dh /kkjk 357 , dh mi/kkjk ¼3½ ds izko/kkuksa dh "krZ ij fnYyhjkT; fof/kd lsok vf/kdj.k mi;qDr ekeyksa esa fdlh l{ke U;k;ky; esa ihfM+r

;k mlds vkfJrksa dks gkfu ;k pksV igqpus ds ifj.kkeLo:i {kfriwfrZ ds fy, l{ke U;k;ky; esa eqdnek nk;j dj ldrh gSA

olwyh dh xbZ jkf'k] ihfM+r efgyk {kfriwfrZ fuf/k esa tek dh tk,xhA

14 fuHkZjrk izek.k&i= %& fuHkZjrk izek.k&i= tkjh djus ds fy, l{ke izkf/kdkjh 15 fnu dh vof/k eas izek.k&i= tkjh djsxk vkSj fdlh Hkh fLFkfr esa vof/k c<kbZ ugha tk,xkA

cs'krsZ fd fuHkZjrk izek.k i= tkjh u fd, tkus ds fdlh ekeys esa 15 fnu dh vof/k lekIr gksus ds i'pkr fnYyh jkT; fof/kd lsok vf/kdj.k ;k ftyk fof/kd lsok vf/kdj.k nkok dÙkkZ ls dk;Zokgh “kq: dj ldrk gSA

15- ukckfyx ihfM+rk & ;fn ihfM+rk ,d vukFk ukckfyd gS] ftlds ekrk&firk vFkok fof/kd vfHkHkkod u gksa] rks QkSjh jkgr vFkok vafrfje jkgr ml cPph ds cSad [kkrs esa tek dh tk,xh] tks [kkrk ml cky lq/kkj laLFkku ds v/kh{kd dks vfHkHkkod ds :i esa j[kdj [kksyk x;k gks] tgka og cPph jgrh gS vFkok ,slk u gksus dh fLFkfr esa mDr [kkrk MhMhvks@,lMh,e] tSlk Hkh fLFkfr gks] dks vfHkHkkod ds :i esa j[kdj [kksyk tk,xkA

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HOME (POLICE–II) DEPARTMENT

NOTIFICATION

Delhi, the 27th June, 2019

F.No. 11/35/2010/HP-II/2677-2693.—In exercise of the powers conferred by section 357A of the Code of Criminal Procedure, 1973 (2 of 1974), the Lt. Governor of National Capital Territory of Delhi, in coordination with the Central Government, hereby approves the following Scheme for providing funds for the purpose of compensation to the victims or their dependents who have suffered loss or injury as a result of the crime and who require rehabilitation.

Preface

On 29 November, 1985 at its 96th plenary session, The General Assembly of the United Nations, adopted The UN Declaration of Basic Principles of Justice for Victims of Crime and Abuse of Power. This brought the dawn of a new era by emphasising the need to set norms and minimum standards in International law for the protection of victims of crime. The U.N. Declaration recognised four major components of the rights of victims of crime –

1. Access to justice and fair treatment;

2. Restitution;

3. Compensation;

4. Assistance.

The Declaration was implemented by introducing Sec. 357A in the Code of Criminal Procedure, 1973. State of Delhi was amongst the frontrunners who came up with specific Scheme for compensation of Victims of Crime by State.

Every Victim of Crime undergoes immense physical, emotional and mental trauma apart from economic losses. State as a custodian of all Fundamental Constitutional Rights is not only legally but also morally and socially bound to come to the rescue of Victims and provide them all help and succour so that they can overcome their trauma, both emotionally as well as financially.

The nature and extent of victimization has to be adequately understood considering the social and stark financial disparity amongst our Citizens. The rights and rehabitational needs of each victim have to be minutely gauged, recognized and redressed. They deserve our attention and help.

Keeping this in consideration, **The Delhi Victims Compensation Scheme, 2011** was promulgated which was replaced by the **Delhi Victims Compensation Scheme, 2015** which has been in force with effect from 23.12.2016.

Subsequently, the matter of Compensation to victims of Crime and more specifically women victims came up before the **Hon'ble Supreme Court of India in W.P. (C) No. 565/2012 titled Nipun Saxena Vs. Union of India** where the Hon'ble Supreme Court opined that "*it would be appropriate if NALSA sets up a Committee of about 4 or 5 persons who can prepare Model Rules for Victim Compensation for sexual offences and acid attacks taking into account the submissions made by the learned Amicus".*

National Legal Services Authority (hereinafter referred to as NALSA), thereafter, set up a committee for preparation of Model Scheme. The Committee held rounds of meetings and it was decided to prepare a separate "Chapter" or a "Sub-Scheme" within the existing Victim Compensation Scheme for victims of sexual assault. The Committee drafted Part – II of the Victims Compensation Scheme, namely the **Compensation Scheme for Women Victims/Survivors of Sexual Assault/other Crimes** and submitted the same before the Hon'ble Supreme Court of India on 24.04.2018.

On 11.05.2018, Hon'ble Supreme Court directed all the State Governments/UT Administrations to implement the same in their respective States/UTs. Thereafter, vide order dated 25.07.2018, the Hon'ble Supreme Court observed that there was no objection to the Scheme and was pleased to accept the same and observed that it should be given vide publicity and implemented in letter and spirit.

Hence, the Delhi Victims Compensation Scheme now contains two Parts and Part II is for Women Victim/Survivors of Sexual Assault/Other Crimes and the first part is for other Categories of Victims.

1.SHORT TITLE AND COMMENCEMENT — (1) This Scheme may be called the Delhi Victims Compensation Scheme, 2018.

(2) It shall be deemed to come into force on the Second day of October, 2018.

(3) It shall apply to the victims and their dependent(s) who have suffered loss, injury,

as the case may be, as a result of the offence committed and who require

rehabilitation.

