

OFFICE OF THE DIRECTOR GENERAL OF POLICE
MEGHALAYA ★★★ SHILLONG

C I R C U L A R N O . 5 / 2 0 1 3

Subject: Expeditious disposal of Investigation in rape cases.

Enclosed herewith please find a copy of Supreme Court Judgement in Criminal Appeal No. 769 of 2006 which makes it abundantly clear that in rape cases, statement of the victim can be accepted without its corroboration in material terms.

In view of the same, in rape cases, even if the statement of the victim cannot be corroborated in material terms, charge sheet can be filed on the basis of her statement.

This being the case, once the statement of the victim has been recorded in which she has identified the culprit(s), even if FSL report is awaited, charge sheet should be filed and, as and when FSL report is received, a supplementary charge sheet can be filed.

However, in order to strengthen the case, wherever possible, corroborative evidence should be collected. But investigation in such cases should not be kept pending for unnecessarily long time only for collecting corroborative evidence including FSL report.

As pointed out in the abovementioned judgement, 'a forcible sexual assault brings in humiliation, feeling of disgust, tremendous embarrassment, sense of sham, trauma and lifelong emotional scar to a victims' It is, therefore, imperative that, in all such cases, justice be done to the victim expeditiously by completing the investigation without any unnecessary delay.

Encl: As above.

Sd/-
(Prem Singh)
Director General of Police
Meghalaya, Shillong

Memo No.MG/XX-123/2006/Pt-II/5

Dated Shillong, the 25th April, 2013

Copy to:

1. The Addl. Director General of Police (Hqs/CID)/(L/O)/(SB/(TAP)/(R/PR/F&ES), Meghalaya, Shillong.
2. The Inspector General of Police (CID)/ (TAP)/ (WR), Meghalaya.
3. The Deputy Inspector General of Police (ER)/ (CID) / (A), Meghalaya.
4. The Superintendents of Police, East Khasi Hills, Shillong/ West Khasi Hills, Nongstoin/ South West Khasi Hills, Mawkyrwat/ East Jaintia Hills, Khliehriat/ West Jaintia Hills, Jowai/ Ri Bhoi, Nongpoh/ East Garo Hills, Williamnagar/ North Garo Hills, Resubelpara/ West Garo Hills, Tura/ South West Garo Hills, Ampati/ South Garo Hills, Baghmara, for information and necessary action.


Asstt. Inspector General of Police (R)
Meghalaya, Shillong.