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OFFICE OF THE DIRECTOR GENERAL OF PRISONS  
PRISONS HEAD QUARTER NEAR LAJWANTI GARDEN CHOWK  
CENTRAL JAIL TIHAR, NEW DELHI-110064

No.F.10( 42 )/CJ/Legal/RajyaSabha/2019/ Dated 04.12.2019.

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To,

**Sh. Arun Sobti**  
Deputy Secretary to the Govt. of India  
Major Dhyan Chand National Stadium  
2<sup>nd</sup> Floor, CS Division, India Gate,  
New Delhi

**Sub: Rajya Sabha starred/unstarred question Dy. No.S2212 for reply on 04.12.2019 regarding "Undertrial prisoners in the country"**  
Sir,

Please find enclosed herewith reply to above-mentioned Rajya Sabha starred/unstarred question Diary no.S2212 in connection to Delhi Prisons, GNCT of Delhi for kind information and further necessary action at your end please.

Yours faithfully

**Encl:** As above.

  
**Superintendent-I, PHQ**  
Prisons Headquarter, Tihar  
New Delhi

Copy for information to:

1. The Dy. Secretary Home (Jail), GNCTD, 5<sup>th</sup> Level, 'C' Wing, Delhi Sectt. New Delhi.

**RAJYA SABHA STARRED/UNSTARRED QUESTION DY. NO.S2212 FOR REPLY ON 04.12.2019 REGARDING "UNDERTRIAL PRISONERS IN THE COUNTRY"**

S.No.	Question	S.No.	Answer																																																						
(a)	The details of number of prisons in the country and their total capacity	(a)	<p>There are 16 Central Jails in Delhi Prisons. The details of the jails and their sanctioned capacity is as under:</p> <table border="1"> <thead> <tr> <th>Jail</th> <th>Sanctioned Capacity</th> <th>Population as on 02.12.2019</th> </tr> </thead> <tbody> <tr><td>CJ-1, Tihar</td><td>565</td><td>2335</td></tr> <tr><td>CJ-2, Tihar</td><td>455</td><td>862</td></tr> <tr><td>CJ-3, Tihar</td><td>740</td><td>2307</td></tr> <tr><td>CJ-4, Tihar</td><td>740</td><td>2953</td></tr> <tr><td>CJ-5, Tihar</td><td>750</td><td>1073</td></tr> <tr><td>CJ-6, Tihar</td><td>400</td><td>398</td></tr> <tr><td>CJ-7, Tihar</td><td>350</td><td>701</td></tr> <tr><td>CJ-8, Tihar</td><td>600</td><td>982</td></tr> <tr><td>CJ-9, Tihar</td><td>600</td><td>990</td></tr> <tr><td>CJ-10, Rohini</td><td>1050</td><td>1873</td></tr> <tr><td>CJ-11, Mandoli</td><td>700</td><td>629</td></tr> <tr><td>CJ-12, Mandoli</td><td>980</td><td>1003</td></tr> <tr><td>CJ-13, Mandoli</td><td>980</td><td>1150</td></tr> <tr><td>CJ-14, Mandoli</td><td>588</td><td>571</td></tr> <tr><td>CJ-15, Mandoli</td><td>280</td><td>141</td></tr> <tr><td>CJ-16, Mandoli</td><td>248</td><td>253</td></tr> <tr><td><b>Total</b></td><td><b>10026</b></td><td><b>18221</b></td></tr> </tbody> </table>	Jail	Sanctioned Capacity	Population as on 02.12.2019	CJ-1, Tihar	565	2335	CJ-2, Tihar	455	862	CJ-3, Tihar	740	2307	CJ-4, Tihar	740	2953	CJ-5, Tihar	750	1073	CJ-6, Tihar	400	398	CJ-7, Tihar	350	701	CJ-8, Tihar	600	982	CJ-9, Tihar	600	990	CJ-10, Rohini	1050	1873	CJ-11, Mandoli	700	629	CJ-12, Mandoli	980	1003	CJ-13, Mandoli	980	1150	CJ-14, Mandoli	588	571	CJ-15, Mandoli	280	141	CJ-16, Mandoli	248	253	<b>Total</b>	<b>10026</b>	<b>18221</b>
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(b)	What has been the average percentage of undertrial prisoners to total number of prisoners over the last three years;	(b)	<p>The percentage of undertrial prisoners in Delhi Prison during the last three years is as under:</p> <p>As on 31.12.2016 : 77.83%</p> <p>As on 31.12.2017 : 80.89%</p> <p>As on 31.12.2018 : 80.72%</p>																																																						
(c)	What proportion of undertrial prisoners have been convicted on an average over the last three years	(c)	Govt. may reply.																																																						
(d)	What reforms are being undertaken by Government to ensure expeditious delivery of justices to under trial prisoners?	(d)	<p>Steps taken by the Govt. for speedy justice and legal assistance are as under:</p> <ul style="list-style-type: none"> <li>• There is timely production of under trials before the courts so that trial is not prolonged because of non-attendance of the prisoners.</li> <li>• Use of Plea Bargaining method. Section 265 A of the Cr.P.C. speaks about Plea Bargaining between the accused, victim and Prosecution. Plea Bargaining Courts are being regularly held at District Court level for fast disposal of cases.</li> <li>• Lok Adalats/ Special courts are being regularly organized at Tihar Court Complex for disposal of minor offences where the under trial is ready to confess his crime before the Magistrate. This court is held on every 3<sup>rd</sup> Saturday. Till date <b>217</b> Special Courts have been organized and cases of <b>6285</b> prisoners have been settled.</li> </ul>																																																						



		<ul style="list-style-type: none"> <li>• Constitution of Undertrial Review Committee. UTRC have been constituted in all 11 districts of Delhi state in compliance of direction of Hon'ble Supreme Court of India dated 24 April 2015. These committees review the cases of under trials who are unable to furnish surety after being granted bail by the court and of those accused of compoundable offences, UTPs covered under Section 107, 108, 109, 151, 436, 436A, 437 &amp; 437(6) Cr.P.C and UTPs who are sick or infirm and require specialized medical treatment, UTPs who are imprisoned for offences which carry a maximum punishment of 2 years, Women under trial prisoners who are not accused of serious offences may be considered for release on bail under S.437, CrPC and UTPs who are first time offenders between the ages 19 and 21 years and in custody for the offence punishable with less than 7 years of imprisonment and have suffered at least 1/4th of the maximum sentence possible.</li> <li>➤ In 2018, 44 meetings of UTRC were held in which 1016 case of under trial prisoners were recommended for granting bail and 290 under trials were released.</li> <li>➤ In 2019 (upto September 2019), 77 meetings of UTRC were held in which 1333 cases of under trial prisoners were recommended for granting bail and 257 under trials were released. Regular sharing of data for under trial prisoners in reference to their bail orders and appeal pending with Session Courts &amp; High Court for speedy review and disposal.</li> <li>• Free Legal Aid Cell is functioning in each jail of Delhi Prison, where Counsels appointed by DSLSA and DHCLSC provided free legal aid to the needy prisoners. As and when any prisoner wishes for speedy trail of his case then the application of the same moved before the concerned court through Counsels appointed by DSLSA and DHCLSC.</li> <li>• Video Conferencing: Video Conferencing facilities have been provided in the jails for the extension of Judicial Remand of prisoners/trial of high risk prisoners. Further, legal aid facilities are being provided to the prisoners through the medium of video conferencing.</li> </ul>
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