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# **Misuse of “Cruelty By Husband or Relative” under IPC and of “Dowry Prohibition Act” under SLL**

Analysis Based on NCRB 2005 and 2006 Data

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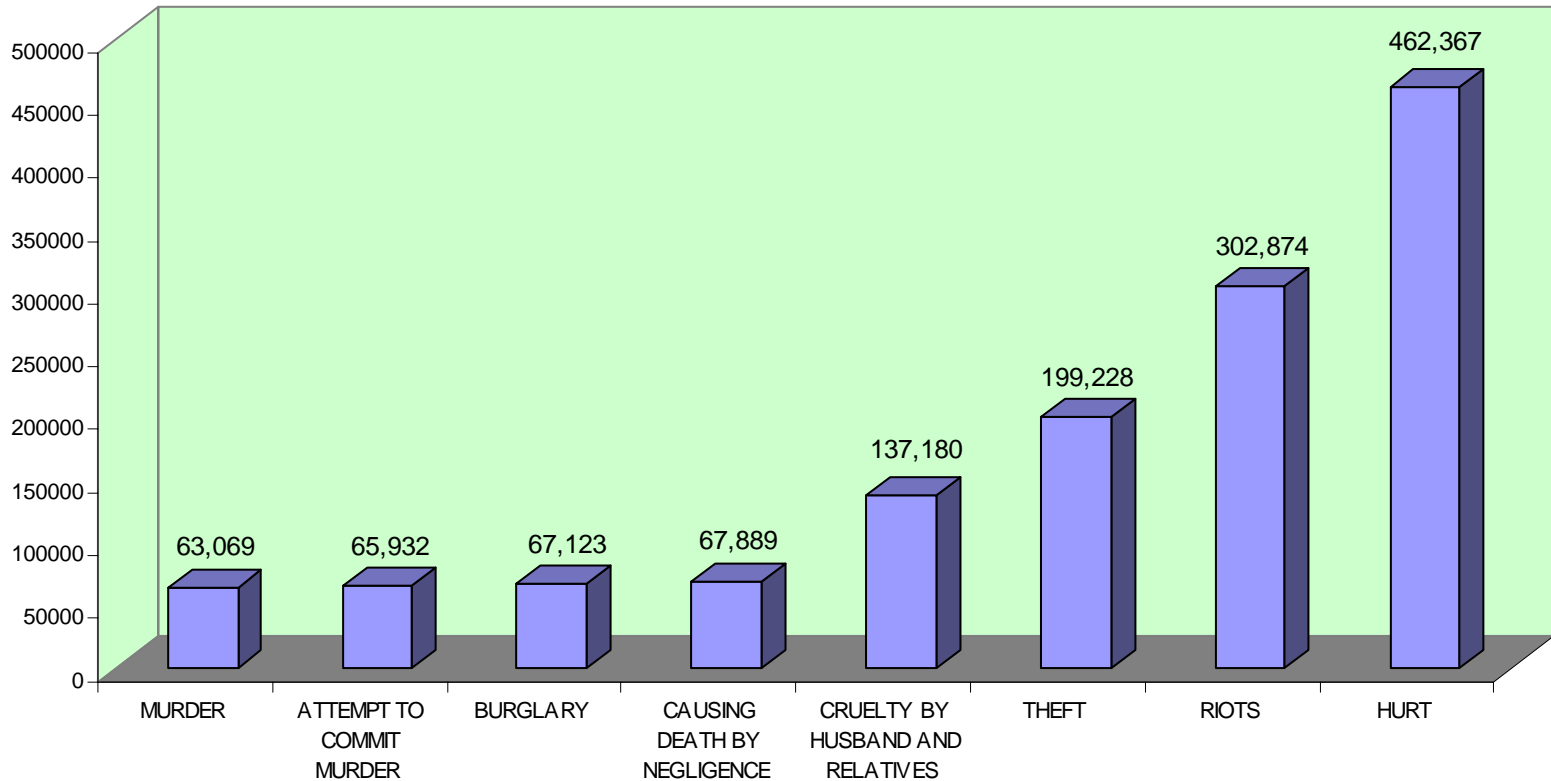
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# CRUELTY BY HUSBAND OR RELATIVE – IPC 498A

