

## **TABLE OF OFFENCES AND PUNISHMENT UNDER POCSO ACT, 2012**

As amended in POCSO (Amendment) Act, 2019

<b>Offence</b>	<b>Section</b>	<b>Punishment</b>
Penetrative sexual assault	4(1)	Imprisonment of either description for a term not less than 10 years to imprisonment for life and fine.
Penetrative sexual assault on a child below 16 years	4(2)	Imprisonment of either description for a term not less than 20 years to imprisonment for life and fine.
Aggravated penetrative sexual assault	6(1)	Imprisonment of either description for a term not less than 20 years to imprisonment for life and fine or with death.
Sexual assault	8	Imprisonment of either description ranging from 3 years to 5 years and fine.
Aggravated sexual assault	10	Imprisonment of either description ranging from 5 years to 7 years and fine.
Sexual harassment	12	Imprisonment upto 3 years and fine.
Using child/children for pornographic purpose	14(1)	Imprisonment not less than 5 years and fine. Second or subsequent conviction imprisonment not less than 7 years and fine.
Using child/children for pornographic purpose and	14(2)	Punishment as prescribed under sections 4,6,8,10 in addition to

directly participates in such pornographic acts		punishment prescribed in section 14(1)
Stores pornographic material involving child, but fails destroy or delete or report to authority with an intent to transmit or share	15(1)	Fine not less than Rupees 5,000/- and on second or subsequent conviction fine not less than Rupees 10,000/-
Stores pornographic material involving child for transmitting, propagating, distributing or displaying except for the purpose of reporting	15(2)	Imprisonment upto 3 years or with fine or with both.
Storage of pornographic material involving a child for commercial purpose	15(3)	Imprisonment from 3 years to 5 years or fine or with both and on second or subsequent conviction, imprisonment not less than 5 years to 7 years with fine.
Attempt to commit an offence under the Act	18	Imprisonment of either description provided for the offence ranging from one-half of imprisonment for life or one-half of the longest term or with fine or with both.
Punishment for failure to report an offence under section 19(1) or 20 or fails to record under section 19(2)	21(1)	Imprisonment upto 6 month or fine or with both.

Failure to report the commission of an offence under section 19(1) by any person being in charge of any institution or company in respect of subordinate under his control	21(2)	Imprisonment upto 1 year and with fine.
False complaint or false information in respect of offence committed under sections 3,5,7 and 9 to humiliate, extort, threaten or defame	22(1)	Imprisonment upto 6 months or with fine or with both.
False Complaint or false information by child	22(2)	No punishment.
False complaint or false information by a person not being a child against a child thereby victimizing the child	22(3)	Imprisonment upto 1 year or fine or with both.
Contravenes the provisions of Section 23(1) & (2)	23(4)	Imprisonment not less than 6 months upto 1 year or with fine or with both.