



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY, SHIMLA

Semester: IX

B.A./B.B.A. LL.B. (Hons.)

Paper Code: SPC4-905

Offences Against Women and Children

Credit - 04

Introduction:

The course aims to create awareness as to importance and role of women and Child in society through the medium of law. It also focuses on women and child welfare laws. In the past decade research has documented the growing magnitude of violence against women and children. Victims of violence/crime of any type fear stigmatization or societal condemnation and thus often hesitate to report crimes. The issue is compounded by the fact that for women and children the perpetrators are often people they know and because some countries lack laws or regulations protecting victims. The violence/crime poses a high burden on global health and that violence against women and children is common and universal. When directed against women or children, this violence can take a number of forms, including, but not limited to, sexual violence, intimate partner violence, child abuse and neglect, bullying, teen dating violence, trafficking, and elder abuse. The majority of offences against women and children is perpetrated by partners, family members, friends, or acquaintances, so that most violence against women and children takes place in the form of intimate partner violence, family violence, or school violence.

Course Objectives:

1. To understand the issue of violence against women and children and also its implications across all areas and providing knowledge required to play a role in shaping social policy responses.
2. To provide the highlights of different legislative enactments dealing with various crimes against women and children.

3. To Emphasize on providing a holistic understanding of criminal law by focusing on protecting women and children.
4. To understand the laws of crime and a legal aptitude for analyzing problems.

Learning Outcomes:

On the successful completion of course, students will be able to:

1. Identify and understand the problems woman and children face in terms of protecting their rights through the criminal Justice administrative system.
2. Understand changing cultural and societal constructs related to offences against women and children.
3. Understand the laws relating to protection of children who are vulnerable.
4. Apply and appraise the legal provisions enacted to ameliorate the situations with special emphasis on the Indian criminal laws and its scope, applicability, and shortcomings in the existing legal regime in this regard.

Module - I

Understanding the Status of Women and Child

- 1.1. Conceptualising child and women;
- 1.2. Constitution of protection to women and children;
- 1.3. Status of women and crime in India;
- 1.4. Crimes against children in India;
- 1.5. Gender injustice and its various forms.

Module - II

Offences Affecting Life, Liberty and Health of Women and Children

- 2.1. Honour killing;
- 2.2. Kidnapping and Abduction;
- 2.3. Rape and Sexual Assault;
- 2.4. Voyeurism and Stalking;
- 2.5. Acid attack.

Module - III

Legislative Protection to Women Against Various Offences

- 3.1. Protection of women and domestic violence;
- 3.2. Obscenity and the indecent representation of women;
- 3.3. Dowry death;
- 3.4. Sexual harassment of women at work place;
- 3.5. Prevention of Female Foeticide.

Module - IV

Legislative Protection to Children from Various Offences

- 4.1. The Protection of Children from Sexual Offences;
- 4.2. The Juvenile Justice (Care and Protection) Act, 2015;
- 4.3. Prevention of the child labour;
- 4.4. Prohibiting trafficking in children;
- 4.5. The Child Marriage Restraint Act, 2017.

Prescribed Legislations:

1. The Child Labour Amendment Act, 2016.
2. The Child Marriage Restraint Act, 2017.
3. The Domestic Violence Act, 2005.
4. The Dowry Prohibition Act, 1961.
5. The Immoral Traffic Prevention Act, 1956.
6. The Indecent Women Representation Act, 1986.
7. The Preconception and Prenatal diagnostics Act, 1994.
8. The Protection of Children from Domestic Violence Act, 2005.
9. The Protection of Children from Sexual Offences Act, 2012.
10. The Sexual Harassment of Women at Workplace Act, 2013.

Prescribed Books:

1. Lalita Dhar Parihar, WOMEN AND LAW, (Eastern Book Company, 2011).
2. Mamta Rao, LAW RELATING TO WOMEN AND CHILDREN, (Eastern Book Company, 2018).
3. Rashmi Sharma, WOMEN LAW, AND JUDICIAL SYSTEM, (Regal Publication, 2009).
4. S. C. Tripathi and Vibha Arora, LAW RELATING TO WOMEN AND CHILDREN, (Central Law Publication, 2006).
5. S. R. Myneni, WOMEN AND CRIMINAL LAW, (New Era Law Publications, 2021).

Suggested Readings:

1. Asha Shukla and Jaya Phookan, CRIME AGAINST WOMEN, (Serials Publications, 2015).
2. Himanshu Garg, A HANDBOOK ON LAWS RELATED CRIMES AGAINST WOMEN AND CHILDREN, (The Bright Law House, 2016).
3. K. D. Gaur, A TEXTBOOK ON INDIAN PENAL CODE (LexisNexis, 2020).
4. K. D. Gaur, CRIMINAL LAW CASES AND MATERIAL, (LexisNexis, 2019).
5. M. P. Jain, INDIAN CONSTITUTIONAL LAW, (LexisNexis, 2018).
6. Suman Nalwa and Hari Dev Kohli, LAW RELATING TO DOWRY, DOWRY DEATH, CRUELTY TO WAND UNIVERSAL, (LexisNexis, 2013).

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