**ALMOST 375 PEOPLE ARE BEING ARRESTED EVERY DAY UNDER 498A, MORE THAN TWICE AS MUCH AS FOR CRIMES LIKE BURGLARY/MURDER/ATTEMPTED MURDER/DEATH BY NEGLIGENCE**

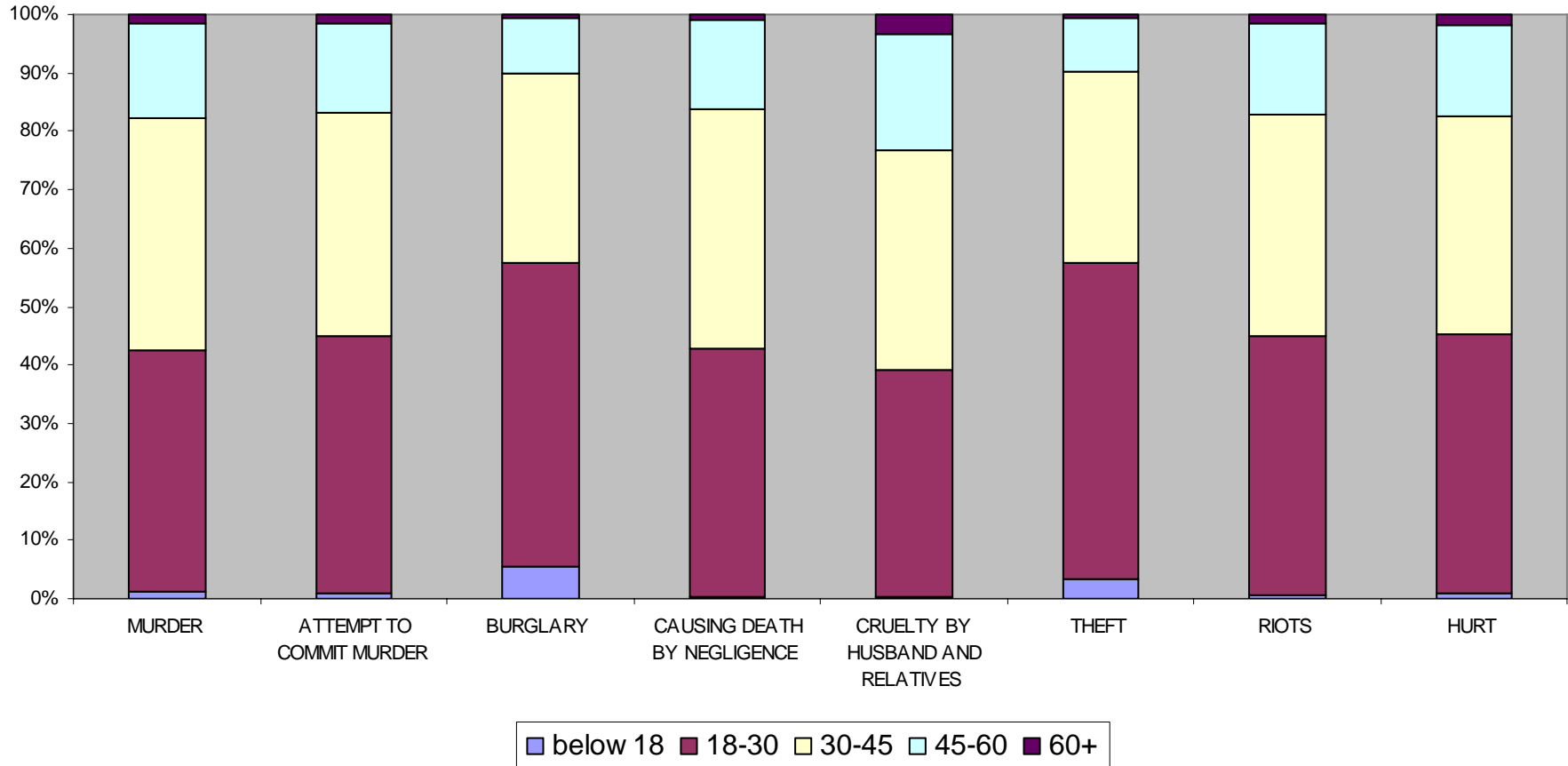
## **TOP 8 IPC CRIMES BY ARRESTS IN 2006**

