

TO BE FILLED BY HAND

LISTING PROFORMA

Page 1

INSTRUCTIONS: 1. DO NOT WRITE OUTSIDE THE BOXES. 2. WRITE IN BLOCK CAPITAL LETTERS. 3. ONE CHARACTER IN EACH BOX. 4. DO NOT Staple the Sheet.

IN THE HIGH COURT OF DELHI AT NEW DELHI

Case Type: WP(CD) Number: [] OF Year: 2022

IN THE MATTER OF:-

NAME: YOUTH AGAINST CRIME ... PLAINTIFF / PETITIONER

NAME: UOI B ANR ... DEFENDANT / RESPONDENT

1 (a) Case Category: 402 (b) Case Category: []

2 Date of Imugned order: [] / [] / []

3 (a) Similar Matter Case Type / Number: + [] OF []

4 Statute Involved: PC & PNDT ACT

Criminal Matters - Code 100 to 105

FIR No.: + [] / [] FIR Date: [] / [] / [] Police Station: []

Service Matters - Code 500 to 505

Department / Authority / Organization etc.: []

Motors Accident Claim Matters - Code 600

Insurance Company: []

Lawyers Code: D/6911/2017

BEFORE THE HON'BLE HIGH COURT OF DELHI

ORIGINAL JURISDICTION

PUBLIC INTEREST LITIGATION

WRIT PETITION (C) /2022

In the Matter of;

Youth Against Crime

...Petitioner

Versus

Union of India & Anr.

...Respondents

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Service Proof

46

Dated: 4/5/2022

Place:- New Delhi



Petitioner Through

Pawan Prakash Pathak, Adv

jqdelhi@gmail.com

8600545332

BEFORE THE HON'BLE HIGH COURT DELHI

ORIGINAL JURISDICTION

PUBLIC INTEREST LITIGATION

W.P (C) /2022

In the Matter of;

Youth Against Crime

...Petitioner

Versus

Union of India & Anr.

...Respondents

Notice of Motion

Sir,

The enclosed application in the aforesaid matter as being filed on behalf of Petitioner and is likely to be listed on 6/5/22

or any date, thereafter.

Please take notice accordingly.

Dated: 4/5/2022

New Delhi

BEFORE THE HON'BLE HIGH COURT OF DELHI

ORIGINAL JURISDICTION

WRIT PETITION (C) /2022

In the Matter of;

Youth Against Crime

...Petitioner

Versus

Union of India & Anr.

...Respondents

URGENT APPLICATION

To,
The Registrar,
High Court of Delhi,
New Delhi

Dear Sir,

This is to request you to kindly treat the accompanying Applications along with the aforesaid Writ Petition as Urgent in accordance with Delhi High Court Rules and Procedures.

Thanking You

Dated: 4/5/2022

BEFORE THE HON'BLE HIGH COURT OF DELHI

ORIGINAL JURISDICTION

WRIT PETITION (C) /2022

MEMO OF PARTIES

Youth Against Crime,

Through Dr. Manish Jain,

President of the Society,

Regd.Office- 93-A, Pocket -F,

GTB Enclave, Delhi-110093.

...Petitioner

Versus

1. Union of India,

Through Director,

Concerned Authorities of PC & PNDDT,

Ministry of Health & Family Welfare,

Nirman Bhawan, New Delhi- 110011.

2. State of Delhi,

Through Director,

Concerned Authorities PC & PNDDT Section,

DIRECTORATE OF FAMILY WELFARE, GNCT OF DELHI

B & C Wing, Vikas Bhawan-II

Civil Lines, Delhi-110054.

3. Central Board of Film Certification,

Through Chairperson,

Shri Mahesh Kumar, Regional Officer

3rd Floor, Films Division Paryavaran Bhavan,

CGO Complex, Lodhi Road, New Delhi-110 003 .

4. YASH RAJ FILMS PVT LTD,

R/o 5, Shah Industrial Estate, Veera Desai Road,

Andheri (West), Mumbai 400053, India. ...Respondents

Dated: 4/5/22

Place:- New Delhi



Petitioner Through

Pawan Prakash Pathak, Adv.

Office No.B-117, B Block,

Sector 52, Noida-201307.

(8600545332)

jqdelhi@gmail.com

SYNOPSIS & LIST OF DATES & EVENTS

"It would not be better to avoid, because they are making nation pride"

Beti Bachao Beti Padhao

*The instant PIL is being filed with a prayer to delete a scene from movie called "**JAYESHBHAI JORDAR**" which is based on the Female Foeticide theme and trying to promote the cause of Save Girl Child, which is need of the hour but the issue which is being raised after seeing trailer of the movie which is of 2 mins 57 second and scene at 1 min 10th second shows;*

"shows the use of Ultrasound technology in a clinic to determine the sex of the foetus and abortion technique in case of girl child"

The PC & PNDT Act as per section 3, 3A, 3B, 4, 6 & 22 of the PC & PNDT Act squarely restrict the advertisement of ultrasound technique for sex determination and the objective of the act also negate such practises, what is being contested is only deletion of the clinic scene and promotion of the ultrasound technique"

A pregnant woman sits alone with her thoughts inside the cold, empty hospital consultation room in India. She simply wants to make sure her baby is okay, but in the back of her mind, she knows there is a lot riding on whether the baby is a boy or girl. She knows it is illegal to ask the doctor to disclose information about the sex of her baby, but is desperate to please her husband and in-laws with the news of a son.

Sex Selective abortions, also known as female feticides, occur when female fetuses are aborted due to a cultural preference for sons. In India, the cause for female feticide is the overwhelming belief that women have less societal value than men. A lack of education among women, insufficient female leadership, and negative perceptions of women as “economic burdens” contribute to this view.

When girls are married, their parents are expected to pay a “dowry” to the groom’s family, which is essentially a payment in cash, food, household items, and clothes “Dowries are not necessarily called

‘dowries,’ but sometimes they are called ‘gifts,’ and that there are many other nomenclatures and euphemisms for them.” Once married, daughters are expected to take their husbands’ last name and move in with their family to begin their role within the home. As a result, young girls are often not well-informed, confident, or financially independent enough to make educated decisions about pregnancy and children. Abortion is legal in India, but sex-selective abortions, abortions solely based on the sex of the fetus, are illegal.

We have law in place to control the above position also there are various landmark judgements of the Hon’ble Supreme Court on this subject matter; but the distant reality is still far away ; ***Pre-Conception and Pre-Natal Diagnostic Techniques (PCPNDT) Act, 1994*** is an Act of the Parliament of India sanctioned to stop female foeticides and capture the declining sex ratio in India. The act restricted pre-birth sex assurance. Each hereditary advising focus group, hereditary research center or a hereditary facility offering pre-natal diagnostics methods, such as In Vitro Fertilization (IVF) with the capability of sex choice (Pre-implantation hereditary

finding) follows the mandate of the PC-PNDT Act, 2003 and are prohibited.

