

Source: sooperkanoon.com/act/712970

The POCSO Act, 2012

Section 25 - (J) If the statement of the child is being recorded

1974 d under section 164 of the Code of Criminal Procedure, 1973 (herein referred to as the Code), the Magistrate recording such Statement of a Statement shall, notwithstanding anything contained therein, record the statement as Spoken child by the child: Magistrate Provided that the provisions contained in the first proviso to sub-section (1) of section 164 of the Code shall, so far it permits the presence of the advocate of the accused shall not apply in this case. (2) The Magistrate shall provide to the child and his parents or his representative, a copy of the document specified under section 207 of the Code, upon the final report being filed by the police under section 173 of that Code,