2. DEFINITIONS —(1) In this Scheme, in Part-I, unless the context otherwise requires:—

(a) "Code" means the Code of Criminal Procedure, 1973 (2 of 1974);

(b) "Dependent" includes wife, husband, father, mother, grandparents, unmarried daughter and minor children of the victim as determined by the Delhi State Legal Services Authority or District Legal Services Authority on the basis of report of Sub-Divisional Magistrate of the concerned area/Station House Officer/Investigating Officer or on the basis of material placed on record by the dependents by way of affidavit or on its own enquiry.

(c) "District Legal Services Authority" means the District Legal Services Authority (DLSA) constituted under section 9 of the Legal Services Authorities Act, 1987 (Act 39 of 1987) for a District of the National Capital Territory of Delhi;

(d) "Form" means a form appended to this Scheme;

(e) "Fund" means the Victims Compensation Fund constituted under clause 3 of this Scheme;

(f) "Government" means "Lieutenant Governor of National Capital Territory";

(g) "Offence" means any of the offences mentioned in the Indian Penal Code, 1860 (45 of 1860) or in any other law for the time being in force;

(h) "Penal Code" means Indian Penal Code,1860 (45 of 1860);

(i)"Schedule" means the Schedule appended to this Scheme;

(j) "State Legal Services Authority" means the Delhi State Legal Services Authority (DSLSA), as defined in the Legal Services Authorities Act, 1987 (39 of 1987)

(k) "Victim" means a person who has suffered loss or injury as a result of the offence and in the case of his death, the expression 'victim' shall mean to include his or her guardian or legal heir;

(2) Words and expressions used in this Scheme and not defined, shall have the same meaning as assigned to them in the Code of Criminal Procedure,1973 and the Indian Penal Code,1860.

3. VICTIMS COMPENSATION FUND — (1) There shall be a Fund, namely, the Victims Compensation Fund, from which the amount of compensation, as decided b s Authority or District Legal Services Authority,

shall be paid to the victims or their dependent(s) who have suffered loss or injury as a result of an offence and who require rehabilitation.

(2) The 'Victims Compensation Fund' shall comprise the following:-

(a) Budgetary allocation *in the shape of Grants-in-aid to DSLSA* for which necessary provision shall be made in the Annual Budget by the Government;

(b) Receipt of amount of fines imposed (under section 357 of the Code of Criminal Procedure, 1973 (2 of 1974) and ordered to be deposited by the courts in the Victims Compensation Fund.

(c) Amount of compensation recovered from the wrongdoer/accused under clause 14 of the Scheme;

(d) Amount of compensation returned by the person receiving the compensation as per Form 'II' if any;

(e) Donations/contributions from International/National/Philanthropist/Charitable Institutions/ Organizations and individuals.

(f) Contributions received from Companies under Section 135 of the Companies Act, 2013.

(3) The said Fund shall be operated by the Delhi State Legal Services Authority (DSLSA).

4. ELIGIBILITY FOR COMPENSATION — The victim or his/her dependent(s), as the case may be, shall be eligible for the grant of compensation after satisfying the criteria that he/she should not have been compensated for the loss or injury under any other scheme of the Central Government or the Government:

Provided that an affidavit of victim or his/her dependent(s), as the case may be, shall be sufficient unless the State or District Legal Services Authority, as the case may be, directs otherwise for the reasons to be recorded.

Provided also that the amount of compensation received under any other scheme shall be adjusted from the compensation payable hereunder and only the remainder shall be payable by the DSLSA.

5. **PROCEDURE FOR MAKING APPLICATION BEFORE THE STATE OR DISTRICT LEGAL SERVICES AUTHORITY** — An application for the award of interim/ final compensation can be filed by the Victims and/or their Dependents or the SHO of the area and it shall be submitted in Form 'I' along with a copy of the First Information Report (FIR), medical report, death certificate, if available, copy of judgment/ recommendation of court if the trial is over, to the State or District Legal Services Authority.

6. **PLACE OF FILING OF APPLICATION** -- The application/recommendation for compensation can be moved either before the Delhi State Legal Services Authority or the concerned District Legal Services Authority. The Secretary of the respective DLSA shall decide the application/ recommendation moved before him/her as per Scheme. The DSLSA in turn can retain, enquire and decide the matters itself or may call for any application/recommendation moved before any of the District Legal Services Authorities for disposal.

7. **RELIEFS THAT MAY BE AWARDED BY THE STATE OR DISTRICT LEGAL SERVICES AUTHORITY**—The State or District Legal Services Authority may award compensation to the victims or their dependents to the extent as specified in schedule hereto.

8. **FACTORS TO BE CONSIDERED WHILE AWARDING COMPENSATION –** While deciding a matter, the Delhi State Legal Services Authority/District Legal Services Authority may take into consideration following factors relating to the loss or injury suffered by the victim:

(1) Gravity of the offence and severity of mental or physical harm or injury suffered by the victim;

(2) Expenditure incurred or likely to be incurred on the medical treatment for physical and/or mental health of the victim, funeral, travelling during investigation/ inquiry/ trial(other than diet money);

(3) Loss of educational opportunity as a consequence of the offence, including absence from school/college due to mental trauma, bodily injury, medical treatment, investigation and trial of the offence, or any other reason;

(4) Impact on employment as a result of the offence, including absence from place of employment due to mental trauma, bodily injury, medical treatment, investigation and trial of the offence, or any other reason;

(5) The relationship of the victim to the offender, if any;

(6) Whether the abuse was a single isolated incidence or whether the abuse took place over a period of time;

(7) Whether the victim contracted a sexua any other disease as a result of the offence;

(8) Whether the victim contracted human immunodeficiency virus (HIV) as a result of the offence;

(9) Any disability suffered by the victim as a result of the offence and nature and extent of the disability;

(10) Financial condition of the victim against whom the offence has been committed so as to determine his/her need for rehabilitation.

