CIRCULAR

No. 11 /2014 Delhi Police

Subject : Registration of FIRs in respect of senior citizens found abandoned.

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An instance has come to notice recently, in which an old aged person was found abandoned near Patrol Pump, Pusa Road, in the jurisdiction of PS Rajender Nagar. The old man was unable to tell anything about himself and was looking quite unstable. While the old man being produced in court for obtaining further orders, incidentally some persons present there could identify him and at their instance his family members were called. The family members admitted that they had not lodged any missing report with police. Subsequently an FIR under provisions of 'The Maintenance and Welfare of Parents and Senior Citizens Act, 2007', was lodged on court directions. It is clear that if the persons with whom a missing person had been residing do not make any report about his missing then it becomes hard for police officials or any other authority to identify and find details of the abandoned person. Luckily, in the instant case some third person could identify the old man due to which his family members could be called.

The situation of abandonment of a senior citizen can be compared to that of a missing child. Like we are registering FIRs u/s 363 IPC whenever a missing child is found, in a similar manner a suo moto cognizance needs also be taken in case of a senior citizen found abandoned, who is not able to reveal details about himself. It should be done in the interest of the hapless old person despite the possibility that in some cases such FIRs may ultimately result in closure report for want of necessary ingredients of the said offence.

Thus, whenever any police officer receives an information about an abandoned Senior Citizen, unable to take care of himself and unable to provide details, such police officer should take such an old age person under his control and register an FIR for the cognizable offence punishable u/s 24 of 'The Maintenance and Welfare of Parents and Senior Citizens Act, 2007'. Investigation should follow in appropriate manner. The Police Officer should also

intimate the Maintenance Tribunal and other appropriate authorities constituted under the said Act, so that such authorities can take care of such old aged person.

All Addl. CsP/DCsP District are directed to brief all SHOs/IOs in this regard and ensure meticulous compliance i.e. registering of FIR u/s 24 of The Maintenance and Welfare of Parents and Senior Citizens Act, 2007 whenever police receives information about such an abandoned senior citizen.

11/4/2014

(A.K. SINGH) IPS
JOINT COMMISSIONER OF POLICE
P& I : DELHI.

No. 2121–2245 /Record Branch/PHQ, dated Delhi, the 11/04/2014.

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