

GOOD CONDUCT PRISONERS (TEMPORARY RELEASE) RULES 1963 (WITH AMENDMENTS YEAR 2003 AND 2013)

Punjab Conduct Prisoners' (Temporary Release) Rules, 1963. THE PUNJAB GOOD CONDUCT PRISONERS' (TEMPORARY RELEASE) RULES, 1963 1, Short These rules may be called (the Punjab Good Conduct Prisoners' (Temporary Release) Rules, 1963 (2); these rules shall come into force on such date as the State Government may, by order, appoint. In these rules, unless the context requires, (a) 'Act' means the Punjab Good Conduct Prisoners' (Temporary Release) Act, 1962; (b) 'Form' means a form appended to these rules; (c) 'Inspector-General' means the Inspector-General of Prisons, Punjab; (d) 'Releasing Authority' means the State Government or such other authority to whom the powers of the State Government are delegated under sub-section (4) of section 3 or sub-section (1) or section 4 of the Act; (e) 'Section' means a section of the Act.

3. Provision for temporary release, 3, 4, 10(1), and 11: A prisoner desirous or seeking temporary release under section 3 or section 4 of the Act shall make an application in Form or Form A.2, as the case may be, to the Superintendent or Jail. Such an application may also be made by an adult member of the prisoner's family. (1) The Superintendent or Jail shall forward the application along with his report to the District Magistrate. He, after consulting the Superintendent of Police of his District, shall forward the case with recommendations to the Inspector-General. (a) He will then record his views on the case whether the prisoner is or is not fit for release and submit the same to the Returning Authority for order. The Magistrate, before making any recommendation, shall verify the facts and on which release has been requested and shall also give his opinion whether the temporary release on parole or furlough is opposed on grounds of prisoner's being dangerous to the Security of State or judicial administration or the maintenance of public order. If, after making such enquiry, he may deem fit. The Releasing Authority (3) satisfied that the prisoner is entitled to be released under the Act, the Releasing Authority may issue to the Superintendent or Jail through the Inspector-General a writ of habeas corpus for the temporary release or the order sealed (herein (i) the period of release. (ii) place places which the prisoner shall visit and shall be visited by the police. (iii) the amount of security bond and (iv) the amount of security bond and (v) the amount of security bond. (4) On receipt of the release warrant the Superintendent Jail inform the prisoner concerned and such member of the prisoner's family as the prisoner may specify in that behalf for making arrangements for execution of the security and surety bonds in Forms C and D respectively for security of the prisoner. A copy of the release warrant shall also be sent by the Superintendent of Jail to the District Magistrate. (5) On receipt of the information from the District Magistrate that the necessary bonds have been furnished the Superintendent of Jail shall release the prisoner for such period as is specified in the release warrant. (6) The Superintendent of Jail shall also immediately forward to the Officer-in-charge of the Police Station within whose jurisdiction the place or places to be visited by the prisoner is or are situated, a copy of the Warrant and the release certificate in Form E. The Officer-in-charge of the Police Station shall keep a watch on the conduct and activities of the prisoner and shall submit a report relating thereto to the Superintendent of Jail who shall forward the same to the Inspector-General. (7) The date of release as well as the date which the prisoner surrenders himself under sub-section (1) of section 8 of the Act shall be reported by the Superintendent of Jail to the Inspector-General who will inform the Government accordingly. 4. Commencement of any offence during temporary release (1) If a prisoner commits any offence during the period of his temporary release, the Officer-in-charge of the Police Station shall forthwith, and in any case later than twenty-four hours or less coming to know of the commission of the offence, send a report thereof to the Superintendent of Jail, and to the Superintendent of Police of the District. (2) On receipt of report under sub-rule (1), the Superintendent or Jail forthwith send the same to the Inspector-General for being forwarded to the Releasing Authority, who may thereafter cancel the release warrant. Warrant to be cancelled where prisoner commits an offence. Section 10(1) If any major jail offence is committed by the prisoner between the date of apprehension for release and the receipt of the warrant (or such release the prisoner shall not be released by the Superintendent without the previous approval of the Inspector-General. In case if the approval is not given by the Superintendent of Jail he shall return the release warrant to the Releasing Authority through the Inspector-General for cancellation indicating the details of the offence committed by the prisoner. The Releasing Authority may, on receipt of such report, cancel the

