

Fascist Lawmaking ?

The below screen shots taken directly from the law drafting file of the Sexual harassment workplace bill law depicts only a subset of the total number of representation received from the public asking that the bill be made gender neutral . The Women and Child Ministry while drafting the Sexual harassment at workplace bill ignored all of these comments and proceeded with their biased anti-male agenda.

THE PROTECTION OF WOMEN AGAINST SEXUAL HARASSEMENT AT WORKPLACE BILL, 2007

Comments received in March, 2007 – First volume pages 1-247

S.No.	Gist of comment/suggestion	Number of comments and reference (page nos.)	Response
(1)	(2)	(3)	(4)
4	Make the bill gender-neutral / Provide for the protection of men also / The law will be misused against men both by women and men.	16 (17-18, 20-21, 95-97, 110, 116-123, 130, 131, 134, 136, 140-41, 142-43, 145, 189-90, 195-96, 236, 237)	The overwhelming nature of sexual harassment is harassment of women on account of their female sex. Harassment of men cannot be put on the same footing character-wise or incidence-wise. Protection to men is also not in the mandate of Ministry of WCD.

THE PROTECTION OF WOMEN AGAINST SEXUAL HARASSMENT AT WORK PLACE BILL, 2007

Comments received in March 2007 – Second Volume Pages 248 & 427

S.N.	Name of the organization/Person	Gist of comment/suggestion	Numbers of comments and reference (page No.s)	Response/Reply
2.	Giriraj Agarwal	Law should be crime based and the word men/women should be replaced by the word person.	249	Does not merit consideration.
3.	Sanjay Pal	This law will be greatly misused just laws like 498 A and DV Act/gender biased laws be stopped.	251	Does not merit consideration.

13.	Nice Guy	As a citizen of India do not support this biased bill because this bill is so strongly drafted against a particular gender.	261	Does not merit consideration.
14.	Sanjoy Pal	This law should not be made gender biased.	262	Does not merit consideration.
16.	Common Man	This law should be gender neutral/the accused should be considered innocent till proven guilty.	264, 265	Does not merit consideration.
24.	Debu Sarkar	Law gives Shelter to the Women but the men suffer much and no protection of law is expected to them	293	Does not merit consideration.
32.	Krish Sharma	There should be better ways to control such issues either than making another gender biased law. This new law will also be misused by those scrupulous Women who want to get paid and promoted without proving their potential and abilities.	311	Does not merit consideration.
41.	Swarup Sarkar	Men/ Women to be replaced by the person and Husband/ Wife to be replaced by Spouse.	354	Cannot be considered.
43.	Pooja Shastry	Why is it taken for granted that it is only Women who can be subjected to Sexual Harassment.	387	Cannot be considered.
45.	Rakshak	The Act should be made applicable to all employees, irrespective of gender. The word employee should replace the work women in all appropriate places in the Draft Bill so to render the proposed draft gender neutral.	411-421	Cannot be agreed to.
Ms. Yogini Sawant	Comments are general quoting various past examples of Alisha Chinai, Rupan Deol Bajaj, Ms. Bhanwari Devi etc. quoting various laws and penal provisions in the IPC. The definition of 'Sexual Harassment' should be inclusive & not exclusive as there is a possibility of confusion. - It should be Uniform Sexual Harassment Bill i.e. for Male on female vice-versa and same-sex harassment		456 (472-486 from Nishant Agrawal & 487-502 from Nishant Agrawal - main focus on this issue	Does not merit consideration for the purposes of the bill.

Ms. Manendra Sharma	- Nothing new in the bill, it already exists in Indian Penal Code, 1860, it covers all. besides Section 354 & 376 which provides protection of women against sexual harassment. The woman as on date is not a weaker sex in the society with the availability of several acts & assistance to her. - The word 'exploitation' should be substituted inspite of 'sexual harassment' which is more broader and 'person' to be inserted than 'women'	P.566-567	Do not merit consideration
Sh. Vijay Sharma	- This draft bill is gender biased and is in isolation without consulting any credible sexual harassment law and these laws are very gender neutral. Are the prostitutes covered under the ambit of this law. The proposed bill needs to be amended before implementing the same.	P.584	Does not merit consideration
Sh. Anurag Goel	- This bill should also cover male and not only female (all individuals) as even they can be sexually assaulted by women.	P.606 & (supported by P.611 Dr. Alaka)	Does not merit consideration
Sh. Ramesh Kumar Bodh	- The bill should be inclusive of men also	P.618	Does not merit consideration

**THE PROTECTION OF WOMEN AGAINST SEXUAL HARASSMENT
AT WORKPLACE BILL, 2007**

Comments received in March 2007 - Fourth Volume Pages - 620 to 756

S. No.	Name of the organization/ Person	Gist of comment(s)/Suggestion	Type of Comment No. of comments and reference P.No.	Response / Reply
(1)	(2)	(3)	(4)	(5)
1.	Epilogee Dr. Sandip Kumar	• Workplace should be such that both men & women are able to work freely and no under advantage is taken of any Sexual feature of Weakness.	620 to 630	Does not merit consideration

The right should be enjoyed by the Women as well as men. Today's women to take complaints for her own interest and benefit.

6.	Sunita Koundal	646 to 650	Not relevant purpose of it
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8.	Rup Roy	- Any Law should be Crime based and the word "Men/ Women" to be replaced by the word "Person". - Law should be crime based, instead of any assumption if we really want to protect the real victim and punish the real criminal. - Loop sided Gender Biased Law can't give the justice to any victim it will became tool for legal terrorism and money earning business as we witness in 498a, section 125, Domestic Violence Act.	793	Does not me consideration.
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