

Inspection on the Significance and the Challenges Confronted by the Protection of Children from Sexual Offences Act, 2012 in India

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Abstract: *A child is the most important asset of society and has a vital role to play in the development of nation. They are the future of the country. The future of any country depends on how the children of that country are nurtured and nourished. It is the paradox of present era that with the advancement of society the problem of child sexual abuse has been increased and become a global problem. Child sexual abuse is also one of the major problems of India.*

In regard to this problem, a special law has been enacted named as Protection of Children from Sexual Offences Act (POCSO) with a view to protect the rights of children. The Indian Ministry of Child and Women Development enacted a new legislation in the year 2012 the light of the growing cases of Child Sexual abuse. The Act aimed at bringing in changes and amendments in the existing laws and thus expanding the horizon of the Laws relating to sexual assault in India whereas to include within its ambit sexual assault against children as well. In furtherance to its objective the act also brought in several child friendly mechanism of trial as a reformative measure. However, there were also certain loopholes those were present in the Act. With this paper the researchers aims to analysis the provisions of POCSO Act as well as throw light on the loopholes or lacunas, which are creating the hurdle in the proper implementation of POCSO Act. Undoubtedly, passing of this Act has been a major step in securing children's right. This paper covers the study of child sexual abuse and the implication of this Act on this major problem. The study also covers the challenges and controversies related to this Act and its contribution in India. Child sexual abuse is a worldwide phenomenon, and India is not an exception.

Keywords: child, Sexual abuse, POCSO Act, sexual offences.

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