

ORDER OF THE GOVERNOR OF HARYANA

On the occasion of Independence Day i.e. 15th August, 2019, 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 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:-

<u>Category of Convicts</u>	<u>Remission</u>
1. Convicts who have been sentenced for a period of ten years and above, including life sentence.	90 days
2. Convicts who have been sentenced for a period of five years and above, but less than 10 years.	60 days
3. Convicts who have been sentenced for a period of less than 5 years.	30 days

2. 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, 2019, 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.

3. 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.

4. 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.

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

6. 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) Any offence under POCSO Act, 2012.
- iv) Dacoity or Robbery.
- v) Kidnapping for ransom.
- vi) Under Terrorist and Disruptive Activities (Prevention) Act, 1987, Official Secrets Act 1923, Foreigners Act, 1948, Pass Port Act, 1967, Sections 2 & 3 of the Criminal Law Amendment Act, 1961, Section 121 to 130 of the Indian Penal code, 1860.
- vii) Under NDPS Act, in view of section 32A of NDPS Act, 1985
- viii) Cases of prisoners convicted for counterfeiting currency notes (FICN), under section 489 (A to E) of the Indian Penal Code, 1860
- ix) Convicted and sentenced under section 138, Negotiable Instruments Act, 1881.

7.

This remission will also not be admissible to:

- i) Detenués of any class,
- ii) Pakistani nationals,
- iii) The persons imprisoned for failing to give security for keeping peace for their good behaviour under sections 107/109/110 of the Criminal Procedure Code, 1973,
- iv) The convicts who committed any major jail offence during the 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.

Dated, Chandigarh
30.07.2019

Dr. S.S. Prasad
Additional Chief Secretary to Govt. Haryana
Jails Department.

Endst. No. 30/69/2019-1JJ-II

Dated Chandigarh the 02.08.2019

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

Sd.
Superintendent Jail & Judicial-II
for Additional Chief Secretary to Govt. Haryana,
Jails Department.

Endst. No. 30/69/2019-1JJ-II

Dated Chandigarh the 02.08.2019

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

Sd.
Superintendent Jail & Judicial-II
for Additional Chief Secretary, to Govt. Haryana,
Jails Department.

Endst. No. 30/69/2019-1JJ-II

Dated Chandigarh the 02.08.2019

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

1. The Advocate General, Haryana, Chandigarh
2. The Director General of Prisons, Haryana, Sector-14, Panchkula.
3. The Registrar, Punjab and Haryana High Court, Chandigarh.
4. The Director General, Public Relations, Haryana.
- ✓ 5. The Superintendents of all Centrals Jails and District Jails in Haryana.

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Superintendent Jail & Judicial-II
for Additional Chief Secretary, to Govt. Haryana,
Jails Department.

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On the occasion of **Independence Day i.e. 15th August 2019**, 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 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

The convicts who have been sentenced for life and are 75 years or above in case of male and of 65 years or above in case of female as on 15.08.2019 and have completed eight years of actual sentence in case of male convicts and six years of actual sentence in case of female convicts including undertrial period and excluding parole period and whose conduct has remained satisfactory during confinement and who have not committed any major jail offence in the last two years be released forthwith.

- i) The convicts who have been sentenced for punishment other than life sentence and are of 75 years and above in case of male and of 65 years and above in the case of female as on 15.08.2019 and have completed 2/3rd actual sentence including undertrial period and excluding parole period and whose conduct has remained satisfactory during confinement and who have not committed any major jail offence in the last two years be released forthwith.

Note: -The age of above convicts should be calculated according to the Matriculation certificate or birth certificate and in absence of both it will be calculated according to the judgment of the trial Court and the Superintendent, Jail will ensure correctness of age.

2. The remission will not be granted to prisoners convicted for the following offences:-

- i) Who have been sentenced to death and their sentences have been commuted to life sentence.
- ii) Abduction and murder of a child below the age of 14 years.
- iii) Rape with murder.
- iv) Dacoity or Robbery.
- v) Where the Courts have issued any specific order regarding confinement.
- vi) Convicts under Terrorist and Disruptive Activities (Prevention) Act 1987, Official Secrets Act, 1923, Foreigners Act, 1948, Passport Act, 1967, Sections 2 & 3 of the Criminal Law Amendment Act, 1961 and Sections 121 to 130 of the Indian Penal code, 1860.
- vii) 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.
- viii) Under NDPS Act, in view of section 32A Act of NDPS Act, 1985.
- ix) Detenues of any class.
- x) Pakistan nationals.
- xi) The persons imprisoned for failing to give security for keeping peace for their good behavior under sections 107/109/110 of the Criminal Procedure Code, 1973.
- xii) Cases of prisoners convicted for counterfeiting currency notes (FICN) cases under section 489 (A to E) of Indian Penal Code.
- xiii) Convicted and sentenced under section 138, Negotiable Instruments Act, 1881.

3. This remission will not be granted to the convicts who are on bail on the day of granting this remission. However, they may be released if they fulfill the above conditions as on 15th August, 2019, after they surrender in the jails in compliance with orders of Hon'ble Courts.

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, 2019, subject to the condition that they surrender at the respective jails on the due date, after the expiry of their parole/furlough.

5. All prisoners convicted by the Courts of Criminal Jurisdiction in Haryana but undergoing their sentence in jails outside Haryana shall also be entitled to get this remission.

Dated, Chandigarh
30.07.2019

Dr. S.S. Prasad
Additional Chief Secretary, to Govt., Haryana
Jails Department.

Endst. No. 30/70/2019-1JJ-II

Dated Chandigarh the 02.08.2019

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Superintendent Jail & Judicial-II
for Additional Chief Secretary, to Govt., Haryana,
Jails Department.

Dated Chandigarh the 02.08.2019

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

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Superintendent Jail & Judicial-II
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5. The Superintendents of all Centrals Jails and District Jails in Haryana.

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for Additional Chief Secretary, to Govt., Haryana,
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