

# The Criminal Law (Amendment) Act, 2013

## Anti-rape Bill 2013

The brutal gang rape of a female physiotherapy intern in Delhi on the 16<sup>th</sup> of December, 2012 shattered and agitated the people of our Nation. She died 13 days later, despite receiving treatment in India as well as Singapore.

The cruel and beastly nature of the act shocked one and all and forced the women of our country to doubt their security in the society.

This incident generated huge international coverage and was condemned by the United Nations Entity for Gender Equality and the Empowerment of Women, who called up the Government of India and Delhi “to do everything in their power to take up radical reforms and the like to make women’s lives more safer and secure’.

Section	Offence	Punishment	Notes
326A	Acid attack	Imprisonment not less than ten years but which may extend to imprisonment for life and with fine which may extend to ten lakh rupees	Gender neutral
326B	Attempt to Acid attack	Imprisonment not less than five years but which may extend to seven years, and shall also be liable to fine	Gender neutral
354A	Sexual harassment	Rigorous imprisonment upto five years, or with fine, or with both in case of offence described in clauses (i) & (ii)  Imprisonment upto one year, or with fine, or with both in other cases	Gender neutral  (i) physical contact and advances involving unwelcome and explicit sexual overtures; or  (ii) a demand or request for sexual favours; or  (iii) making sexually coloured remarks; or  (iv) forcibly showing pornography; or  (v) any other unwelcome physical, verbal or non-verbal conduct of sexual nature.

354B	Public disrobing of woman	Imprisonment not less than three years but which may extend to seven years and with fine.	Assaults or uses criminal force to any woman or abets such act with the intention of disrobing or compelling her to be naked in any public place
354C	Voyeurism	In case of first conviction, imprisonment not less than one year, but which may extend to three years, and shall also be liable to fine, and be punished on a second or subsequent conviction, with imprisonment of either description for a term which shall not be less than three years, but which may extend to seven years, and shall also be liable to fine.	Watching or capturing a woman in “private act”, which includes an act of watching carried out in a place which, in the circumstances, would reasonably be expected to provide privacy, and where the victim's genitals, buttocks or breasts are exposed or covered only in underwear; or the victim is using a lavatory; or the person is doing a sexual act that is not of a kind ordinarily done in public.
354D	Stalking	Imprisonment not less than one year but which may extend to three years, and shall also be liable to fine	Gender neutral. Whoever follows a person and contacts, or attempts to contact such person to foster personal interaction repeatedly, despite a clear indication of disinterest by such person, or whoever monitors the use by a person of the internet, email or any other form of electronic communication, or watches or spies on a person in a manner that results in a fear of violence or serious alarm or distress in the mind of such person, or interferes with the mental peace of such person, commits the offence of stalking