

PAI.G.P.

No. 43/29 JAN 2015

Date 28/1/15

3371

HARYANA GOVERNMENT
JAILS DEPARTMENT
ORDER

PAI.DG

No 529/P

Date 27/1/15

DGP

JR

DSC

28/1/15

On the occasion of Republic Day i.e. 26 January 2015, the Governor of Haryana in exercise of the powers conferred by Article 161 of the Constitution of India, is pleased to grant special remission to the prisoners who are undergoing sentence as a result of their conviction by the Courts of Criminal Jurisdiction in the State of Haryana. The special remission granted will be as under:-

Category of Convicts**Remission**

- | | |
|---|---------|
| 1. Convicts who have been sentenced for a period of 10 years and above. | 60 days |
| 2. Convicts who have been sentenced for five years or more but less than 10 years | 45 days |
| 3. Convicts who have been sentenced for 2 years or more but less than 5 years | 30 days |
| 4. Convicts who have been sentenced for less than 2 years | 15 days |

2. This remission will not be granted to the convicts who are on bail on the day of granting this remission.

3. This remission will not be granted to the life convicts in view of orders dated 9.7.2014 passed by the Hon'ble Supreme Court in Writ Petition (Crl. No. 48 of 2014).

4. This remission will also be granted to all the convicts who are on parole/furlough from the jail on Republic Day i.e. 26 January 2015 subject to the condition that they surrender at the respective Jails on the due date after the expiry of their parole/furlough period for undergoing the un-expired portion of their sentence.

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

6. All prisoners convicted by the Courts of Criminal Jurisdiction in Haryana but undergoing their sentences in Jails outside Haryana shall also be entitled to get this remission as per the above scale.

7. This remission will not be granted to prisoners convicted for the following offences:-

- (i) Abduction and murder of a child below the age of 14 years.
- (ii) Rape with Murder
- (iii) Dacoity or Robbery.
- (iv) Under Terrorist and Disruptive Activities (Prevention) Act 1967, Official Secrets Act 1923, Foreigners Act 1948, Pass Port Act 1967, Section 2 & 3 of the criminal Law

Amendment Act, 1961, Section 121 to 130 of the Indian Penal code, 1860.

8. This remission will also not be admissible to:-

- (i) Detenues of any class;
- (ii) Pakistan National;
- (iii) The persons imprisoned for failing to give security for keeping peace for their good behaviour sections 107/109/110 of the Criminal Procedure Code, 1973;
- (iv) The convicts who committed any major jail offence during last two years and were punished for the same under the relevant provisions of Punjab Jail Manual or any other Act or Rules as applicable on that day;.

Note: The Hon'ble Supreme Court of India vide order dated 9.7.2014 Writ Petition (Crl.) No. 48 of 2014 has restrained the State Government from exercising the power of remission to life convict for the present. However, in case Hon'ble Apex Court vacates the stay, then life convicts shall also be eligible for above remission subject to fulfilling of other eligibility conditions.

Dated, Chandigarh
the 24.01.2015

(P.K. MAHAPATRA)
Additional Chief Secretary to Govt. Haryana
Jails Department.

Endst.No. 41/3/1991-1JJ (II)

Dated Chandigarh the 24.1.2015

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


Under Secretary,
for Additional Chief Secretary to Govt. Haryana,
Jails Department

Endst.No. 41/3/1991-1JJ (II)

Dated Chandigarh the 24.1.2015

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


Under Secretary,
for Additional Chief Secretary to Govt. Haryana,
Jails Department.

Endst.No. 41/3/1991-1JJ (II)

Dated Chandigarh the 24.1.2015

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

1. The Advocate General, Haryana.
- ✓ 2. The Director General of Prisons, Haryana, Sector-14, Panchkula with reference to their note dated 15.1.2015.
3. The Registrar, Punjab & Haryana High Court, Chandigarh.
4. The Director General, Public Relations, Haryana.
5. All the Superintendent Jails in Haryana State.

Jagat Singh
24/1/15

Under Secretary,
for Additional Chief Secretary to Govt. Haryana,
Jails Department