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17-10-2002

ORDER OF THE GOVERNOR OF HARYANA

In exercise of powers conferred by sub-section (i) of Section 432 of the Code of Criminal Procedure, 1973, the Governor of Haryana is pleased to grant general remission to all the prisoners who have been convicted by Civil Courts of Criminal Jurisdiction in the State of Haryana on the eve of the Independence Day i.e. 15th August, 2002 as per scale mentioned below:-

Category of PrisonersRemission

1. Convict who have been sentenced for a period more than 2 months.

1 month

provided that:-

- i) No remission will be granted to persons convicted of either rape or dowry death; abduction of a child below 14 years and his murder.
 - ii) No remission will be granted to persons convicted under N.D.P.S., T.D.A. Acts, abduction, un-natural offences, robbery, dacoity and official Secret Act.
 - iii) The remission will not exceed $\frac{1}{4}$ of the period of sentence.
2. Remission will also be granted to all the convicts who were on parole/furlough from the Jail on 15th August, 2002 i.e. the Independence Day subject to the condition that they surrender at the jails on the due date after expiry of parole/furlough period for undergoing the unexpired portion of their sentence.

contd--2/-

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 sentence in jails outside 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) This remission is also subject to the conditions laid down in sections 433-A and 435 of Cr.P.C.
- vi) The persons sentenced under sections 3, 4, 5, 6 to 10 of the Official Secret Act, 1922.
- vii) The persons imprisoned for failing to give security for keeping peace for their good behaviour under section 107/109 of the Criminal Procedure Code, 1973.
- viii) 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.

Dated, Chandigarh the 14-10-2002. B.D. DHALLA
Financial Commissioner and Principal
Secretary to Govt., Haryana, Jails Department

Endst No. 41/3 / 91 -1JJ(II) Dated, Chandigarh the

A copy each is forwarded to all State Government and

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Union Territories Administrations in the Indian Union for information and necessary action.

MP-Goel
Under Secretary Jails & Judicial,
for Financial Commissioner and Principal
Secretary to Govt., Haryana, Jails Department.

Endst No. 41/3 /91 -1JJ(II) Dated, Chandigarh the 16-10-2002.

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

MP-Goel
Under Secretary Jails & Judicial,
for Financial Commissioner and Principal Secy.
to Govt., Haryana, Jails Department.

Endst No. 41 /3 /91 -1JJ(II) Dated, Chandigarh the 16-10-2002.

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

1. The Director General of Prisons, Haryana, Manimajra,
Chandigarh.
2. The Superintendent of all Central Jails, District
Jails and Sub Jails in the State of Haryana,

Receipt

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17/11/02

MP-Goel
Under Secretary Jails & Judicial,
for Financial Commissioner and Principal
Secretary to Govt., Haryana, Jails Department.