**(REPRESENT MORE THAN HALF OF ALL ARRESTS UNDER IPC)**



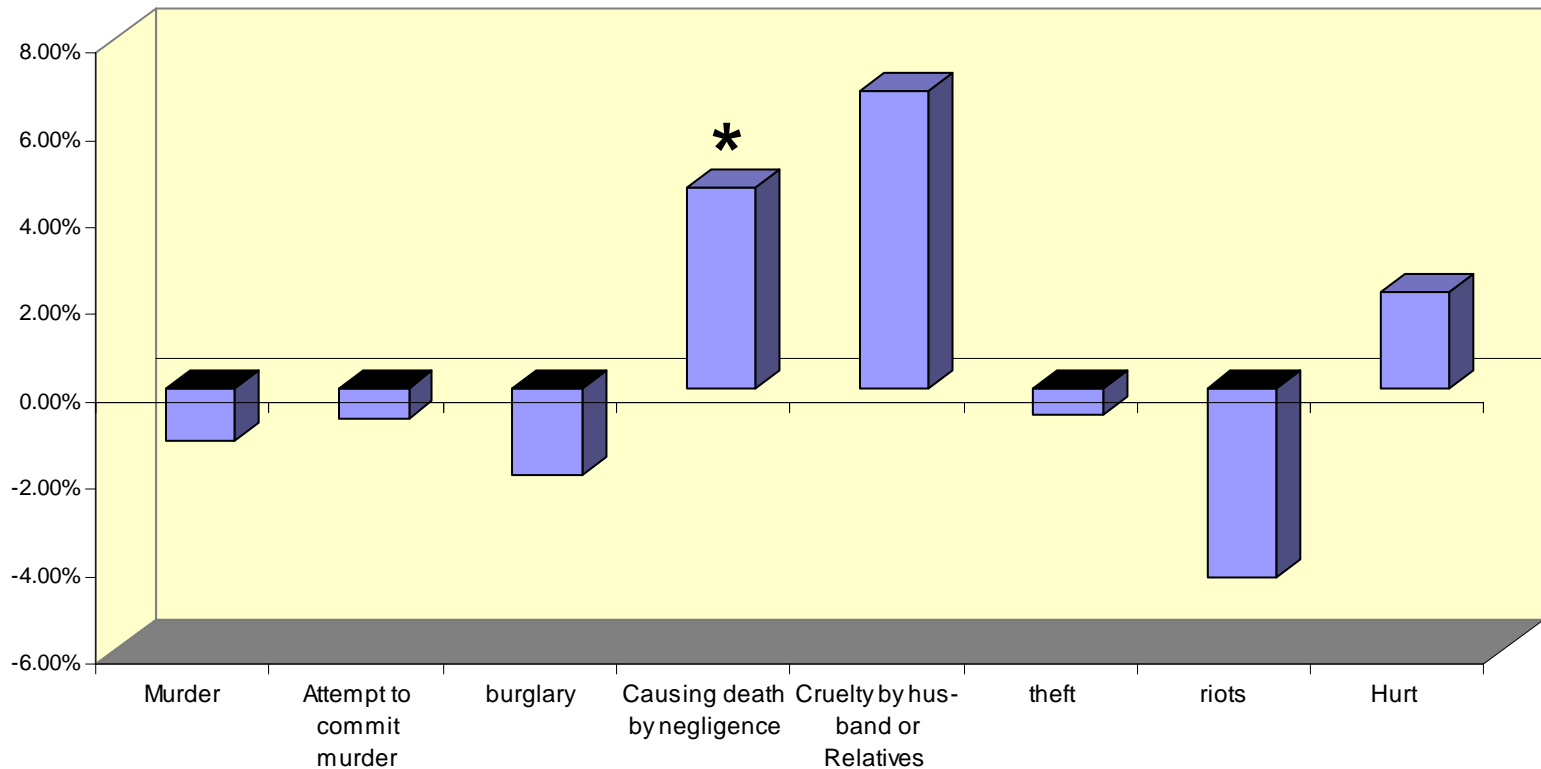
**MORE ELDERLY PEOPLE ARE BEING ARRESTED UNDER 498A RELATIVE TO OTHER CRIMES. OUT OF EVERY 100 PEOPLE ARRESTED, 20 ARE 45-60 YEARS OLD AND 4 ARE 60+.**