Hence the instant Writ Petition praying for directions to Respondent to delete the clinic scene from the movie Jayeshbhai Jordar which tends to defeat the objective of the PC& PNDT Act.

LIST OF DATES & EVENTS

1994	The PC & PNDT Act was enacted with the objective to stop the sex selection techniques and regulate them.
2003 & 2011	Amendments were made in the Act.
27.04.2022	Representation by the Petitioner against the said trailer of the movie JAYESHBHAI JORDAR in which sex selection technique of ultrasound is being shown openly.
02.05.2022	Instant W.P being filed praying for deletion of the clinic scene which may tend to promote the sex selection technique.

Dated: 4/5/22

Place:- New Delhi



Petitioner Through

Pawan Prakash Pathak, Adv.

Office No.B-117, B Block,

Sector 52, Noida-201307.

(8600545332)

jqdelhi@gmail.com

BEFORE THE HON'BLE HIGH COURT OF DELHI

ORIGINAL JURISDICTION

WRIT PETITION (C) /2022

Youth Against Crime

...Petitioner

Versus

Union of India & Anr.

...Respondents

A CIVIL WRIT PETITION IN FORM OF PUBLIC INTEREST LITIGATION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF AN APPROPRIATE WRIT, ORDER OR DIRECTIONS INCLUDING THE WRIT OF MANDAMUS OR ANY OTHER APROPRIATE WRIT DIRECTING THE RESPONDENT NO.1 & 3 TO CENSOR/ DELETE THE ULTRASOUND CLINIC CENTRE SCENE OF THE MOVIE JAYESHBHAI JORDAR IN WHICH THE SEX SELECTION TECHNIQUE IS BEING SHOWN PRACTISING AND ABORTION OF GIRL CHILD IS BEING SHOWN WITHOUT DISCLOSURE & IN VIOLATION OF THE SECTION 3, 3A, 3B, 4, 6 & 22 OF THE PC & PNDT ACT ALSO THE MOVIE IS BEING RELEASED ALL INDIA ON 13.05.2022 & THEREFORE THE SAME PRAYER TO BE GRANTED BEFORE THE RELEASE DATE OF

THE MOVIE OR TO STAY THE RELEASE TILL FURTHER ORDERS.

TO, THE HON'BLE CHIEF JUSTICE OF DELHI AND HIS COMPANION JUDGES OF THE HON'BLE HIGH COURT OF DELHI, AT NEW DELHI.

THE HUMBLE PETITION OF THE PETITIONER ABOVE NAMED.

Most respectfully submitted;

1. That the petitioner is a registered NGO under the Societies Registration Act XXI of 1860 having registration No. 575/2015-16 on 18.06.2015 and where as the petitioner is being represented through the President, Dr. Manish Jain who is registered medical practitioner in state of Delhi NCR and also a law abiding citizen of India. That petitioner has no personal interest in the litigation and that the petition is not guided by self-gain or for gain of any other person/institution/body and that there is no motive other than of public interest in filing the writ petition and if any cost imposed same will borne by the petitioner, also there is no criminal antecedents and similar petition filed by the petitioner

herein. Copy of the Registration certificate of the Petitioner NGO is annexed as **Annexure P-1**.

2. That the instant PIL is being motivated to file after seeing the official trailer of the movie which is being released on the YOU TUBE by the respondent no. 04 which is private entity and the you tube link for the record purpose is;

<https://www.youtube.com/watch?v=fppJtxJ7RWY>

3. That the Female foeticide is the procedure of determining the gender of a foetus and aborting it if it is a girl. Despite the fact that it is illegal, many people continue to do so. Aside from that, certain societies practise female infanticide, which is the death of a girl child after she is born. Census 2001 statistics suggest that there are only 933 women for every 1000 men in the country, highlighting this reality and it is because in large public interest this PIL is being filed to save the fundamental right of the women's particularly right to life under Article 21 of the Constitution of India.

4. That the respondent No. 1 and 2 are the concerned authority formed under the PC & PNDT Act to implement the objective of the Act and whereas the Respondent No. 03 is Film certification body against which the relief is being claimed and whereas Respondent No. 04 is private entity who has produced this Film "JAYESHBHAI JORDAR".

5. That as per the statistical report of Respondent No. 01 In 2020, the sex ratio of the total population in India is 108.18 males per 100 females. There are 717,100,970 or 717.10 million males and 662,903,415 or 662.90 million females in India. The percentage of the female population is 48.04 percent compared to 51.96 percent male population. India has the highest numbers of exceed males population of 54.20 million. India is at 189th position out of 201 countries/territories in terms of female to male ratio. Among Asian countries, its position is 42nd out of 51 countries/territories.

6. That as per the Annual report by Ministry of Women & Child Development for year 2020-2021 The multi-

sectoral intervention Districts laid emphasis on awareness and advocacy & launched focused campaigns for changing mindsets, for effective enforcement of Pre-Conception & Pre Natal Diagnostic Techniques (PC&PNDT) Act and enabling girls' education amongst other things. The districts have introduced interventions mainly towards engaging communities, improvement in Sex Ratio at Birth, promoting institutional deliveries, maintaining village level record of birth and their exhibition in public places through Guddi Gudda Boards, birth registration, encouraging celebration of girl child, challenging soncentric rituals and reversing the social norms, re-enrollment drives for getting girls back to schools and other initiatives for valuing of girl child. Copy of the Annual Report is Annexed as **Annexure P-2.**

7. The Government has adopted a multi-pronged strategy including schemes and programmes and awareness generation/advocacy measures to build a positive environment for the girl child through gender sensitive

policies, provisions and legislation. The measures include the following:-

· Intensified effective implementation of the Pre-conception and Pre-natal Diagnostic Techniques (Prohibition of Sex Selection) Act, 1994 and amended various provisions of the Rules, viz. programme review at the state level. Five regional review workshops for North, West, central, north east and Southern regions were organized at Srinagar, Pune, Hyderabad, Kolkata and Bhopal during 2013-14 to evaluate and review the progress of implementation of the PC&PNDT Act, 1994 in the country. During the current financial year 2014-15, four review workshops for North, West, north east and Southern regions were organized.

· The Government provides financial support to the States and UTs for operationalization of PNDT Cells, Capacity Building, Orientation & Sensitization Workshop, Information, Education and Communication campaigns and for strengthening structures for the

implementation of the PC & PNDT Act, 1994 under the National Health Mission (NHM).

