[Directions issued by Hon’ble Apex Court in **Re- Inhuman Conditions In 1382 Prisons, Writ Petition (Civil) No. 406 Of 2013** by its order dated 15.09.2017]

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **S. No.** | **Essential Services** |  | **Sub Heads** | **Report/Comments/ Remarks** |
| 1. | **Hygiene:** |  | Insecticide spray |  |
|  | Toilets and bathroom |  |
|  | Sewerage condition |  |
|  | Drains choking or clear drains |  |
|  | Foul Smell |  |
|  | Toiletries, soap, pastes etc. |  |
|  | Overflow |  |
| viii. | Other Note-worthy feature |  |
| 2. | **Cleanliness:** |  | Garbage collection |  |
|  | Garbage segregation |  |
|  | Barracks generally |  |
|  | Visitors Room |  |
|  | Leaking taps |  |
|  | Kitchen and cooking area |  |
|  | Canteens |  |
|  | Corridors |  |
|  | Open Areas |  |
| 3. | **Health:** |  | Washing of clothes |  |
|  | Washing of blankets |  |
|  | Washing sheets |  |
|  | Safe drinking water |  |
|  | Size of cells and barracks |  |
|  | Ventilation |  |
|  | Lighting (natural & artificial) |  |
| 4. | **Medical Facility:**  **Note:**-The study team has to examine the incoming & outgoing registers to check how long do the doctors stay in the Jail Dispensary/ hospital. Actual facts shall be mentioned in the study report. The study team should interact with the inmates to examine the quality & effectiveness of the medical facility. |  | Availability of Doctor |  |
|  | Availability of Medicine/ expiry date |  |
|  | Special patients-HIV, TB etc. |  |
|  | Availability of **Para Medical Staff** and **Nursing Staff**. |  |
|  | Medical Record on Computer Also |  |
|  | Regular Visits of Specialists, ENT., Skin, Dental, Eye, T.B. etc. |  |
|  | Ambulance, Stretchers |  |
|  | Mental health Issues. |  |
|  | Physically handicapped |  |
|  | Dispensary for minor problems (headache, minor injury etc.) |  |
|  | Whether Gynecologists and psychiatrists are visiting the Women Jail regularly? |  |
| **5.** | **Unnatural Death:**  **If any unnatural death is caused in the jail. Examine the reasons for it i.e. there may be many reasons behind it such as** Recent excessive drinking and/or use of drugs, Recent loss of stabilizing resources, Severe guilt or shame over the offence, Same-sex rape, Current mental illness, Poor health or terminal illness, Approaching an emotional breaking point etc. |  | Whether any unnatural death is caused in the jail during the period 01.01.2012 to till date of study. If yes, number of such deaths? |  |
|  | The reasons behind unnatural deaths? |  |
|  | Whether the atmosphere of Jail is such which is conducive for committing suicides? |  |
|  | Whether Judicial inquiry was conducted in such unnatural deaths ? |  |
|  | Whether the jail authorities informed the Judicial Magistrate timely regarding unnatural death in the jail?  If not, the reasons thereof? |  |
|  | What steps have been made to stop prisoners from committing suicides? |  |
|  | Whether the inmates have been identified who are prone to commit suicide? If yes, specify the names & number of such inmates. What step has been taken to normalize them? |  |
| viii. | Any other noteworthy fact? |  |
| 6. | **Compliance of**  **Directions of Central & State Government.** | i | Whether directions issued by the Central & State Government, issued from time to time, are being followed strictly? |  |
| ii | Whether the copies of (i) **the Model Prison Manual**, (ii) **the monograph prepared by the NHRC entitled “Suicide in Prison - prevention strategy and implication from human rights and legal points of view”**, (iii) **the communications sent by the NHRC referred to above**, (iv) **the compendium of advisories issued by the Ministry of Home Affairs to the State Governments**, (v) **the Nelson Mandela Rules** and (vi) **the Guidelines on Investigating Deaths in Custody issued by the International Committee of the Red Cross to the Director General or Inspector General of Police (as the case may be) in charge of prisons in every State and Union Territory,** are available in the Jail ? |  |
|  |  | iii. | Whether the higher Jail Officers have studied these documents? Please examine the knowledge. |  |
| iv. | Whether these directions are being followed in letter & spirit? If not, reasons thereof, If yes, Please describe in detail on separate sheet. |  |
| 7. | **Food:**  **Note:** The study team has to examine the food quality themselves. Actual facts shall be mentioned in the study report. The study team should interact with the inmates to examine the quality & quantity of Food. |  | Nutrition |  |
|  | Quality |  |
|  | Quantity |  |
|  | Fresh and hot |  |
|  | Variety |  |
|  | Dietary requirements |  |
|  | Quality & cleanliness of utensils |  |
|  | Quality of food for children of women inmates as per their requirements |  |
| 8. | **Infrastructure Facilities:**  **Note:**-The study team is directed to examine the jail as per directions issued by Hon’ble Rajasthan High Court in D.B. CIVIL WRIT PETITION (PIL) NO. 2808/2012  Titled **Suo Motu v. The State of Raj.** by its order **dated 27.01.2017** in addition to above judgment of Hon’ble Apex Court. |  | Common Room |  |
