CONTENTS

Prefatory (i)-(iv)
Map of Punjab (v)

CHAPTER ONE
INTRODUCTION 1-48

I. The Problem of Crime and Delinquency 1
II. Juvenile Crime Trends:
   (i) At National Level 5
   (ii) At International Level 18
III. Some Facts and Fictions about Youth Crime 20
IV. Public Attitude and Policy Planning towards Delinquency 23
    (i) Public Attitude 23
    (ii) Policy Planning 25
V. Delinquency Impact 29
VI. Complexity of the Problem 31
VII. Implications for Reforms 33
VIII. Identification of the Problem and Plan of Evaluation 40
    (i) Identification of the Problem 40
    (ii) Plan of Evaluation 45
IX. Main Thrust of the Research Work 47

CHAPTER TWO
JUVENILE DELINQUENCY AND JUVENILE JUSTICE
JUVENILE DELINQUENCY: CONCEPTUAL CONFLICTS 49-132

Introductory 49
II. Diverse Conceptual Explanations 51
   (i) Variable Societal Reactions 53
   (ii) Different Maturity Levels 54
   (iii) Need for Definitive Certainty 55
<table>
<thead>
<tr>
<th>Section</th>
<th>Title</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>III.</td>
<td>Expeditions of Delinquent Conduct</td>
<td></td>
</tr>
<tr>
<td></td>
<td>(i) Social Meanings of Delinquency</td>
<td>57</td>
</tr>
<tr>
<td></td>
<td>(ii) Legal Meanings of Delinquency</td>
<td>58</td>
</tr>
<tr>
<td></td>
<td>(iii) Definition of Delinquency</td>
<td>63</td>
</tr>
<tr>
<td>IV.</td>
<td>Differential Treatment: Why?</td>
<td>69</td>
</tr>
<tr>
<td></td>
<td>(i) Diminishing Responsibility</td>
<td>78</td>
</tr>
<tr>
<td></td>
<td>(ii) Delinquency: A Passing Phase</td>
<td>79</td>
</tr>
<tr>
<td></td>
<td>(iii) Potential for Reforms</td>
<td>80</td>
</tr>
<tr>
<td></td>
<td>(iv) Misplaced Fault</td>
<td>81</td>
</tr>
<tr>
<td></td>
<td>(v) Stigma and Detrimental Effects of Ordinary Criminal Law</td>
<td>85</td>
</tr>
<tr>
<td></td>
<td>(vi) Child-saving Movement</td>
<td>87</td>
</tr>
<tr>
<td>V.</td>
<td>Juvenile Justice:</td>
<td>87</td>
</tr>
<tr>
<td></td>
<td>(i) An Historical Perspective</td>
<td>89</td>
</tr>
<tr>
<td></td>
<td>(ii) Modern Perspective</td>
<td>94</td>
</tr>
<tr>
<td></td>
<td>(iii) Juvenile Justice System</td>
<td>112</td>
</tr>
<tr>
<td></td>
<td>(iv) Juvenile Justice Philosophy and its Broad Contours</td>
<td>120</td>
</tr>
<tr>
<td>VI.</td>
<td>Juvenile Justice System Versus Criminal Justice System</td>
<td>126</td>
</tr>
</tbody>
</table>

CHAPTER THREE

JUVENILE DELINQUENCY: CAUSES AND COMPULSIONS 133-228

I. Search for a Paradigm 133

II. Literature Review 137

(i) Sociological Explanation 137

(ii) Psychological Explanation 144

(iii) Physiological or Biological Explanation 146

(iv) Some other General Patterns 149

III. Crime As a Culture: Some Factual Realities 154

(i) Poverty 154

(ii) Conditions inside the Home 165

(iii) Conditions outside the Home 175

(iv) New Development and Juvenile Crime 185
CHAPTER FOUR

STATUTORY FRAMEWORK FOR JUVENILE JUSTICE
(WITH REFERENCE TO EAST PUNJAB CHILDREN
ACT 1949 & JUVENILE JUSTICE ACT, 1986)

I. Introductory 229
II. East Punjab Children Act, 1949 230
   (i) Guiding Principle 231
   (ii) Constitution of the Juvenile Court 232
   (iii) The Court Room 233
   (iv) Privacy 234
   (v) Procedure 235
III. Juvenile Justice Act, 1986 245
   (i) Introduction 245
   (ii) Objectives of the Act 246
   (iii) Salient Features of the Act 249
IV. The Punjab Borstal Act, 1926 256
   (i) Introductory 256
   (ii) Jurisdictional Scope 258
   (iii) Post-trial Process 258
   (iv) Management 259
   (v) Visiting Committee 259
     (vi) Release of Inmates on Licence 260
     (vii) Correctional Detention Not to be deemed as Disqualification 260

CHAPTER FIVE

JUVENILE JUSTICE VIA JUVENILE COURT AND CHILD WELFARE BOARD

I. Juvenile Court and Juvenile Justice 262
II. Juvenile Court: An Introspection 264
III. Juvenile Justice: Punjab Experience 268
IV. Juvenile Court under Juvenile Justice Act, 1986 272
   (i) Courts and Treatment Alternatives 274
   (ii) Courts and their Procedural Requirements 285
   (iii) An Appreciation of the Judges Approach 288
V. Juvenile Welfare Board 290
   (i) Structure of the Board 293
   (ii) Functioning of the Board 394
CHAPTER SIX
JUVENILE JUSTICE AND ROLE OF POLICE 313-346

