IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

SUO MOTO WRIT PETITION (C) No. 1 OF 2020

IN THE MATTER OF:

IN RE: Contagion of Covid-19 Virus in Prisons

IN THE MATTER OF:

Sachin Yadav Intervenor/Applicant

COUNTER AFFIDAVIT FILED ON BEHALF OF STATE OF UTTAR PRADESH IN COMPLIANCE OF ORDER DATED 1.6.2021

I, Alok Singh son of Late Shri Bheem Singh aged about 54 years, is working on the post of Superintendent of Jail, District Jail Ghaziabad, Uttar Pradesh, do hereby solemnly affirm and state on oath as under:

1. I am working on the post of Superintendent of Jail, District Jail Ghaziabad, Uttar Pradesh. I have been authorized by State Government to file this affidavit on behalf of the State Government. I am competent to file this Counter Affidavit. I am well conversant with the facts and circumstances of the case being stated hereinafter as gathered from the records of the case.

The present affidavit is being filed in compliance of order dated 1.6.2021 passed by the Hon'ble Court in I.A.No.63602 of 2021 filed by Sachin Yadav.

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3. It is pertinent to mention that on behalf of the State of Uttar Pradesh an affidavit was submitted before this Hon'ble Court in compliance of orders dated 23.3.2020 and 7.4.2020, hereinafter referred to as the 'First Affidavit'. In this affidavit it was stated that a High Power Committee comprising of Senior Judge at Lucknow Bench of the Hon'ble Allahabad High Court, Shri Avanish Awasthi, Additional Chief Secretary (Home & Jails) Government of U.P. and Shri Anand Kumar, IPS, Director General Prisons, U.P.

4. The High Powered Committee issued following directions: -

(i) Classified prisoners into three categories viz. (A) convicts, (B) under trial prisoners and (C) Juveniles in conflict with law

(ii) Laid down criteria for release of the prisoners of each category.

(iii) The "Under Trial Review Committee" contemplated by the Hon'ble Supreme Court in Re Inhuman Conditions in 1382 prisons, (2016) 3 SCC 700 shall meet every week and take decision in consultation with the concerned District Authorities as per the said judgment.

(iv) Under trail prisoners facing criminal cases in which maximum sentence is 7 years, whose bail applications have already been rejected by the Sessions Court and pending before the Hon'ble High Court be also released.

(v) It was clarified that the term "Under Trial Prisoners" shall include both types of prisoners who are in judicial custody under Sections 167 and 309 of the Cr.P.C.

(vi) The Sessions/Additional Sessions Judge while considering interim bail application of under trial prisoner may keep in

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mind that the offence should not relates to Terrorist activities, organize crime detrimental to national interest.

(vii) Convicted prisoners detained in jail belonging to other States, if release on parole would face difficulties to reach their native place and therefore such type of convicted persons may not be released on parole henceforth.

5. It was also stated in the affidavit that upto 11.04.2020 the State Government has released a total of 12873 prisoners on parole for a period of 8 weeks from various prisons across the State.

6. It was also averred that the State Government issued G.O.No.689JAL/22-3-2020-800(30)/2020 dated 01.04.2020 thereby directing to release 1364 convicts subject to submitting personal bond and had undertaking that the convicts will report to the Jail Authorities at the end of 8 weeks of granting special parole.

7. It was also stated that after release of 12873 prisoners there are about 90,308 prisoners in various 71 prisons in the State of Uttar Pradesh.

8. The High Power Committee also issued directions regarding sanitizations tunnels, manufacturing 5,32,000 face mask and other necessary directions as required in the interest of the prisoners.

9. The Additional Chief Secretary of the State of Uttar Pradesh vide letter No.794J.L./22-3-2021-800(30)/20/21T.C.-I dated 28.05.2021 addressed to Director General of Police, Inspector General of Prisons Administration and Reforms Services U.P. Lucknow informing that 364 prisoners mentioned in the list be released on special parole of 60 days on submitting personal bond/personal bail

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bond giving undertaking that they will surrendered before the Prisoner Authorities on expiry of the period of parole.

10. The Hon'ble Court vide order dated 7.5.2021 issued directions in the matter viz.:-

(i) The Police authorities should not unnecessary arrest the accused persons

(ii) The police while making arrest of the accused is required to comply with the directions contained in case of Arnesh Kumar vs. State of Bihar reported in 2014 (8) SCC 273.

(iii) The High Power Committee constituted by the State Governments/Union Territories shall consider release of prisoners by adopting the guidelines (such as inter alia, SOP laid down by the Nalsa) followed in the last year.

(iv) High Powered Committee should forthwith release all the inmates who had been released earlier pursuant to order dated 23.3.2020 passed by this Court by imposing appropriate conditions.