|  | Library |  |
|  | Showers and taps |  |
|  | Washbasins |  |
|  | Overhead tanks cleanliness |  |
|  | Rain water harvesting |  |
|  | Emergency bell |  |
|  | Seepages from roofs of Rooms |  |
|  | Television sets |  |
|  | Wall clocks |  |
|  | Renovations |  |
|  | General Sanitation systems |  |
|  | Ceiling and exhaust fans |  |
|  | Whether sufficient number of toilets is constructed in the jail? |  |
|  | Whether sufficient numbers of bath-rooms are constructed in jail? |  |
|  | Whether lockers and shelves are provided to the prisoners in the jails to place their belonging? |  |
| 9. | **Environment:** |  | Greenery – upkeep and  Additions |  |
| 10. | **Vocational**  **Training:** | i. | Basic education |  |
| ii. | Tailoring |  |
| iii. | Plumbing |  |
| iv. | Painting |  |
| v | Handicrafts |  |
| vi. | Carpentry |  |
| vii. | Distance education |  |
| viii. | Indoor games |  |
| ix. | Outdoor games and activities |  |
| x. | Schooling and other facilities for children of women inmates |  |
| xi. | Composting |  |
| xii. | Beauty Parlor |  |
| xiii. | Crèche |  |
| xiv. | Embroidery |  |
| xv. | Sarva Shiksha Abhiyan |  |
| xvi. | Other vocational training. |  |
| xv. | Whether payment is made timely to all the inmates for their services/ production etc.? |  |
| 11  . | **Cultural & Recreational activities:**  **Note:** These activities may contribute a lot to change the mindset of the inmates. These activities may stop some prisoners from committing suicide. These activities should be conducted regularly. |  | Mediation |  |
|  | Yoga |  |
|  | Festivals |  |
|  | Plays and Drama |  |
|  | Spiritual upliftment |  |
|  | Counseling |  |
|  | Drug de addition |  |
|  | Sports and gaming activities |  |
|  | Showing of movie in the jail |  |
|  | Other activity to improve the mental health of inmates. |  |
| 12. | **Timely Payment of dues of inmates** | i. | Whether all the inmates are being paid timely for their services which they have provided in the Jail? |  |
| ii. | Whether all the inmates have their account in nationalized bank so that they may conduct transaction? |  |
| 13. | **Legal Aid:**  **Note:**-The study team has to examine the incoming & outgoing registers to check how long do the Awareness teams/ Para Legal Volunteers/ Panel Advocates/ FTS etc. stay in the Jail. Actual facts shall be mentioned in the study report. The study team should interact with the inmates to examine the quality & effectiveness of the Legal Aid. |  | Whether Legal Awareness Teams are visiting Jail regularly as per directions of RSLSA. Examine their effectiveness. |  |
|  | Whether Legal Aid Clinic is being run in the Jail. Examine its effectiveness. |  |
|  | Whether Legal Aid is being provided to all the eligible inmates. How much is it effective? |  |
|  | Whether documents are being supplied to all the eligible persons ? |  |
|  | Segregation of under simple offenders from habitual offenders. |  |
|  | Legal Awareness camp/legal literacy camp. |  |
|  | Bail petitions being attended |  |
|  | Review of persons unable to furnish bonds etc. (under provision of Section 436 Cr.P.C.) |  |
|  | Condition of legal aid room and facilities provided. |  |
|  | Whether Para Legal Volunteers are working effectively to redress the grievances of the inmates? Examine. |  |
|  | Whether there is any accused, whom legal add is not being provided in spite of his application & eligibility? |  |
|  | Whether Legal Aid Advocates are discharging their duties effectively & communicating with their client regularly? |  |
|  | Whether there is any accused who is entitled to be released on bail but has not be enlarged on bail due to any reasons. If yes, please give detail. |  |
|  | Whether there is any accused, who has undergone maximum punishment prescribed for the crime & is still in the jail on the date of study? If yes, please give detail. |  |
|  | Whether there is any accused, who has undergone, half of the maximum punishment? If yes, please give detail. |  |
|  | Whether any inmate is unable to file jail appeal due to financial reasons? If yes, give detail. Please attaché separate sheet, if necessary. |  |
|  | Any other noteworthy information? |  |
| 14. | **Communication with Outside world.**  [Rules 58 to 63 of Nelson Mandela Rules]:- This would substantially reduce the feeling of isolation that a prisoner has and would have an impact on his or her mental stability thereby reducing the possibility of any harmful activity by the prisoner. | 1. i. | Whether the prisoners are entitled to communicate with their family members & friends on regular basis? |  |
| 1. ii. | What meeting time is allowed to family members and outsiders to meet with the prisoner? |  |
|  | Whether the inmates are permitted to communicate and consult with Legal Advisor. |  |
| 1. iii. | Whether the prisoner is allowed to speak to his family members on telephone? |  |
