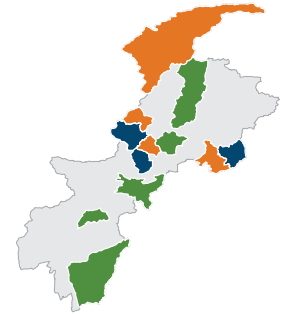


Khyber Pakhtunkhwa

Infographic Report on

Justice for/with Children



Justice for/with Children defines the process before, during and after trial for children in conflict (child accused, convicts) or in contact (child victims, witnesses) with the law. This process aims to avoid secondary victimization of any child and abides by child sensitive guidelines that rely on four fundamental principles:



Best interest of the child



Dignity of the child



No discrimination



Right to be heard

The concept of Justice for/with Children is enshrined in the international conventions ratified by Pakistan (UNCRC, ICCPR and UNCAT), in the Constitution of Pakistan and in several national and provincial laws. The Khyber Pakhtunkhwa Child Protection and Welfare Act (KPCPWA) provides a legal framework to ensure care, protection, maintenance, welfare, education, rehabilitation and reintegration of children at risk in Khyber Pakhtunkhwa, whilst the Juvenile Justice System Act (JJSA) defines the justice process to be followed when children fall in conflict with the law. Both laws make the fact of establishing specific child courts mandatory.

The criminal justice reform agenda for and with Children was taken forward in the province under the strategic vision of the Hon'ble Chief Justice of Peshawar High Court (PHC), Mr. Waqar Ahmed Seth, and the Hon'ble former Chief Justice of Pakistan (CJP), Mr. Asif Saeed Khosa; this leadership resulted in an unprecedented youth-led transformative process for rule of law and enforcement of child rights in the province, to which GDP has had the privilege to contribute. This momentum towards Justice for/with Children also benefits from an invaluable renewed support from the current Honorable CJP, Mr. Gulzar Ahmed.

The infographics below describe the progress in improving Justice for/with children in Khyber Pakhtunkhwa.

Roadmap to Justice for/with Children in Khyber Pakhtunkhwa



Enactment of the KPCPWA 2010
October 2010



Inauguration of the pilot child court in Peshawar
March 2019



Inauguration of Mardan and Abbottabad pilot child courts
October 2019



Notification of JJs in Abbottabad, Bajaur, Mohmand, Peshawar and Mardan
January 2020



Notification of the JJC in Chitral
February 2020



Notification of the JJC in Charsadda
September 2020



Enactment of the JJSA 2018
May 2018



Decision of the NJPMC to establish child courts in all districts of Pakistan
June 2019



Notification of the Juvenile Justice Committee (JJC) in Haripur
December 2019



Approval to establish 7 child courts in Khyber Pakhtunkhwa at a divisional level by the Provincial Cabinet
February 2020



Inauguration of Ghalanai pilot child court
August 2020



Inauguration of Swat, Kohat, Bannu, Dera Ismail Khan pilot child courts
April 2021

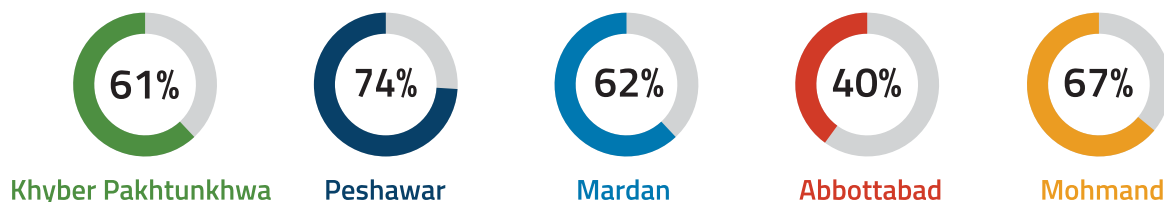
Child courts piloted in
Khyber Pakhtunkhwa

