National Human Rights Commission Research Division/ Unit 4

Sub- Recommendations based on the visit report of Dr. Ish Kumar IPS (Retd.), the then Special Rapporteur, NHRC to Model Jail Chandigarh in the state of Punjab on 11th February, 2020 to understand the living conditions of the prisoners and also the problems faced by the jail staff. The visit report has been scrutinized and approved by the Commission along with the observations and recommendations.

The following are the observations/recommendations emanated out of the visit report of Dr. Ish Kumar along with the doable actions to be taken by the concerned authorities:-

S. No.	Observations/Recommendations	Doable Action
1.	There is no segregation within convicts or under-trails based on the gravity of the offence due to lack of adequate space in the prison.	Prison administration may send a proposal to the State Home department for creating extra Barracks.
2.	The wages paid to convicts in the jail is very low i.e. Rs. 60, 70 and 80/- for unskilled, semi-skilled and skilled respectively as per Punjab Police Manual (last revised in 1996).	The home department may initiate action to amend the Punjab Police Manual at par with the Model Prison Manual 2016, and revise the jail rates for convicts accordingly.
3.	There is no follow up of the prisoners for rehabilitation after they are released from the jail as per Punjab Jail Manual, 1996 which prohibits communications with prisoners, their relatives and friends after release.	The home department may amend the Punjab Police Manual at par with the Model Prison Manual 2016.
4.	From May 2019 to January 2020, there were 36 days on which police escort did not come and prisoners could not be taken to the court.	The prison administration may ensure proper coordination with the police department to avoid such instances.
5.	The foreign prisoners can make ISD calls only after taking approval from Ministry of External Affairs which gets delayed. The jail authorities could review this provision and relax this process for prisoners not involved in terrorist/ g rave cases.	Ministry of External Affairs may examine the issue to relax the existing procedure, if it is not jeopardizing the interest of the Country.
6.	NGO's like Indian Vision Foundation may be invited for encouraging activities in jail like tailoring centre, crèche, sanitary pad manufacturing unit etc. (as done in Guru gram and Faridabad jails).	The Joint I.G. (Prison) is advised to visit jails in Delhi, Haryana & Telangana to study the good practices and implement them in the said prison.

7.	The jail administration is recommended to adopt Tihar Jail	The prison
	Model for providing employment	Administration may consider and
	opportunities and increasing thewages of the prison inmates.	adopt such initiatives which help
	Tihar Jail has set up Tihar Jail Factory	to provide employment
	where the inmates are employed.	opportunities and the increased
		wages of the prison inmates.

To: sgnhrc@nic.in, js-nhrc@nic.in, US <covdnhrc@nic.in>

Date: 06/04/20 02:25 PM From: Dr Ish Kumar <drish1958@gmail.com>

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Visit to Model Jail Chandigarh 2020.docx (38kB) Inmates strength in Chandigarh jail.jpg (3.2MB)	1833
Details of Under trial prisoners.pdf (560kB) days on which police escort was not available chan (132kB)	
recovery of prohibited articles chandigarh jail.pd (107kB) Letter to DG Prisons HP.pdf (138kB)	344
Standing order 1 2015 on phone calls Chandigarh Ja (1.2MB) Photographs during the visit to Chandigarh Jail.do (789kB)	₹

Sir

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Please find enclosed herewith my visit note to Model Jail Chandigarh (on 11/02/2020) along with annexures and photographs. I have highlighted the areas where NHRC intervention will be useful for improving the living conditions and enforcing the human rights of jail inmates.

Regards Dr Ish Kumar

Special Rapporteur North Zone NHRC

-Inmates strength in Chandigarh jail.jpg

SOLPR. JPl put up on file fr sam John Jpproval of commission. Jego.20 9.6.20



MODEL JAIL. CHANDIGARH

DEPARTMENT OF PRISONS AND CORRECTIONAL ADMINISTRATION. UNION TERRITORY, SAROVAR PATH, SECTOR - 51, CHANDIGARH, Phone & Telefax : 0172-2676001, 0172-2682049 e-mail - proimodellalichd@smail.com

POPULATION STATEMENT OF MODEL JAIL, CHANDIGARH

Authorized capacity of the jail : 1120 (1000 Male + 120 Female)

1. Convicts sentenced to RI 386 t 016 402 2. Prisoners Sentence to SI 005 001 006 3. Civil Prisoners 000 c000 1000 4. Undertrial Prisoners 376 017 393 5. Undertrial Prisoners 180° 012 192 Sessions Commute 180° 012 192		Sr. No.			Male	Female	Total
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Visit to the Model Jail Chandigarh

I visited the jail on 11/02/2020. I met Joint I.G (Prisons) Sh. Virat holding charge of Superintendent Jail and the other staff including the medical doctor. I visited Barrack No.7 (for senior convicts and under trials) and Barrack No-2 (for adolescent under trials) and went around campus to see the Mulakat Room & Drug De Addiction Centre (due for inauguration on 12/02/2020) etc.