(11) Financial loss to the victim or dependents extent and period of the same.

(12) In case of death, the age of deceased, his monthly income, number of dependents, life expectancy, future promotional/growth prospects etc.

(13) Or any other factor which the DSLSA/DLSA may consider just and sufficient.

9. GROUNDS FOR DECLINING THE COMPENSATION — The State or District Legal Services Authority, as the case may be, may decline the compensation giving adequate reasons reduced in writing.

10. PROCEDURE FOR GRANT OF COMPENSATION — (1) Wherever, a recommendation is made by the court for compensation under sub-sections (2) and/or (3) of section 357A of the Code, or an application is made by any victim or their dependent(s), under sub-section (4) of section 357A of the Code, to the Delhi State Legal Services Authority or District Legal Services Authority, it shall examine the case and verify the contents of the claim with regard to the loss/injury and rehabilitation as a result of the crime and may also call for any other relevant information necessary for consideration of the claim from the concerned:

Provided that in exceptional cases of utmost hardship and gravity and in all acid attack cases, at any time after commission of the offence, the Member Secretary/Special Secretary of DSLSA or Secretary, DLSA may suo motu or on an application by the victims/dependents may after preliminary verification of the facts proceed to grant such relief (including interim monetary compensation) as may be required in the circumstances of each case.

(2) The inquiry as contemplated under sub-section(5) of section 357A of the Code, shall be completed expeditiously and the period in no case shall exceed beyond sixty days from the receipt of the claim/petition or recommendation, :

* Provided that in cases of acid attack an amount of Rs. One lakh shall be paid to the victim within 15 days of the matter being brought to the notice of DSLSA/ DLSA. The order granting interim compensation shall be passed by the DSLSA/DLSA within 7 days of the matter being brought to its notice and the DSLSA shall pay the compensation within 8 days of passing of order. Thereafter, an amount of Rs. 2 lakhs shall be paid to the victim as expeditiously as possible and positively within two months of the first payment:

Provided further that the victim may also be paid such further amount as is admissible under this Scheme.

(3) After consideration of the matter, the DSLSA or DLSA, as the case may be, upon its satisfaction, shall decide the quantum of compensation to be awarded to the victim or his/her dependent(s) taking into account the factors enumerated in Clause 8 of the Scheme.

(4) The award of compensation under this Scheme shall be subject to the condition that if later on the trial court while passing the Judgment orders the accused person to be pay any amount by way of compensation under section 357 of the Code, the victim shall refund the amount of compensation awarded under this Scheme, or the amount of compensation received in pursuance of the order passed under section 357 of the Code, whichever is less. An Undertaking in Form "II" hereto shall be obtained by the Disbursing Authority from the victim before the disbursal of the compensation amount under this Scheme.

(5) The cases covered under the Motor Vehicles Act, 1988 (Act 59 of 1988) wherein the compensation is to be awarded by the Motor Accidents Claims Tribunal, shall not be covered under this Scheme.

(6) The DSLSA/DLSA may call from any record or take assistance from any Authority/Establishment/Individual/Police/ Court concerned or expert for smooth implementation of the Scheme.

(7) In case after the disbursement of compensation, at any stage it comes to the notice of DSLSA/DLSA that any relevant fact shared with it during the inquiry for compensation was false, the Authority can initiate proceedings for recovery of part/full compensation awarded after affording an opportunity of being heard to the beneficiary.

** (In terms of Order of Hon'ble Supreme Court in W.P.(Crl.) No. 129/2006, titled Laxmi v. Union of India & ors. Dt. 18.07.2013)*

11. **THE ORDER TO BE PLACED ON RECORD —** Copy of the order of compensation passed under this Scheme shall be placed on record of the trial Court so as to enable the trial Court to pass an appropriate order of compensation under section 357 of the Code.

12. METHOD OF DISBURSEMENT OF COMPENSATION — (1) The amount of compensation so awarded shall be disbursed by the DSLSA by depositing the same in a Nationalized Bank or if the branch of a Nationalized Bank is not in existence, it shall be deposited in the branch of a scheduled commercial bank, in the joint or single name of the victim/dependent(s). In case the victim does not have any bank account, the DLSA concerned would facilitate opening of a bank account in the name of the victim and in case the victim is a minor alongwith a guardian or in case, minor is in a child care institution, the bank account shall be opened with the Superintendent of the Institution as Guardian. However, in case the victim is a foreign national or a refugee, the compensation can be disbursed by way of cash cards. Out of the amount so deposited, 75% (seventy five percent) of the same shall be put in a fixed deposit for a minimum period of three years and the remaining 25% (twenty five percent) shall be available for utilization and initial expenses by the victim/dependent(s), as the case may be.

(2) In the case of a minor, 80% of the amount of compensation so awarded, shall be deposited in the fixed deposit account and shall be drawn only on attainment of the age of majority, but not before three years of the deposit:

Provided that in exceptional cases, amounts may be withdrawn for educational or medical or other pressing and urgent needs of the beneficiary at the discretion of the DSLSA/ DLSA.

(3) The interest on the sum, if lying in FDR form, shall be credited directly by the bank in the savings account of the victim/dependent(s), on monthly basis which can be withdrawn by the beneficiary.

