

**THE
SCHEDULED CASTE AND SCHEDULED TRIBE
(PREVENTION OF ATROCITIES) ACT, 1989**

(Act No. 33 of 1989)

**अनुसूचित जाति एवं अनुसूचित जनजाति
(अत्याचार निरोधक) अधिनियम 1989**

(1989 का अधिनियम संख्यांक 33)

[Enactment Date: 11th September, 1989]

Along with Linked Provisions
[लिंकिंग प्रावधान सहित]

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Preface

Hello & नमस्कार,

LINKING BARE ACTS are not merely Bare Act of the Text approved by Legislature rather it envisage my personal Experience as Judiciary Exam Educator of more than a decade wherein I found the style of Inter Section Linking, Inter Chapter Linking and Inter Acts Linking so effective that the reader can gain comprehensive command over any particular topic or concept with help of it. Further, such things also help in easy mediation while making revision.

"जो याद (memorize) नहीं होता उसे, उससे याद करो जो याद हो चुका है" - this technique is output of Linking style.

Presently, Law Exam specially concentrate to check command of student over Legislative Text (i.e. Bare Act), accordingly they asked questions which directly or indirectly Linked with Bare Act only. While teaching various laws, I found that Linking techniques is easy for student to learn multiple sections together, so I have included such technique in LINKING BARE ACTS.

These Linking Bare Acts of **SCHEDULED CASTE AND SCHEDULED TRIBE (PREVENTION OF ATROCITIES) ACT, 1989** includes regular features of any Linking Bare Acts, so I have provided various comparative table also which will help to understand the changes easily in new laws. it's my firm belief, these LINKING BARE ACT will certainly change the way of reading Bare Act. Further, spacious margin, Bracket Method of Proviso and Explanation etc will make the study more convenient.

- **Tansukh Paliwal**
Founder of Linking Laws

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1. Linking Provision with Sections, (i.e. L/w) / लिंकिंग प्रावधान धारा

2. Use of Bracket Technique for Proviso/Explanation for easy presentation of Bare language / प्रावधान/स्पष्टीकरण के लिए ब्रैकेट तकनीक का उपयोग

3. Key-word to Memorise Sections/ धारा को याद करने के लिए मुख्य शब्द

5. Section switching Table (Old to New Criminal Laws) धाराओं की लिंकिंग तुलनात्मक सूची

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Unique Features in LINKING Bare Act:

6. Illustration format has been slightly changed [bullets & Italics style] to identify it easily दृष्टांत में थोड़ा परिवर्तन दिया गया है [बुलेट और इटैलिक शैली]

7. Alpha Linking of Technical Legal Vocabulary अल्फा लिंकिंग तकनीकी क़ानूनी शब्दावली

8. Spacious margin विस्तृत मार्जिन

9. QR Code Technique to Understand Relevant Case Law / QR कोड सम्बंधित केस लॉ को समझाने के लिए

ABBREVIATIONS USED

Short Form	Full Form	Short Form	Full Form
Art.	Article	F.	Form
BNSS	Bharatiya Nagarik Suraksha Sanhita, 2023	H.C.	High Court
BNS	Bharatiya Nyaya Sanhita, 2023	ICA	Indian Contract Act, 1872
BSA	Bharatiya Sakshya Adhinyam, 2023	RA	Registration Act, 1908
TPA	Transfer of Property Act, 1872	L.A.	Limitation Act, 1963
NIA	Negotiable Instruments Act 1881	SRA	Specific Relief Act, 1963
POSH	Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013	POCSO	Protection of Children from Sexual Offences Act, 2012
SCST	Scheduled Caste & Scheduled Tribe (Prevention of Atrocities) Act, 1989	L/w	Link with
IT ACT	Information Technology Act, 2000	C/Ch./Cha.	Chapter
COI	Constitution of India	CJM	Chief Judicial Magistrate
CrPC	Code of Criminal Procedure, 1973	Prov.	Provision
RBI Act	Reserve Bank of India Act, 1934	Pro.	Provided
CPC	Code of Civil Procedure, 1908	Sche.	Schedule
COS	Court of Session	Sec./S.	Section
Exc.	Exception	u/s	Under Section
Exp.	Explanation	u/c	Under Chapter
O.	Order	App.	Appendix
R.	Rule	Ills.	Illustration

Legal Disclaimer

All efforts have been made to avoid any kind of typing or other kind of error or omission, though It is humbly requested to all readers that in case of doubt kindly prefer official text of the legislation as passed by Parliament. By **Scanning following QR code** You may have official text of parliament regarding *Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989*: -

किसी भी प्रकार की टाइपिंग या अन्य प्रकार की त्रुटि या चूक से बचने के लिए सभी प्रयास किए गए हैं, हालांकि सभी पाठकों से विनम्र अनुरोध है कि संदेह की स्थिति में कृपया संसद द्वारा पारित विधि के आधिकारिक शब्दों को प्राथमिकता दें। **निम्न प्रस्तुत क्यूआर कोड को स्कैन करके** आप अनुसूचित जाति और अनुसूचित जनजाति (अत्याचारों की रोकथाम) अधिनियम, 1989 के संबंध में संसद का आधिकारिक पाठ प्राप्त कर सकते हैं: -

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SCHEDULED CASTES AND THE SCHEDULED TRIBES

(PREVENTION OF ATROCITIES) ACT, 1989

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**SCHEDULED CASTES AND THE SCHEDULED TRIBES
(PREVENTION OF ATROCITIES) ACT, 1989**

ACT NO. 33 OF 1989

[11th September, 1989.]