Inmates' capacity, strength and security

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- Against the authorized capacity of 1120 inmates (1000 male + 120 females), at present, there are 997 inmates (948 males and 49 females) with 408 convicts, 585 under trials and 4 children with mothers (annexure 1)
- Out of 997 inmates, 194 (103 convicts and 91 UTs) are involved in murder cases, 145 (82 convicts and 63 UTs) in rape cases and 209 (87 convicts & 122 UTs) in NDPS Act. The inmates in these 3 categories account for around 55 percent of all inmates.
- There are 14 foreigners including 4 convicts (3 from Nigeria and 1 from Czech Republic) and 10 under trials (8 from Nigeria, 1 each from Tanzania and West Africa).
- 4. 178 CCTV Cameras are installed in the Model Jail at present.

Visit to Barrack No 7 for senior inmates (>60 years)

- 1. I visited senior citizens barrack and spoke to the inmates. There were no complaints regarding food, hygiene or accommodation.
- 2. However, 3 of them complained about medical treatment -Sodaghar s/o Karamat Ali and Ram Narain s/o Ram Prasad wanted to be referred to PGI Chandigarh as they were not getting relief by medicine from local ENT specialist. I told Superintendent to do needful as per rules.

- Convict Kanwaljit Singh S/o Malook Singh wanted BP medicine of particular brand as he was not getting relief by generic medicines and he was willing to pay for it.
- 4. Convict Budh Ram S/o Sonamjeet requested for his transfer to Himachal Pradesh as he is serving sentence in a HP case and was given bail in Chandigarh case. The Joint I.G. (Prisons) said that matter was under correspondence with Government of Himachal Pradesh (letter dated 15/01/2020, addressed to DG Prisons, HP enclosed). I told Joint IG to talk to DG Prisons HP on phone and pursue the matter.
- 5. Convict Rajwinder Singh S/o Shingara Singh also requested for transfer to his home town. He was asked to give an application to jail authorities.
- 6. Convict Gursharan Bhatia s/o Surjit Singh, suffering from knee problem, requested that he had been granted bail but he had not furnished personal bond as he had no house or work and requested to send him to old age home. I told jail authorities to talk to Director Social Welfare, Chandigarh and do needful.
- I also met one serving IG of police from HP (Zahur Zaidi), in this barrack. (arrested along with one DSP and 6 others by CBI in infamous case of custodial death of an accused in rape and murder of a school girl)

Visit to Adolescent Ward (Barrack No.2)

 9 under trial inmates (Shubham s/o Rajinder, Sarvesh s/o Gurcharan, Pradeep s/o Deen bandhu, Md. Talib s/o Zulfan, Inderjit Singh s/o Rambir Singh, Vishal s/o Vicky, Harman s/o Rohtash and Sachin s/o Ram Bharose) stated that they have submitted applications for their transfer to Observation home as they were juveniles. Joint I.G. Prisons told that their applications had already been referred to the JMIC court for necessary orders. I told him to bring it to the notice of District Session Judge during his monthly visit to jail as some of these cases are pending in JMIC for last 4 to 5 months.

- Some inmates complained that <u>Lok Adalat</u> is not being held regularly on monthly basis. Superintendent jail may write to District Session Judge in this regard
- 3. Some inmates complained regarding unfair enquiry and booking of false cases against them by Chandigarh police. I directed Joint I.G Prisons to take applications from the above inmates and send it to the respective police for reinvestigation after taking court orders. <u>NHRC may like to develop a SOP in all such cases as it is a consistent complaint across all the jails and observation homes I have visited during last 8 months.</u>

Legal Aid:

480 persons had been provided legal aid. Advocates can come daily to meet prisoners at 4:30 pm. However with help from Legal Services Authority, advocates should be asked to be available daily to inmates for 2 hours as in Tihar Jail Delhi.

<u>Mulakat</u>

The convict prisoners are allowed one meeting per week and Under Trials prisoners 2 meetings per week with the family members, relatives and friends after producing valid ID proofs like Aadhar, voter card, driving license, employee ID etc. The interview is about for 20 minutes. He can bring 3 Kg fruit. Special meetings are permitted in emergencies. Prisoners are permitted to correspond with their relations outside and receive replies after censor by jail authorities.

Phone calling to relatives & friends

Inmates are also allowed to talk to close relatives and friends and can talk to them for 5 minutes thrice a week on two pre fed numbers. Phone numbers of high security risk prisoners are verified through police. At present no verifications were pending. The detailed standard order No.1/2015 dated 6/10/2015 to implement the STD system in jails is enclosed in Annexure. It permits only two calls per week for 5 minutes each on two pre fed numbers based on biometric identifications for inmates maintaining good conduct in the jail. Those involved in terrorist activities, booked under NSA, MCOCA, or heinous offences like murder, dacoity, robbery, kidnapping for ransom cannot avail the telephone facility. All conversations are recorded and take place in the presence of a jail official. In exceptional circumstances, IG/Superintendent can permit 2 additional calls in a month. One can change the number for calling but not frequently. The jails in Haryana permit these calls on daily basis, but after verifying the numbers. The Chandigarh jail can also permit these calls more frequently by buying additional instruments.

