

**Government of Himachal Pradesh
Prisons Department**

No. PR-A (5) - 7 / 77 - Part - III

Dated: Shimla-2 the 23/12/1977

NOTIFICATION

Subject: Constitution of a Committee.

The Governor, Himachal Pradesh, is pleased to constitute a committee of the following members for selection of prisoners to the Open Air Jail Bilaspur:-

1. District Magistrate of the District where the convict resides.
(Chairman)
2. Superintendent of Police of the District where the convict resides
(Member)
3. Superintendent Jail of the District where the prisoner is confined
(Member)
4. Superintendent Open Air Jail, Bilaspur (Member)

Terms of References: The function of the committee shall be:-

Category of prisoners eligible for admission to the Open Air Jail:

- i. All convicts belonging to Himachal Pradesh and convicts belonging to other than Territories / states at to may be considered, provided that they have shown good conduct in the jail and have not been punished for escape or other serious jail offence.
- ii. All convicts excepting habitual and those convicted for heinous offence, provided that a casual convict has still to undergo an unexpired sentence of at least 4 months at the time of his admission to the Open Air Jail.
- iii. Habitual prisoners, provided they do not have more than one previous conviction except in the case of convicts under Section 109 Cr. P.C, who can be considered eligible even with two previous convictions under the same section viz. 109 Cr. PC.
- iv) Convicts under section 302 IPC (Murder) and 304 IPC (Murder) i.e. (not amounting to murder), provided that such convicts have under gone at least half of their sentence.
- v) Convicts sentenced for forgery and poisoning provided they have completed at least 1/4th of their sentence.

Categories of prisoners who will not be admitted to the Open Air Jails:-

- i. Convicts sentenced for dacoity, rape, escapes and other serious jail offences as well as those returned by the Open Air Jail authorities on disciplinary, medical or other grounds.
- ii. Convicts sentenced under provisions of the special power act or offences connected with political agitation / movements.

All prisoners between 21 and 50 years of age will be considered eligible subject to physical fitness and capacity for hard labour except those having any physical deformity, prone of any infectious disease, suffering from mental disequilibrium and having boyish looks will not be selected.

Terms of References: Five years.

3. The official member shall be subject to the TA / DA Rules which govern them.
4. The existing instructions regarding selection of prisoners to Open Air Jail Bilaspur shall stand sustained with immediate effect.
5. Concurrence of Finance Department (R-Section) has been obtained vide their U.O No. 36082/11-27/72-Fin (reg) dated 25-11-77.

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S.K. Kanwar
Secretary (Prisons) to the
Govt. of Himachal Pradesh

No. PR – A (5) – 7 / 77 – Part – III dated Shimla-2 the 23rd December, 1977

Copy to:-

1. The Finance (Regulation) Department of H.P Shimla-2.
2. The Account General Himachal Pradesh & Chandigarh, Shimla-3.
3. The Secretary to the Governor, Himachal Pradesh Shimla.
4. The Private Secretary to GM / Forest Minister / Revenue Minister / Education Minister / Agriculture Minister / Food & Supply Minister / Chief Parliamentary Secretary Shimla -2.
5. All members of the committee.
6. Inspector General of Prisons HP Shimla – 7.
7. The Deputy Controller, Printing & Stationery HP Shimla-4 for publication in the Rajpatra.

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Under Secretary (Prisons) to the
Govt. of HP.

Government of Himachal Pradesh
Prisons Department

No. PR.A (5) – 7 / 77 – Part – III.

Dated Shimla-2, the 14th December, 1978.

NOTIFICATION

Subject: Selection of prisoners for admission to the, Open Air Jail, BILASPUR.

In super-session of this Department Notification No. PR – A (5) – 7 / 77 – Part – III dated the 23rd December, 1977, the Governor, Himachal Pradesh, is pleased to order that the following procedure will be adopted henceforth for selecting prisoners for admission to the Open Air Jail, Bilaspur.

- (1) The Superintendent of Jail will, in the first instance, forward the cases of the convicts to the District Magistrate of the District to which the convict, belong through the Superintendent of police of that district, subject to the physical fitness and willingness of the eligible convicts for admission to the Open Air Jail, viz if they work properly, they would not only earn wages but also earn special remissions. The Superintendent of Police of the district to which the convict belongs will then collect the report of the Police functionaries within ten days after the receipt of the case from the Superintendent Jail and will forward the same to the District Magistrate concerned after recording his specific recommendations. The District Magistrate will then recommend these cases to the Inspector General of Prisons who will make the final selection of the prisoners to Open Air Jail. The Inspector General of Prisons may as a special case, select any prisoner who does not satisfy the prescribed conditions for reasons to be recorded in writing by him. The Superintendent of Jail may also submit separately the cases of the prisoners, who though do not satisfy the prescribed conditions but in his opinion are suitable for employment in the Camp.