An Act to prevent the commission of offences of atrocities against the members of the Scheduled Castes and the Scheduled Tribes, to provide for ¹[Special Courts and the Exclusive Special Courts] for the trial of such offences and for the relief and rehabilitation of the victims of such offences and for matters connected therewith or incidental thereto. BE it enacted by Parliament in the Fortieth Year of the Republic of India as follows:-

**CHAPTER I
PRELIMINARY**

1. Short title, extent and commencement.

- (1) This Act may be called the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989.
- (2) It extends to the whole of India ^{2***}.
- (3) It shall come into force on such date³ as the Central Government may, by notification in the Official Gazette, appoint.

L/W: -

2. Definitions.

- (1) In this Act, unless the context otherwise requires,—
 - (a) **"atrocit**y" means an offence punishable under section 3;
L/W: - Sec. 3
 - (b) **"Code"** means the Code of Criminal Procedure, 1973;
L/W: - Sec. 18
 - ⁴[(bb) **"dependent"** means the spouse, children, parents, brother and sister of the victim, who are dependent wholly or mainly on such victim for his support and maintenance;
L/W: - Sec. 3(n), (za)
 - (bc) **"economic boycott"** means--
 - (i) a refusal to deal with, work for hire or do business with other person; or
 - (ii) to deny opportunities including access to services or contractual opportunities for rendering service for consideration; or
 - (iii) to refuse to do anything on the terms on which things would be commonly done in the ordinary course of business; or
 - (iv) to abstain from the professional or business relations that one would maintain with other person;
L/W: -

1 Subs. by Act 1 of 2016, s. 2, for "Special Courts" (w.e.f. 26-1-2016).

2 The words "except the State of Jammu and Kashmir" omitted by Act 34 of 2019, s. 95 and the Sch V (w.e.f. 31-10-2019).

3 30th January, 1990, vide Notifn. No. S.O. 106(E), dated 29th January, 1990, see Gazette of India, Extraordinary, Part II, sec. 3(ii).

4 Ins. by Act 1 of 2016, s. 3 (w.e.f. 26-1-2016).

**अनुसूचित जाति और अनुसूचित जनजाति
(अत्याचार निवारण) अधिनियम, 1989**

(1989 का अधिनियम संख्यांक 33)

[11 सितंबर, 1989]

अनुसूचित जातियों और अनुसूचित जनजातियों के सदस्यों पर अत्याचार का अपराध करने का निवारण करने के लिए, ऐसे अपराधों के निवारण के लिए ¹[विशेष न्यायालयों और अनन्य विशेष न्यायालयों] का तथा ऐसे अपराधों से पीड़ित व्यक्तियों को राहत देने का और उनके पुनर्वास का तथा उससे संबंधित या उसके आनुषंगिक विषयों का उपबंध करने के लिए अधिनियम

भारत गणराज्य के चालीसवें वर्ष में संसद् द्वारा निम्नलिखित रूप में वह अधिनियमित हो:-

अध्याय 1

प्रारंभिक

1. संक्षिप्त नाम, विस्तार और प्रारंभ

- (1) इस अधिनियम का संक्षिप्त नाम अनुसूचित जाति और अनुसूचित जनजाति (अत्याचार निवारण) अधिनियम, 1989 है।
- (2) इसका विस्तार ²*** संपूर्ण भारत पर है।
- (3) यह उस तारीख³ को प्रवृत्त होगा जो केन्द्रीय सरकार, राजपत्र में अधिसूचना द्वारा, नियत करे।

L/W: -

2. परिभाषाएं

- (1) इस अधिनियम में, जब तक कि संदर्भ से अन्यथा अपेक्षित न हो,-
(क) "अत्याचार" से धारा 3 के अधीन दंडनीय अपराध अभिप्रेत है;

L/W: - Sec. 3

- (ख) "संहिता" से दंड प्रक्रिया संहिता, 1973 अभिप्रेत है;

L/W: - Sec. 18

- ⁴[(खख) "आश्रित" से पीड़ित का ऐसा पति या पत्नी, बालक, माता-पिता, भाई और बहिन अभिप्रेत है जो ऐसे पीड़ित पर अपनी सहायता और भरण-पोषण के लिए पूर्णतः या मुख्यतः आश्रित है;