## AGE DISTRIBUTION OF ARRESTEES IN 2006



# 498A ARRESTEE SITUATION IS ONLY GOING TO GET WORSE GIVEN THAT 498A INCIDENTS EXHIBIT THE HIGHEST GROWTH RATE

## COMPOUND ANNUAL GROWTH RATE FROM 1995-2006

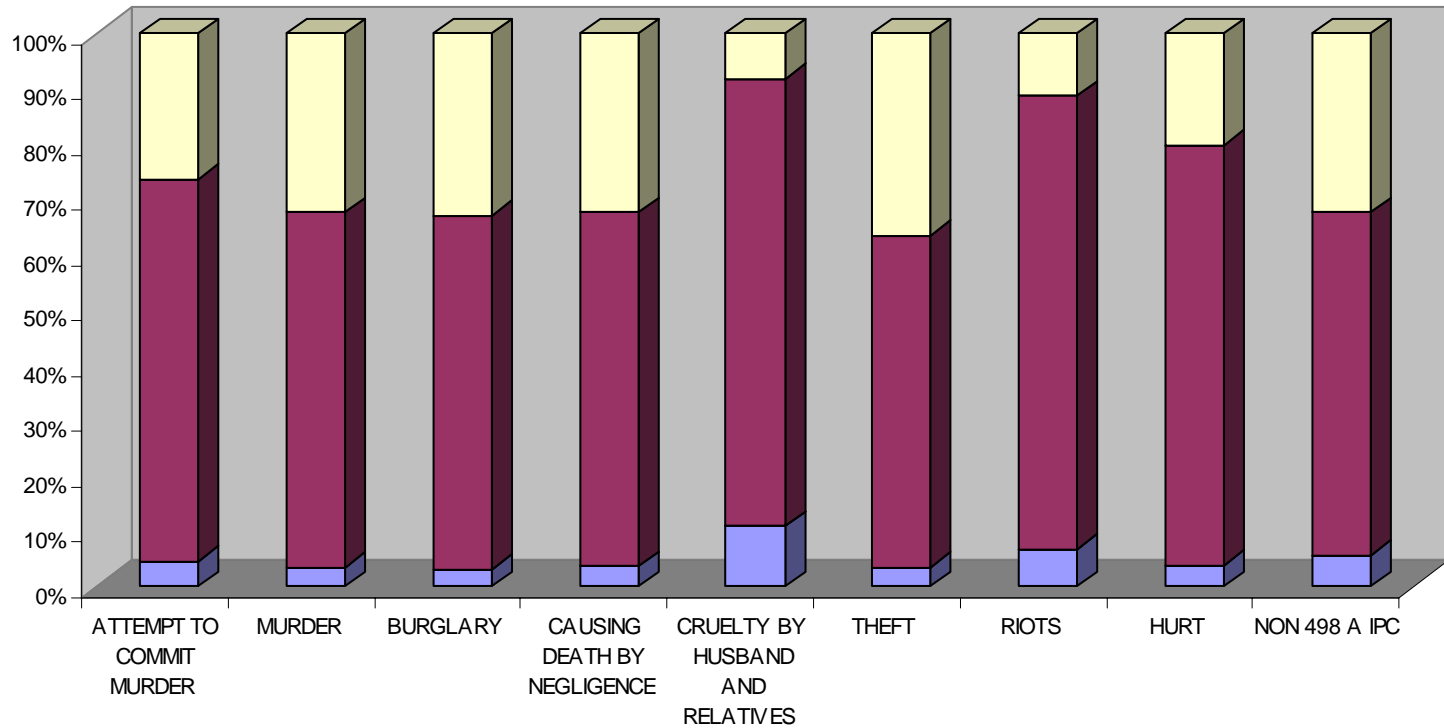


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CAGR based on 2001-2006 data

