

GOVERNMENT OF INDIA
MINISTRY OF HOME AFFAIRS

RAJYA SABHA
UNSTARRED QUESTION NO. 4576
TO BE ANSWERED ON THE 8TH MAY, 2013/VAISAKHA 18, 1935 (SAKA)

POOR CONVICTION RATE IN RAPE CASES IN MAHARASHTRA

4576. SHRI AJAY SANCHETI:

Will the Minister of HOME AFFAIRS be pleased to state:

- (a) whether the conviction rate for crimes against women especially in rape cases is low;
- (b) if so, the State-wise, details in this regard;
- (c) the reasons for the poor conviction rate in Maharashtra;
- (d) whether the Centre and the State of Maharashtra would jointly commission a study soon to ascertain the reasons for poor conviction rate in the State; and
- (e) if so, the details thereof?

MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS
(SHRI R.P.N SINGH)

(a) to (c) As per data available, the conviction rate of various crimes against women for the years 2009 – 11 is given in Annexure – I. In cases of rape the percentage of conviction is 26.9, 26.6 and 26.4 for the years 2009, 2010 and 2011 respectively.

The state-wise details of rapes i.e. cases registered, cases charge sheeted, cases convicted, persons arrested, person charge sheeted and persons convicted, including the state of Maharashtra for the years 2009, 2010 and 2011 respectively are given at Annexure - II.

As per Seventh Schedule, 'Police' and 'Public Order' are State subjects under the Constitution, and as such the primary responsibility of prevention, detection, registration, investigation and prosecution of

crimes, including crimes against women, lies with the State Governments and Union Territory Administrations. Ministry of Home Affairs has sent a detailed advisory on 4th September, 2009 to all States /UTs, wherein they have been, inter-alia, advised to adopt appropriate measures for swift and salutary punishment to the persons found guilty of violence against women, no delay in registration of FIRs, improve the quality of investigations, minimize delays in investigations of crime against women, especially in heinous crimes like rape, set up 'Crime against Women Cells' in districts, advised to undertake gender sensitization of the police personnel and special women courts. Majority of the States/ UTs have established 'Women Cells'. Some States/UTs have also set up 'All Women Police stations' at district level and 'Mahila /children help desk' at police station level.

There are various reasons, apart from the shortage of officials and inadequate training, which are responsible for low conviction rate in cases of rape. Lack of forensic infrastructure, judicial delays etc. are some major reasons for poor conviction rate.

(d) to (e) No such proposal is under consideration in this regard.

Cases Conviction Rate of Crimes Against Women Cases During 2009-2011

SL	CRIME	2009	2010	2011
1	RAPE	26.9	26.6	26.4
2	KIDNAPPING & ABDUCTION OF WOMEN & GIRLS	26.8	28.1	28.1
3	DOWRY DEATHS	33.4	33.6	35.8
4	MOLESTATION	29.0	29.7	27.7
5	SEXUAL HARASSMENT	49.2	52.0	45.8
6	CRUELTY BY HUSBAND AND RELATIVES	19.8	19.1	20.2
7	IMPORTATION OF GIRLS	28.6	20.0	7.8
8	IMMORAL TRAFFIC (P) ACT	55.4	55.0	46.0
9	DOWRY PROHIBITION ACT	21.5	20.0	20.8
10	INDECENT REPRESENTATION OF WOMEN (P) ACT	91.4	93.1	86.7
11	SATI PREVENTION ACT	0.0	0.0	0.0
	TOTAL CRIMES COMMITTED AGAINST WOMEN	27.8	27.8	26.9

CASES REGISTERED(CR), CASES CHARGESHEETED(CS), CASES CONVICTED(CV), PERSONS ARRESTED(PAR), PERSONS CHARGESHEETED(PCS) & PERSONS CONVICTED(PCV) UNDER RAPE DURING 2009-2011