L/W: - Sec. 3(n), (za)

- (खग) "आर्थिक बहिष्कार" से निम्नलिखित अभिप्रेत है,

- (i) अन्य व्यक्ति से भाड़े पर कार्य से संबंधित संव्यवहार करने या कारबार करने से इंकार करना; या
- (ii) अवसरों का प्रत्याख्यान करना जिनमें सेवाओं तक पहुंच या प्रतिफल के लिए सेवा प्रदान करने हेतु संविदाजन्य अवसर सम्मिलित हैं; या
- (iii) ऐसे निबंधनों पर कोई बात करने से इंकार करना जिन पर कोई बात, कारबार के सामान्य अनुक्रम में समान्यता की जाएगी; या
- (iv) ऐसे वृत्तिक या कारबार संबंधों से प्रतिविरत रहना, जो किसी अन्य व्यक्ति से रखे जाएं;

1 Subs. by Act 1 of 2016, s. 2, for "Special Courts" (w.e.f. 26-1-2016).

2 The words "except the State of Jammu and Kashmir" omitted by Act 34 of 2019, s. 95 and the Sch V (w.e.f. 31-10-2019).

3 30th January, 1990, vide Notifn. No. S.O. 106(E), dated 29th January, 1990, see Gazette of India, Extraordinary, Part II, sec. 3(ii).

4 Ins. by Act 1 of 2016, s. 3 (w.e.f. 26-1-2016).

Sec. 2 Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989

- (bd) "**Exclusive Special Court**" means the Exclusive Special Court established under sub-section (1) of section 14 exclusively to try the offences under this Act;

L/w: -Sec. 14 (1) SC ST Act

- (be) "**forest rights**" shall have the meaning assigned to it in sub-section (1) of section 3 of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006;

L/w: - Sec. 3 (1) Scheduled Tribe and other tradition forest dwellers Act

- (bf) "**manual scavenger**" shall have the meaning assigned to it in clause (g) of sub-section (1) of section 2 of the Prohibition of Employment as Manual Scavengers and their Rehabilitation Act, 2013;

L/w: - Sec. 2(1)(g) prohibition of employment of manual scaveneger act,2013

- (bg) "**public servant**" means a public servant as defined under section 21 of the Indian Penal Code, as well as any other person deemed to be a public servant under any other law for the time being in force and includes any person acting in his official capacity under the Central Government or the State Government, as the case may be;]

L/w: - Sec. 2(28) BNS

- (c) "**Scheduled Castes and Scheduled Tribes**" shall have the meanings assigned to them respectively under clause (24) and clause (25) of article 366 of the Constitution;

L/w: - A.366(24)(25) OF COI

- (d) "**Special Court**" means a Court of Session specified as a Special Court in section 14;

L/w: - Sec. 14 SC ST Act..

- (e) "**Special Public Prosecutor**" means a Public Prosecutor specified as a Special Public Prosecutor or an advocate referred to in section 15;

L/w: - Sec.15 SC ST Act

- ¹[(ea) "**Schedule**" means the Schedule appended to this Act;

L/w: - Schedule

- (eb) "**social boycott**" means a refusal to permit a person to render to other person or receive from him any customary service or to abstain from social relations that one would maintain with other person or to isolate him from others;

L/w: - Sec. 3(n), (za).

- (ec) "**victim**" means any individual who falls within the definition of the "Scheduled Castes and Scheduled Tribes" under clause (c) of sub-section (1) of section 2, and who has suffered or experienced physical, mental, psychological, emotional or monetary harm or harm to his property as a result of the commission of any offence under this Act and includes his relatives, legal guardian and legal heirs;

L/w: - Sec. 2(1)(c), 15A

¹ Ins. by Act 1 of 2016, s. 3 (w.e.f. 26-1-2016).



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- + Constitution of India
- + Criminal Minor Laws
- + Civil Minor Laws
- + CPC, 1908
- + Local Laws
- + Family Laws
- + IT Act, 2000
- + A&C Act, 1996
- + Environmental Laws
- + Advocate Act, 1961
- + Land Acquisition, 2013
- + Consumer Protection Act, 2019
- + Transfer of Property Act, 1882
- + Specific Relief Act, 1963
- + NDPS Act, 1985
- + PCPNDT Act, 1994
- + Food Safety & Standards Act, 2006
- + Motor Vehicles Act, 1988
- + Indian Contract Act, 1872
- + Labour & Industrial Law
- + NI Act, 1881
- + and many more
- + AIBE Additional Bare Acts

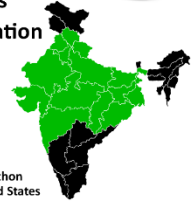
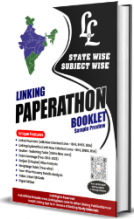
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Linking Bare Acts



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