8

Juvenile Justice Committees notified

8

Case Disposal Rate



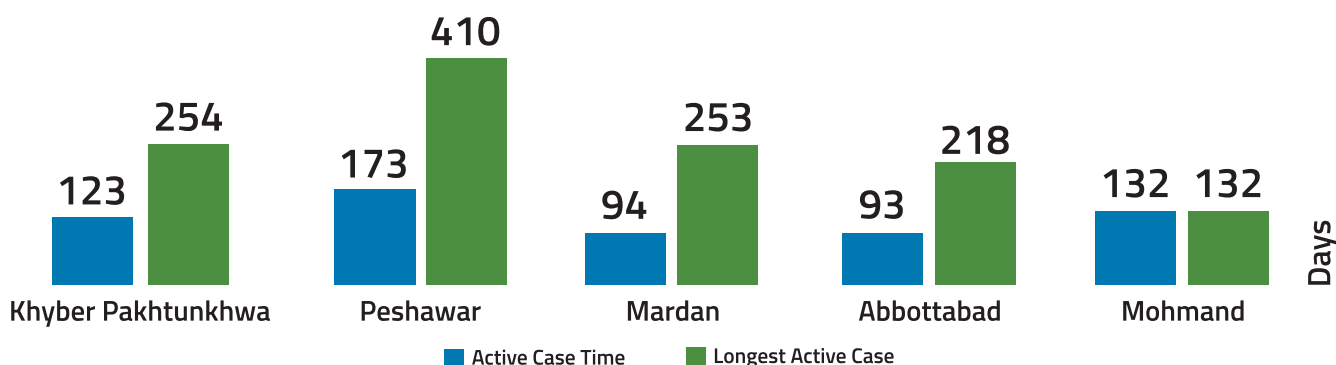
The highest case disposal rate is observed in Peshawar pilot child court, followed by Mohmand and Mardan pilot child court.

Time to Dispose of a Case



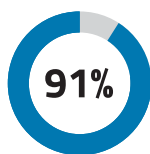
In Khyber Pakhtunkhwa, the average time to dispose of a case in the pilot child courts is 151 days.

Active Case Time



On average, cases remain active for 123 days in the pilot child courts, in Khyber Pakhtunkhwa. In Peshawar pilot child court, cases remain active for 173 days on average. In Mardan pilot child court, so far, cases have remained active for 94 days on average. In Abbottabad pilot child court, cases are active for 93 days on average. In Mohmand pilot child court, cases are active for 132 days on average.

Average Bail-out Rate



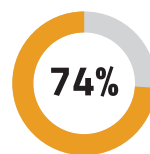
Khyber Pakhtunkhwa



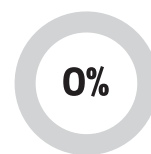
Peshawar



Mardan



Abbottabad



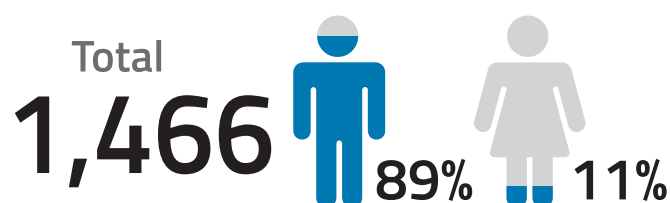
Mohmand

The average bail-out rate in Khyber Pakhtunkhwa is 91% with Peshawar and Mardan pilot child courts recording the bail-out of 124% and 112% respectively.

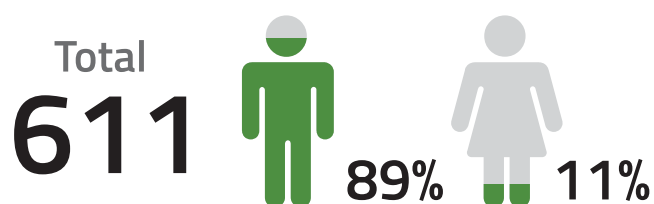
Number of cases involving children in conflict or in contact with the law tried under the pilot child court(s)



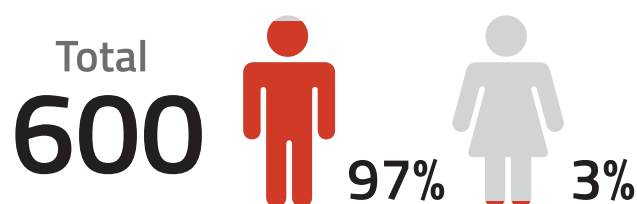
Number of children accessing justice services through the pilot child court(s)



