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SUPREME COURT

Supreme Court Rules Harsher Sentence Prevails in Child Assault Cases

Sheikh Rayees • March 10, 2025

PUBLISHED REPORT

The Supreme Court has reaffirmed that when a person is convicted under both the Protection of Children from Sexual Offences (POCSO) Act and the Indian Penal Code (IPC), the law prescribes the harsher punishment between the two. Citing Section 42 of the POCSO Act, the court stated that an offender must be sentenced under the provision that carries the greater penalty, whether from POCSO or IPC. It rejected the argument...

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