

GOVERNMENT OF INDIA
MINISTRY OF HOME AFFAIRS

RAJYA SABHA
UNSTARRED QUESTION NO. 676

TO BE ANSWERED ON THE 29TH APRIL, 2015/VAISAKHA 9, 1937 (SAKA)

NHRC GUIDELINES REGARDING PERSONS LANGUISHING IN JAILS

676. SHRI RAJKUMAR DHOOT:

Will the Minister of HOME AFFAIRS be pleased to state:

- (a) whether National Human Rights Commission (NHRC) has issued guidelines regarding persons languishing in jails and about their release;
- (b) if so, the details thereof; and
- (c) how many jail inmates have so far been released from jails in Maharashtra and rest of the country under these guidelines of NHRC, the State and UT-wise details thereof?

ANSWER

MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS
(SHRI HARIBHAI PARATHIBHAI CHAUDHARY)

(a) & (b): Procedures/guidelines of premature Release of Prisoners was issued by the NHRC on 8.11.1999 to the States/UTs. Further to the guidelines dated 8.11.1999, modified procedures/guidelines on Premature Release of Prisoners were issued by NHRC on 26.9.2003 mentioning the eligibility for premature release. NHRC had also issued instructions to the States/UTs on 11.9.1996 and 7.2.2000 to safeguard the rights of mentally ill persons languishing in prisons.

(c): 'Prison' is a State subject under Entry 4 of List II of the Seventh Schedule to the Constitution and Prison Administration is primarily, the responsibility of the State Governments/UT administrations. Data is not maintained centrally in this regard.
