

GAHC010234612019



**THE GAUHATI HIGH COURT**  
**(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)**

**Case No. : PIL/60/2019**

BACHPAN BACHAO ANDOLAN  
A CHARITABLE SOCIETY HAVING ITS OFFICE AT L-6, KALKAJI, NEW  
DELHI 110019 AND REP. BY ITS GENERAL SECRETARY MR. R.S.  
CHAURAUSIA

2: SAMPURNA BEHURA  
D/O LT. GANGA DHAR BEHURA  
R/O FLAT NO. 501  
TECHNOLOGY APARTMENT  
PATPARGANJ  
DELH

VERSUS

THE STATE OF ASSAM AND 4 ORS.  
REP. BY THE SECRETARY TO THE GOVT. OF ASSAM, SOCIAL WELFARE  
DEPTT. BLOCK-D, 1ST. FLOOR, JANATA BHAWAN, DISPUR, GAUHATI-  
781006

2:DIRECTORATE OF SOCIAL WELFARE  
REP. BY THE DIRECTOR  
KACHARI GHAT  
MG ROAD  
UZAN BAZAR  
GAUHATI-781001

3:ASSAM STATE COMMISSION FOR PROTECTION OF CHILD RIGHTS  
REP. BY THE CHAIRPERSON  
BYE LANE NO. 1  
H.NO. 1  
SAMMANOY PATH  
SURVEY  
BELTOLA-BASISTHA ROAD  
GAUHATI-781028

4:THE DIRECTOR GENERAL OF POLICE  
OFFICE DR. BK KAKATI RD. ULUBARI  
GAUHATI  
ASSAM 781007

5:REGISTRAR  
GAUHATI HIGH COURT  
GAUHATI  
ASSA

**Advocate for the Petitioner** : MR. P P SARMA

**Advocate for the Respondent** : GA, ASSAM

Linked Case : PIL(Suo Moto)/1/2018

X-X-X  
X-X-X

VERSUS

IN RE THE GOVT OF ASSAM AND 3 ORS  
REP. BY THE SECRETARY  
DEPTT. OF SOCIAL WELFARE  
BLOCK-D  
1ST FLOOR  
JANATA BHAWAN  
DISPUR  
GUWAHATI- 781006

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H NO.1  
SAMMANOY PATH

SURVEY  
BELTOLA- BASISTHA ROAD  
GUWAHATI- 781028  
4:UNION OF INDIA  
REP. BY THE SECRETARY MIN OF WOMEN AND CHILD DEVELOPMENT  
SHASTRI BHAWAN  
NEW DELHI- 01  
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**For Petitioner(s)** : Mr. N. Choudhury, Adv.  
Mr. H.K. Das, SC, GHC.

**For Respondent(s)** : Mr. D. Nath, Sr. GA, Assam,  
Mr. N. Kalita, Adv.

**BEFORE**  
**HON'BLE THE CHIEF JUSTICE**  
**HON'BLE MRS. JUSTICE MITALI THAKURIA**

**ORDER**

**16.05.2023**

Mr. D. Nath, learned Senior Government Advocate, Assam, has presented copies of two communications dated 10.06.2022 and 21.03.2023 in response to the direction given by this Court earlier.

A perusal of the letter dated 10.06.2022 reveals that the Deputy Secretary, Judicial Department, Government of Assam has indicated that the facilities like furniture, books and other paraphernalia as well as the Vulnerable Witness Deposition Centre (VWDC) required for the POCSO Courts can be taken care of from the budget allotted to the District & Sessions Judges of the districts.

We feel that as the VWDC is a new facility being created under the directions of Hon'ble the Supreme Court and for the mandate of the POCSO Act, the State Government is required to release additional budget for this infrastructure.

Learned counsel Mr. Nath to take instructions in this regard.

In view to widen the scope of proceedings and to ensure proper and full implementation of the directions given by the Supreme Court in the continuing writ petition being WP(C) No.473/2005 (*Sampurna Behura Vs. Union of India & Ors.*), we deem fit to involve the UNICEF representative of Assam in this matter. Thus, a request letter shall be sent by the Registry to the UNICEF Assam representative so that their input can also be taken.

Mr. Nath shall also collect information regarding the status of utilization of funds being provided by the Central Government under the Integrated Child Protection Scheme (ICDS).

Mr. R.K.D. Choudhury, learned Dy.S.G.I. shall also provide assistance to the Court in this matter. His name shall henceforth be reflected in the cause list.

Re-notify on 08.06.2023.

**Sd/- Mitali Thakuria**  
**JUDGE**

**Sd/- Sandeep Mehta**  
**CHIEF JUSTICE**

**Comparing Assistant**