Number of children appearing as witness in the pilot child court(s)



Children in conflict with the law tried in the pilot child court(s)



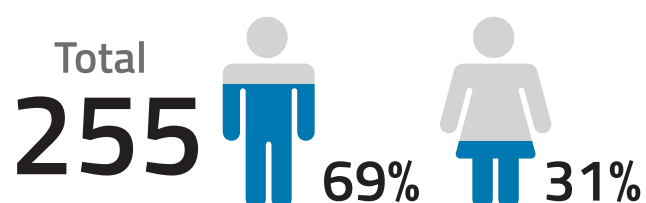
Number of accused children granted bail by the pilot child court(s)



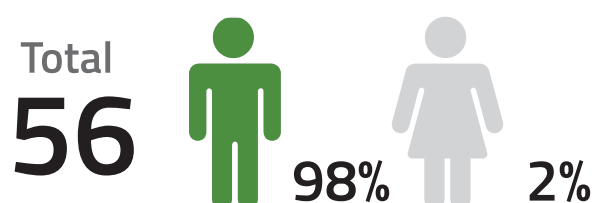
Number of accused children acquitted/released



Number of child victims appearing in the pilot child court(s)



Number of children availing diversion



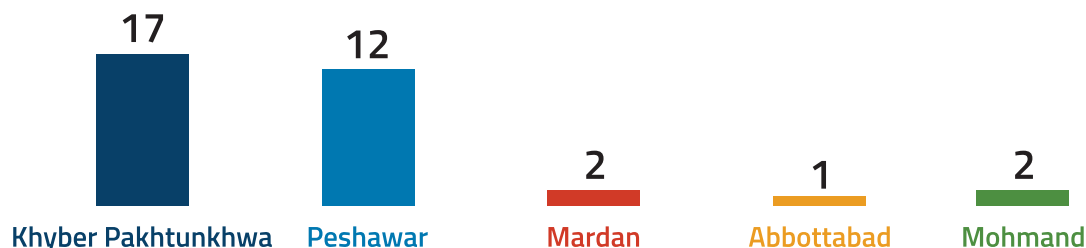
*This includes bails granted during pre-trial period

This data was issued by the concerned pilot child court(s) in November 2020

Number of Accused Children Convicted with Minimum Punishment in line with JJSA



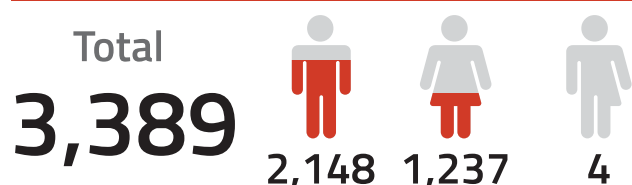
Number of adults convicted in cases of child abuse



Category of offences for convictions

Pilot Child Court	Gender	Age	Offence
Peshawar	Male	21	Child sexual abuse (377-B)
Peshawar	Male	20	Un-natural offence (377 PPC)
Peshawar	Male	24	Child sexual abuse/wrongful confinement (377-B/342 PPC)
Peshawar	Male	25	Un-natural offence/cruelty to a child/ kidnapping (377/328-A/363)
Peshawar	Male	21	Un-natural offence (377 PPC)
Peshawar	Male	58	Kidnapping (365-B, 371-A)
Peshawar	Male	27	Un-natural offence (377 PPC)
Peshawar	Female	42	Rape (376 PPC)
Peshawar	Male	23	Rape (376 PPC)
Peshawar	Male	24	Rape (376 PPC)
Peshawar	Male	51	302 PPC
Peshawar	Male	38	364-A PPC
Mardan	Male	24	Rape (376 PPC)
Mardan	Male	22	Rape (376 PPC)
Mohmand	Male	20	376, 377, 511 PPC, 53 CPA
Mohmand	Male	25	363, 34 PPC, 52 CPA
Abbottabad	Male	32	302 PPC

of children/youth with increased capacities to exercise child rights, child justice and child protection in COVID-19 crisis



Parents and community members with increased capacities to enforce child rights, child justice and child protection in COVID-19 crisis

