

GOVERNMENT OF INDIA  
MINISTRY OF HOME AFFAIRS

RAJYA SABHA  
UNSTARRED QUESTION NO. 1509

TO BE ANSWERED ON THE 11<sup>TH</sup> MARCH, 2015/PHALGUNA 20, 1936 (SAKA)

INCIDENCES OF RAPE, TORTURE AND DEATH IN PRISONS

1509. SHRI VIVEK GUPTA:

Will the Minister of HOME AFFAIRS be pleased to state:

- (a) whether there are increasing instances of human rights violation in prisons including torture, rapes, molestation and death;
- (b) whether it is a fact that some perpetrators are from the police forces and prison authorities;
- (c) if so, the number of such cases where the perpetrators have been amongst the aforementioned and amongst inmates; and
- (d) the State-wise details of the number of victims over the past three years, including the current year, for each crime along with the number of such cases reported and the action taken, if any against the accused?

ANSWER

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

(a) As informed by the National Human Rights Commission (NHRC), there is a decreasing trend in the number of cases registered by them regarding alleged human rights violation in prisons during the last three years and the current year upto 31.01.2015. Cases registered by NHRC under the Custodial death(Judicial) have shown an increasing trend in this period. One case of custodial rape(judicial) was registered by NHRC in the current year. A statement indicating the total number of cases registered by NHRC regarding alleged violation of human rights including intimations received about rape and death in custody in prison during the last three years and current year upto 31.01.2015, State-wise, is at Annexure.

b) to (d) –“Police” & “Prisons” are State subjects as per Seventh Schedule of the Constitution of India. Data regarding perpetrators from police forces, prison authorities and inmates as well as the State-wise and Crime-wise number of victims, the number of such cases reported and action taken against the accused are not maintained centrally.

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**Statement Showing Statewise Total No. of Cases Registered by NHRC about alleged Violation of Human Rights in Jail during the last three years and the current year upto 31-1-2015**  
**Incident Head JAIL (Inc. Code 300-318), Custodial Death (Judicial) (Inc. Code 301) and Custodial Rape (Judicial) (Inc. Code 302)**

**Annexure**  
**Lok Sabha Unstarred Question No.1509**  
**due for answer on 011-03-2015**

SrNo	State/UT Name	01/04/2011 to 31/03/2012			01/04/2012 to 31/03/2013			01/04/2013 to 31/03/2014			01/04/2014 to 31/01/2015		
		Cases Registered			Cases Registered			Cases Registered			Cases Registered		
		Inc. Code 300-318	Inc. Code 301	Inc. Code 302	Inc. Code 300-318	Inc. Code 301	Inc. Code 302	Inc. Code 300-318	Inc. Code 301	Inc. Code 302	Inc. Code 300-318	Inc. Code 301	Inc. Code 302
1	ANDHRA PRADESH	52	46	0	66	56	0	76	71	0	39	38	0
2	ARUNACHAL PRADESH	2	2	0	1	1	0	2	2	0	6	4	1
3	ASSAM	24	20	0	24	21	0	22	14	0	23	17	0
4	BIHAR	162	95	0	200	112	0	154	93	0	142	103	0
5	GOA	3	1	0	7	2	0	4	2	0	3	2	0
6	GUJARAT	68	53	0	74	51	0	69	47	0	55	37	0
7	HARYANA	141	49	0	169	62	0	149	48	0	104	35	0
8	HIMACHAL PRADESH	13	7	0	13	6	0	7	3	0	3	1	0
9	JAMMU & KASHMIR	7	3	0	9	5	0	13	6	0	6	1	0
10	KARNATAKA	613	13	0	16	5	0	13	2	0	22	8	0
11	KERALA	47	37	0	56	45	0	60	50	0	16	16	0
12	MADHYA PRADESH	120	86	0	154	104	0	141	117	0	124	105	0
13	MAHARASHTRA	115	95	0	115	96	0	145	99	0	115	92	0
14	MANIPUR	3	1	0	2	1	0	1	0	0	2	1	0
15	MEGHALAYA	4	1	0	1	1	0	6	2	0	11	2	0
16	MIZORAM	0	0	0	3	2	0	0	0	0	3	3	0
17	NAGALAND	2	0	0	4	3	0	3	3	0	7	7	0
18	ODISHA	65	33	0	77	47	0	76	48	0	91	44	0
19	PUNJAB	155	115	0	166	117	0	218	171	0	217	189	0
20	RAJASTHAN	108	70	0	125	82	0	128	65	0	69	45	0
21	SIKKIM	0	0	0	0	0	0	3	3	0	0	0	0
22	TAMIL NADU	74	58	0	90	67	0	91	70	0	46	38	0
23	TRIPURA	4	2	0	4	3	0	5	5	0	4	4	0
24	UTTAR PRADESH	714	260	0	801	377	0	707	347	0	579	268	0
25	WEST BENGAL	110	89	0	116	93	0	105	97	0	98	86	0
26	ANDAMAN & NICOBAR	11	4	0	3	1	0	2	1	0	3	2	0
27	CHANDIGARH	7	4	0	2	2	0	10	2	0	5	1	0
28	DADRA & NAGAR HAVELI	0	0	0	0	0	0	0	0	0	1	1	0
29	DAMAN & DIU	1	1	0	0	0	0	0	0	0	0	0	0
30	DELHI	113	27	0	130	20	0	140	36	0	121	36	0
31	LAKSHADWEEP	0	0	0	0	0	0	1	0	0	0	0	0
32	PUDUCHERRY	0	0	0	3	2	0	4	0	0	3	1	0
33	CHHATTISGARH	83	41	0	127	76	0	75	56	0	53	43	0
34	JHARKHAND	92	46	0	87	52	0	62	51	0	58	40	0
35	UTTARAKHAND	36	12	0	37	15	0	33	15	0	31	13	0
36	TELANGANA	42	31	0	38	30	0	60	51	0	48	44	0
	GRAND TOTAL	2991	1302	0	2720	1557	0	2585	1577	0	2108	1327	1

Note:- Incident Code 300-318 include all complaints/intimations about violation of Human Rights in Jail.

Incident Code 301 pertains to intimations about deaths in Jail. Incident Code 302 pertains to intimations about rape in custody.