Education

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Adult education department is running 3 centers (2 for males and one for female inmates. Those illiterate are provided education up to middle standard. Higher education is provided through NIOS and IGNOU. The number of inmates who have enrolled themselves for adult education, NIOS and IGNOU in last 3 years is given below:

SESSION	ADULT EDUCATION	NIOS	IGNOU
2016-17	50	56	- 141
2017-18	58	84	122
2018-19	60 [°]	69	1 77

Activities and Good Practices in Jail

- E Prison software has been fully implemented and data since 2012 has been fed. Legacy data since 2005 is being entered now.
- 2. Meditation centre is being run by Brahma Kumaris for meditation and counseling.
- 3. Yoga programs are also conducted by Art of Living.
- 4. Music therapy programs are being done by Soul's Diet Musical Group.
- 5. Food Supply: The jail has been supplying food to 100 Anganwadi centres (since 2017) catering to approximately 5000 children. Food is also being supplied to 50 crèches since 2017. Rice fortification program was also started in anganwadi rasoi. Convict Vasudev was awarded Tinka Tinka award on Human Rights day for work in Anganwadi kitchen by a NGO.

However, some subordinate staff expressed that there was security risk involved in daily supply of above food and seizures of contrabands from the inmates had increased since then. **Department must review this practice.**

- 6. Jail organized a <u>placement camp</u> in June, 2017 and inmates released during last six months were invited to attend for the job opportunities. It is a very good idea but must be institutionalized and held every quarter/six months.
- 7. Some <u>health screening camps</u> for medicine, ENT, eyes, dental, psychiatry, surgery etc. were conducted in January, 2018 for 3 days. Screening was also done for BP, diabetes, obesity, breast and cervical cancer for those above 30. AIDS and TB awareness camps were also conducted in Feb. 2018. *However, such camps must be held every quarter and should not be one time affair.*
- 8. The Jail also observes days like International Yoga Day, Day against Drug Abuse and Illicit Trafficking, International Women's Day, International Literacy Day, National Sports Day, Birth Anniversary of Mahatma Gandhi etc (7 inmates released as approved by MHA on 2/10/2019). A play was also organized by jail inmates on this day.

- In 2018, the Jail Department participated in National Craft Mela, the 13th Agro Tech India Fair, Military Literature Festival and CII Trade Fair exhibition and CII Premier Festival in 2019 and displayed jail products like candles, sweets, furniture items, cloth bags, paper envelopes etc.
- 10. Clean and Green jail program was organised and Aushadhi Vatika containing herbal / medicinal plants was opened.
- 11. The Jail inmates participated in Fit India campaign in August, 2019
- 12. Jail inmates organized plays on 2nd and 20th October, 2019 regarding *ban on plastic*.
- 13. Special sessions are organized to educate inmates Guru Nanak Dev message of peace and love, spiritual session by ISCKON and Sri Sri Ravi Shankar etc.
- 14. Festivals like pre Lohri was celebrated in coordination with Inner Wheel Club. Prizes were given to female inmates for pickle making, hand knitted woolens, paper and cloth bags etc. Annual cultural evening is also organized and good performers are rewarded.
- 15. Jail authorities are proposing to name the barracks after great personalities from Indian History and display their name boards.
- 16. Jail has also a tied-up with Punjab University for counseling, reformation and rehabilitation of addicts and habitual offenders, although the results of these efforts are not still apparent. I requested Joint I.G prisons to institutionalize the effort by signing a formal MOU with the University.

Amenities in Jail

1. Rupantran (Drug De-addiction) Center is scheduled for inauguration by the Governor Chandigarh on 12/02/2020, as directed by High Court of Punjab and Haryana. Posts of 4 medical officers, 1 psychiatrist, 2 clinical psychologists,

5 physiotherapists, 5 nurses, one Lab Technician, 1 ECG Technician and 1 pharmacist have been sanctioned .It is a very good initiative. *The standard de-addiction protocols must be followed*.

- 2. The Jail has 2 video conferencing studios. 2nd studio was inaugurated in 2017 by Justice Rajesh Bindal of Punjab and Haryana High court, in view of the High Courts instructions for appearance of hard core criminals through video conferencing.
- 3. In February 2019, Srijan an outlet for the sale of jail products was opened in Sector-22 Chandigarh.
- 4. Library has 7000 books. Coffee Table book of Prison department was released in January, 2018.
- RO plant: There are RO filters in each barrack for drinking water. However, some required maintenance as per some inmates. Jail should erect a central big RO water plant
- 6. The Social Welfare Department started **SARTHI**, a canteen to be run by the blind persons from Asha Kiran training centre, Sector-46, Chandigarh in September, 2017 for welfare of persons with disabilities. The products made in the jail will be sold here.
- 7. Biogas plant has been set up.
- 8. The Jail Department has launched its website in April, 2018 and intends to sell the furniture, snacks and other items online.
- 9. Gymnasium is available

Matters of Concern.