**OUT OF EVERY 100 498A INCIDENTS, ONLY 8 ARE ULTIMATELY CONVICTED, FOUR TIMES LESS THAN THE NUMBER OF CONVICTIONS FOR ALL OTHER IPC CRIMES**

## DISPOSITION BY POLICE AND COURTS 2006



■ FOUND BOGUS BY POLICE AT INITIAL STAGES

■ FOUND BOGUS/WITHDRAWN/ACQUITTED IN COURT

■ CONVICTED

## NEED FOR CHANGE

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- So why are we arresting innocent people? Out of 375 arrests made every day under 498A, 92% i.e. 345, are unnecessary burden on police, jails, judiciary and destroy the lives of innocent citizens, many of them our elderly. ***BECAUSE 498A IS NON-BAILABLE***
- Why isn't the IO able to resolve and close cases before they are chargesheeted and thereby reduce the number of cases going to court and getting acquitted in the court system?. Many of these should ideally have been closed at the IO level itself. ***BECAUSE MANY OF THESE CASES ARE FALSE AND FILED ONLY TO PUT PRESSURE ON THE HUSBAND AND THE POLICE PLAYS ALONG EITHER BECAUSE THEY HAVE BEEN BRIBED OR BECAUSE THEY ARE HOPEFUL OF MAKING SOME MONEY***

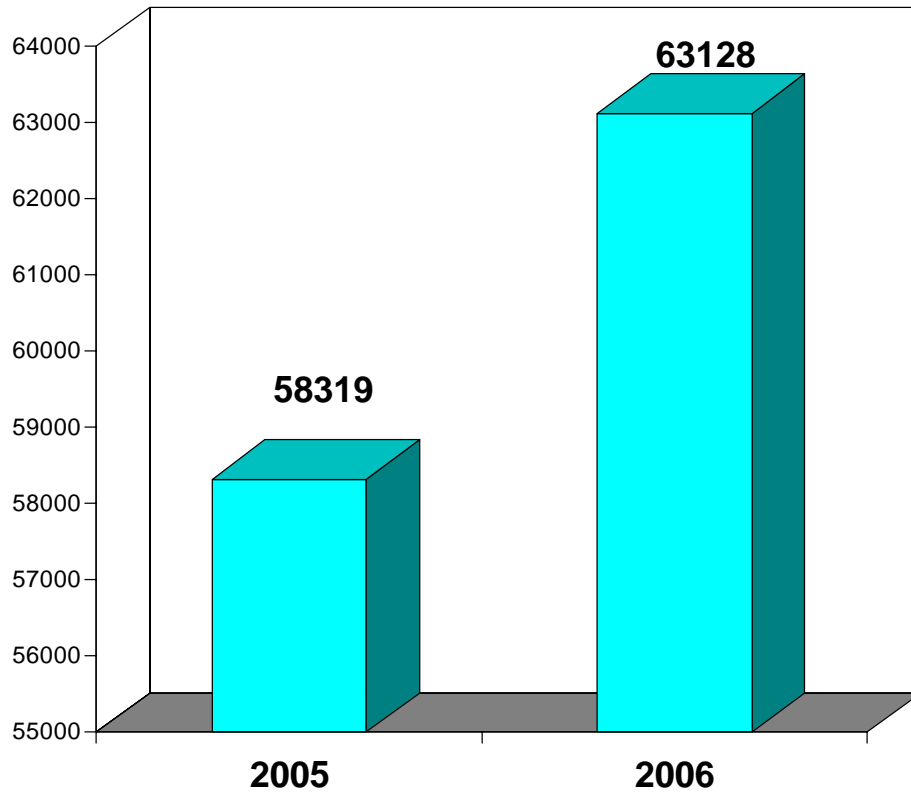
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# DOWRY PROHIBITION ACT - SLL