· The Minister of Health and Family Welfare has requested all the State Governments to strengthen implementation of the Act and to ensure timely steps to stop illegal sex determination.

· Directions given vide Order dated 04.03.2013 by the Hon'ble Supreme Court in the matter of WP(C) 349/2006 were communicated to the States/ UTs at the level of Health Minister to Chief Ministers and Chief Secretaries to ensure immediate compliance.

· Inspections by the National Inspection and Monitoring Committee (NIMC) have been scaled up. In year 2014-15, 16 inspection visits were undertaken in the States of Madhya Pradesh, Uttarakhand, Andhra Pradesh, Himachal Pradesh, Karnataka, Uttar Pradesh, Odisha, West Bengal, Delhi (Twice), Chhattisgarh, Bihar, Manipur, Jharkhand, Tamilnadu and Gujarat.

States have been advised to focus on Districts/Blocks/Villages with low Child Sex Ratio to ascertain the causes, plan appropriate Behaviour Change Communication campaigns and effectively implement provisions of the PC & PNDT Act, 1994.

The Central Supervisory Board (CSB) was constituted by the government under Section 7 of the Pre-conception and Pre-natal Diagnostic Techniques (Prohibition of Sex Selection) Act, 1994, with the mandate to review and monitor implementation of the Act and rules made there under. A total of 22 meetings of the CSB were held since inception of the Act to review the implementation of the Act.

As per Reports submitted by States/ UTs, a total number of 206 convictions have so far been secured under the Act. The year-wise details of conviction, maintained since 2009 and the details of total conviction as furnished by States/UTs are given below:-

Year-wise convictions under PC & PNDT Act (Since 2009 to December, 2014)							
S. No.	States/ UTs	2009	2010	2011	2012	2013	2014
1	Andhra Pradesh	0	0	0	0	0	0
2	Arunachal Pradesh	0	0	0	0	0	0
3	Assam	0	0	0	0	0	0
4	Bihar	0	0	0	0	11	0
5	Chhattisgarh	0	0	0	0	0	0
6	Goa	0	0	0	0	0	0
7	Gujarat	2	1	0	0	3	0
8	Haryana	0	4	7	0	38	5
9	Himachal Pradesh	0	0	0	0	1	0
10	Jammu & Kashmir	0	0	0	0	1	0
11	Jharkhand	0	0	0	0	0	0
12	Karnataka	0	0	0	0	0	0
13	Kerala	0	0	0	0	0	0
14	Madhya Pradesh	0	0	1	0	1	0
15	Maharashtra	1	2	11	3	44	0
16	Manipur	0	0	0	0	0	0
17	Meghalaya	0	0	0	0	0	0
18	Mizoram	0	0	0	0	0	0
19	Nagaland	0	0	0	0	0	0
20	Odisha	0	0	0	3	0	0
21	Punjab	1	0	0	1	0	0
22	Rajasthan	0	0	0	0	37	0
23	Sikkim	0	0	0	0	0	0
24	Tamil Nadu	0	0	0	0	0	0
25	Tripura	0	0	0	0	0	0
26	Uttarakhand	0	0	0	0	0	0
27	Uttar Pradesh	0	0	0	0	0	1
28	West Bengal	0	0	0	0	0	0
29	A & N. Island	0	0	0	0	0	0
30	Chandigarh	0	0	0	0	0	0
31	D. & N. Haveli	0	0	0	0	0	0
32	Daman & Diu	0	0	0	0	0	0

33	Delhi	0	0	0	0	1	0
34	Lakshadweep	0	0	0	0	0	0
35	Puducherry	0	0	0	0	0	0
TOTAL		4	7	19	7	137	6

Note: Total 180 convictions were secured since 2009 out of total 206; remaining 26 were secured before 2009.

Total convictions under PC & PNDT Act (up to December, 2014)

S. No.	States/ UTs	No. of convictions
1	Andhra Pradesh	0
2	Arunachal Pradesh	0
3	Assam	0
4	Bihar	11
5	Chhattisgarh	0
6	Goa	0
7	Gujarat	6
8	Haryana	54
9	Himachal Pradesh	1
10	Jammu & Kashmir	1
11	Jharkhand	0
12	Karnataka	0
13	Kerala	0
14	Madhya Pradesh	2
15	Maharashtra	61
16	Manipur	0
17	Meghalaya	0
18	Mizoram	0
19	Nagaland	0
20	Odisha	3
21	Punjab	28
22	Rajasthan	37
23	Sikkim	0
24	Tamil Nadu	0
25	Tripura	0
26	Uttarakhand	0
27	Uttar Pradesh	1
28	West Bengal	0
29	A & N. Island	0
30	Chandigarh	0
31	D. & N. Haveli	0

32	Daman & Diu	0
33	Delhi	1
34	Lakshadweep	0
35	Puducherry	0
TOTAL		206

9. That even after strict laws and its implementation position has not changed much, certainly it has improved but there are various factors promoting the sex selection methods with the young married couples and family.

10. That the instant public interest litigation is being in view of the above subject matter and one of the factor due to which the conditions have not improved much is readily available first hand information to the citizens and we see in the movie JAYESHBHAI JORDAR trailer that one of the scene in which the couple and his family member gone for the sex selection in Ultrasound clinic and Doctor is operating the machine and showing the radiology image of the baby in womb of the mother and on being asked by the family member, Agar Ladka hua toh Jai Shree Krishna and Ladkee hue toh JAI MATA Dii followed by abortion of the girl child.

11. That the trailer of the movie is showing the struggle of the couple who is willing to readily accept the baby be it boy or girl and it depicts that they are promoting the gender equality and showing this taboo of female foeticide to the public in large which is the instant reality of our society and we really appreciate that such issue is being raised and awareness is being created among public but problem arises is with the ultrasound clinic scene where the technology of ultrasound for sex selection is being advertised openly without censor and as per section 3, 3A, 3B, 4, 6 & 22 of the PC & PNDDT Act, same is not allowed & hence the instant PIL. Copy of the representation served upon the respondent is annexed as **Annexure P-3**.

12. That the instant petition is being filed with the sole objective of effective implementation of the PC& PNDDT Act with prayer to stop all forms of promotion of sex selection & it's technique; and for perusal of this Hon'ble Court operative portion of the Act is reproduced below;

An Act to provide for the prohibition of sex selection, before or after conception, and for regulation of prenatal diagnostic techniques for the purposes of detecting genetic abnormalities or metabolic disorders or chromosomal abnormalities or certain congenital malformations or sex-linked disorders and for the prevention of their misuse for sex determination leading to female foeticide; and, for matters connected therewith or incidental thereto.