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- (2) Categories of prisoners eligible for admission to the Open Air Jail:-
- a) All convicts belonging to Himachal Pradesh and convicts belonging to other Union Territories / States etc. may be considered, provided that they have shown good conduct in the Jail and have not been punished for escapes or other serious Jail offences.
 - b) All convicts excepting habitual and those convicted for heinous offences, provided that a casual convict has still to undergo an unexpired sentence of at least 4 months at the time of his admission to the Open Air Jail.
 - c) Habitual prisoners, provided they do not have more than one previous conviction except in the case of convicts under section 109 CPC, who can be considered eligible even with two previous convictions under the same section viz. 109 Cr. P.C.
 - d) Convicts under section 302 I.P.C (Murder) and 304 I.P.C (Homicide not amounting to murder), provided that such convicts have undergone atleast eight years of their sentence including remissions.
 - e) Convicts sentenced for forgery and poisoning provided they have completed atleast 1/4th of their sentence.
- (3). Categories of prisoners who will not be admitted the Open Air Jail:-
- a) Convicts sentenced for decoity, rape, escape and other serious Jail offences as well as those returned by the Open Air Jail authorities on disciplinary, medical or other grounds.
 - b) Convicts sentenced under provisions of the Special Power Act. Or offences connected with political agitation / movements.

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- (4). All prisoners between 21 and 50 years of age will be considered eligible subject to physical fitness and capacity for hard labour except those having any physical deformity, prays, of any infectious disease, suffering from mental disequilibrium and having boyish looks will not be selected.

Sd/-

(A.N VIDYARTHI)
Secretary (Prisons) to the
Government of Himachal Pradesh

No. PR – A (5) – 7 / 77 – Part – III dated Shimla – 2, the 14th December, 1978.

Copy forwarded for information and necessary action to:-

1. The Finance (Regulation) Department of H.P. Shimla – 2.
2. The Accountant General H.P & Chandigarh, Shimla – 3.
3. The Secretary to the Governor, H.P. Shimla.
4. The Private Secretary to C.M / Forest Minister / Revenue Minister / Education Minister / Agriculture Minister / Food & Supply Minister / State Minister for Panchayati Raj, H.P Shimla.
5. The Inspector General of Prisons, H.P Shimla with reference to his letter No. 4 – 1 / 78 – Jail dated the 29th September, 1978 (with 50 spare copies) for information and necessary action please.
6. All the District Magistrates in Himachal Pradesh.
7. All the Superintendent of Police, H.P
8. All the Superintendents of Jails, H.P.
9. The Deputy Controller, Printing & Stationery, H.P. Shimla – 3, for publication in the Rajpatra.
10. The Inspector General of Police, H.P Shimla.

Sd/-

Under Secretary (Prisons) to the
Government of Himachal Pradesh.

**Government of Himachal Pradesh
Prisons Department**

No. PR-A (5) - 7 / 77 - Part - III

Dated: Shimla-2 the 28th June, 1979

NOTIFICATION

The Governor Himachal Pradesh is pleased to make the following amendments in the procedure for selection of prisoners for admission to the Open Air Jail, Bilaspur notified vide this department notification of even number dated the 14th December, 1978 with immediate effect:-

For existing para (2) (d) of the procedure, the following shall be substituted:-

Convicts under Section 302 IPC (Murder) and 304 IPC / Homicide not amounting to Murder), provided that such convicts have undergone at least eight years of their sentence including remission.

The condition of eight years will be in the cases of convicts who have been sentenced to life imprisonment under the provision of the aforesaid sections, whereas the convicts sentenced to undergo lesser term of imprisonment under this sections should have completed at least four years of imprisonment including remissions.

A.N Vidyarthi
Secretary (Prisons) to the
Government of Himachal Pradesh

No. PR- A (5) - 7 / 77 - Part - III

Dated Shimla-2, the 28th June, 1979.

Copy forwarded for information and necessary action to:-

1. The Finance (Regulation) Department Himachal Pradesh Shimla-2.
2. The Accountant General, Himachal Pradesh & Chandigarh, Shimla-3.
3. The Secretary to the Govt. of Himachal Pradesh, Shimla.
4. The Private Secretaries to Chief Minister / Cabinet Ministers / Parliamentary Secretary Himachal Pradesh, Shimla.
5. The Inspector General of Prisons, Himachal Pradesh Shimla-2 with reference to his letter No. 4-1/78-Jail dated the 9th April, 1979 (with 30 spare copies) for information and necessary action.
6. All the Distt. Magistrate in Himachal Pradesh.
7. All the Superintendents of Police, Himachal Pradesh.
8. All the Superintendents of Jails, Himachal Pradesh.
9. The Deputy Controller, Printing & Stationery, Himachal Pradesh Shimla-171003 for publication in the Rajpatra.
10. The Inspector General of Police, Himachal Pradesh Shimla

