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(01)

ORDER OF THE GOVERNOR OF HARYANA

In exercise of the powers conferred by Sub-section (1) of Section 432 of the Code of Criminal Procedure, 1973, the Governor of Haryana 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, on the occasion of Independence Day i.e. 15th August 2014. The special remission granted will be as under:-

<u>Category of Convicts</u>	<u>Remission</u>
i. Convicts who have been sentenced for a period of 10 years and above.	180 days
ii. Convicts who have been sentenced for 5 years or more but less than 10 years.	120 days
iii. Convicts who have been sentenced for 2 years or more but less than less than 5 Years.	90 days
iv. Convicts who have been sentenced for less than 2 years.	60 days

2. This remission will not be granted to the life convicts in view of the orders dated 09.07.2014 passed by the Hon'ble Supreme Court in Writ Petition (Criminal No. 48 of 2014).

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

4. This remission will also be granted to all the convicts who are on parole/furlough from the jail on Independence Day i.e. 15th August, 2014 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. Sentence of imprisonment imposed in default of payment of fine shall not be treated as substantive punishment 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. The 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 NDPS Act, 1985, Terrorist and Disruptive Activities (Prevention) Act 1967, Official Secrets Act 1923, Foreigners Act 1948,

Passport 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) Pakistani Nationals,
 - iii) The persons imprisoned for failing to give security for keeping peace for their good behavior 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 in Writ Petition (criminal) No. 48 of 2014 has restrained the State Government from exercising the power of remission to life convicts for the present.

Dated, Chandigarh
the 15.08.2014

ROSHAN LAL, IAS
Additional Chief Secretary to Govt. Haryana
Jails Department.

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

Dated, Chandigarh the 16.08.2014

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

Deputy Secretary Jails & Judicial
for Additional Chief Secretary to Govt. Haryana
Jails Department.

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

Dated, Chandigarh the 16.08.2014

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

Deputy Secretary Jails & Judicial
for Additional Chief Secretary to Govt. Haryana
Jails Department.

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

Dated, Chandigarh the 16.08.2014

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

1. The Advocate General, Haryana,
- ✓ 2. The Director General of Prisons, Haryana, Sector-14, Panchkula w.r.t. their U.O. dated 15.08.2014.
3. The Registrar, Punjab and Haryana High Court, Chandigarh
4. The Director General, Information & Public Relations, Haryana
5. The Superintendents of All Centrals Jails, District Jails in Haryana.

Deputy Secretary Jails & Judicial
for Additional Chief Secretary to Govt. Haryana
Jails Department.