(i) "pre-natal diagnostic procedures" means all gynaecological or obstetrical or medical procedures such as ultrasonography, foetoscopy, taking or removing samples of amniotic fluid, chorionic villi, blood or any other tissue or fluid of a man, or of a woman for being sent to a Genetic Laboratory or Genetic Clinic for conducting any type of analysis or pre-natal diagnostic tests for selection of sex before or after conception;

(j) “pre-natal diagnostic techniques” includes all pre-natal diagnostic procedures and pre-natal diagnostic tests;

(k) “pre-natal diagnostic test” means ultrasonography or any test or analysis of amniotic fluid, chorionic villi, blood or any tissue or fluid of a pregnant woman or conceptus conducted to detect genetic or metabolic disorders or chromosomal abnormalities or congenital anomalies or haemoglobinopathies or sex-linked diseases;

(o) “sex selection” includes any procedure, technique, test or administration or prescription or provision of anything for the purpose of ensuring or increasing the probability that an embryo will be of a particular sex;

Regulation of Genetic Counselling Centres, Genetic Laboratories and Genetic Clinics.-

On and from the commencement of this Act,— 1. no Genetic Counselling Centre, Genetic Laboratory or Genetic Clinic unless registered under this Act, shall

conduct or associate with, or help in, conducting activities relating to prenatal diagnostic techniques;

2. no Genetic Counselling Centre or Genetic Laboratory or Genetic Clinic shall employ or cause to be employed or take services of any person, whether on honorary basis or on payment who does not possess qualifications as may be prescribed;

3. no medical geneticist, gynaecologist, paediatrician, registered medical practitioner or any other person shall conduct or cause to be conducted or aid in conducting by himself or through any other person, any pre-natal diagnostic techniques at a place other than a place registered under this Act.

3A. Prohibition of sex-selection- No person, including a specialist or a team of specialists in the field of infertility, shall conduct or cause to be conducted or aid in conducting by himself or by any other person, sex selection on a woman or a man or on both or on any tissue, embryo, conceptus, fluid or gametes derived from either or both of them.

3B. Prohibition on sale of ultrasound machines, etc., to persons, laboratories, clinics, etc. not registered under the Act.- No person shall sell any ultrasound machine or imaging machine or scanner or any other equipment capable of detecting sex of foetus to any Genetic Counselling Centre, Genetic Laboratory, Genetic Clinic or any other person not registered under the Act.

22. Prohibition of advertisement relating to pre-natal determination of sex and punishment for contravention.- 1. No person, organization, Genetic Counselling Centre, Genetic Laboratory or Genetic Clinic, including clinic, laboratory or centre having ultrasound machine or imaging machine or scanner or any other technology capable of undertaking determination of sex of foetus or sex selection shall issue, publish, distribute, communicate or cause to be issued, published, distributed or communicated any advertisement, in any form, including internet, regarding facilities of pre-natal determination of sex or sex selection before conception available at such

centre, laboratory, clinic or at any other place. 2. No person or organization including Genetic Counselling Centre, Genetic Laboratory or Genetic Clinic shall issue, publish, distribute, communicate or cause to be issued, published, distributed or communicated any advertisement in any manner regarding pre-natal determination or preconception selection of sex by any means whatsoever, scientific or otherwise. 3. Any person who contravenes the provisions of sub-section (1) or sub-section (2) shall be punishable with imprisonment for a term which may extend to three years and with fine which may extend to ten thousand rupees. Explanation.—For the purposes of this section, “advertisement” includes any notice, circular, label, wrapper or any other document including advertisement through internet or any other media in electronic or print form and also includes any visible representation made by means of any hoarding, wall-painting, signal, light, sound, smoke or gas.

13. That the Hon'ble Supreme Court in various landmark judgements upon the PC & PNDT Act, retreated the objective of the Act and its progressive interpretation to achieve the ends results. In following landmark matters the above is upheld;

1. Voluntary Health Association of Punjab v. Union of India and others (2013) 4 SCC 1
2. Centre for Enquiry into Health and Allied Themes (CEHAT) v. Union of India.
3. Ajit Savant Majagvai v. State of Karnataka.
Vikas Yadav v. State of Uttar Pradesh & others¹⁰ , while dealing with honour killing.

PRAYER

That in the light of the instant facts, circumstances, it is humbly prayed that;

1. That the instant writ petition may be allowed.
2. That the respondent No. 1 & 2 may be directed to take effective steps for implementation of the Act and rules framed therein & may file status report in compliance of the

Hon'ble Supreme Court Judgement in
Voluntary Health Association of Punjab v. Union of
India and others (2013) 4 SCC 1.

3. That the Respondent No. 3 may be directed to censor or
Delete the Ultrasound clinic scene from the Movie
Jayeshbhai Jordar which is against the objective of the Act
& violate section 3, 3A, 3B, 4 & 22 of the PC & PNDT Act.

Or may pass any other, order, direction as it may deem fit
in the light of the justice, equity and good conscience.

Dated: 4/5/22

Place:- New Delhi



Petitioner Through

Pawan Prakash Pathak, Adv.

jqdelhi@gmail.com

8600545332

BEFORE THE HON'BLE DELHI HIGH COURT, AT DELHI.

ORIGINAL JURISDICTION.

PUBLIC INTEREST LITIGATION

W.P (C) No. /2022

In the Matter of;

Youth Against Crime

... Petitioner

VS.

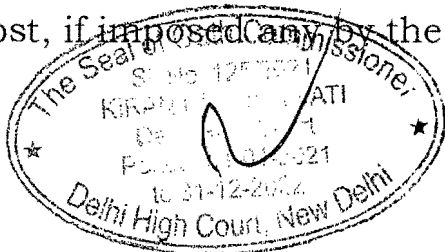
Union of Inida & Anr.

...Respondent

AFFIDAVIT

I, Dr. Manish Jain, Aged 29 years, R/o 93A, Pocket F, GTB Enclave, Delhi-110093, President of the above mentioned NGO having Registration No. 575/2017-18, do hereby solemnly affirm as under:

1. I am the Authorized representative in the above-mentioned petition and familiar with the facts and circumstances of the case and competent to swear this Affidavit.
2. I state that I have filed this PIL in public interest and bonafide interest of the society and I have no personal interest in the instant matter and ready to bear the cost, if imposed any by the Court.



3. I state that the contents of the instant Application and all the information filled therein, are read over to me and are true and correct to the best of my knowledge and belief and which I believe to be true and correct and nothing material has been concealed there from.

4. I, have not filed any similar petition before any court and it is in public inteprest that the instant petition has been filed and no material fact has been concealed or misrepresented before this Court.

5. I further state that all the Annexures i.e P1 to P3 bearing page number from 31 to 39 to the Application are true copies of their respective originals.

4. I further state that I have made the bonafide application and true and correct position has been reflected in this Application.

