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ORDER OF THE GOVERNOR OF HARYANA

In exercise of the powers conferred by Sub Section(I) of Section 432 of the Code of Criminal Procedure, 1973, the Governor of Haryana hereby grants ex-post-facto Special Remission to the prisoners who happened to be confined in Jails in the State of Haryana on 26th January, 1993 and who have been convicted by Civil Courts of Criminal jurisdiction in the State of Haryana on the eve of Republic Day, 1993. The remission is granted on the following scale:-

- | | <u>Remission</u> |
|---|------------------|
| 1- Convicts who have been sentenced for a period exceeding 10 years. | 2 months ✓ |
| 2. Convicts who have been sentenced for a period exceeding 2 years upto 10 years. | 1 month |
| 3. Convicts who have been sentenced for a period up to 2 years. | 15 days |

Provided that

- (i) ✓ No remission will be granted to persons convicted of either rape or dowry death; abduction of a child below 14 years & his murder.
- (ii) No remission will be granted to persons convicted under N.D.P.S., T.D.A.A, abduction, Un-natural offences, robbery, dacoity and official Secret Act.
- (iii) The remission will not exceed 1/4th of the period of sentence.

Remission will also be granted to all the convicts who were on parole/furlough from the Jail on 26th January, 93 subject to the condition that they surrender at the Jail on the due date after the expiry of parole/furlough period for undergoing the unexpired portion of their sentence.

3. Sentence of imprisonment imposed in default of payment of fine shall not be treated as substantive for the purpose of grant of this remission.

4. All prisoners convicted by Civil Courts of Criminal Jurisdiction in Haryana but undergoing their sentences in Jails out-side Haryana shall be entitled to the grant of remission on the above scale.

5. The remission will not be admissible to:-
- (i) Detenus of any class;
 - (ii) The persons sentenced under the Foreigners Act, 1948 and the Passport Act, 1967;
 - (iii) Pakistani Nationals;
 - (iv) The persons sentenced under sections 2 & 3 of the Criminal Law Amendment Act, 1961 and Sections 121 to 130 of the Indian Penal Code, 1860.
 - (v) The persons sentenced under Section 3, 4, 5, 6, to 10 of the Official Secret Act, 1923;
 - (vi) The persons imprisoned for failing to give security for keeping peace for their good behaviour under sections 197, 109 of the Criminal Procedure Code, 1973;
 - (vii) The persons who committed any major jail offence during last two years and were punished for the same under the relevant provisions of Punjab Jail Manual; and

The grant of this remission to life convicts will not effect the provision of Section 433-A Cr. P.C.

Dated Chandigarh
the 29th April, 1993.

A. N. MATHUR
Commissioner & Secy. to Govt.,
Haryana, Jails Department.

Endst No 41/3/91-1JJ(II)

Dated 10-5-93

A copy each is forwarded to all State Governments and Union Territories Administrations in the Indian Union, for information and necessary action.

Under Secretary Jails & Judicial,
for Commissioner & Secy. to Govt., Haryana,
Jails Department.

Endst No 41/3/91-1JJ(II)

Dated 10-5-93

A copy is forwarded to the Secretary to Govt. of India Ministry of Home Affairs, New Delhi for information.

Under Secretary Jails & Judicial,
for Commissioner & Secy. to Govt., Haryana,
Jails Department.

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Dated 10-5-73

Endst No. 41/3/91-1JJ (II)

A copy each is forwarded to the following for information and necessary action:-

1. The Additional Director General of Prisons, Haryana, Manimajra.

2. The Superintendents of all Central Jails, Distt. Jails and Sub Jails in the State of Haryana.

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Under Secretary Jail & Judicial,
for Commissioner & Secy. to Govt., Haryana,
Jails Department.
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