13. INTERIM RELIEF TO THE VICTIM — The Delhi State Legal Services Authority or District Legal Services Authority, as the case may be, may order for immediate first-aid facility or medical benefits to be made available free of cost or any other interim relief (including interim monetary compensation) as deemed appropriate, to alleviate the suffering of the victim on the certificate of a police officer, not below the rank of the officer-in-charge of the police station, or a Magistrate of the area concerned or on the application of the victim/ dependents or suo moto:

Provided that the, interim relief so granted shall not be more than Rs. 50,000/-(Rupees Fifty thousand) in any case except in cases of extreme hardship and gravity of the offence where an order may be passed for the reasons to be recorded in writing:

* Provided further that in cases of acid attack a sum of Rs. One lakh shall be paid to the victim within fifteen days of the matter being brought to the notice of DSLSA/DLSA. The order granting interim compensation shall be passed by the DSLSA/DLSA within seven days of the matter being brought its notice and the DSLSA shall pay the compensation within eight days of passing of order. Thereafter an additional sum of Rs.two lakhs shall be awarded and paid to the victim as expeditiously as possible and positively within two months.

14. MEDICAL TREATMENT TO THE VICTIM – In cases where the victim needs continuous or multiple medical treatments/surgical interventions, the DSLSA shall forward the case, at the earliest, to the Government of NCT of Delhi, which shall ensure free of cost treatment to the victim, from any Government Hospital, as the case may be. The DSLSA shall follow up the matter and facilitate grant of the same to the victim.

15. **RECOVERY OF COMPENSATION AWARDED TO THE VICTIM OR HIS/HER DEPENDENT(S)** — Subject to the provisions of sub-section(3) of section 357A of the Code, the Delhi State Legal Services Authority, in proper cases, may institute proceedings before the competent court of law for recovery of the compensation granted to the victim or his/ her dependent(s) from person(s) responsible for causing loss or injury as a result of the crime committed by him/her.

16. DEPENDENCY CERTIFICATE — The authority empowered to issue the dependency certificate shall issue the same within a period of fifteen days and, in no case, this period shall be extended:

Provided that the DSLSA/DLSA, in case of non-issuance of Dependency Certificate, after expiry of 15 days, may proceed on the basis of an affidavit to be obtained from the claimant.

17. LIMITATION – Under the Scheme, no claim made by the victim or his/her dependent(s), under sub-section (4) of section 357A of the Code, shall be entertained after a period of three years from the date of occurrence of the offence or conclusion of the trial.

** (In terms of Order of Hon'ble Supreme Court in W.P.(Crl.) No. 129/2006, titled Laxmi v. Union of India & ors. Dt. 18.07.2013)*

18. REPEAL & SAVINGS –(1)The Delhi Victims Compensation Scheme, 2015 is hereby repealed.

(2) Nothing in this Scheme shall prevent Victims or their dependents from instituting any Civil Suit or Claim against the perpetrator of offence or any other person indirectly responsible for the same.

SCHEDULE

S.No.	*Particulars of loss or injury*	*Minimum Limit of compensation*	*Upper Limit of compensation*
1.	Loss of Life	Rs. 3 Lakhs	Rs. 10 Lakhs
2.	Unnatural Sexual Assault	Rs. 2 Lakhs	Rs. 5 Lakhs
3.	Loss of any Limb or part of body resulting in 80% permanent disability or above	Rs. 2 Lakhs	Rs. 5 Lakhs
4.	Loss of any Limb or part of body resulting in 40% and below 80% permanent disability	Rs. 1 Lakh	Rs. 3 Lakhs
5.	Loss of any limb or part of body resulting in above 20% and below 40% permanent disability	Rs. 50,000/-	Rs.2 Lakhs
6.	Loss of any limb or part of body resulting in below 20% permanent disability	Rs. 20,000	Rs. 1 Lakh
7.	Rehabilitation of Victims of human trafficking/kidnapping	Rs. 1 Lakh	Rs. 3 Lakh
8.	Physical abuse of minor	Rs. 2 Lakhs	Rs. 5 Lakhs
9.	Grievous injury including injury resulting in surgery/serious damage to vital organs	Rs. 50,000	Rs. 2 Lakhs
10.	Victims of Burning, in case of disfigurement-		
a.	In case of more than 50%	Rs. 5 Lakhs	Rs. 7 Lakhs
b.	In case of 20% to 50%	Rs. 2 Lakhs	Rs. 5 Lakhs
c.	In case of less than 20%	Rs. 1 Lakh	Rs. 2 Lakhs
11.	Victims of Acid Attack-		
a.	In case of disfigurement of face.	Rs. 3 Lakhs	Rs. 7 Lakhs
b.	In case of injury more than 50%.	Rs. 5 Lakhs	Rs. 7 Lakhs
c.	In case of injury less than 50%.	Rs. 3 Lakhs	Rs. 5 Lakhs

Note: In case the victim is less than 18 years of age, the compensation amount may be increased by up to 50% more than specified above.

FORM –I

APPLICATION FOR THE AWARD OF COMPENSATION UNDER DELHI VICTIMS COMPENSATION SCHEME, 2015 FOR INTERIM/FINAL RELIEF

1.	Name of the Applicant Victim(s) or his/her/their Dependent(s)	
2.	Age of the of the Victim(s) or his/her/their Dependent(s)	
3.	(a) Father's Name	
	(b) Mother's Name	
	(c) Spouse's Name	
4.	Address of the Victim(s) or his/her/their Dependent(s)	

5.	Date and time of the Incident	
6.	Whether FIR has been lodged? If Yes, enclose Copy of FIR. If No, give status thereof.	
7.	Whether medical examination has been done? If yes, enclose Medical Report/ Death Certificate /P.M. Report.	
8.	Status of trial, if pending. If over, enclose copy of judgment and order on sentence.	
9.	Has the applicant been awarded any compensation by the trial court or any other Govt. agency. If, yes give details.	
10.	Give details of financial expenditure/ loss incurred	
11.	Have you instituted any civil suit/ claim against the perpetrator of offence. If yes give details.	