- 1. Segregation of under trials and convicts has not been done. Similarly there is no segregation within convicts or under trials based on gravity of offences. Joint I.G. Prisons explained that mixing of inmates is because of lack of adequate space. This is not convincing. Segregation is possible as there is no overcrowding in the jail. Otherwise proposals for extra barracks may be sent for sanction.
- 2. The wages being paid to the convicts are very low @ Rs.60/-, 70/- and 80/- for unskilled, semi-skilled and skilled. In Tihar jail Delhi, payments are being made at the minimum wage rate and are 3-4 times higher (194/-, 248/-and 308/- after deduction of 344/- as maintenance). The Joint I.G. (Prison) explained that above rates are as per Punjab Police Manual (last revised in 1996). He further informed that a proposal has been moved to the office of I.G. (Prisons) Chandigarh for enhancing of wages to some extent. The Prison department Chandigarh should take steps to follow Delhi model of wages. NHRC may like to intervene and issue instructions.
- 3. After release of prisoners, there is no follow up for their rehabilitation, as Para 199 of Punjab Jail Manual 1996 prohibits communication with prisoners, their relatives and friends after release. Government of Chandigarh UT and Jail Authorities must examine and amend this provision (*Model Prison Manual* 2016 released by BPR&D/MHA has specific chapter on post release rehabilitation).
- From May 2019 to January 2020, there were 36 days on which police escort did not come and prisoners could not be taken to the courts (annexure enclosed). This must be reviewed.
- 5. There are 13 instances of recovery of **prohibited articles/contrabands** like mobile phones and narcotic drugs from April to November, 2019 (annexure enclosed).
- 6. There are large number of vacancies (107), making the jail administration difficult (95 posts sanctioned in 2018 after 15 years). The process for the

recruitment has been initiated through Punjab University institute of Applied Management Sciences, Chandigarh.

- 7. The Foreigner prisoners can make ISD calls only after taking approval from Ministry of External Affairs which normally gets delayed. This provision must be reviewed and relaxed in case of prisoners not involved in terrorist/grave cases.
- There are 50 under trials who were granted bail but not released as they could not furnish sureties. (Annexure enclosed)
- 9. Individual cots/cement beds are not provided in the jail because of the shortage of space (except in senior citizen ward).

Other Suggestions

- 1. I advised jail authorities to install **information kiosks** (as in Haryana jails) which could be accessed by any inmate to see his next date of hearing in various cases, canteen purchases, parole/furlough availed etc. The relevant information from e prison could be uploaded on these kiosks. The Superintendent informed that process for the procurement of 2 kiosks has been commenced.
- 2. The Joint I.G (Prison) is advised to visit some jails in Delhi ,Haryana & Telangana to study the good practices and implement (Prison Development board of Telangana, Phoenix software & Mulakat room of Guru gram jail, Haryana and semi open and open prisons of Tihar jail Delhi etc.
- NGO's like Indian Vision Foundation may be invited for establishing activities in jail like tailoring centre, crèche, sanitary pad manufacturing etc.(as done in Guru gram and Faridabad jails)
- 4. I suggested that Chandigarh jail should adopt Model Prison Manual 2016, released by MHA especially the provisions with regard to diet, daily wages for work (RI sentence) and post release rehabilitation. The Superintendent informed

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that the matter is under correspondence and the Punjab Government has constituted a committee. However the delay is inexplicable as Chandigarh UT comes directly under MHA. *NHRC may like to issue suitable instructions in this regard*.

Dr Ish Kumar

04/06/2020

Special Rapporteur NHRC North Zone

Enclosures

- 1. Jail inmates strength
- 2. UT prisoners in jail, eligible for release under section 436A CRPC and languishing for want of sureties
- 3. Non production of prisoners by police(no escort)
- 4. Recovery of prohibited articles
- 5. Letter to DG Prisons HP regarding transfer of convict Budh Ram
- 6. Standing order 1/2015 of Prison Department, Chandigarh
- 7. Photographs during visit

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MODEL JAIL, CHANDISARH DEPARTMENT OF PRISONS AND CORRECTIONAL ADMINISTRATION UNION TERRITORY, SAROVAR PATH, SECTOR - 51, CHANDIGARH Phone & Telefax - 0172-2675001, 0172-2682040 e-mail - pro.modeljailchd@email.com

No. 313	/UT/DS3, Chid,	Dated:	•
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្រូ៖ ីំ ដែរ ដែ ម	The Secretary, District Legal Services /		

ŲT, Chandigarh.

Subject := - W.P.(C) No. 406/2013 Re-inhuman conditions in 1382 Prisons Vs. State of Assam

Kindly refer to your lettering. DLSA-Ahl-2020-1472 dated 07:01 2020 on

the subject cited above.