release warrant 6. Expenses or : third Class Railway passes for ney boil) ways to the Rai)way Slalion rearest to lthe place or destination will be issued by the Superintendent Jail if on [he report of the. Dis(riht Magistrate, lthe Stale PS hã(isiled that I lie prisoner's family cahnor bear lke expenses of his Inurnev from and 10 the prison ai'tc.r his temporary release. the (iafe or and l) Befor apl lcaav() Rules, I YoJ 329 . o!l. bc by lbe. Superinte,ndenl of Jail he hus surrender llimscl(lthe jail and of thc ; as provided jn sections 8 and 9 the Act 2i I 01 Jail Shan, on the failure of a prisoner released tern. under Aet. to burrender on due date, intitr.3tc the fact to thc 01 Police ll•c district concerned 'Ind (he of thc [h within the place jesidencg Of the •prisoner during release i:. would take necessary "lion against the accordance ptousions Of (he Aa S. Release : A prisoner ordered lo n lca.:svd shall be uansferred to llse Jail which is nearcsa during her temporucy release. She shall be that jail. 11 she so Superinten. 'toin ret'. : shall Intimate to such members 01 her family slx•eily in lil." a: oi lucr release and jail from which she is j A pj ison.-•r Who is temporarily released 9. Release • rules shai bc certifiütle an Form E. a mpy whereof shall d the jail Forieituce ul bonds and credit of unjount:. forfeited." seaion 10(1) and 10. : The forfeiture of ajnounts 01 security/surety bonds shall be regulated under the provisions of Code of Criminal Procedure, 189b. and amount so forelle s a e cre i c un er eccl t ga nunt a Ion o uttce• .or ure.. I er Jener ecs, Ines un I . Expenditure on furvs.—Section 10(1) • The expend ture on account of fares of deserving shall be mel out or the contingncies of respccxive ut•dcr Mujo/ FORM A.I Rule 3) To be suppoeu au u pn tnenbcr of clunge). Application by lthe to the Superintendent Of Jail release under section Goo-vl Conduct Prisoners' (Temporary Release) 1962 (To be filed in by prisoner or a member of his family) Central Jail District Jail No. and of prisonev F.'tite' s natnc 33) The Punjab i. •onduct Prisoners' (lernporary Release) Rules, IOLA District. .S. Reasons ror release. (Signature or thumb-impression of the applicant). DECLARATION BY THE PRISONER I hereby declare that I request to be released temporarily under section Punjab Good Conduct Prisoner' (Temporary Release) Act, 1962 and on being so released shall faithfully comply with the conditions of my release. Date Signature or thumb-impression of the prisoner. (TO bc filled in by the Superintendent or Jail) Casual/lqabitual.. NO. of previous convict'ons, if any-- 1. No. and name of Prisoners 2. Age

3. Sentencing Court 4.Period of sentence, Fine, if any. Fine realized 01' not

5. Date of sentence.Years Offence 6. Period actually sper.t in jail up to the Date or application Years Months Days 7. Remission earned: Years Months Days 8. Unexpired period. Years Months Days 9. Probable date of release, IO.. Physical and mental condition of the prisoner

11. Conduct in jail, Date or last jail offcnx.(Details or offence committed in jail are enclosed)

12. Date when parole was last granted.Date when parole lasl JCjected 13. Is the prisancr eligible for release in every respect? .14. Superintendent, Jail's recommendations, 15. Any additional remarks Entries checked with warrant. Superintendent. Cent r a! 's: u. s I Punjab (.onauet Prisoncrst (lt•tnpurary 3.31 FORM A.2 (See rule 3) (To be supplied 10 u prisoner, or any aduil member Of his family frec of charge) Application by the prisoner to the Superintendent of Jail tclase under section 4 (furlough) of the Punjab Gc»d Conduct Prisoners' (Ii:mporüy Relcxse) Act, 2 3 4. (To bc filled io tb' prisotvr a rue-mtEr his family) Central Jail Jail Ne. and name or Prisono Fathers' name. Nast e Residence, Village/Mohallah or TOMI Police Station. District. -s. Reasorus tor release (Signature or thumb-impression of the prisoner) DECLAMTION BY THE PRISONER hereby declare that desire to be released temporarily under seÄion 4 of lthe Pun- jab Good Conduct Prisoners' (Temporary Release) Act, 1962 and on being so released shall faith(ulb' comply with the conditions of my releag. Date. SiBtature or thumb-impression Of the prisoner. (To be filled in by the Syperintendent of Jail) CasualHabitual,, No. of previous if any•• I. No and name of Prisoners 2. Age, 3. Sentencing Court