		2009						2010						2011					
SL	STATE	CR	CS	CV	PAR	PCS	PCV	CR	CS	CV	PAR	PCS	PCV	CR	CS	CV	PAR	PCS	PCV
1	ANDHRA PRADESH	1188	965	118	1487	1302	182	1362	1210	141	1761	1674	173	1442	1216	111	1758	1783	157
2	ARUNACHAL PRADESH	59	46	3	60	51	3	47	34	4	49	40	4	42	38	4	47	41	4
3	ASSAM	1631	1004	128	1644	1040	235	1721	1110	95	1629	1153	117	1700	1012	179	1470	1080	165
4	BIHAR	929	763	178	1086	1043	237	795	533	227	892	816	280	934	820	210	1185	1036	246
5	CHHATTISGARH	976	982	219	1128	1117	243	1012	942	204	1198	1203	270	1053	1027	217	1257	1253	240
6	GOA	47	24	7	56	41	7	36	44	5	50	62	7	29	33	4	34	46	4
7	GUJARAT	433	377	33	610	597	44	408	391	33	617	620	40	439	409	31	621	616	46
8	HARYANA	603	525	125	848	832	230	720	590	113	866	853	161	733	532	135	801	820	175
9	HIMACHAL PRADESH	183	176	29	250	260	40	160	139	21	197	204	38	168	143	29	187	183	46
10	JAMMU & KASHMIR	237	196	12	303	301	12	245	177	3	266	259	5	277	231	14	349	346	18
11	JHARKHAND	719	687	294	765	764	341	773	705	171	836	911	194	784	604	185	758	731	220
12	KARNATAKA	509	401	33	595	567	48	586	512	54	771	703	82	636	533	74	837	812	84
13	KERALA	568	615	53	694	751	57	634	644	45	659	779	52	1132	706	31	1226	798	390
14	MADHYA PRADESH	2998	2951	562	4243	4221	854	3135	3089	777	4387	4407	1230	3406	3223	826	4593	4603	898
15	MAHARASHTRA	1483	1433	182	2075	2076	225	1599	1458	146	2180	2145	202	1701	1565	205	2533	2422	268
16	MANIPUR	31	5	0	22	7	0	34	4	1	22	5	1	53	5	1	24	5	2
17	MEGHALAYA	112	67	7	110	96	7	149	80	4	135	73	4	130	81	0	128	83	0
18	MIZORAM	83	86	58	81	117	53	92	94	84	112	125	123	77	68	46	74	70	40
19	NAGALAND	22	25	10	27	29	16	16	13	14	17	19	12	23	20	16	27	19	29
20	ODISHA	1023	834	146	1119	1100	183	1025	1126	132	1363	1369	188	1112	1037	148	1224	1219	204
21	PUNJAB	511	440	158	681	631	234	546	438	166	766	654	244	479	426	155	598	571	208
22	RAJASTHAN	1519	967	221	1388	1387	296	1571	972	202	1343	1355	298	1800	1119	205	1642	1634	358
23	SIKKIM	18	19	5	19	19	5	18	31	2	21	30	1	16	12	11	25	12	11
24	TAMIL NADU	596	515	91	776	776	111	686	487	105	777	682	136	677	478	72	837	611	110
25	TRIPURA	190	169	24	336	169	24	238	185	28	320	226	32	205	238	24	258	248	28
26	UTTAR PRADESH	1759	1312	623	2918	2168	1187	1563	1171	705	2580	1842	1304	2042	1580	816	3571	2398	1325
27	UTTARAKHAND	111	98	49	138	146	83	121	104	58	171	159	86	129	98	48	149	143	73
28	WEST BENGAL	2336	1572	130	1748	1707	132	2311	1866	90	2395	2242	128	2363	2004	79	1870	2104	121
	TOTAL STATE	20874	17254	3498	25207	23315	5089	21603	18149	3630	26380	24610	5412	23582	19258	3876	28083	25687	5470
29	A&N ISLANDS	18	14	1	36	27	1	24	20	0	39	28	0	13	22	0	28	48	0
30	CHANDIGARH	29	17	16	38	25	26	31	29	14	44	38	16	27	21	9	27	31	10
31	D&N HAVELI	4	4	1	5	5	1	3	4	2	3	4	2	4	3	0	4	3	0
32	DAMAN & DIU	1	1	0	1	1	0	1	1	0	1	1	0	1	0	0	0	0	0
33	DELHI UT	469	440	178	557	615	195	507	449	141	602	532	201	572	477	186	707	647	243
34	LAKSHADWEEP	1	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	1
35	PUDUCHERRY	1	8	4	1	8	4	3	2	1	5	2	1	7	4	0	29	20	0
	TOTAL UT	523	484	200	638	681	227	569	505	158	694	605	220	624	527	196	795	749	254
	TOTAL ALL INDIA	21397	17738	3698	25845	23996	5316	22172	18654	3788	27074	25215	5632	24206	19785	4072	28878	26436	5724

Source: Crime in India

Note: Information on disposal by police and courts includes the information on pending cases from previous years also

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Annexure - II

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30	CHANDIGARH	29	17	16	38	25	26	31	29	14	44	38	16	27	21	9	27	31	10
31	D&N HAVELI	4	4	1	5	5	1	3	4	2	3	4	2	4	3	0	4	3	0
32	DAMAN & DIU	1	1	0	1	1	0	1	1	0	1	1	0	1	0	0	0	0	0

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35	PUDUCHERRY	1	8	4	1	8	4	3	2	1	5	2	1	7	4	0	29	20	0
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