



भारत सरकार  
GOVERNMENT OF INDIA  
राष्ट्रीय महिला आयोग  
NATIONAL COMMISSION FOR WOMEN  
4, दीन दयाल उपाध्याय मार्ग  
4, DEEN DAYAL UPADHYAYA MARG  
नई दिल्ली-110 002  
NEW DELHI-110 002  
Website : www.ncw.nic.in

No.8/4(90)PM/2013-NCW

13<sup>th</sup> September, 2013

To

The Chief Secretary  
Govt. of Maharashtra  
Mantralaya, Mumbai- 400032  
Maharashtra

Sub- Recommendations of the Inquiry Committee

Sir,

I am directed to state that the National Commission for Women (NCW) has taken suo motu cognizance and constituted an Inquiry Committee under Section 8(1), read with Section 10(1) and (4) of the NCW Act, 1990 to inquire into media report which appeared in Mail Today Newspaper on 23<sup>rd</sup> August, 2013 wherein reportedly in a shocking incident, a 22 year- old woman photojournalist interning with a city – based magazine was allegedly gang raped at Mahalaxmi in Mumbai.

After looking into the facts and circumstances of the present case, the Commission strongly recommends the following:-

1. To complete the investigation as early as possible (within 15 to 20 days).
2. Lady Police Officers to be assigned to assist the investigation & the court proceedings of SB CID Branch, Mumbai.
3. Appointment of Special Public Prosecutor having excellent track record of seeking maximum convictions in cases of serious crimes against women.
4. Appointment of a female Judge to try this case.
5. To assign this case to the "Fast Track Court".

6. The trial in the "Fast track Court" to be completed in a time bound manner. It is observed that there is inordinate delay in completion of trials before the Fast Track Court (which is a cause of concern for NCW).

7. To ensure the strictest punishment under 376(D) of IPC which amounts not less than 20 years or up to life imprisonment.

8. The police to ensure that the victim's mother has requested the Committee to respect her family's privacy. The request has been made to us that their identity or photograph and family details will not be made available in public domain and not to visit the family at their residence. Hence, the Committee recommends that police should take every such measure to respect their emotions and sentiments.

9. To ensure psychological counselling to be continued as the victim is still under trauma as per Doctor's report.

10. The Mumbai Police to issue notices to the property owner of Shakti Mill to put up a compound walls and with proper Security Guards.

11. Mumbai Police to publish the names and locations of all such spots which are found vulnerable for the public knowledge as a part of making them aware of the same as a precautionary measure to prevent any untoward incident of crime.

#### Recommendations for her Rehabilitation

a) As far as the victim's rehabilitation is concerned, the Committee recommends that as per her desire, she should be fully cooperated by all the concerned authorities in continuation of her job to any such places, she desires.

b) If she desires to accept the victim's compensation as per the scheme designed by NCW then the State Government Department of Women & Child Development to act upon the same.

#### General Recommendations

1. Upgradation of police and increase the strength of police force.

2. Job Reservation for the post of Women Police Inspectors also.

3. Regulating duty hours of police staff and giving them better facilities and adequate work environment.

4. The Commissioner of Police should give notices to all such vulnerable vacant private property owners to installing CCTV Camera and take up the responsibility of cleaning and clearing the open spaces, constructing boundary walls and employing the private security guards. It is also recommended that Mumbai police to prepare check list of such vulnerable areas and keep an alert & vigilance and to take up rounds and bandobast so that the miscreants and anti-social elements will be prevented from the misuse of the property.

Dialogues

The police should hold periodical meetings with the general public, citizens of Mohalla Committee and keep proper coordination with all the above will be useful to police society for zero tolerance and crime control.

I am directed to communicate that the State Government is requested to kindly take appropriate action in the matter and kindly intimate the Commission about action taken expeditiously.

Yours sincerely,



(Raj Singh)  
Deputy Secretary