

EXTRAORDINARY

REGD. NO. JK—33



**THE  
JAMMU & KASHMIR GOVERNMENT GAZETTE**

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Separate paging is given to this part in order that it may be filed as a separate compilation.

**PART III**

**Laws, Regulations and Rules passed thereunder.**

GOVERNMENT OF JAMMU AND KASHMIR  
CIVIL SECRETARIAT—DEPARTMENT OF LAW,  
JUSTICE AND PARLIAMENTARY AFFAIRS  
(Legislation Section)

Jammu, the 13th December, 2018.

The following Act has been assented to by the Governor on 13th December, 2018 and is hereby published for general information :—

**THE JAMMU AND KASHMIR CRIMINAL LAWS (SEXUAL  
OFFENCES) (AMENDMENT) BILL, 2018**

(Governor Act No. XLVII of 2018)

[13th December, 2018.]

Whereas, in a Public Interest Litigation titled Court on its Own Motion V/s State of Jammu and Kashmir, the Hon'ble High Court, vide its

order dated 15-10-2018, directed the State to examine the concept of 'Sextortion' in the context of applicable laws and to undertake an exercise to make necessary amendments in the existing penal laws so that illegal acts, unwarranted demands for sexual favours and inappropriate contacts by the persons in authority are made punishable ; and

Whereas, the matter was examined by the Government and it was found that in order to prevent misuse of authority for unwanted sexual favours, it is expedient to amend the existing laws so as to curb this menace and prevent and check such misuse of position by persons in authority, fiduciary relationship or by a public servant.

Enacted by the Governor in the Sixty-ninth Year of the Republic of India.

An Act to amend the State Ranbir Penal Code, Samvat 1989, the Code of Criminal Procedure, Samvat 1989 and the Evidence Act, Samvat 1977.

In exercise of the powers vested under Proclamation No. P-1/18 of 2018 dated 20th of June, 2018, the Governor is pleased to enact as follows:—

### **Preliminary I**

1. *Short title and commencement.*—(1) This Act may be called the Jammu and Kashmir Criminal Laws (Sexual Offences)(Amendment) Act, 2018.

(2) It shall come into force from the date of publication in the Government Gazette.

### **CHAPTER II**

#### **Amendment to the State Ranbir Penal Code, Samvat, 1989.**

2. *Insertion of section 354 E, Act No. XII of Samvat 1989.*—In the State Ranbir Penal Code, Samvat 1989( hereinafter in this Chapter

