STANDING ORDER No. 474.58

CRIME AGAINST WOMEN CELL - Duties & Responsibilities

Introduction

The CAW Cell has been established to provide counseling, mediation and enquiry services to those women who are victims of domestic violence, matrimonial disputes, eve teasing, molestation or sexual assault (offences U/s 304B, 305, 306, 354, 376, 498A, 509 IPC) and to provide them legal assistance, wherever needed, by way of registration, investigation and prosecution of Criminal cases or by way of assistance during proceedings for maintenance or under the Domestic Violence Act, etc. Apart from this, the CAW Cell is also meant to assist all such women in realizing their rights and entitlements under various welfare and empowerment schemes of the Government of India by actively liaising with the Department of Social Welfare and NGOs.

Jurisdiction

The CAW Cell shall function as a Unit under the CID. The Order No.6079/2/11/66 dated 24th August 1966, issued from the office of the Superintendent of Police, Andaman & Nicobar Islands shall stand amended to this extent by virtue of this standing order. It shall be governed by the Chief Commissioner A & N Islands Notification No. 195/66 F.No 55-40/64/Pub dated 20th August 1966 declaring the office of the CID to be a Police Station. The CAW Cell shall function as a regular Unit under the CID and its jurisdiction shall extend over the
entire Andaman Islands under the provisions of S.4(1)(S) of the Cr.P.C. The cases to be registered by the CAW Cell shall be registered in PS CCS and the final report U/s 173 Cr.P.C for the same shall be submitted through the SHO, PS CCS to the concerned Courts.

The Dy.SP/CID shall be the immediate supervisory officer of the CAW Cell.

The CAW Cell shall take cognizance of complaints for registration of cases in the following manner:

(i) Suo Moto i.e. when a complainant approaches the Cell directly. In such cases, details as per Annexure 'B' shall immediately be forwarded by the I/c CAW Cell to the concerned SHO.

(ii) Upon a reference made by any SHO, duly forwarded by the concerned District SP to the SP(CID) for taking necessary action.

(iii) The Cell or District SP will not show any haste in registering a case, but will ascertain all facts. Cases also will not be registered against relatives unless there is cogent evidence against them. Mediation will be the norm, until all efforts are exhausted.

Strength

The Cell shall have a sufficient strength of Woman Police Officers as well as male staff. Apart from this, 2 Drivers (HG) shall also be made available for the vehicle allotted to the Cell.

Duties of the Cell:

- To enquire into all complaints wherein there is an allegation of dowry death, demand of dowry or of cruelty or harassment in connection with the same or of eve-teasing, molestation or sexual assault; wherever the allegations have been found to be prima facie and amply substantiated by the Cell upon enquiry, it shall proceed
with registration of a criminal case and thereafter, conduct investigation as per the Cr.PC. In case of complaints of harassment for dowry the case shall be registered after the approval of the District SP concerned.

❖ To enquire into all complaints wherein there is an allegation of Domestic Violence. Wherever the Cell finds allegations to be prima facie substantiated upon enquiry, it shall forward its enquiry report through the Dy.SP/CID to the concerned SHO for further submitting a report in the concerned Court for necessary legal proceedings under the DV Act.

❖ Upon directions from the superiors officers for the same, to actively involve itself in specified cases of missing, runaway or stray children and women with the purpose of tracing and restoring them to their families or to rehabilitate them through special institutions recognized in this behalf.

❖ To provide counseling and mediation services in complaints of domestic discords concerning women and children.

❖ To sensitize the general public, students and female community regarding the special rights of women and children under the Indian Constitution, various International Treaties & Conventions and other laws in force.

❖ To conduct surprise and regular checking in public transports, cyber cafes, places of entertainment, and other public places to prevent sexual harassment and to apprehend mischievous persons for legal action.

❖ To associate with the PS Staff, whenever called upon to do so, in heinous crimes involving female or child victims, with a view to counsel and console the victim and get her/his co-operation in the effective investigation of the crime. The Cell can also associate reputed NGOs for the same.
Post crime counseling of female/child victims and their families and helping them in rehabilitation with the help of recognized institutions/NGOs.

(Note: The staff of the Cell shall not be deployed on beat, bandobast or traffic duties without the prior approval of the SP/CID. The cell shall not indulge in "moral policing" or show undue hostility towards men and their relatives.

