



No. 1120 / CI Mut / 2016

O/o the CI Muthialpet
Puducherry
20.08.16

CIRCULAR

Sub: ITP Act - Sensitization on General Points - Regarding

Ref: Status Review Meeting Chaired by Chief Minister on 18.08.16

With reference to the above and as directed by SSP (L&O), the following points are sensitized with SHOs / CIs for adopting during enforcement of ITP Act.

ITP Act - Sensitization on General Points		
SN	Section	Brief
1	2	(h) "public place" means any place intended for use by, or accessible to, the public and includes any public conveyance; (i) "special police officer" means a police officer appointed by or on behalf of the State Government to be in charge of police duties within a specified area for the purpose of this Act; (j) "Trafficking police officer" means a police officer appointed by the Central Government under subsection (4) of Section 13.
	7	Prostitution in or in the vicinity of public place (a) Notified areas within 200 meters from any place of public religious worship, educational institution, hotel, hospital, nursing home or such other public place of any kind as may be notified - punishable - three months.
	4	Punishment for living on the earnings of prostitution
2	5	Procuring, inducing or taking person for the sake of prostitution
3	5A	Whoever recruits, transports, transfers, harbours, or receives a person for the purpose of prostitution
4	14	Offences to be cognizable
5	15	Search without warrant With the assistance of 2 women = NGO or respectable inhabitants Any person who, without reasonable cause, refuses or neglects, to attend and witness a search under this section - deemed to have committed an offence under Section 187 of the IPC
6	16	Rescue of person 1) Where a Magistrate has reason to believe from information received from the police or from any other person authorised by State Government in this behalf or otherwise, that any person is living, or is carrying, or is being made to carry on, prostitution in a brothel, he may direct a police officer not below the rank of a sub-inspector to enter such brothel, and to

		remove therefrom such person and produce her before him. (2) The police officer, after removing the person shall forthwith produce her before the Magistrate issuing the order
	17	Intermediate custody, of persons removed under Section 15 or rescued under Section 16
	17-A	Conditions to be observed before placing persons rescued under Section 16 to parents or guardians
	19	Application for being kept in a protective home or provided care and protection by court



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ITP Act - Sensitization on General Procedure	
SN	General Procedure
1	Any trap or raid shall be conducted with the assistance of women officers and one or two women respectable of the locality
2	Permission of the magistrate have to be obtained before any raid or permission from the respective senior officers "stating lack of time, which otherwise they could escape or evade arrest, etc"
3	Male persons arrested are to be treated as Accused and they shall be remanded as per law.
4	While women (sexual workers) is treated as rescued women
5	Rescued women to be produced before Magistrate - 1. She should be subjected to Medical Examination and treatment if any required 2. She should be ordered for stay at authorised shelter home till disposal 3. Her address and whereabouts have to be verified from their native village / home town and to be reported to magistrate with regard to safe custody. 4. Whether the parents or Husband or Children of the rescued women will take care of her and fit to take care or she has to be admitted in the shelter home for protection and care. 5. Financial assistance to be made available through respective authority
6	Contact details of authorised Home and NGOs to be maintained by respective SHO