

## **Illustration of harsh and cruel treatment experienced as a direct consequence of Section 377 IPC**

	Date	Description of Incident	Source
1.	2001	Lucknow arrests 2001. Healthcare workers arrested under 377 for distributing condoms. Remain in jail for 47 days as the courts refuse to grant bail, 377 being a non bailable offence	An epidemic of hate , Human Rights Watch ,
2	2004	Rape of Kokila. Kokila, a Bangalore based hijra gang raped by goondas. Kokila later taken to the police station where she was stripped naked, handcuffed to the window, grossly abused and tortured	<a href="http://ighrc.org/content/india-rape-and-police-abuse-hijra-bangalore-call-action-sangama">http://ighrc.org/content/india-rape-and-police-abuse-hijra-bangalore-call-action-sangama</a>
3	2005	Lucknow arrests. Four persons were arrested under Section 377. Due to the arrests not only were the four forced to undergo imprisonment, but also the family is forced to undergo a trial by not only the media but also by neighbours, community and wider society all of whom are now vastly titillated by the sex spectacle produced by the police for the public consumption.	<a href="http://www.yawningbread.org/apdx_2006/imp-249.htm">http://www.yawningbread.org/apdx_2006/imp-249.htm</a>
4	2005	Arrests of five hijras and kothis in Cubbon Park, Bangalore for allegedly having sex in a public place	FIR's registered in the case, filed in Court
5	2006	Suicide of Pandian. Pandian, a Chennai based aravani commits suicide due to harassment and torture by police officers. Pandian was picked up by police on an allegation of theft. There was evidence indicating that during	<i>Jayalakshmi v. State of Tamil Nadu 2007 4 MLJ 849 also noted in Naz Foundation judgment.</i>

		police custody he was subjected to torture by a wooden stick being inserted into his anus and some police personnel forcing him to have oral sex.	
6 .	200 6	A case involving two women who wanted to live together. A magistrate's court in Delhi observed that the case involved a hidden allegation of 377, thus stretching the application of the section to an adult lesbian couple while the initial case was under section 366.	Recorded in Naz Foundation v. NCR Delhi
7 .	200 6	Four policemen actually raped and sexually abused a gay man including forcing him to have oral and anal sex in Delhi while holding him in jail overnight. "I was picked up by two police men. They accused me of being a homosexual saying tu bhi wahi hai (you are one of those)They started assaulting me with lathis, targetting my groin and buttocks.. abuse me using sexual and degrading language."	Recorded in Naz Foundation v. NCR Delhi
8 .	200 7	Arrest of Desmond Hope (aged 32) under Section 377 on grounds of non- consensual sex with Anwar (aged 24). Justice Britto in his bail order observed that, "Basically it appears that both the parties were adults and were consenting parties to the offence under Section 377 and if so the punishment cannot be severe."	Submission in High Court
9 .	2013	Arrest of 13 persons under Section 377 in Hassan	<a href="http://www.firstpost.com/living/karnataka-police-ignore-delhi-hc-ruling-arrest-men-under-377-1227481.html">http://www.firstpost.com/living/karnataka-police-ignore-delhi-hc-ruling-arrest-men-under-377-1227481.html</a>