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The requisite information desired by you is as under:

Sr.No.	Information Required	Reply
3.3.1	UTPs, covered under Section, 436A	
	C.P.C.	
3.3.2	UTPs released on ball by the court,	No official information is sent to the la
-	but have not been able to rumish	by the court regarding grant of ball t
	sureties	the undertrial prisoners. However, on th
		basis of manual survey 50 undertrial
		were found who have been granted ba
· · ·		but they are not able to furnish suret
<u>.</u> π		Detail of such undertrials is annexed a
د میں دریا افغانیہ میں م		per Annexure X/1.
3.3.3	UTPs, accused of compoundable	List of total undertrials as on 09.01.202
	offences	Is annexed as per Annexure X/2.
3,3.4	UTPs eligible under-Section 436 of	List of total undertriets as on 09.01 202
	CnP.G.	is annexed as per Annexure X/2.
3.3.5	UTPs: who, may, be covered, under.	List of total undertrials as on 09:01:202
	Section 3 of the Probation of	Is annexed as per Annexure X/2.

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	Offenders Act, namely accused of
	offence under Section 379 380/
: }*···	381, 404, 420 IRC or alleged to be an
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3.3	Convicts who have undergone their. Nil, it is mentioned here that inmates are
	sentence or are entitled to release released after the expiry of sentence
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-	them."
.3.3.	7. UTPs become eligible to be released No official Information is sent by the
	on bail under Section 167(2)(a)() & court regarding submission of challan by
,	(II) of the Gode read with Section the Investigation Agency, However, on
1.	36A of the Narcotics Drugs and the basis of manual survey, no inmate is
	Psychotropic Substances Act, 1985 found lodged whose thalian is not filed
- X .	(Where persons accused of Section within the stipulated period.
÷.	19 or Section 24 of Section 27A or
	for offences involving commercial
	quantity) and where investigation is
	not completed in 60/90/180 days.
3,3	8 UTPs: Who are imprisoned for List of total undertrials as on 09/01-2020
	offences which carry a maximum is annexed as per Annexure X/2, it is
	punishment of 2 years.
, ' .a	Inmates who are involved in offences
	which carry a maximum punishment of 2.
	years but they are also involved in other
ī, jaš	offences in the same case which carry
· · · ·	punishment more than 2 years.
· · ·	However, History tickets of both the
, , , , , , , , , , , , , , , , , , ,	accused are attached as per Annexure
к. <u>1</u> 5	×/3
3.3.3	UTPs who are detained under Nil
n n n n Thairte	Chapter VIII of the Cr.P.C. he: under
- 1	Section 107, 108, 109 and 151 of
	Cr.R.C.
3.3.1	0 UTPs who are sick or infirm and 01, accused Sonah sin Rohtas is
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			09,01,2020 is annexed as per Annexure
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MA	Not required in other case with Fill no. 509 of UP and 127 & 16751 of New Delhi	NA	Noz required in other case with FRI no. 262 & 193 of Punjab	ΝΛ	MA	NA .	NA	Qa Uail in other case with fill no. 212 of 9R1	NN	<i>Ν</i> Α	NA	Acquisted in other case with FIR no. 456	MA	Acquitted in other rase with FIR (10, 225		Darmek Remarks

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					& Not required in other case with FIB no. 207 of PKI	Acoustical in other case with Fift on 314	NN	NA	MA		NA	NA	NA.		77, 139, 161, 218, 252 & 288 of Pio	Not seeminal in other one will find			Kemarks

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Annexure -x/6

NON PRODUCTION DUE TO NON AVAILABILITY OF POLICE ESCORT REPORT FROM 01.01.2019 TO 10.02.2020

and the second second

PERIOD	REASON	AFFICATED
10.05.2019	Non Availability of Police Escort due to visit of	6
	Prime Minister of India Sh.Narinder Modi At	•
	Chandigarh	
14.05.2019	Non Availability of Police Escort due to visit of	12
	Prime Minister of India Sh.Narinder Modi At	
	Chandigarh	
18,05,2019	Non Availability of Police Escort due to shortage	4:
	of man power	
13.08.2019 TO 14.08.2019	Non Availability of Police Escort due to	21
	Independence day 2019 Celebrations	
16.09,2019	Non Availability of Police Escort due to maintain	1
	LAW & Order in Chandigarh in connection with	
	the really of "Kasmiri Quomi Sangharsh Himmayat	
	Commited, Punjab "	
20.09.2019	Non Availability of Police Escort due to maintain	14
	LAW & Order in Chandigarh in connection with	
	the visit of Sh.Amit Shah Hon'ble Home Minister	
	of India to Chandigarh.	
30.09,2019	Non Availability of Police Escort due to shortage	1.
	of man power	
03.10.2019 to 04.10.2019	Non Availability of Police Escort due to Vidhan	24
	Sabha Election in Haryana 2019,	
10.10.2019 to 11.10.2019	Non Availability of Police Escort due to Vidhan	14
	Sabha Election in Haryana 2019.	
13.10.2019 to 16.10.2019	Non Availability of Police Escort due to Vidhan	15
	Säbha Election in Harvana 2019.	
18.10.2019	Non Availability of Police Escort due to Vidhan	9
	Sabha Election in Haryana 2019.	
21.10.2019 to 24.10.2019	Non Availability of Police Escort due to Vidhan	-33
	Sabha Election in Harvaria 2019.	-
30.10.2020	Non Availability of Police Escort due to shortage	- 3
· · · · · · · · · · · · · · · · · · ·	of man power	
05.11.2019 to 05.11.2019	Non Availability of Police Escort due to Shortage	20
	of man power in connection with deployment of	
	police force in security of Vice President of India	
	on 06.11.2019	
07.11.2019	Non Availability of Police Escort due to Shortage	5
	of man power in connection with deployment of	
	police force in security of Ex Prime Minister Dr.	
i	Manmohan Singh-of India on 07.11.2019	