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Under Secretary (Prisons) to the
Government of Himachal Pradesh

Government of Himachal Pradesh
Department of Home

No. Home-B (F) 1 – 2 / 03 – Jails

Dated:- Shimala-2, the 09-08-2004

NOTIFICATION

The Governor, Himachal Pradesh is pleased to make following amendments in the procedure for selection of prisoners for admission to the open Air Jail, Bilaspur notified vide this department's Notification No. PR A (5) – 7 / 77 – Part. III, dated 14-12-1978 and dated 28-06-1979 with immediate effect:-

1. IN para (1) of the notification No. PR A (5) – 7 / 77 – Part III, dated 14-12-1978, the words “but also earn special remissions” shall be substituted by words “but also earn remissions as provided in Chapter XIX of H.P. Jail Manual, 2000.”
2. In para (4) of the said notification dated 14-12-1978, the words & Figures “All prisoners between 21 and 50 year of age” shall be substituted by the words & Figures “All prisoners above 21 years of age” and words” and capacity for hard labour” be treated as deleted.

BY ORDER

J.P.NEGI

Principal Secretary (Home) to the
Govt. of Himachal Pradesh.

No. Home-B (F) 1-2/03-Jails

Dated:- Shimala-2, the 09-08-2004

Copy for information & further necessary action is forwarded to the followings:-

1. The Principal Secretary to H.E. the Governor, Himachal Pradesh, Shimla-2 for information.
2. The Addl. Director General of Prisons, Himachal Pradesh, Shimala-3 w.r.t his letter no. 4-9/79-jail-III, dt. 20-11-03
3. All the District Magistrates in Himachal Pradesh
4. All the Supdts. of Police in Himachal Pradesh
5. All the Supdts. of the Jail in Himachal Pradesh
6. The controller, Printing & Stationary, Himachal Pradesh, Shimala-5 for publishing the same in the Rajpatra.

Joint Secretary (home) to the
Govt. of Himachal Pradesh.

Government of Himachal Pradesh
Department of Home.

No.Home-B(F)1-2/2003 Jails, -21 Dated Shimla-2 ^{6th March} 2013.

Notification

The Governor Himachal Pradesh is pleased to declare one barrack of the Jail at District Jail Dhamshala as open air jail for the purpose of housing convicted prisoners selected for availing open Air Jail facilities.

By Order

Addl. Chief Secretary (Home) to the
Government of Himachal Pradesh.

Endst. No.Home-B(F)1-2/2003 Jails Dated Shimla-2, the 2013.
Copy for information and necessary action is forwarded to the following:-

1. The Pr. Secretary to H.E. the Governor, Himachal Pradesh, Shimla for information please.
2. The Addl. Director General of Prisons, Himachal Pradesh Shimla-9, with reference to his letter No. 4-34/2011-Jails-II dated 03-10-2012.
3. All the District Magistrates in Himachal Pradesh.
4. All the Superintendent of Police in Himachal Pradesh.
5. All the Superintendent of Jails in Himachal Pradesh.
6. The Controller, Printing & Stationary, Himachal Pradesh, Shimla-5 for publishing the same in the Rajpatra.



Deputy Secretary (Home) to the
Government of Himachal Pradesh

Government of Himachal Pradesh
Department of Home.

No.Home-B(F)1-2/2003 Jails, Dated Shimla-2 the 16 May, 2013.

NOTIFICATION

The Governor, Himachal Pradesh is pleased to declare one barrack of the following Jails as open air Jail for the purpose of housing convicted prisoners selected for availing open Air Jail facilities:-

1. Model Central Jail Nahan.
2. Model Central Jail Kanda (Shimla).
3. District Jail Chamba.
4. Sub-Jail Mandi.
5. Sub Jail Solan


By Order

Principal Secretary (Home) to the
Government of Himachal Pradesh.

Endst. No.Home-B(F)1-2/2003-Jails Dated Shimla-2, the May, 2013.

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

1. The Pr. Secretary to H.E. the Governor, Himachal Pradesh, Shimla for information please.
2. The Addl. Director General of Prisons, Himachal Pradesh Shimla-9, with reference to his letter No. 4-34/2011-Jails-II dated 03-10-2012.
3. All the District Magistrates in Himachal Pradesh.
4. All the Superintendent of Police in Himachal Pradesh.
5. All the Superintendent of Jails in Himachal Pradesh.
6. The Controller, Printing & Stationary, Himachal Pradesh, Shimla-5 for publishing the same in the Rajpatra.


Deputy Secretary (Home) to the
Government of Himachal Pradesh.

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