FORM –II

UNDERTAKING

To be submitted before the disbursal of the compensation under Delhi Victims Compensation Scheme, 2015 Before DSLSA/DLSA by the Victims or their Dependents)

(Strike out whichever is not applicable)

I/We ……..……. (Name of the Victim or their Dependents) S/o, D/o, W/o ……..……..……. R/o ……..…….. hereby undertake that I/We have read all the entire Delhi Victims Compensation Scheme, 2015 and after fully understanding the same, I/We have filled in this Undertaking form. I/We fully undertake that, if at a later stage, the Trial Court while passing the judgment awards compensation to me/us under Section 357 Cr.P.C. I shall inform the same DSLSA/DLSA promptly.

I/We undertake that in case the Compensation awarded to me/us U/s 357 Cr.P.C. is paid by the convict to me/us, I/We shall refund the compensation received by me/us from this Authority.

I/We also undertake that in case under the order of Trial Court, Convict compensates me/us by paying amount which is less than compensation provided to me/us under this Scheme then I/We shall refund that portion of the compensation received by me/us from this Authority.

I/We am/are aware that the first charge/duty to compensate me/us for loss or injury or rehabilitation is that on the convict and upon receipt of compensation from the convict I/We am/are supposed to refund the compensation received from this Authority under the Scheme.

I/We shall have no objection in case the amount supposed to be refunded by me/us in future is obtained by this Authority directly from the my/our Bank Account/FDR opened/prepared at the time of disbursal of compensation under the Scheme.

form is true to the best of my/our knowledge and belief.

Dated :_____

PART-II

This part shall be called **"Compensation Scheme for Women Victims/Survivors of Sexual Assault/other Crimes" 1. SHORT TITLE AND COMMENCEMENT**

(1) This part may be called the **Compensation Scheme for Women Victims/Survivors of Sexual Assault/other Crimes**, **2018**.

(2) It shall be deemed to come into force on the Second day of October, 2018.

(3) It shall apply to the victims and their dependent(s) who have suffered loss, injury, as the case may be, as a result of the offence committed and who require rehabilitation.

2. DEFINITIONS

1) In this Part, unless the context otherwise requires:—

(a) "**Code**" means the Code of Criminal Procedure, 1973 (2 of 1974);

(b) '**Dependent**' includes husband, father, mother, grandparents, unmarried daughter and minor children of the victim as determined by the State Legal Services Authority or District Legal Services Authority on the basis of the report of the Sub- Divisional Magistrate of the concerned area/Station House Officer/Investigating Officer or on the basis of material placed on record by the dependents by way of affidavit or on its own enquiry.

(c) "**District Legal Services Authority**" means the District Legal Services Authority (DLSA)constituted under section 9 of the Legal Services Authorities Act, 1987(Act 39 of 1987) for a District of the National Capital Territory of Delhi;

(d) '**Form'** means form appended to the Scheme as applicable to this part.

(e) '**Fund**' means State fund i.e. victim compensation fund constituted under the State Victim Compensation Scheme.

(f) '**Central Fund'** means funds received from CVCF Scheme, 2015.

(g) '**Women Victim Compensation Fund'** – means a fund segregated for disbursement for women victim, out of State Victim Compensation Fund and Central Fund.

[Within the State Victim Compensation Fund, a separate Bank Account shall be maintained as a portion of that larger fund which shall contain the funds contributed under CVCF Scheme by MHA, GOI contributed from Nirbhaya Fund apart from funds received from the State Victim Compensation Fund which shall be utilised only for victims covered under this Chapter]

(h) '**Government'** means 'State Government' wherever the State Victim Compensation Scheme or the State Victim Compensation Fund is in context and 'Central Government' wherever Central Government Victim Compensation Fund Scheme is in context and includes UTs.

(i) ***'Injury'*** means any harm caused to body or mind of a female.

(j) ***'Minor'*** means a girl child who has not completed the age of 18 years.

(k) '**Offence'**means offence committed against women punishable under IPC or any other law.

(l) '**Penal Code**' means Indian Penal Code,1860 (45 of 1860);

(m) '**Schedule**' means schedule applicable to this Part of the scheme.

(n) "**State Legal Services Authority**" means the Delhi State Legal Services Authority (SLSA), as defined in Section 6 of the Legal Services Authorities Act, 1987 (39 of 1987)

(o) '**Sexual Assault Victims**" means female who has suffered mental or physical injury or bothas a result of sexual offence including Sections 376 (A) to (E), Section 354 (A) to (D), Section 509 IPC.

(p) '**Woman Victim/ survivor of other crime'** means a woman who has suffered physical or mental injury as a result of any offence mentioned in the attached Schedule including Sections 304 B, Section 326A, Section 498A IPC (in case of physical injury of the nature specified in the schedule) including the attempts and abetment.

(2) Words and expressions used in this Part and not defined here, shall have the same meaning as assigned to them in the Code of Criminal Procedure,1973 or/and the Indian Penal Code,1860.

3.WOMEN VICTIMS COMPENSATION FUND—

(1) There shall be a Fund, namely, the Women Victims Compensation Fund from which the amount of compensation, as decided by the Delhi State Legal Services Authority or District Legal Services Authority, shall be paid to the women victim or her dependent(s) who have suffered loss or injury as a result of an offence and who require rehabilitation.

(2) The 'Women Victims Compensation Fund' shall comprise the following:- (a) Contribution received from CVCF Scheme, 2015.

(b) Budgetary allocation in the shape of Grants-in-aid to DSLSA for which necessary provision shall be made in the Annual Budget by the Government;

(c) Any cost amount ordered by Civil/Criminal Tribunal to be deposited in this Fund.

(d) Amount of compensation recovered from the wrongdoer/accused under clause 14 of the Scheme;

(e) Donations/contributions from International/ National/ Philanthropist/ Charitable Institutions/ Organizations and individuals permitted by State or Central Government.