I identify the Deponent who has signed in my presence

Manish
Deponent

Verification

04 MAY 2022

Verified at New Delhi, on this _____ that the contents of the above affidavit are true and correct to my knowledge, no part of it is false and nothing material has been concealed there from.



CERTIFIED THAT THE DEPONENT
Shri/Smt./Km... Dr. Manish A. Jain
S/o, W/o, D/o...
R/o... Dr. Rajendra Prasad
identified By Sh. Jmt... P. P. Pataek Adv.
has Solemnly affirmed that the contents of the affidavit which have been read & explained to him/her are true and correct to his/her knowledge.

Manish
Deponent

04 MAY 2022
Oath Commissioner: [Signature]



**AMENDED CERTIFICATE OF REGISTRATION
UNDER SOCIETIES REGISTRATION ACT XXI OF 1860**

Registration No. District Shahdara/Society/575/2015-16 (Dated of Registration
18/06/2015)

I hereby certify that "YOUTH AGAINST CRIME" In pursuance of Section 12 and 12A, the address of the society has been changed from

241-A, SHOP NO.-1, POCKET-E, G.T.B. ENCLAVE, NEAR G.T.B.
GATE NO.- 9, DELHI-110093

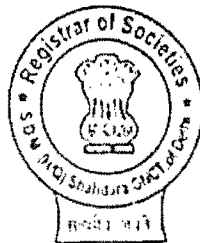
To

HOUSE NO.- F-93-A, GROUND FLOOR, POCKET-F, M.I.G.
FLATS, GTB ENCLAVE, NAND NAGRI, DELHI-110093.

w.e.f. 24/07/2017 under the SOCIETIES REGISTRATION ACT OF 1860.

Given under my hand at Delhi on this 24TH day of July Two Thousand Seventeen.

Amended Fee of Rs. 01/- Paid



**Registrar of Societies,
District Shahdara Delhi**

(Signature)
24/7/17
**REGISTRAR OF SOCIETIES,
DISTRICT SHAHDARA,
GOVT. OF NCT OF DELHI**

SHAKTI DASS
REGISTRAR OF SOCIETIES
DISTRICT SHAHDARA
GOVT. OF NCT OF DELHI

*This document certifies registration under the Society Registration Act, 1860. However, any Govt. department or any other association/person may kindly make necessary verification (on their own) of the assets and liabilities of the society before entering into any contract/assignment with them.



सत्यमेव जयते

Government of India



Annual Report 2020-2021



नए समाज की ओर
Towards a new dawn

**Ministry of Women and Child Development
Government of India**

Child Protection and Welfare

B. Initiative with NIMHANS:

4.32 Ministry has signed an MOU with NIMHANS to establish a National Initiative & Integrated Resource Centre for Child Protection, Mental Health, and Psychosocial Care in NIMHANS. The initiative has been named as SAMVAD. An amount of Rs.5, 19, 11,160/- (out of total demand of Rs.10, 38,22,320/-) has been released to NIMHANS for the initiative SAMVAD during the current F.Y. i.e. 2020-21, as of now. SAMVAD started functioning in June 2020. It is working in 4 key thematic areas, namely Mental Health, Care & Protection, Education and Policy & Law. During this initial period, the Initiative has reached out to a total of 44,285 persons in 18 states through various training and capacity building programs and/or public discourse series conducted via Virtual Knowledge Network Systems, wherein multi-node video conferencing technology has been used to adapt in-person creative and participatory pedagogical methods for online deliverables.

C. Collaboration with LBSNAA for capacity building:

4.33 The Lal Bahadur Shastri National Academy of Administration (LBSNAA) in partnership with the Ministry of Women & Child Development (MWCD) is working on an initiative for capacity building of multiple stakeholders for strengthening implementation of the Juvenile Justice Act in India starting with a pilot project in Uttarakhand, which will gradually be scaled up for implementation in other states. In this context, National Gender Centre (NGC) under LBSNAA is developing modules (both online and offline) on Children's Rights with a special focus on Juvenile Justice Act.

D. National Child Protection Policy:

4.34 In pursuance with the direction of

the Hon'ble Supreme Court in the Matter of Sampurna Behrua vs. UOI & Ors (M.A. No.-2069/2018 in W.P.(C) No.473/2005 regarding drafting of a National Child Protection Policy, draft National Child Protection Policy has been prepared by the Ministry of Women and Child Development which is expected to be finalized shortly.

E. Persons with disability:

4.35 This Ministry assists 5408 Special Need Children in 152 Children Homes in States/UTs under Child Protection Services (CPS) Scheme.

III. GIRL CHILD: BETI BACHAO BETI PADHAO

4.36 **Beti Bachao Beti Padhao** Scheme (Celebrate Girl Child, Enable her Education) was launched on 22nd January, 2015 at Panipat, Haryana to address the declining Child Sex Ratio (CSR). The CSR, defined as number of girls per 1000 boys in the age group of 0-6 years, declined sharply from 976 in 1961 to 918 in Census 2011. This is a tri-ministerial initiative of Ministries of Women and Child Development, Health & Family Welfare and Education with a focus on awareness and advocacy campaign for changing mindsets, multi-sectoral action in select districts, enabling girls' education and effective enforcement of Pre-Conception & Pre Natal Diagnostic Techniques (PC&PNDT) Act.

A. Objectives:

- i To prevent gender biased sex selective elimination.
- ii To ensure survival and protection of the girl child, building value of girl child.
- iii To ensure education and participation of the girl child.

Annual Report 2020-21

B. Target Groups:

Primary	Young and newly married couples; Pregnant and Lactating mothers; parents
Secondary	Youth, adolescents (girls and boys), in-laws, medical doctors/ practitioners, private hospitals, nursing homes and diagnostic centres
Tertiary	Officials, PRIs; frontline workers, women SHGs/Collectives, religious leaders, voluntary organizations, media, medical associations, industry associations, general public as a whole

C. Scheme has two major components:**i Advocacy and Media campaign :**

4.37 To sensitize the masses and for changing mindset, Nation-wide media campaign (360 degree approach) is being implemented which among others include radio spots/jingles in Hindi and regional languages, video spots, SMS campaigns, community engagement through mobile exhibition vans, and field publicity Mailers, Hand-outs, Brochures and other information education communication material in English, Hindi and regional languages has been adopted which includes social media platforms. All 640 Districts (as per census 2011) are covered through media advocacy and outreach.

ii Multi-sectoral intervention:

4.38 Out of 640 Districts (as per Census 2011), **405 districts** are covered under multi-sectoral intervention. A flexible framework has been adopted and contextualized by District Task Forces for developing, implementing and monitoring District Plans of Action to achieve the Monitorable Targets.