4. Period of sentence.Fine, if any Fine realized or not. S. Date of sentenec Years Offence u. Period actually in jail up to the Date application Months Days 7. Remission earned, Years Months Days 8. Unexpired period. Years Months Days 9. P ro dale or l elease Nlltnt)cr consecutnv onduct P! Isnnejs• (li-•lilporitry A (j C.Rs. calmed Conduct in jmi 11. Dalc or last jau offence. 12. 13. 14. 15. (lkails of offence committed in jail arc enclosed). Date when furlough was last granted. Date on which furlough was last rejected. Is (he prisoner eligible for released in every respect? Superintndent, Jail's recommendations Any additional remarks, Dated. 19 Entries checked with warrant Central Jail District Reconfmendations the 01 Prisons, Punjab. FORM 'B' (See rule 3) Warrant for tetnporary release of prisoners under sections 3 or 4 of the Pu njab Good Conduct Pdsoners' (Temporary Rel(nse) Act, 1962 Whereas (Name and description of

he. has been dilllloci.sc.d visit.- 4 He shall keep and ain good behasnou tiuring of Ins porary relcasc. S If in (he opir:€nt the Releasing Ailihori:y il mas cancel his breach el any L',rect adnuSSION 10 jail Cerlified i ila{ •occified rn the above order or r. •lcasc Oeen read •ovel and exp:ained the prisoner narned in satd ord. •r and [hat hc hag acknowledged (hat hc understands and accepts lhe as the condit !ons under which he is lo be released be.rnre the expiry Of the of his scnlcnce. i believe that the understands and acu:pts lhe,m, Signature Superintendent Date of tentporary release ot the prisoner on parole/rurlough Dated Copy forswarded lo (1) The Of Police (2) S.H.O., Police and necessary action. Distric* [or ll)lormation Superintendent, Jail, PUNJAB GOVT GAZ. , OCT. 3, 2003 (ASVN , GOVERNMENT OF PUNJAB DEPARTMENT OF HOME AFFAIRS AND (JAILS DRÅNOH) Notification Tho 23rd September, 2003 No. G.S.R. 50/P.Å. 11/62/S. of the powers conferred by Section IO Of tho Punjab Good Conduct prisoners (Temporary Release) Act, 1962 (Punjab Act No. 11 Of 1962), and all other powers enabling him in this behalf, the Governor of Punjab is pleased to make the folbwiug rules further to amend the Punjab Good daduct Prisoners (Temporary Release) Rules, 1963, namely;— RULES 1. These Rules may be called the Punjab Good Conduct Prisonors (Temporary Release) (First Amendment) Rules, 2003

2. In the Punjab Good Conduct Prisoners (Temporary Release) Rulesa 1963, in ralc 3, in sub-rule (i) at the end, for sign substituted ; and.the sign shall be (ii) the following proviso shall be edded, namely • 'Provided that no such application shali be processed by the Superintendent of Jail, unless the prisoner had his coavi n,tioz atleast good for four months in Jail.". S. K. SINHA. Principal Secyetary to coevera»wnt o: Punjab, Department of Home Affalrs and Justice. PUNJAB GOVT. GAZ. (EXTRA), JULY 4,201: (ASAR 13, 1935 SAKA) PART 111 GOVERNMENT OF PUNJAB DEPARTMENT OF HOMB AFFAIRS AND JUSTICE' NOTIFICATION The 1stJuiy, 2013 No. exercise of the powers confernd by section IO of the Punjab Good Conduct prisoners' (Temporary Realse). Act, 1962 (Punjab Act No. 11 of 1962), and all other powets enabling him in this bchplf, the Govemor of Punjab is pleased to make the folloying ntles ftrther to amend the Punj4b Good Conduct PrisonerS (Temproary Release) Rules, 1963, namely:- RULES (1) These rules may be called the Punjab Good Conduct Prisoners' i. (Temporary Release) Amendment Rules, 2013. (2) They shall come into force on and with effect from the date oftheir publication in•the Official Gazette

2. InthePunjab Good Conduci Prisoners' (Temporary Release) Rules, 1963, in rule 3 in sub-rule (3),-
(i) for the word and sign "respectively:•", the word .and sign "respectively:" shall bc substituted; and
 (ii) inthcproviso, forthewords "not exceed twenty thousand rupees in each case", the words "shall neither exceed rupees two lac nor it shall be less than mpees fifty thousand in any case, subject, however, to the satisfactiqn ofthe competent authority in each case" shall be substituted. D.S. BAINS, Principal Secretary to Government of Punjab, Department of Home Affairs and Justice. 0262/07-2013/Pb. Govt. Press, S.A.S. Nagar