(v) Those inmates who may granted parole pursuant to earlier order of this court should be again granted a parole of 90 days in order to tide over the pandemic.

(vi) All decisions of the High Power Committee need to be published on respective State Legal Service Authorities/State Governments/High Courts websites.

(vii) To ensure that proper medical facilities are provided to all prisoners. The spread of Covid-19 virus should be controlled in the prisons by regular testing dealt to the prisoners but also

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the jail staff and other necessary directions required in the matter.

11. The directions issued by the Hon'ble Court is being complied with by the concerned authorities in letter and spirit.

12. The Hon'ble Court vide order dated 1.6.2021 on I.A.No.63602 of 2021 has passed the following directions: -

(i) The State Governments are directed to file an affidavit within a period of four weeks furnishing information about the number of prisoners released pursuant to the order dated 7.5.2021.

(ii) The State Governments shall also provide the information relating to number of deaths in prison due to Covid-19.

(iii) The non-consideration of the pre-mature release of prisoners by this Court in order dated 7.5.2021 shall not deter the competent authorities to consider the pre-mature release of prisoners in accordance with law.

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The details of prisoners, found infected, recovered, being treated, died and undergoing treatment detained in 71 jails and 47 makeshift temporary jails was collected for the period upto 29.5.2021. It transpires that as on 29.5.2021 a total of 1,02,924 prisoners were detained in 71 jails in the State and 2871 prisoners were detained in 47 makeshift temporary jails. In this way approximately 1,05,795 prisoners were detained in jail upto 29.5.2021. All the details are being given in the following chart:-

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Sl. No.	Particulars			Permanent jail	Temporary Jails	Staff	Total
1.	No. of tests/ Diagnosis as on 29.05.2021			1543	422	49	2014
2.	No of tests/diagnosis till date			377189	178219	9996	565404
3.	No of persons found infected till 29.5.2021			2	6	-	8
4.	Total No. of infected persons till date			12669	5414	682	18765
5.	No. of persons getting recovered/negative report as on 29.5.2021			12517	5352	621	18490
6.	No. of persons getting recovered/negative report till date			12517	5352	621	18490
7.	No. of prisoners/ staffs dying from corona infection	Death of Prisoners due to Covid-19 Infection		7	02	-	09
		Death of prisoners due to serious ailments		14	02	-	16
		No. of deaths of staffs		-	-	06	06
8.	Details of prisoners/staffs infected by Corona virus undergoing treatment.	No. of prisoner and home quarantine staffs receiving treatment in Isolation and L-1 Barrack set up in the jail		123	51	55	229
		No. of prisoners /staffs receiving	L-1	5	7	-	12
			L-2	1	-	-	1
			L-3	2	-	-	2
9.	Total No. of prisoners/staffs undergoing treatment			131	58	55	244

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14.1 In compliance of order dated 1.6.2021 passed by this Hon'ble Court the details of convicted/under trial prisoners release on special parole/interim bail as on 28.6.2021 are as follows:-

Sl. No.	Particulars	Number of prisoners
1.	Prisoners released on interim bail	13649
2.	Number of convicted prisoners released on special parole.	2405
	Total	16054

14.2 It is further submitted that in compliance of orders of this Hon'ble Court the details of prisoners died due to Corona infection and died due to other diseases are as follows:-

Sl. No.	Particulars	Number of prisoners
1.	Number of prisoners dead due to Corona infection as per medical/post-mortem report.	09
2.	Number of prisoners died due to serious diseases as per medical/post-mortem report.	16
	Total	25

14.3 It is further submitted that from March 2020 to June 2021 due to Covid-19 situation 457 convicted prisoners have been released.

14.4 It is further submitted that in compliance of order dated 4.5.2021 passed by this Hon'ble Court in Writ Petition (Crl) No.155/2021 Bechelal vs. State of U.P. the member Secretary, Uttar Pradesh State Legal Authority (UPSLSA) has issued directions annexing therewith the guidelines issued by its Executive Chairman. The guidelines issued on 21.05.2021 and 9.6.2021 issued by Member Secretary of UPSLSA are being complied with.

14.5 In pursuance of said guidelines till 28.6.2021 a total of 1,06,965 prisoners are in 71 jails in the State of Uttar Pradesh and a total of 3,419 prisoners are detained in 47 temporary jails. Thus, in total 1,10,384 prisoners are detained in various jails.

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14.6 In pursuance of orders passed by this Hon'ble Court the prisoners are being released on special parole/interim bail in accordance with the guidelines issued by the High Power Committee.