D. Coverage of Scheme:

4.39 Beti Bachao Beti Padhao (BBBP) is being implemented in All India and covering 640

districts (as per Census 2011) across the country. Out of 640 districts, **405 districts** are covered under multi-sectoral intervention along with Media Advocacy under direct supervision of DMs/DCs and all 640 **districts** are covered through advocacy & media campaign. BBBP Scheme is a 100% funded by the Central Government and funds are directly transferred to designated BBBP account of selected districts under multi-sectoral intervention. The District collectors/ Deputy Commissioners is leading the implementation of BBBP Scheme at district level. The phases of expansion of BBBP Scheme;

2014-15	2015-16	2018-19	Total
BBBP launched on 22nd January, 2015 in 100 districts covering all States/UTs in Phase-I	Expanded to 61 districts from 11 States in Phase-II	All India expansion • Multi-sectoral intervention - 244 • Media, Advocacy and Outreach-640	640 districts (as per Census 2011)

E. Monitoring mechanisms:

4.40 At the Central level, Ministry of Women and Child Development is the nodal ministry for implementation of this Scheme. A strong monitoring mechanism has been established at National, State/UT and District level. A National Task Force (NTF) at National level headed by Secretary, MWCD, State Task Force (STF) headed by Chief Secretary/UT Administrator at State/UT level and DTF (District Task Force) headed by DCs/DMs at District level to guide, monitor and review the progress of intermediary targets of the Scheme.

F. BBBP Fund Status:

4.41 The status of fund under BBBP is as follows:

Child Protection and Welfare

(Rs. in Crore)

Financial Year	Budget Outlay	B.E / R.E.	Expenditure
2018-19	377.5	280	244.92
2019-20	377.5	200	85.78
2020-21	-	220	44.52 (as on 31.12.2020)

*as on 31st December, 2019

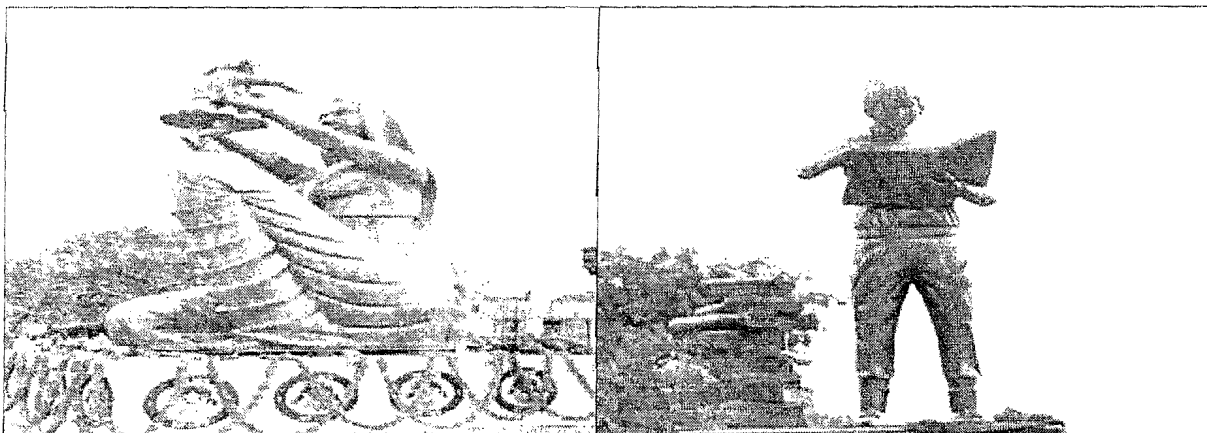
4.42 Districts implementing multi sectoral intervention under BBBP Scheme have reported that during the financial year 2019-20, **3102 convergence meetings** held with the line department and various stakeholders, conducted **6374 media campaign** for spreading awareness; **1845 training programme** organised at District level with various stakeholders and 2,10,863 participants were oriented & sensitized; **52,240 training organised** for ASHA, Aganwadi workers and build the capacities of **6,42,017 workers**; **5,81,410 awareness activities** organised through various mode such as Nuked Natak, puppet shows, magic shows, street plays, community meetings etc.

G. Achievements so far:

4.43 Scheme has stirred up collective consciousness towards changing the mindset of

the Nation towards valuing the girl child. It has resulted in increased awareness, sensitization and conscious building around the issue of declining CSR in across the country. As a result, a favourable trend with concerted efforts at National, State and District levels has been seen in Sex Ratio of Birth (SRB) at State/UT level. Improving trend of **3 points observed is Sex Ratio at Birth (SRB)** at National level from **931** (2018-19) to **934** (2019-20), as per HMIS, of MH&FW.

4.44 The multi- sectoral intervention Districts laid emphasis on awareness and advocacy & launched focused campaigns for changing mindsets, for effective enforcement of Pre-Conception & Pre Natal Diagnostic Techniques (PC&PNDT) Act and enabling girls' education amongst other things. The districts have introduced interventions mainly towards engaging communities, improvement in Sex Ratio at Birth, promoting institutional deliveries, maintaining village level record of birth and their exhibition in public places through Guddi Gudda Boards, birth registration, encouraging celebration of girl child, challenging son-centric rituals and reversing the social norms, re-enrollment drives for getting girls back to schools and other initiatives for valuing of girl child. Some of the good initiatives taken by Districts are seen at **Annexure-XXV**.



District Ferozepur, Punjab created Maa Beti Chowk and Saksham Chowk in the city on the theme of Beti Bachao Beti Padhao



YOUTH AGAINST CRIME

Creating awareness among young generation

Date: 27/04/2022

(Page 1/2)

To,
The concern authorities
Ministry of health & family welfare
Govt of India,

The concern authorities
Ministry of health & family welfare
Govt of NCT, Delhi

The chairperson
Central Board of film certification

The District Magistrate
Shahdara distt., Delhi

Subject - Complaint regarding breach of PNDT law & promotion of sex determination & Female foeticide in movie "Jayeshbhai Jordaar"

Respected sir,

I am Dr. Manish jain president of youth against crime (NGO) working time to time to create awareness among countrymen that female foeticide is a curse in Indian society.

I am writing this in view of new movie name "Jayeshbhai Jordaar" to be released on 13th may 2022 is openly breaching PNDT ACT, no. 57, 1994 in chapter VII (22. prohibition of advertisement relating to pre-conception and pre- natal determination of sex and punishment for contravention).

In our view release of this movie knowingly or unknowingly will promote procedures/Options for Sex determination and termination of pregnancy on basis of sex selection(female foeticide) and will surely affect the image of country in front world. Our government is already fighting with monsters who do sex determination and do female foeticide on basis of sex selection.