, 	· · · · · · · · · · · · · · · · · · ·	,
3.11.2019 to 14.11.2019	Non'Availability of Police Escort due to Shortage	. 13)
16:11:2019	Non Availability of Police Escort due to Shortage of man power	7
25.11.2019	Non Availability of Police Escort due to Shortage	9
27.11.2019	Non Availability of Police Escort due to Shortage of man power.	7-
29,11:2019	Non Availability of Police Escort due to Shortage of man power/	-14
20.12.2019	Non Availability of Police Escort due to Shortage	9
÷09:01:2020	Non Availability of Police Escort due to Shortage of man power	3 .
.09.D1.2020	Train Tickets Not Booked for peshi at Diwas MP at such a short notice	Z ;
17.01.2020	Non Availability of vehicle from MT section for transportation	1,
23,01,2020	Non Availability of Police Escort due to Republic day 2020 Celebrations	6

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Annexue-X/10

RECOVERY OF PROHIBITED ARTICLES

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Sr. No	Date	Recovered from	Recovery Articles
1	07.04.2019	Contraction of the second s	Oplum like substance (One
 	- 	Malkiat Singh from Barrack No. 4 at 7.00 AM	small plastic Vaseline boy
		 Providentification 	and second wrapped in
	7	<u>к</u> .	right pocket of trouser-(Wt
		and the second sec	19:20 gms)
149	07:04.2019	C-Controlling to the	Sulpha (Wc., 13,60 gms)
3,	07.04.2019	Rajan Bhatti and others from	
		Darrack no. 5	Black Charger
4	07.04.2019	From barrack no. 4 (Belongings	Rs-20/- note and Rs. 500/-
**		of accused Vijay s/o Raj Kumar	Note
5, +	25.05.2019	Who has been released on ball)	
	5703.80 <u>1</u> 9	From barrack no. 10 ventilating window of bathroom	a second second second second
<u> </u>	04,05,2019	From 12 Cells Ward, convict	(Black colour)
		Parwinder Singh s/o Malkin	
[·	Singh.	
76 - 70 	04.06.2019	From 12, Cells Ward	Samsung Duos + 2 batteries
8. j. 1	2.07,2019		-+ Charger (Black Colmun
•		Accused Pawan Kumar s/o Ram	4.5 gms Charas with
ε.		Kishan (from péshi at deodh) gale) at \$:25 pm	 Constraints of the second second
	1	· ·	Registration of FIRA
9. 2	2.08,2019	Under the ground backside 12	Sulpha like substance with
<u>-</u>		reite: Mato	DOLYTHERE Wrapper (10 percy
	1	from accused Paramjeet Short	2 pouches of Hergine hidden
, 1	(,. [,.	Vo Ram Parkash Shori	In his private part on
ļ		1	weighing 01 gram with polythene wrapper (letter
ļ		-	sent to SHO, 49, Cha. Vide
	, i ,		letter no. 8072' dated
ा जन्म	11,2019 1	<u> </u>	09.10.2019).
		2 Cells ward from accused and Rausnal	Mobile Samsung made
. 22	11,2019	an a	(without sim) and lighter
		• "	• During the search of
т].	4 12	ł	personal belongings one
شجبياته			mobile battery was

recovered from the box where onlon were kept. The area near the water Mrs. Anita came to meet 23,11,2019 13 tap was searched and a accused Sushma in the Model Chandigarh polythere wrapped was Jail, δ'n 23:11:2019 found wherein heroine like substance was found.

OFFICE OF THE ADDL. INSPECTOR GENERAL OF PRISONS & CORRECTIONAL ADMINISTRATION, U.T., CHANDIGARH DEPARTMENT OF PRISONS AND CORRECTIONAL ADMINISTRATION, UNION TERRITORY, SAROVAR PATH, SECTOR-51, CHANDIGARH, Phone & Telefax: 0172-26760017 2682040 [e-mail-pro!modelialichd@gmail.com] REMINDER-IV

Mol /UT/AIG/Prs., Chandigarn dated the:- 150 0.002

The Director General, Prisons and Correctional Services Himachal Pradesh.