|  | Whether the prisoners have access to study newspapers, periodicals or other publication. |  |
| 1. iv. | Whether the prisoners can watch national news on DD National? |  |
| 15. | **Complaints:** | i. | Availability of complaint box. |  |
| ii | Whether the complaint redressal system is working effective? |  |
| 16. | **Jail Population:** | i. | Registered capacity of the jail? |  |
| ii. | Population on the date of jail study? |  |
| iii. | Number of convicts on the date of jail study? |  |
| iv. | Number of under trails on the date of jail study? |  |
| 17. | **Open Jail** | i. | Whether any open jail is constructed in the District. If yes, give detail? |  |
| ii. | How may accused have been sent to open jail? |  |
| iii. | Whether the open jail is working well as per provision of the law? |  |
| iv. | Any other relevant information regarding the functioning system, practical working and success of open jail? |  |
| v. | Any other information regarding open jail system? |  |
| 18. | **Parole** |  | How many applications are pending regarding parole on the date of study? |  |
|  | How much time is taken to dispose of parole application normally? |  |
|  | Whether proper security is being taken before releasing the accused on parole? |  |
|  | Whether the accused are informed well in time regarding the result on their parole application? |  |
|  | How many applications of parole have been decided during the last six months from the date of study? |  |
|  | Any other important information regarding parole system? |  |
| **19.** | **Library Facility** |  | Whether public library is established in the jail for all the inmates? |  |
|  | If yes, sufficient numbers of books are available in the library? |  |
|  | Whether books are available on different subject ? |  |
|  | Whether religious books are available in the library? |  |
|  | Whether inmates may avail this facility easily? |  |
|  | Whether the inmates are encouraged to avail the facility of library? |  |
| 20. | **Literacy & Education** | i. | Whether the desiring inmates are provided facility to continue their further study through correspondence course? If yes, please give detail. |  |
| ii. | Whether literacy mission is working in jail? If yes, how many illiterate inmates have been given the basic knowledge of hind in devnagri script? |  |
| iii. | Whether any teacher is coming in the jail to impart education? |  |
| 21. | **Bedding, Blankets, Cloths etc.** | i. | Whether sufficient numbers of bedding, mats, bed-sheets, blankets are available in the jai to cater the need of inmates? |  |
| ii. | Whether these items are in the good condition? |  |
| iii. | Whether these items are washed regularly? |  |
| 22. | **Video conferencing facility** | i. | Whether video conferencing facility is available in the jail. |  |
| ii. | Whether this facility is effective & functional? |  |
| iii. | Whether the accused whose charge-sheet not has been filed in the court, are being produced via V.C. system? |  |
| 23. | **Constitution of Visitors’ Board**  [Rule 7, Part XXIII of the Rajasthan Prison Rules, 1951] | i. | Whether visitors board has been constituted as per direction of Hon’ble Rajasthan High Court passed in D.B. CIVIL WRIT PETITION (PIL) No. 2808/2012  Titled **Suo Motu v. The State of Raj.** by its order **dated 27.01.2017 ?** Give detail. |  |
| ii. | Whether visitors’ board visits the jail regularly? Give detail. |  |
| 24. | **Study by District & Sessions Judges/ District Collector** | i | Whether the District & Sessions Judges are visiting the jail regularly? Give detail. |  |
| ii | Whether District Collectors / Additional District Collectors are visiting and inspecting the Central Jails / Mahila Jails/District Jails / Sub Jails situated in their area once in a month as per directions issued by Hon’ble Rajasthan High Court in D.B. CIVIL WRIT PETITION (PIL) No. 2808/2012  Titled **Suo Motu v. The State of Raj.** by its order **dated 27.01.2017 ?** Give detail? |  |
| **25.** | **CCTV Cameras** | i | Whether CCTV Cameras have been installed at strategic locations in & outside the Central Jails? |  |
| ii | If yes, whether these CCTV Cameras are in working condition? |  |
| **26.** | **4G network jammers** | i | Whether 4G network jammers have been installed in the jail? |  |
| ii | If yes, whether these jammers are in working condition? |  |
| **27.** | **Sanctioned, posted & vacant posts.** | i | How many posts of different categories have been sanctioned? |  |
| ii | How many posts of different categories are filled up? |  |
| iii | How many posts of different categories are lying vacant in the jail at the time of study? |  |
| iv | What steps have been taken to fill up vacant posts? |  |
| **28.** | **Segregation of under trial prisoners from convicted prisoners** | i | Whether the under-trial prisoners are segregated from convicted prisoners? If yes, give detail. |  |
| ii | If not, reasons thereof? |  |
| 29. | **Any other noteworthy**  **Fact** | i | The study team is free to mention any other noteworthy fact. |  |