We would like to request you to take appropriate action by by restricting release of this movie in & out of country before the mindset of countrymen turn back to 80's & 90's leading to increase in female foeticide & reduction in male female sex ratio index.

We hope for timely action on the above mentioned matter.

YOUTH AGAINST CRIME

President - Dr. Manish Jain
93-A Pocket E, GTB enclave
Delhi-110093



Yac.president.mj@gmail.com
https://www.twitter.com/yac_ngo
<https://www.facebook.com/yac.org.in/>

37



YOUTH AGAINST CRIME

Creating awareness among young generation

Page no. 2/2

- Copy to Distt. magistrate, Shahdara, Delhi.
- Copy to PNDT cell, Shahdara Distt, Delhi.
- Emailed to All the concern authorities of Govt of India & Govt of delhi
- Copy to Youth against crime (NGO) Representative Shri Rakesh Kumar Jain(Volunteer)& Shubham goyal to represent in front of authories in absence of President

Sincerely yours,

Dr.Manish Jain

President

YOUTH AGAINST CRIME

President - Dr. Manish Jain
93-A, Pocket-F, GTB enclave
Delhi-110093



Yac.president.mj@gmail.com
https://www.twitter.com/yac_ngo
<https://www.facebook.com/yac.org.in/>



Complaint regarding breach of PNDT law & promotion of sex determination & Female foeticide in movie "Jayeshbhai Jordaar"

3 messages

President |YAC <yac.president.mj@gmail.com>

Wed, 27 Apr, 2022 at 21:57

To: pshealth@nic.in, invit-hfm@gov.in, chairperson.cbfc@nic.in

Cc: secy-health@delhi.gov.in, specialsechealth@gmail.com, ssecyhealtham@gmail.com, dirdhs@nic.in, dirdfw@nic.in, cmopndt@gmail.com

Respected sir,

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I am writing this in view of new movie name "Jayeshbhai Jordaar" to be released on 13th may 2022 is openly breaching PNDT ACT, no. 57, 1994 in chapter VII (22. prohibition of advertisement relating to pre-conception and pre- natal determination of sex and punishment for contravention).

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We would like to request you to take appropriate action by by restricting release of this movie in & out of country before the mindset of countrymen turn back to 80's & 90's leading to increase in female foeticide & reduction in male female sex ratio index.

We hope for timely action on the above mentioned matter.

•Attached Original copy of complaint with this email

•Copy to Distt. magistrate, Shahdara, Delhi.

•Copy to PNDT cell, Shahdara Distt, Delhi.

•Emailed to All the concern authorities of Govt of India & Govt of delhi

•Copy to Youth against crime (NGO) Representative Shri Rakesh Kumar Jain(Volunteer)& Shubham goyal to represent in front of authories in absence of President

Sincerely yours

Dr. Manish Jain
President

Mail Delivery Subsystem <mailer-daemon@googlemail.com>
To: yac.president.mj@gmail.com

Wed, 27 Apr, 2022 at 21:58



Recipient inbox full

Your message couldn't be delivered to **ssecyhealtham@gmail.com**. Their inbox is full, or it's getting too much mail right now.

[LEARN MORE](#)

The response was:

552 5.2.2 The email account that you tried to reach is over quota and inactive.
Please direct the recipient to https://support.google.com/mail/?p=OverQuotaPerm_r11-20020a170903410b00b00158ec9d12bbsor1006553pld.141 - gsmtip

----- Forwarded message -----

From: "President |YAC" <yac.president.mj@gmail.com>
To: pshealth@nic.in, invit-hfm@gov.in, chairperson.cbfc@nic.in
Cc: secy-health@delhi.gov.in, specialsechealth@gmail.com, ssecyhealtham@gmail.com, dirdhs@nic.in, dirdhs@nic.in, cmopndt@gmail.com
Bcc:
Date: Wed, 27 Apr 2022 21:57:44 +0530
Subject: Complaint regarding breach of PNDD law & promotion of sex determination & Female foeticide in movie "Jayeshbhai Jordaar"
----- Message truncated -----

President |YAC <yac.president.mj@gmail.com>
To: dmshahdara.delhi@nic.in
Cc: pndtshd@gmail.com <pndtshd@gmail.com>
Bcc: pshealth@nic.in

Wed, 27 Apr, 2022 at 22:23

[Quoted text hidden]

----- Forwarded message -----

From: **President |YAC** <yac.president.mj@gmail.com>
Date: Wed, 27 Apr, 2022, 21:57
Subject: Complaint regarding breach of PNDD law & promotion of sex determination & Female foeticide in movie "Jayeshbhai Jordaar"

[Quoted text hidden]

[Quoted text hidden]

BEFORE THE HON'BLE HIGH COURT OF DELHI

ORIGINAL JURISDICTION

WRIT PETITION (C) /2022

In the Matter of;

Youth Against Crime

...Petitioner

Versus

Union of India & Ors.

...Respondents

APPLICATION FOR INTERIM RELIEF U/S 151 CPC

Most Respectfully Showeth;

1. That the applicant has made reasonable exercise to serve the representation copy upon the Respondent No. 1, 2 & 3 before the certificate of U/A (unrestricted with caution) is being granted to the Respondent No.04 for release of movie Jayeshbhai Jordar on 04.05.2022.
2. That the issue in hand is no res-integra and the objective and interpretation of section 3, 3A, 3B, 4 & 22 OF the Act has been retraited by this Hon'ble Court on various occasions and hence the prima facie view in the instant matter shows that there is violation of the PC&PNDT Act in ultrasound clinic scene at 1 minute 10th second onwards in the trailer of the movie and hence either the stay to be

granted on the release date of the movie or alleged scene to be censored.

PRAYER

That in light of the instant facts, circumstances, it is humbly prayed;

1. That the interim relief application to be allowed and stay to be granted on the release of the movie i.e 13.05.2022
2. Or, any other order, direction which this Hon'ble Court may deem fit in the interest of justice, equity and good conscience.

Date: 4/5/22

Place: New Delhi



Applicant Through

Pawan Prakash Pathak,

B-117, Sector-52, Noida

8600545332

jqdelhi@gmail.com

BEFORE THE HON'BLE DELHI HIGH COURT, AT DELHI.

ORIGINAL JURISDICTION.

PUBLIC INTEREST LITIGATION

W.P (C) No. /2022

In the Matter of;

Youth Against Crime ... Petitioner

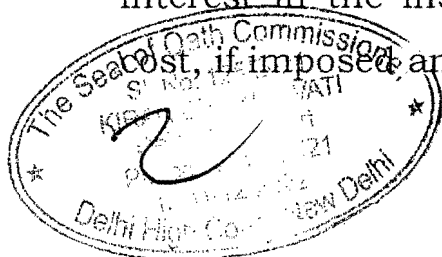
VS.

