CHAPTER – 3

RESEARCH METHODOLOGY

3.1 RESEARCH APPROACH & DESIGN OF THE STUDY

The researcher has designed the research, based on analytical, descriptive and evaluative study with the available literature on the research topic. The researcher has selected this method for two reasons, firstly to provide an elaborative facet of the problem of the child abuse and juvenile delinquency with its legal framework and judicial trend and secondly to meet the objective of the study.

3.2 RESEARCH METHODOLOGY

The present research study is primarily based upon the doctrinal and analytical method. The research work has mainly focused problems related to child abuse & juvenile delinquency. Researcher has referred existing the literature related to child abuse and juvenile delinquency with respect to present problem and reviewed the same from various sources.

Doctrinal study includes analysis of research articles, relevant statutes, books, and reports, articles in periodicals, thesis and information from internet. The researcher attempted to study the collected information from different sources and critically analyzed, reviewed and presented the same in the research study. The Researcher has gathered information from the secondary data sources viz. books, journals, articles in a newspaper and judgments of courts.

For the purpose of this research the researcher has visited various libraries and has personally met and interacted with the research guide and subject experts to collect the relevant information which is required for the study. Also the researcher has made an attempt to present contents of the research topic in detail.
The author in the Introductory Chapter of this research has applied historical as well as analytical research methodology. In the conceptual study of the Title an analytical as well as comparative research methodology has been undertaken. The Chapter of Legal framework has been analyzed and studied by critical as well as by comparative methodology.

In the first introductory chapter of this research work, the conceptual study of child abuse and juvenile delinquency in India is studied separately. It is worthwhile to note that there are only few statutes dealing with child abuse and juvenile delinquency as a measure to provide justice and for their care and protection.

The researcher has studied the factors responsible for juvenile delinquency in India and measures of its control under the Indian Legal framework. The researcher has analyzed and the same has been carried out.

3.3 TOOLS USED FOR COLLECTION OF INFORMATION:

Tools used for collection of information here in this study are to collect the primary and secondary information sources from printed and electronic materials.

3.4 SOURCES OF INFORMATION:

In this research study, relevant information sources have been collected from primary and secondary sources.

1) Primary Sources: Includes applicable regulations enacted in India and related literature have been referred.
2) Secondary Sources: For Further available literature on subject sources like journals, books, periodicals, reports, case reporters and from the internet are utilized.
Table exhibits the utilization of the different information sources which are part of the research work drawn from primary and secondary sources.

**Table 3.1 Types of Information Sources**

<table>
<thead>
<tr>
<th>PRIMARY SOURCE</th>
<th>SECONDARY SOURCE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Enacted Statutes:</td>
<td>Journals</td>
</tr>
<tr>
<td>2. POO Act, 1958</td>
<td>2. Books</td>
</tr>
<tr>
<td>3. BPOB Act, 1959</td>
<td>3. Periodicals</td>
</tr>
<tr>
<td>5. The Children’s Act, 1960</td>
<td>Thesis</td>
</tr>
<tr>
<td>8. Child Labour (Prohibition and Regulation) Act, 1986</td>
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<tr>
<td>13. The Criminal Law Amendment</td>
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</tbody>
</table>
Act 2013

**National policies:**

1. National Policy for Children, 1974
5. National Health Policy, 2002
7. National Plan of Action for Children, 2005

3.5 **OPERATIONAL DEFINITIONS:**

1) The term ‘Child Abuse’ in this context refers to the maltreatment offered to the child who is under 18 years of age by means of emotional, physical or sexual abuse.

2) The term ‘Juvenile Delinquency’ refers to the wrongful act committed by a person below the age of 18 years of age.

3) The term ‘Legal Framework’ refers to a model or code enforced through the laws or regulations given by parliament to govern the child related sector as a whole.

4) The term ‘Procedural Justice’ refers to the resolution of dispute through the fair processes.

5) The term ‘Judicial Overview’ refers to cases pronounced by the courts which are giving guidelines for child care and development from time to time.
6) ‘Relevant Laws and Regulations’ in this study refers to the applicable laws and regulations enacted by the government to monitor the activities of the corporate.

3.6 CHAPTER SCHEME OF THE STUDY:

The whole research study has been divided in two parts namely part one and part two. Part one consists of the core chapters of the study and Part two consists of the terminal parts which are parts of the research work.

PART ONE:

Chapter 1-Introduction

Chapter 2- Review of Related Literature.

Chapter 3- Research Methodology.

Chapter 4- Crimes against children and laws to combat it Chapter 5- Juvenile delinquency and the Juvenile Justice System

Chapter 6 –Summary of Findings, Suggestions and Conclusion

PART TWO:

References

3.7 LIMITATION OF THE STUDY:

This research study makes a special attention only on relevant literature pertained to child abuse and juvenile delinquency