Subject:

Sir,

Regarding transfer to Convict Budh Ram S/o Sonamjeet Singh in case ST No. 122/2014, u/s 20 NDPS Act, P.S. CID, Bharari, Shimla, HP.

VINCIAN

In continuation of this office earlier letter Nos 3545

dated 01:05.2019, 5271 dated 03:07 2019, 6975 dated 29:08 2019 and 7739 dated 27:09.2019 on the subject cited above, it is stated that above said convict was lodged at Model Jail Chandigarh in case NCB Crime No. 13. dated 27:03.2014 since 20:08.2014. He was sentenced for RI of 10 years and fine of Rs. 2.0 lacs IDRI 20 months on dated 06:10:2016. He was facing trial in case ST No: 122/2014, U/s 20 NDPS Act P.S CID Bhararh, Shimia, HP and after trial, he was sentenced for 10 years by Court of Sh: Jiala Azad, Special Judge-II, Kullu, HP on 30.05 2017 and was sent back to Model Jail Chandigarh as he was already serving sentence In Chandigarh case. However, a copy of conviction warrant was forwarded to the Superintendent, Medel Central Jail Nahan, Distt. Sirmour, HP vevidently for execution of sentence after completion of sentence in Chandigarh case: On 04:02:2019, above said accused secured ball in Chandloarh case; from Hon'ble Punfab & Haryana High: Court, Chandigarh In view of this, convict was sent to Model Central Jall Nahan, Dist. Sirmour, HP on 14.02 2019 with request letter no. 1196 dated 14.02 2019 for execution of sentence pending in case related to State of Himachal Pradesh. However, the Superintendent, Model Central Jall.

Nahan, Distr. Sirmour, HP refuse to admit the convict to with the request to kindly take up the matter of the prisoner for repatriation from one state to other as per rules.

However, as per rules this is not a case of repatriation as prisoner, is sentenced in a case, related to State of Himachal Pradesh and all the rules regarding remission, parole etc. will be as applicable in the State of Himachal Pradesh. In view of this, you are again requested to re-examine the case regarding transfer of above said convict in any of the jail of State of Himachal Pradesh as per-your "Administrative convenience".

Joint Inspector General of Prisons, UT, Chandharh.

Endst No. <u>Lo2-03</u> Dated Chandigarh, the <u>IS of Decemposition</u> A copy is forwared for Information and taking further necessary action-1. The Chief Secretary, Himachal Pradesh Government Secretariat, Shimia 771002, HP

2. The Registrar General, High Court of Himachall Pragesh, Shimla -

Joint Inspector General of Prisons, U.T., Changigarh

Prisons Department, U.T., Chandigarh. STD Facility for Jail Inmates Standing Order No. 1/2015

In suppression of the earlier Standing Order No. 1 dated 7th March, 2014 which was issued in order to implement the orders of the Hon'ble Punjab & Haryana High Court, Chandigarh, in CWP No. 6359 of 2010 dated 26.04.2011 a STD system had been installed in the Model Jail, Chandigarh with the approval of Chandigarh Administration. After the installation of two more machines and revision of frequency of Calls and Call rates by Chandigarh Administration vide Letter No. 6518-HIII(3)-2015/18161 dated 28/08/2015, the following orders shall govern the use of the STD system.

Administrative aspect:-

1

The telephone facility will be available to all the inmates twice in a week and shall be of five minutes duration. Arrangements shall be made in the software to make alphabetical division of prisoners as under-

FIRST ALPHABET	MULAKAT DAY	CALL DAY
A to J	Monday & Thursday	Saturday & Wednesday
K to R	Tuesday & Friday	Monday & Thursday
S to Z	Wednesday & Saturday	Tuesday & Friday

However, The Inspector General (Prisons) or the Superintendent Jail may allow a call on any day under special circumstances on the written application of the inmate citing a genuine reason such as death in family, medical emergency in family, marriage of close relatives, etc. in exchange of a future call. The reasons for allowing the same shall be recorded in writing by the Superintendent Jail or the Inspector General (Prisons). Only in very exceptional circumstances, the inspector general (Prisons) or Superintendent Jail may allow two extra calls in a month on the basis of written application of the inmate, after recording the reasons for allowing the same in writing. However, no inmate shall be allowed more than four extra calls in a year under any circumstances whatsoever. The application and the decision will be scanned and attached to the digital file of the inmate. The Superintendent Jail may change the schedule or alphabetical order by way of office order, whenever there is any practical inconvenience. Anyone shall be allowed to make ISD calls only after the approval of Ministry of External affairs.