14.7 The up-to-date status of vaccination for prevention from Covid-19 has been given to prisoners detained in different jails in the State of Uttar Pradesh. The status report as on 20.6.2021 are as follows:-

as on 20.06.2021

Details	Number of eligible prisoners		No. of Prisoners Vaccinated with First Dose		No. of Prisoners Vaccinated with second Dose	
	Males	Females	Males	Females	Males	Females
No. of 18 to 44 Years of Age Prisoners Vaccinated	78554	2435	20042	701	-	-
No. of above 45 Years of Age Prisoners Vaccinated	24611	2233	24308	2204	13766	1298
Total	103165	4668	44350	2905	13766	1298

14.8 Further details regarding vaccination given to prisoners are given below:-

Sl.No.	Particulars	Numbers
1.	Total number of detained prisoners	109049
2.	Eligible for vaccination	107833
3.	First dose of vaccination given to prisoners	47255
4.	Second dose of vaccination given to the prisoners	15064
	Total number of vaccinated prisoners	62319

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14.9 The details of infected, tested and deaths of prisoners and staff in jail due to Covid-19 upto 28.6.2021 are as follows:-

Sl.No.	Details			Permanent jails	Temporary jails	Staff	Total
1.	No. of Testing as on 28.06.2021			356	237	03	596
2.	Number of Total Testing till date			395639	191530	10247	597596
3.	Total number of infected as on date 28.06.2021			02	01	00	03
4.	Total number of infected till date			12731	5442	690	18863
5.	Total number of healthy/Negative as on28.06.2021			06	00	00	06
6.	Total number of healthy/Negative till date			12700	5435	681	18816
7.	No. of dead Covid positive prisoner/staff	No. of prisoners dead due to Covid -19		07	02	00	09
		No. of prisoners dead due to other serious diseases		14	02	00	16
		No. of staff deaths		00	00	06	06
8.	Details of treatment of Covid positive prisoner/staff	No. of prisoner kept in Isolation and L-1 Barrack established in the jail or home quarantine staff		08	02	03	13
		No. of prisoner/staff treated in hospital	L-1	00	00	00	00
			L-2	00	01	00	01
			L3	02	00	00	02
9.	Total no. of treated prisoner/staff			10	03	03	16

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15. The Senior Superintendent (HQ) Prison Administration and Reform Services, Uttar Pradesh has prepared a report in compliance of order dated 1.06.2021 containing all the materials pertaining to the case on the basis of which facts have been given in the form of chart in preceding paragraphs. The copy of report dated 28.6.2021 prepared by Senior Superintendent (HQ) Prison Administration is annexed hereto and marked as **ANNEXURE R-1**(page

Superintendent
District Jail, Ghaziabad
DEPONENT

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VERIFICATION

I, the above named deponent, do hereby verify that the contents of this counter affidavit contains para 1 to 15 are true and correct to the best of my knowledge and nothing material has been concealed there from.

Verified at Ghaziabad on this 6 day July 2021.

Superintendent
District Jail, Ghaziabad
DEPONENT

ATTESTED
No. 4 Dated 6-7-2021
Certified that Documents Affidavits Shri Alok Singh,
Identified By Shri.....

P.K. SHARMA
Advocate
Notary Ghaziabad
(GOVT. OF INDIA) 6-7-2021

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ANNEXURE R-1

SUBMISSION OF REPORT IN COMPLIANCE WITH ORDER DATED 01.06.2021 PASSED BY HON'BLE SUPREME COURT, NEW DELHI IN SUO MOTO PETITION NO.1/2020 CONTAGION OF COVID 19 VIRUS IN PRISON.

In compliance of the order dated 01.06.2021 passed by Hon'ble Supreme Court, New Delhi in Suo Moto Petition No.-1 / 2020 Contagion of Covid 19 Virus in Prison on the above subject, instructions have been given to file affidavit with the following information:

"The 6 State Governments / Union Territories are directed to file an affidavit within a period of four weeks furnishing information about the number of prisoners released pursuant to the order dated 07.05.2021. The State Governments / Union Territories shall also provide information relating to the number of deaths in prisons due to Covid - 19. According to the applicant, pre - mature release of prisoners in exercise of the power under Section 432 Cr.PC would assist decongestion of the over - crowded jails . The order dated 07.05. 2021 passed by this Court pertains to parole and interim bail. The applicant has highlighted the disparities in the decisions taken by the High-Powered Committees of various States. o the applicant, the High Powered Committee of Himachal Pradesh has directed that cases of prisoners for premature release can be considered, whereas the High Powered Committees of other States are not considering the issue of pre - mature release of the prisoners.

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The Registry is directed to furnish all papers that are filed in this case to the learned 7 Amicus Curiae. The learned counsel appearing for the parties are also directed to provide copies of all I.A.s and connected documents to the learned Amicus Curiae before the next date of hearing."

