

**GOVERNMENT OF INDIA  
MINISTRY OF HOME AFFAIRS  
RAJYA SABHA  
UNSTARRED QUESTION NO. 1943**

**TO BE ANSWERED ON THE 10<sup>th</sup> JULY, 2019/ ASHADHA 19, 1941 (SAKA)**

**DETENTION OF FOREIGN NATIONALS**

**1943. SHRI HUSAIN DALWAI:**

**Will the Minister of HOME AFFAIRS be pleased to state :**

**(a) the State-wise details of detention centres where foreign nationals who have completed their sentence are detained pending their repatriation, along with number of such persons detained in such centres;**

**(b) the State-wise details of number of persons detained in these detention centres whose nationalities have not yet been confirmed by their embassies/consulates;**

**(c) the details of oversight mechanisms to oversee conditions within these detention centres, if present, if not, reasons therefor; and**

**(d) the details of measures taken to address the concerns of mentally-ill foreign national prisoners, who remain indefinitely detained in these detention centres, if present, if not, the reasons therefor?**

**ANSWER**

**MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS  
(SHRI NITYANAND RAI)**

**(a) & (b) The powers of the Central Government under The Foreigners Act, 1946 to detect, detain and deport illegal migrants have been entrusted to State Governments under Article 258 (1) of the Constitution of India. States are required to keep the illegal migrants in detention centres pending their nationality verification and subsequent deportation. Number of detention centres set up by the State Governments/ Union Territories Administrations and number of foreign nationals detained in these detention centres is not centrally maintained.**

**(c) & (d) The Central Government has circulated a Model Detention Centre/Holding Centre Manual to all the State Governments/Union Territories Administrations on 9.1.2019 reiterating various instructions issued by the Ministry of Home Affairs from time-to-time with regard to setting up of detention centres. The Model Detention Centre Manual, inter alia, prescribes the amenities to be provided in the Detention Centres including the medical facilities.**

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