Union of Inida & Anr. ...Respondent

AFFIDAVIT

I, Dr. Manish Jain, Aged 29 years, R/o 93A, Pocket F, GTB Enclave, Delhi-110093, President of the above mentioned NGO having Registration No. 575/2017-18, do hereby solemnly affirm as under:

1. I am the Authorized representative in the above-mentioned petition and familiar with the facts and circumstances of the case and competent to swear this Affidavit.
2. I state that I have filed this PIL in public interest and bonafide interest of the society and I have no personal interest in the instant matter and ready to bear the cost, if imposed, any by the Court.



3. I state that the contents of the instant Application and all the information filled therein, are read over to me and are true and correct to the best of my knowledge and belief and which I believe to be true and correct and nothing material has been concealed there from.

4. I, have not filed any similar petition before any court and it is in public interest that the instant petition has been filed and no material fact has been concealed or misrepresented before this Court.

5. I further state that all the Annexures i.e P1 to P3 bearing page number from 31 to 39 to the Application are true copies of their respective originals.

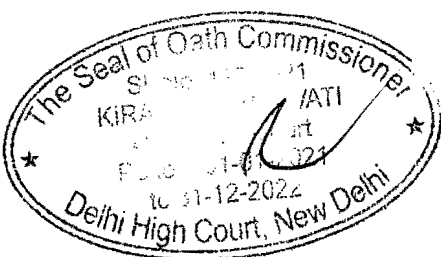
4. I further state that I have made the bonafide application and true and correct position has been reflected in this Application.

I identify the Deponent who has signed in my presence

Deponent

Verification 04 MAY 2022

Verified at New Delhi, on this _____ that the contents of the above affidavit are true and correct to my knowledge, no part of it is false and nothing material has been concealed there from.



CERTIFIED THAT THE DEPONENT Shri/Smt./Krn. D.V. Manish Jain S/o, W/o, D/o No. 937 P.O. C-2, G.T. B. Rd. identified by Sh. Sr. P. D. Patil has Solemnly affirmed to me on 04-5-22 that the contents of the affidavit are true and correct to his/her knowledge.

04 MAY 2022 Commissioner (Delhi)

Deponent

VAKALATNAMA

In the Matter of;

Youth Against Crime

... Petitioner

VS.
Union of India & Anr.

...Respondent

KNOW ALL the whom these present shall come that I/We, the undersigned appoint ;

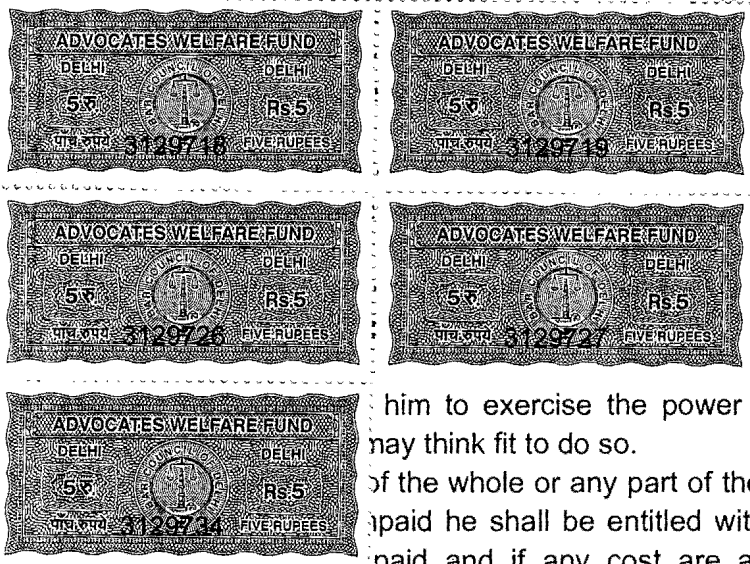
JURIS QUORUM & ASSOCIATES (Adv. Pawan Prakash Pathak)

EMAIL ID- jqdelhi@gmail.com, office address:- B-117, Sector-52, Noida

Mobile NO- 8600545332

to be the Advocate for the Petitioner
in the above mentioned case / matter to do the following acts, deeds and things or any of them, that is to say:-

1. To act, appear and plead in the above mentioned case in this Court or any other Court in which the same may be tried or heard in the first instance or in appeal or letter patent appeal or review or execution or any other stage its progress unit its final decision.
2. To present, sign and Petition for execution Affidavits or other Doc: the said case in all its s
3. To withdraw or compr that shall arise touchin
4. To Deposit, Draw an balance of security an things which may be r the said case.
5. To employ any other hereby conferred upon



Objections or or Petitions or prosecution of
es or disputes,
costs refund or other acts and prosecution of
him to exercise the power and authorities may think fit to do so.

AND I / We he me / us to be paid to prosecution of the sa adjournment, the Advocate would be entitled to the same.

AND I / We hereby agreed that the Advocate will not be bound to appear for us if the case is transferred to any other Court or the Court sits at any place other than its normal place of sitting & and if any application or retention is to be filed in the case, the Advocates will be entitled to a fresh fee in the case.

IN THE WITNESS WHERE OF I / We here onto set my / our hands to these presents the contents of which have been explained to and understood by me / us.

This is..... day of 4/5/22.....2022

Accepted by MEMBER OF AWAF (Advocate(s))
KASH PATHAK
Authorized Signatory

Client signature
Satisfied

GOVERNMENT OF NCT OF DELHI
e-Court Fee



DATE & TIME :	05-MAY-2022 11:35:05
NAMES OF THE ACC/ REGISTERED USER :	SHCIL
LOCATION :	DELHI HIGH COURT
e-COURT RECEIPT NO :	DLCT0547E2234L244
e-COURT FEE AMOUNT :	₹ 60 (Rupees Sixty Only)



DLCT0547E2234L244

Statutory Alert : The authenticity of this e-Court fee receipt should be verified at www.shcilestamp.com . Any discrepancy in the details on this receipt and as available on the website renders it invalid. In case of any discrepancy please inform the Competent Authority. This receipt is valid only after verification & locking by the Court Official.

WRIT PETITION (C) 2022

1 message

Juris Quorum <jqdelhi@gmail.com>

Thu, May 5, 2022 at 12:48 PM

To: uoidhc@gmail.com, secy-health@delhi.gov.in, cbfcdelhi@gmail.com, helpdesk@yashrajfilms.com, vrcom1660@gmail.com

PFA COPY OF WRIT

LIKELY TO BE LISTED ON 06.05.2022.

REGARDS
PAWAN PRAKASH PATHAK
ADV. SUPREME COURT OF INDIA.
8600545332

**Youth Against Crime.pdf**

1880K