This facility will be made available to only those inmates who will maintain good conduct during their incarceration period. This can be withdrawn temporarily or permanently, if any jail offence is committed by a prisoner during incarceration period or otherwise the telephone facility is found to be misused. The process for the said withdrawal of the facility would be the same as adopted under section 547 of Punjab Jail manual.

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The prisoners who here involved in offences against the State, terrorist activities MCOCA, NSA, PSA or involved in multiple heinous offences such as robbery dacoity, murder, kenapping for ransom etc. Inditual jail rules offentiers, who are frequently involved in assaulting co-inmates in the prison or who have ever assaulted a prison official shall not be eligible for this facility in the interest of public safety and order. However, if any inmate already lodged in the prison becomes involved in any of the above offences, then the facility will be withdraw as per process laid down under section 547 of the Punjab Jail manual.

However, the Inspector General of Prisons or the Superintendent Jail shall be empowered to take appropriate decision in individual case to case basis, by recording the reasons in writing.

As and when a new prisoner is admitted into the jail, his finger prints will be scanned and stored in the system. Then the prisoner will be asked to provide two phone numbers of his/her close relatives like husband, wife, mother, father, sister, brother, etc. on which he will like to make calls, through a written application which will be scanned and attached to the digital file of inmate. The change of number shall not be allowed frequently. The number shall be changed on the written application citing reasonable ground satisfying the Superintendent Jail. The said application will also be scanned and attached to the digital file of the inmate. The Inmate can call on both numbers on his turn and on the same time by dividing his 5 minutes at his discretion. The Superintendent Jail may seek copy of post paid bill or any other related document for the verification of the said phone number before allowing the start of this facility or at any time. The conversation of such calls shall take place in the presence of an officer not below the rank of Assistant Superintendent Jail.

6

7

Whenever a prisoner has to make a call, he will approach the phone booth and will identify himself by putting his finger print on the biometric scanner.

The system will match the scanned finger print with the stored finger prints. In case of a match, it will display the name of the prisoner along with the two phone numbers on which prisoner is allowed to make a call on the attached touch screen monitor.

8

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The prisoner will have to touch one of the numbers to proceed with the call. The system will have provision to redial/ disconnect the number. The system will record 100% of conversations and will store it along with date and

time and name of the prisoner for the purpose of later retrieval if required. Copy of the conversation of such call shall be provided to any security agency if they

10

11

The system will also monitor the total duration of the call and will warn the prisoner to disconnect the call when the time limit is about to be exhausted. If the prisoner does not disconnect the call, it will force disconnect.

desired so with the approval of the Jail Superintendent.

One employee shall be deployed on each kiosk, under the supervision of Asst. Supdt. Jail/ Head Warder.

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Financial aspect:-

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Every inmate shall be allowed one free call of five minutes per week and subsequent call shall be allowed on Rs. 1 per minute or part thereof, irrespective of local or STD call.

A. 1.

- 13 A Separate Bank account shall be opened for depositing such receipts. Cash received from the prisoner for this phone call facility shall be deposited in this bank account by the prison officials at least once a week or if it exceeds Rs. 10000/-, whichever is earlier.
- 14 Report of the cash collected shall be made and signed by Officer in charge and Deputy Superintendent Jail.
- 15 Cash Book shall be maintained for receipt from prisoners and Payment of bill of Telephones and maintenance, etc.
- 16 Payment of bills of telephones and maintenance of system shall be made from this fund. If there are insufficient funds, the payments may be made from other funds as
 - per general financial rules & other instruction. Profits earned by this facility shall be used for increasing the number of booths and maintained of booths, etc. Thereafter, profits may be used for welfare of prisoners by transferring the funds to the prisoner welfare fund, keeping sufficient fund for above mentioned activities
 - above mentioned activities If a prisoner is allowed extra calls as mentioned in rule 1, he shall also be charged Rs. 1/- per minute or part thereof, irrespective of Local or STD call.

Rs. μ -per minute of part data strain of the Superintendent Jail may allow indigent. The Inspector General of Prisons or the Superintendent Jail may allow indigent persons one call in a month free of cost in addition to weekly free call. However, in extra ordinary circumstances related with the life and liberty of a prisoner, or death of father, mother, brother, sister, spouse, son, daughter, etc more free calls may be allowed by superintendent jail on humanitarian grounds.

allowed by superintendent jan on the superintendent jan on the superintendent jan on the superintendent regarding this matter under reference.

Inspector General of Prisons, U.T., Chandigarh.

Endst. No. 1399-1400 Chandigarh, dated 6-

A copy is forwarded to the following for information and

- necessary action:-1. The Additional Inspector General of (Prisons) - cum- The Superintendent,
 - Model Jail, Chandigarh.
- 2. Deputy Superintendent Jail, Model Jail; U.T., Chandigarh.

linspector General of Prisons, U.T., Chandigarh

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Photographs during the visit to Chandigarh Jail





Senior Inmates Barrack and Interaction



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Visit to Adolescent ward and Interaction



Visit to Rupantran Center (De-addiction)



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Wall Paintings