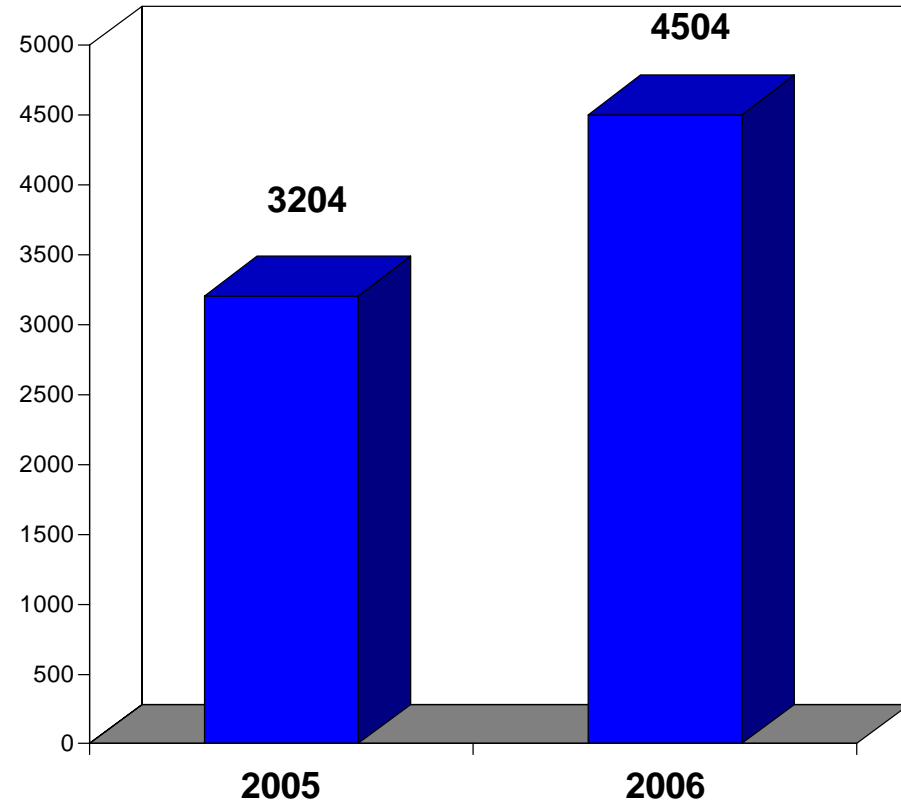


**RELATIVE TO 2005, IN 2006 498A INCIDENTS SHOWED AN 8.25% INCREASE (COMPARED WITH 3.06% INCREASE FOR ALL IPC CRIMES), AND INCIDENTS UNDER DOWRY PROHIBITION ACT ROSE BY 41% (COMPARED WITH 0.64% FOR ALL CRIMES UNDER SLL)**

### IPC 498A INCIDENTS



### INCIDENCES UNDER DOWRY PROHIBITION ACT



**OUT OF EVERY 100 INCIDENTS UNDER DOWRY PROHIBITION ACT, ONLY 20 ARE ULTIMATELY CONVICTED, FOUR TIMES LESS THAN OTHER CRIMES UNDER SLL**

## **DISPOSITION BY POLICE AND COURTS IN 2006**



■ FOUND BOGUS BY POLICE AT INITIAL STAGES ■ FOUND BOGUS/WITHDRAWN/ACQUITTED IN COURT ■ CONVICTED

## NEED FOR CHANGE

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- So why are we arresting innocent people under the Dowry Prohibition Act? Out of 635 arrests made every month under the Dowry Prohibition Act, 80% i.e. more than 500, are unnecessary burden on police, jails, judiciary and destroy the lives of innocent citizens. ***BECAUSE DOWRY PROHIBITION ACT IS NON-BAILABLE***
- Why isn't the IO able to resolve and close cases before they are chargesheeted and thereby reduce the number of cases going to court and getting acquitted in the court system?. Many of these should ideally have been closed at the IO level itself. ***BECAUSE MANY OF THESE CASES ARE FALSE AND FILED ONLY TO PUT PRESSURE ON THE HUSBAND AND THE POLICE PLAYS ALONG EITHER BECAUSE THEY HAVE BEEN BRIBED OR BECAUSE THEY ARE HOPEFUL OF MAKING SOME MONEY***