(f) Contributions from companies under CSR (Corporate Social Responsibility) (3) The said Fund shall be operated by the Delhi State Legal Services Authority (SLSA).

4.ELIGIBILITY FOR COMPENSATION –

A woman victim or her dependent (s) as the case may be, shall be eligible for grant of compensation from multiple schemes applicable to her. However, the compensation received by her in the other schemes with regard to Section 357-B Cr.P.C., shall be taken into account while deciding the quantum in the such subsequent application.

5.PROCEDURE FOR MAKING APPLICATION BEFORE THE DSLSA OR DLSA—

Mandatory Reporting of FIRs: - SHO/SP/DCP shall mandatorily share soft/hard copy of FIR immediately after its registration with Delhi State Legal Services Authority/District Legal Services Authority qua commission of offences covered in this Scheme which include Sections 326A, 354A to 354D, 376A to 376E, 304B, 498A (in case of physical injury covered in this Schedule), so that the DSLSA/DLSA can, in deserving cases, may suo-moto initiate preliminary verification of facts for the purpose of grant of interim compensation.

An application for the award of interim/ final compensation can be filed by the Victim and/or her Dependents or the SHO of the area before DSLSA or concerned DLSA. It shall be submitted in Form 'Z' along with a copy of the First Information Report (FIR) or criminal complaint of which cognizance is taken by the Court and if available Medical Report, Death Certificate, wherever applicable, copy of judgment/ recommendation of court if the trial is over.

6. PLACE OF FILING OF APPLICATION—

The application/recommendation for compensation can be moved either before the Delhi State Legal Services Authority or the concerned District Legal Services Authority or it can be filed online on a portal to be created by Delhi State Legal Services Authority. The Secretary of the respective DLSA shall decide the application/ recommendation moved before him/her as per the Scheme.

Explanation: In case of acid attack victim the deciding authority shall be Criminal Injury Compensation Board as directed by Hon'ble Supreme Court in Laxmi vs. Union of India W.P.CRML 129/2006 order dated 10.04.2015 which includes Ld. District & Sessions Judge, DM, SP, Civil Surgeon/CMO of the district.

7.RELIEFS THAT MAY BE AWARDED BY THE STATE OR DISTRICT LEGAL SERVICES AUTHORITY. The DSLSA or DLSA may award compensation to the victim or her dependents to the extent as specified in the scheduled attached hereto.

8.FACTORS TO BE CONSIDERED WHILE AWARDING COMPENSATION –

While deciding a matter, the Delhi State Legal Services Authority/District Legal Services Authority may take into consideration the following factors relating to the loss or injury suffered by the victim:

(1) Gravity of the offence and severity of mental or physical harm or injury suffered by the victim;

(2) Expenditure incurred or likely to be incurred on the medical treatment for physical and/or mental health including counselling of the victim, funeral, travelling during investigation/ inquiry/ trial (other than diet money);

(3) Loss of educational opportunity as a consequence of the offence, including absence from school/college due to mental trauma, bodily injury, medical treatment, investigation and trial of the offence, or any other reason; (4) Loss of employment as a result of the offence, including absence from place of employment due to mental trauma, bodily injury, medical treatment, investigation and trial of the offence, or any other reason; (5) The relationship of the victim to the offender, if any;

(6) Whether the abuse was a single isolated incidence or whether the abuse took place over a period of time; (7) Whether victim became pregnant as a result of the offence, whether she had to undergo Medical Termination of Pregnancy (MTP)/ give birth to a child, including rehabilitation needs of such child;

(8) Whether the victim contracted a sexually transmitted disease (STD) as a result of the offence;

(9) Whether the victim contracted human immunodeficiency virus (HIV) as a result of the offence;

(10) Any disability suffered by the victim as a result of the offence;

(11) Financial condition of the victim against whom the offence has been committed so as to determine her need for rehabilitation and re-integration needs of the victim.

(12) In case of death, the age of deceased, her monthly income, number of dependents, life expectancy, future promotional/growth prospects etc.

(13) Or any other factor which the DSLSA/DLSA may consider just and sufficient.

9.PROCEDURE FOR GRANT OF COMPENSATION—

(1) Wherever, a recommendation is made by the court for compensation under sub-sections (2) and/or (3) of Section 357A of the Code, or an application is made by any victim or her dependent(s), under sub-section (4)of Section 357A of the Code, to the Delhi State Legal Services Authority or District Legal Services Authority, for interim compensation it shall prima-facie satisfy itself qua compensation needs and identity of the victim. As regards the final compensation, it shall examine the case and verify the contents of the claim with respect to the loss/injury and rehabilitation needs as a result of the crime and may also call for any other relevant information necessary for deciding the claim.

Provided that in deserving cases and in all acid attack cases, at any time after commission of the offence, Member Secretary or Special Secretary, DSLSA or Secretary, DLSA may *suo moto* or after preliminary verification of the facts proceed to grant interim relief as may be required in the circumstances of each case.

(2) The inquiry as contemplated under sub-section (5) of Section 357A of the Code, shall be completed expeditiously and the period in no case shall exceed beyond sixty days from the receipt of the claim/petition or recommendation:

Provided that in cases of acid attack an amount of Rs. One lakh shall be paid to the victim within 15 days of the matter being brought to the notice of DLSA. The order granting interim compensation shall be passed by DLSA within 7 days of the matter being brought to its notice and the DSLSA shall pay the compensation within 8 days of passing of the order. Thereafter, an amount of Rs. 2 lakhs shall be paid to the victim as expeditiously as possible and positively within two months of the first payment*

Provided further that the victim may also be paid such further amount as is admissible under this Scheme.