**Duties of the Local Police**

(a) The setting up of the CAW Cell in no way dilutes the responsibility of the local police to initiate action whenever a women victim of a crime approaches them for assistance. They will continue to register and investigate all cases up to the time these are transferred to the CAW Cell and will later also extend all necessary help to the officers of the Cell for successful investigation and prosecution.

(b) The local police will ensure that information in all cases U/s 304(B), 305,306,354,376,498(A), 509 IPC and Dowry Prohibition Act are promptly communicated to the CAW Cell to enable the staff of the Cell to visit the spot and get acquainted with the facts. For this purpose, details as per Annexure 'A' shall be immediately sent by the concerned SP/IO to the PCR and the I/c CAW Cell along with a copy of the complaint.

**Vehicle**

Adequate transport facilities shall be earmarked for the Cell. The Establishment Branch, PHQ shall ensure that as far as possible, at least two of the women staff posted in the Cell are conversant with driving two-wheelers.
Telephonic

An independent landline telephone with broad band facilities shall be provided to the Cell apart from a Police Exchange EPBAX connection for intra-departmental communication. This number should be publicized from time to time so that the public is aware of this. Calls received from the P.C.R; if relevant, shall also be communicated to the Cell immediately.

Reporting Mechanism

The Cell shall maintain a CD to record day-to-day activities which shall be submitted to the Dy.IP/CID on a daily basis. A 'Daily Morning Diary' shall be prepared and submitted by the Dy.SP/CID through the Police Control Room and a 'Weekly Report' shall also be prepared and submitted to the PHQ through the SP/CID for perusal of Superior officers.

This order is issued in exercise of power under Section 12 of the Police Act, 1861 with prior approval of the Lt. Governor, A & N Islands.

(S.H.B. Deol, IFS)
Director General of Police
Andaman and Nicobar Islands

Copy to:
1. Standing Order file, PHQ
2. HO to DGP
3. R to DIGP(Admin.)
4. R to DIGP (L&O)
5. All SPs
6. All Dy.SPs

[Signature]

15/1/19
ANNEXURE 'A'

No.

On the complaint dated ________________________________
of... .................................................................
resident of................................................................
against..................................................................
an enquiry has been started a case has been registered under
section....................................................................
vide FIR No.............................................................

Encl: Copy of the complaint

SHO PM........

I/o CAW Cell
ANNEXURE B

No.

On the complaint dated ..........................................................................................................
of ..............................................................................................................................resident
of ..............................................................................................................................against........................................................................................................................................
an enquiry has been started. All related papers, D.D reports etc. be sent to this Cell.

I/o CAW Cell

To,

SHO PS............................
No.32-481/2004-Home
ANDAMAN AND NICOBAR ADMINISTRATION
SECRETARIAT.

Port Blair, dated the 9th July, 2010.

To

The Director General of Police
A&N Islands,
Port Blair.


Sir,

I am directed to refer your letter No.DGP/OMP/LGR/17/2009/3540
dated 18/05/2010 on the subject cited above and to convey the approval of
the Competent Authority for issuing Standing Order for the creation of
specialized unit “Crime Against Women Cell” to function as a unit under CID
of A&N Police Department. The draft Standing Order is enclosed herewith for
further action.

Encl : A/A

Yours faithfully,

[Signature]
Assistant Secretary (Home)
To

Assistant Secretary (Home),
Andaman and Nicobar Islands,
Port Blair.

Sub: Standing order for Crime against Women cell approval reg:-

Sir,

I am directed to state that an All Women Police Station was instituted in the year 1993 and during the last 5 years increase in crime against women is noticed. Therefore it is felt that there is a need to create a specialized unit to deal with cases and complaints relating to crime against women. In this regard it is proposed that the newly created crime against women cell will function as a unit under CID. Further it is informed that the Chief Commissioner vide his notification No. 195/66F.No. 55-40/64-/Pub, dated the 20th August, 1966 has declared the office of the Criminal Investigation Department in Port Blair to be a Police Station with jurisdiction over the entire title of Andaman and Nicobar Islands. In this regard a draft standing order is enclosed for approval of the competent authority.

Yours faithfully,

Dy. Superintendent of Police (HQ)
Police Headquarters.