

महाराष्ट्र शासन

क्र.: याचिका ०११३/प्र.ड.१०/दिशा-६
गृह विभाग(मंत्रालय), सेंटर-१,
जागतिक व्यापार केंद्र, कफ परेड,
मुंबई- ४०० ००५.
दिनांक २ एप्रिल, २०१४.

प्रति,

- १) अप्पर मुख्य सचिव, महसूल विभाग, मंत्रालय, मुंबई.
- २) प्रधान सचिव, शालेय शिक्षण विभाग, मंत्रालय, मुंबई
- ३) प्रधान सचिव, उच्च व तंत्र शिक्षण विभाग, मंत्रालय, मुंबई
- ४) प्रधान सचिव, पर्यटन व सांस्कृतिक कार्य विभाग, मंत्रालय, मुंबई
- ५) पोलीस महासंचालक, महाराष्ट्र राज्य, मुंबई
- ६) पोलीस आयुक्त, लोहमार्ग, मुंबई.

विषय : पी.आय.एल. क्र. २०/२०१२

हायकोर्ट ऑन इट्स ओन मोशन

विरुध्द

महाराष्ट्र शासन व इतर

महोदय,

उपरोक्त विषयासंदर्भातील याचिका मा.उच्च न्यायालयात दाखल आहे. सदर याचिकेत दि. १२/१२/२०१२ रोजी मा.उच्च न्यायालयाने आदेश पारित केले आहेत. (सोबत आदेशाची प्रत जोडली आहे) सदर आदेशान्वये Eve-teasing संदर्भात मा.सर्वोच्च न्यायालयाने दि. १०.११.२०१२ रोजी दिलेल्या निदेशाच्या अनुषंगाने राज्य शासनाने काय कार्यवाही केली आहे याची विचारणा केली आहे. मा.सर्वोच्च न्यायालयाच्या आदेशातील बाबींवर विविध विभागामार्फत कार्यवाही होणे अपेक्षित आहे.

मा. उच्च न्यायालयात सदर याचिका सुनावणीस आली असता दि. १३.४.२०१४ रोजीच्या आदेशान्वये यासंबंधी राज्य शासनाने केलेल्या कार्यवाहीची पूर्तता सादर करण्याबाबत आदेशित केले आहे.

उपरोक्त आदेशाच्या अनुषंगाने या विषयासंदर्भात श्रीमती पी.एच. कंधारीया, अतिरिक्त सरकारी अभियोक्ता, उच्च न्यायालय, मुंबई यांनी दि. २८.४.२०१४ रोजी सायंकाळी ५.०० वा. बैठक आयोजित केली आहे. तरी सदर बैठकीस मा.सर्वोच्च न्यायालयाने दि. १०.११.२०१२ रोजी Eve-teasing संदर्भात दिलेल्या निदेशाच्या अनुषंगाने केलेल्या कार्यवाहीच्या माहितीसह (Compliance Report) संबंधित अधिकारी यांना उपस्थित राहण्याबाबत सूचित करावे, ही विनंती. जसेच या बाबतची माहिती या विभागाक त्वरीत जाहवावी ही विनंती.

आपला विश्वासू

(सोमनाथ पोटेरे)

कार्यासन अधिकारी, गृह विभाग, महाराष्ट्र शासन.

सोबत : बरील प्रमाणे.

प्रत आवश्यक त्या कार्यवाहीस्तव :-

- १) सहसचिव/ उपसचिव (म-५), महसूल व वन विभाग, मंत्रालय, मुंबई
- २) सहसचिव (आस्था-१), उच्च व तंत्र शिक्षण विभाग, मंत्रालय, मुंबई
- ३) उपसचिव (पर्यटन), पर्यटन व सांस्कृतिक कार्य विभाग, मंत्रालय, मुंबई
- ४) उपसचिव, शालेय शिक्षण विभाग, मंत्रालय, मुंबई

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

PUBLIC INTEREST LITIGATION No. 20 OF 2012

High Court on its own Motion .. Petitioner
Vs.
State of Maharashtra .. Respondent

.....
Mrs. Revati Mohite Dere, for the Petitioner.
Mr. P. P. Shinde, APP for the Respondent-State

CORAM : V. M. KANADE &
P. D. KODE, JJ.

DATE : DECEMBER 12, 2012

P.C. :

1. The learned APP has invited our attention to the judgment and order passed by the Apex Court dated 30th November, 2012 in which the question of eve-teasing was taken into consideration by the Apex Court and directions were given in paragraph 32 of said order, which are as under-

“32. The Parliament is currently considering the Protection of Woman against Sexual Harassment at Workplace Bill, 2010, which is intended to protect female workers in most workplaces. Provisions of that Bill are not sufficient to curb eve-teasing. Before undertaking suitable legislation to curb eve-teasing, it is

necessary to take at least some urgent measures so that it can be curtailed to some extent. In public interest, we are therefore inclined to give the following directions:

- 1) All the State Governments and Union Territories are directed to depute plain clothed female police officers in the precincts of bus-stands and stops, railway stations, metro stations, cinema theatres, shopping malls, parks, beaches, public service vehicles, places of worship etc. so as to monitor and supervise incidents of eve-teasing. police
- 2) There will be a further direction to the State Government and Union Territories to install CCTV in strategic positions which itself would be a deterrent and if detected, the offender could be caught. Police
- 3) Persons in-charge of the educational institutions, places of worship, cinema theatres, railway stations, bus-stands have to take steps as they deem fit to prevent eve-teasing, within their precincts and, on a complaint being made, they must pass on the information to the nearest police station or the Women's Help Centre. SEA
HTE
- 4) Where any incident of eve-teasing is committed

in a public service vehicle either by the passengers or the persons in charge of the vehicle, the crew of such vehicle shall, on a complaint made by the aggrieved person, take such vehicle to the nearest police station and give information to the police. Failure to do so should lead to cancellation of the permit to ply.

- 5) State Governments and Union Territories are directed to establish Women' Helpline in various cities and towns, so as to curb eve-teasing within three months.
- 6) Suitable boards cautioning such act of eve-teasing be exhibited in all public places including precincts of educational institutions, bus stands, railway stations, cinema theatres, parties, beaches, public service vehicles, places of worship etc.
- 7) Responsibility is also on the passers-by and on noticing such incident, they should also report the same to the nearest police station or to Women Helpline to save the victims from such crimes.
- 8) The State Governments and Union Territories of India would take adequate and effective measures

Police
Transport

Home

Railways
Cult/ta
HTEBSI

by issuing suitable instructions to the concerned authorities including the District Collectors and the District Superintendent of Police so as to take effective and proper measures to curb such incidents of eve-teasing."

2. These guidelines have already been laid-down by the Apex Court in this issue. It will not be necessary for this Court now to again lay-down the guidelines.

3. So far as question of providing security to women is concerned, the matter is adjourned to next Wednesday i.e. 19th December, 2012. The learned APP may file a short reply, if possible by that date.

[P. D. KODE, J.]

[V. M. KANADE, J.]