

50 (1048)
9/3/13

PROCEEDINGS OF THE MEETING OF THE MONITORING COMMITTEE CONSTITUTED UNDER THE JUVENILE JUSTICE (CARE AND PROTECTION OF CHILDREN) ACT, 2000 COMPRISING OF HON'BLE MR. JUSTICE V.N. SINHA, HON'BLE MR. JUSTICE KISHORE K. MANDAL AND HON'BLE MR. JUSTICE MUNGESHWAR SAHOO WITH THE MEMBERS OF SUB-COMMITTEE CONSTITUTED BY IT HELD ON 03.07.2013 AT 4.30 P.M. IN THE COMMITTEE ROOM.

The Sub-Committee presented before the Committee a report by way of three list in category A, B and C of pregnant, girls/ women, married and lactating mother and other cases of inmates/ women staying in the State After Care Home, Gaighat, Patna recommending that the women included in the list are required to be released immediately for the reasons indicated in the three list.

It appears from the three list that the girls named in the three list are above 18 years of age and most of them are not accused, yet have been remanded by judicial order for stay in the After Care Home, Gaighat, Patna.

Item No. 8 of category A list is lodged in Gaighat, Patna in connection with Angarh P.S. Case No. 19 of 2013, which is pending in the court of C.J.M., Purnia. So far other women/ girls are concerned, it appears that they have also been lodged in connection with the case referred to against their name(s) and directed to be lodged in the After Care Home, Gaighat, Patna by the judicial orders passed by the court concerned mentioned in

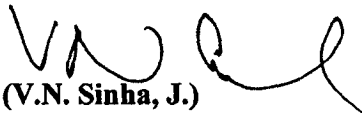
In such circumstances, the Committee resolved that appropriate but separate application(s) be filed before the appropriate authority/ court concerned through the Bihar State Legal Services Authority as early as possible for their release after modification of the judicial order(s).

The Members of the Sub-Committee constituted by the Monitoring Committee assured that they would take appropriate steps for filing of the petition in the Bihar State Legal Services Authority so as to enable the Committee to instruct the concerned District Legal Services Authority for ensuring prior service of notice with regard to the date(s) on which the application for modification of the order is to be moved before the court concerned for ensuring their quick release.

It further appears from the other reports mentioned in Category B and C that the girls/ women are more than 18 years of age and in some case their age has already been determined by the Medical Board. Therefore, the Committee Resolved that Sub-Committee shall ensure that girls/ women file application with affidavit for their release indicating with whom they want to go and the person with whom they want to go is willing to accept her. The Members of the Sub-Committee assured that they would take appropriate steps as noted above and discussed in the meeting. The Members of the Sub-Committee also,

assured that the medical report regarding age of the girls/
women mentioned in the report will be obtained as soon as
possible, if not already obtained and the application shall be
filed for modification of the orders passed by the court
concerned whereby they were sent to the After Care Home,
Gaighat, Patna.

The matter shall be considered by the Committee again in
the next meeting already scheduled to be held in the first week
of August, 2013.


(V.N. Sinha, J.)


(Kishore K. Mandal, J.)


(Mungeshwar Sahoo, J.)