

‘National Legislative Drafting Competition’

4th to 7th April 2022 (Online)

Theme for the Competition – Draft a Bill Criminalizing Marital Rape.

Marital Rape is not recognized as a crime by law. Section 375 of the Indian Penal Code defines rape. The spousal exemption is provided in the form of an exception to section 375 of IPC. It states ‘*sexual intercourse by a man with his own wife, the wife not being under fifteen years of age, is not rape.*’ This exemption is known as the ‘spousal exemption’.

Secretary, Ministry of Law & Justice, Department of Legal Affairs, Government of India has sent a proposal to draft a bill criminalizing Marital Rape.