(3) After consideration of the matter, the DSLSA or DLSA, as the case may be, upon its satisfaction, shall decide the quantum of compensation to be awarded to the victim or her dependent(s) taking into account the factors enumerated in Clause 8 of the Scheme,as per schedule appended to this Part. However, in deserving cases, for reasons to be recorded, the upper limit may be exceeded.

Moreover, in case the victim is minor, the limit of compensation shall be deemed to be 50% higher than the amount mentioned in the Schedule appended to this Part.

** Victims of Acid attack are also entitled to additional compensation of Rs. 1 lac under Prime Minister's National Relief Fund vide memorandum no. 24013/94/Misc./2014-CSR-III/GoI/MHA dated 09.11.2016(copy attached)*

Victims of Acid Attack are also entitled to additional special financial assistance up to Rs. 5 lacs who need treatment expenses over and above the compensation paid by the respective State/UTs in terms of Central Victim Compensation Fund Guidelines-2016, no. 24013/94/Misc/2014-CSR.III, MHA/GoI

(4) The DSLSA/DLSA may call for any record or take assistance from any Authority/Establishment/Individual/ Police/Court concerned or expert for smooth implementation of the Scheme.

(5) In case trial/appellate court gives findings that the criminal complaint and the allegations were false, then Legal Services Authority may initiate proceedings for recovery of compensation, if any, granted in part or full under this Scheme, before the Trial Court for its recovery as if it were a fine.

10. **THE ORDER TO BE PLACED ON RECORD**—

Copy of the order of interim or final compensation passed under this Scheme shall be placed on record of the trial Court so as to enable the trial Court to pass an appropriate order of compensation under Section 357 of the Code. A true copy of the

order shall be provided to the IO in case the matter is pending investigation and also to the victim/dependent as the case may be.

11. **METHOD OF DISBURSEMENT OF COMPENSATION**—

(1) The amount of compensation so awarded shall be disbursed by the DSLSA by depositing the same in a Bank in the joint or single name of the victim/dependent(s). In case the victim does not have any bank account, the DLSA concerned would facilitate opening of a bank account in the name of the victim and in case the victim is a minor along with a guardian or in case, minor is in a child care institution, the bank account shall be opened with the Superintendent of the Institution as Guardian. However, in case the victim is a foreign national or a refugee, the compensation can be disbursed by way of cash cards.

Interim amount shall be disbursed in full. However, as far as the final compensation amount is concerned, 75% (seventy five percent) of the same shall be put in a fixed deposit for a minimum period of three years and the

remaining 25% (twenty five percent) shall be available for utilization and initial expenses by the victim/dependent(s), as the case may be.

(2) In the case of a minor, 80% of the amount of compensation so awarded, shall be deposited in the fixed deposit account and shall be drawn only on attainment of the age of majority, but not before three years of the deposit.

Provided that in exceptional cases, amounts may be withdrawn for educational or medical or other pressing and urgent needs of the beneficiary at the discretion of the DSLSA/ DLSA.

(3) The interest on the sum, if lying in FDR form, shall be credited directly by the bank in the savings account of the victim/dependent(s), on monthly basis which can be withdrawn by the beneficiary

12. **INTERIM RELIEF TO THE VICTIM**—

The Delhi State Legal Services Authority or District Legal Services Authority, as the case may be, may order for immediate first-aid facility or medical benefits to be made available free of cost or any other interim relief (including interim monetary compensation) as deemed appropriate, to alleviate the suffering of the victim on the certificate of a police officer, not below the rank of the officer-in-charge of the police station, or a Magistrate of the area concerned or on the application of the victim/ dependents or suo moto.

Provided that as soon as the application for compensation is received by the DSLSA/DLSA, a sum of Rs.5000/- or as the case warrants up to Rs. 10,000/- shall be immediately disbursed to the victim through preloaded cash card from a Nationalised Bank by the Secretary, DLSA or Member Secretary, DSLSA/Special Secretary, DSLSA.

Provided that the, interim relief so granted shall not be less than 25 per cent of the maximum compensation awardable as per schedule applicable to this Part, which shall be paid to the victim in totality.

Provided further that in cases of acid attack a sum of Rs. One lakh shall be paid to the victim within 15 days of the matter being brought to the notice of DSLSA/DLSA. The order granting interim compensation shall be passed by the DSLSA/DLSA within 7 days of the matter being brought to its notice and the DSLSA shall pay the compensation within 8 days of passing of order. Thereafter an additional sum of Rs.2 lakhs shall be awarded and paid to the victim as expeditiously as possible and positively within two months.

13.RECOVERY OF COMPENSATION AWARDED TO THE VICTIM OR HER DEPENDENT(S)—

Subject to the provisions of sub-section(3) of Section 357A of the Code, the Delhi State Legal Services Authority, in proper cases, may institute proceedings before the competent court of law for recovery of the compensation granted to the victim or her dependent(s) from person(s) responsible for causing loss or injury as a result of the crime committed by him/her.

The amount, so recovered, shall be deposited in Woman Victim Compensation Fund.

14. DEPENDENCY CERTIFICATE—

The authority empowered to issue the dependency certificate shall issue the same within a period of fifteen days and, in no case, this period shall be extended:

Provided that the DSLSA/DLSA, in case of non-issuance of Dependency Certificate, after expiry of 15 days, may proceed on the basis of an affidavit to be obtained from the claimant.

15. MINOR VICTIMS -

That in case the victim is an orphaned minor without any parent or legal guardian the immediate relief or the interim compensation shall be disbursed to the Bank Account of the child, opened under the guardianship of the Superintendent, Child Care Institutions where the child is lodged or in absence thereof, DDO/SDM, as the case may be.

16. LIMITATION-

Under the Scheme, no claim made by the victim or her dependent(s), under sub-section (4) of Section 357A of the Code, shall be entertained after a period of 3 years from the date of occurrence of the offence or conclusion of the trial.