I. Introduction 313

II. Some Basic Facts About Police and Its Working 315
   (i) Orthodox Outlook 315
   (ii) Localism in Police Set-up 317
   (iii) Poor Perception About Police Duties 318
   (iv) Detention Facilities 320
   (v) Power to Arrest 321
   (vi) Investigations 322
   (vii) Police Integrity 324

III. Role of Police in Juvenile Justice Area 326

IV. Desirability of a Special Police Bureau 334
   (i) Characteristics of Juvenile Police Bureau/Unit 337
   (ii) Functions of Police Juvenile Bureau 338

V. Some Implications 340

CHAPTER SEVEN
JUVENILE JUSTICE AND PROBATION SERVICES 347-399

I. Introductory 347

II. Concept of Probation 347

III. Juvenile Probation 349
   (i) Goals 351
   (ii) Functions 352

IV. Origin and Development of Probation 358

V. Origin of Probation in India and Punjab 360
<table>
<thead>
<tr>
<th>Section</th>
<th>Title</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>VI.</td>
<td>Appointment of Probation Officer</td>
<td>367</td>
</tr>
<tr>
<td></td>
<td>(i) Duties of a Probation Officer</td>
<td>367</td>
</tr>
<tr>
<td>VII.</td>
<td>Case Worker</td>
<td>369</td>
</tr>
<tr>
<td></td>
<td>(i) Duties of a Case Worker</td>
<td>370</td>
</tr>
<tr>
<td>VIII.</td>
<td>Organisational Set-up in Punjab</td>
<td>371</td>
</tr>
<tr>
<td>IX.</td>
<td>Probation and Courts</td>
<td>377</td>
</tr>
<tr>
<td></td>
<td>(i) Pre-sentence Report or Social Inquiry Report</td>
<td>378</td>
</tr>
<tr>
<td></td>
<td>(ii) Probation and Supervision</td>
<td>388</td>
</tr>
<tr>
<td>X.</td>
<td>Probation and After Care</td>
<td>393</td>
</tr>
<tr>
<td>XI.</td>
<td>Conclusions and Suggestions</td>
<td>396</td>
</tr>
</tbody>
</table>

**CHAPTER EIGHT**

**JUVENILE JUSTICE AND CORRECTIONAL INSTITUTIONS FOR NEGLECTED JUVENILES**

| I.      | Introductory                                                        | 400  |
| II.     | Juvenile Corrections in India—An Overview                          | 402  |
| III.    | Juvenile Correctional Set-up in the State of Punjab                 | 406  |
|         | (i) State Level Correctional Management                             | 410  |
|         | (ii) Correctional Set-up as Required under the Juvenile Justice Act, 1986 | 410  |
| IV.     | Observation Homes                                                   | 422  |
|         | (i) Establishment of Observation Homes                              | 422  |
|         | (ii) Observation Homes in Punjab                                     | 423  |
|         | (iii) Location and Buildings                                         | 424  |
|         | (iv) Staffing Pattern                                                | 427  |
|         | (v) Role of the Superintendent as Manager                            | 428  |
|         | (vi) Other Staff                                                     | 433  |
|         | (vii) Juvenile Inmates                                               | 436  |
|         | (viii) Intake Procedure                                              | 437  |
|         | (ix) Admission Procedure under East Punjab Children Act, 1949        | 437  |
|         | (X) Admission Procedure under Juvenile Justice Act, 1986             | 440  |
V. Juveniles Homes:

(A) Juvenile Home, Jallandhar
(i) Building and Maintenance
(ii) Staffing Pattern and Their Perceptions
(iii) Juvenile Inmates
(iv) Intake Procedure
(v) Number of Inmates and their Profiles
(vi) Food Clothing and Shelter
(vii) Medical Facilities
(viii) Assessment, Training, Rehabilitation and follow-up services
(ix) Recreation and Leisures Activities
(x) Visitors Committee

(B) Juvenile Home, Hoshiarpur
(i) Building and Situation
(ii) Staffing pattern and their perceptions
(iii) Juvenile Inmates Intake Procedure
(iv) Absenteeism of Juveniles
(v) Food Clothing and other facilities
(vi) Medical facilities
(vii) Education Facilities
(viii) Assessment, training, Rehabilitation Programmes and maintenance of files
(ix) Leisure and Recreation Activities
(x) Visitors Committee
(xi) Financial Position
CHAPTER NINE

JUVENILE JUSTICE AND CORRECTIONAL INSTITUTES FOR DELINQUENT JUVENILES

I. Special Home at Hoshiarpur
   (i) Location and Building
   (ii) Staff pattern and the Perceptions
   (iii) Intake procedure
   (iv) Number of Inmates
   (v) Food, Clothing and other facilities
   (vi) Assessment, Intervention Programmes, Rehabilitation and Maintenance of files
   (vii) Recreation and Leisure Activities
   (viii) Visitor's Committee
   (ix) Classification Committee

II. Borstal Institute at Ludhiana
    (i) Introductory
    (ii) Scope of the Act
    (iii) Intake procedure
    (iv) Number and Classification of Inmates
    (v) Discharge of Inmates on Licence
    (vi) Transfer of Inmates to Jail
    (vii) Daily Routine of Inmates
    (viii) Services and Facilities available

III. After Care Services
    (i) After Care Organisation at Amritsar
    (ii) After Care Organisation at Ludhiana

IV. A Few Suggestions re:
    (i) Juvenile Corrections
    (ii) Borstal Institute

Appendix-I
   (I)-(L)

Appendix-II
   (L1)-(LXVIII)

Table of Cases

Selected Bibliography