

ITEM NO.305

COURT NO.9

SECTION PIL

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Writ Petition(Civil) No(s).406/2013

RE-INHUMAN CONDITIONS IN 1382 PRISONS

Date : 13/03/2015 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MADAN B. LOKUR
HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Petitioner(s)

By Post

For Respondent(s) Mr. Neeraj Kishan Kaul, ASG
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Mr. Gopal Singh, AOR

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Mr. Samir Ali Khan, AOR

For States of
AssamMs. Vartika Sahay, Adv.
for M/s Corporate Law Group

Haryana

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Mr.V.G. Pragasam, AOR
Mr. S.J. Aristotle, Adv.
Mr. Prabu Ramasubramanian, Adv.

UPON hearing the counsel the Court made the following
O R D E R

We have heard learned Additional Solicitor General and would like information on the following issues:

- (i) The utilization of the grant of Rs.609 crores under the 13th Finance Commission for the improvement of conditions in prisons.
- (ii) The grant to the States in respect of the prisons under the 14th Finance Commission.
- (iii) Steps taken and being taken by the Central Government as well as by the State Governments for effective implementation of Section 436A of the Code of Criminal Procedure, 1973.
- (iv) Steps taken and being taken by the Central Government and the State Governments for effective implementation of the Explanation to Section 436 of the Code of Criminal Procedure, 1973 and the number of persons in custody due to their inability to provide adequate security/surety for their release on bail.
- (v) The number of persons in custody who have committed compoundable offences and are languishing in custody.

(vi) Steps taken for the effective implementation of the Repatriation of Prisoners Act, 2003.

We expect all the State Governments to fully cooperate with the Central Government in this regard since the matter involves Article 21 of the Constitution and to furnish necessary information within three weeks.

List the matter on 24th April, 2015.

(SANJAY KUMAR-I)
COURT MASTER

(JASWINDER KAUR)
COURT MASTER