However, in deserving cases, on an application made in this regard, for reasons to be recorded, the delay beyond three years can be condoned by the DSLSA/DLSAs.

17. APPEAL:

In case the victim or her dependents are not satisfied with the quantum of compensation awarded by the Secretary, DLSA, they can file appeal within 30 days from the date of receipt of order before the Chairperson, DLSA.

Provided that, delay in filing appeal may be condoned by the Appellate Authority, for reasons to be recorded, in deserving cases, on an application made in this regard.

18. SAVINGS–

(1) In case this Part is silent on any issue pertaining to Victim Compensation to Women, the provisions of Part I of the Delhi Victims Compensation Scheme, 2018 would be applicable.

(2) Nothing in this Scheme shall prevent Victims or their dependents from instituting any Civil Suit or Claim against the perpetrator of offence or any other person directly or indirectly responsible for the same.

Note: As per Order of Hon'ble Supreme Court of India in W.P. (C) No. 565/2012 titled Nipun Saxena & Anr. Vs. Union of India & Ors. dated 05.09.2018, it is clarified that this Part shall also function as a Guideline to the Special Court for the award of compensation to victims of child sexual abuse under Section 33 (8) of Protection of Children from Sexual Offences Act, 2012 and under Rule 7 of Protection of Children from Sexual Offences Rules, 2012 until the Rules are finalized by the Central Government. The Special Judge will take the provisions of the Protection of Children from Sexual Offences Act, 2012 into consideration as well as any circumstances that are special to the victim while passing an appropriate order. The guidelines will be applicable to all children as the legislation is gender neutral. The Special Judge will also pass appropriate orders regarding actual physical payment of the compensation or the interim compensation so that it is not misused or mis-utilized and it actually available for the benefit of the child victim. If the Special Judge deems it appropriate, an order of depositing the amount in an interest-bearing account may be passed.

SCHEDULE APPLICABLE TO WOMEN VICTIM OF CRIMES

S. No.	Particulars of loss or injury	Minimum Limit of Compensation	Upper Limit of compensation
1	Loss of Life	Rs. 5 Lakh	Rs. 10 Lakh
2	Gang Rape	Rs. 5 Lakh	Rs. 10 Lakh
3	Rape	Rs. 4 Lakh	Rs. 7 Lakh
4	Unnatural Sexual Assault	Rs. 4 Lakh	Rs. 7 Lakh
5	Loss of any Limb or part of body resulting in 80% permanent disability or above	Rs. 2 Lakh	Rs. 5 Lakh
6	Loss of any Limb or part of body resulting in 40% and below 80% permanent disability	Rs. 2 Lakh	Rs. 4 Lakh
7	Loss of any limb or part of body resulting in above 20% and below 40% permanent disability	Rs. 1 Lakh	Rs. 3 Lakh
8	Loss of any limb or part of body resulting in below 20% permanent disability	Rs. 1 Lakh	Rs. 2 Lakh
9	Grievous physical injury or any mental injury requiring rehabilitation	Rs. 1 Lakh	Rs. 2 Lakh
10	Loss of Foetus i.e. Miscarriage as a result of Assault or loss of fertility.	Rs. 2 Lakh	Rs. 3 Lakh
11	In case of pregnancy on account of rape*	Rs.3 Lakh	Rs.4 Lakh
12	Victims of Burning:		
a.	In case of disfigurement of case	Rs. 7 Lakh	Rs. 8 Lakh
b.	In case of more than 50%	Rs. 5 Lakh	Rs. 8 Lakh
c.	In case of injury less than 50%	Rs. 3 Lakh	Rs. 7 Lakh
d.	In case of less than 20%	Rs. 2 Lakh	Rs. 3 Lakh
13	Victims of Acid Attack-		
a.	In case of disfigurement of face.	Rs. 7 Lakh	Rs. 8 Lakh
b.	In case of injury more than 50%.	Rs. 5 Lakh	Rs. 8 Lakh
c.	In case of injury less than 50%.	Rs. 3 Lakh	Rs. 5 Lakh
d.	In case of injury less than 20%	Rs. 3 Lakh	Rs. 4 Lakh

* In case child is born out of pregnancy, Compensation or part of thereof may be disbursed in favour of child.

Note: If a woman victim of sexual assault/acid attack is covered under one or more category of the schedule, she shall be entitled to be considered for combined value of the compensation.

FORM –Z

APPLICATION FOR THE AWARD OF COMPENSATION UNDER COMPENSATION SCHEME FOR WOMEN VICTIMS/SURVIVORS OF SEXUAL ASSAULT/OTHER CRIMES, 2018 FOR INTERIM/FINAL RELIEF FOR WOMEN

1.	Name of the Applicant Victim(s) or her Dependent(s)	
2.	Age of the Victim(s) or her Dependent(s)	
3.	(a) Father's Name (b) Mother's Name (c) Spouse's Name	
4.	Address of the Victim(s) or her/their Dependent(s)	
5.	Date and time of the Incident	
6.	Whether FIR has been lodged?	
7.	Whether medical examination has been done? If yes, enclose Medical Report/ Death Certificate /P.M. Report.	
8.	Status of trial, if pending. If over, enclose copy of judgment and order on sentence.	
9.	Has the applicant been awarded any compensation by the trial court or any other Govt. agency. If, yes give details.	
10	Give details of financial expenditure/ loss incurred	
11.	Have you instituted any civil suit/ claim against the perpetrator of offence. If yes give details. Signature of the Victim/Dependent.	

By Order and in the Name of the Lt. Governor of
National Capital Territory of Delhi
O.P. MISHRA, Spl. Secy. (Home)

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ALOK KUMAR
Digitally signed by ALOK KUMAR Date: 2019.07.11