In compliance with the orders of the Hon'ble Supreme Court, the details of the convicted / undertrial prisoners released on special parole / interim bail as on 28.06.2021 are as follows:

Data as on 28.06.2021

Particulars	No. of Prisoners
Prisoners released on interim bail	13649
Number of convicted prisoners released on special parole	2405
Total	16054

In compliance with the orders of the Supreme Court, from 23.03.2020 to 28.06.2021, among the prisoners detained in the jails of Madhya Pradesh, died during corona infection. The details of the prisoners are as follows:

Detail as on 28.06.2021

Particulars	No. of Prisoners
No. of prisoner dead from corona infection as per medical / post-mortem report	09
No. of prisoner dead while suffering from other serious diseases as per medical / post-mortem report	16
Total	25

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It is also worth mentioning here that during the Covid-19 Spread from March 2020 to June 2021, orders for the premature release of a total of 457 convicted prisoners have been passed, in compliance of which a total of 457 prisoners have been released from prisons.

With regard to para-12(11) of IA0 filed in the Suo Moto petition in question, it is to be informed that in compliance with the order dated on 04.05.2021 passed by Hon'ble Supreme Court, New Delhi in the Writ Petition (Cr) No.155/2021 Bechelal vs. U.P. State and in other connected writ petitions, the Member Secretary, Uttar Pradesh State Legal Services Authority attached the instructions of Hon'ble Executive Chairman, UPSLSA and sent it for guidance. The guidelines have been provided by the minutes/recommendations dated June 09, 2021 and May 21, 2021 of the Member Secretary, Uttar Pradesh State Legal Services Authority, which are being complied with.

Till 28.06.2021, a total of 1,06,965 prisoners are being detained in 72 jails of the State and a total of 3,419 prisoners are detained in 47 working temporary jails, thus about 1,10,384 prisoners in total.

The details of infection / testing / death of prisoners and staff detained in the jails of the state from Covid-19 till 28.06.2021 are as follows:

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Sl No.	Details			Permanent jails	Temporary jails	Staff	Total
	No. of Testing as on 28.06.2021			356	237	03	596
	Number of Total Testing till date			395639	191530	10247	597596
	Total number of infected as on date 28.06.2021			02	01	00	03
	Total number of infected till date			12731	5442	690	18863
	Total number of healthy/Negative as on28.06.2021			06	00	00	06
	Total number of healthy/Negative till date			12700	5435	681	18816
	No. of dead Covid positive prisoner/staff	No. of prisoners dead due to Covid -19		07	02	00	09
		No. of prisoners dead due to other serious diseases		14	02	00	16
		No. of staff deaths		00	00	06	06
	Details of treatment of Covid positive prisoner/staff	No. of prisoner kept in Isolation and L-1 Barrack established in the jail or home quarantine staff		08	02	03	13
		No. of prisoner/staff treated in hospital	L-1	00	00	00	00
			L-2	00	01	00	01
			L3	02	00	00	02
	Total no. of treated prisoner/staff			10	03	03	16

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- Thermal screening, medical examination and RTPCR / antigen test are being done continuously for the examination of Covid-19 of all the prisoners at the time of admission to the temporary jails built in the districts of the state before entering the main jails.

- According to the instructions of the Government, in all the 72 functional prisons of the Prisons Department, arrangements have been made for the Covid help desk for the investigation and rescue of Covid-19 and the knowledgeable staff has been posted on the basis of roster. Availability of sanitizer, thermal scanner and pulse oximeter has been ensured at the Covid help desk.

- All the newcomer prisoners are being kept in quarantine barracks for 14 days as per the medical advisory.

- New admission prisoners, who are found to have the possibility of Covid-19 infection, are being admitted to the permanent prison after first being tested negative after being kept in a temporary jail.

- While allocating the budget for the arrangement of handwash, soap, sanitizer for the use of prisoners, personnel and visitors of the prisons, instructions have been given for proper arrangements as before.

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- Hon'ble High Court, Allahabad, in the sequence of the orders circulated by the Registrar General, for the remand and trial of the prisoners hearing is being done continuously through video conferencing as before.

- To prevent the spread of Covid-19 infection, the arrangement for meeting the prisoners with their families is already postponed. Keeping in view that there is no depression in the prisoners, the frequency and facility of PCO, PNT phone, CUG talk has been increased.

- Supervision of all the works is being done 24 hours continuously by forming a team under the supervision of Deputy Inspector General of Prisons (M) / Nodal Officer.

- Awareness is being spread among prisoners and personnel for prevention of infection through flex, banner, public address system and jail radio in prisons. The prisoners are constantly being motivated for washing hands and social distancing.

- Everyday cleaning and sanitization work is being done in each jail.

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The up-to-date status of vaccination of prisoners detained in the state jails to prevent infection of Covid-19 is as follows:

as on 20.06.2021

Details	Number of eligible prisoners		No. of Prisoners Vaccinated with First Dose		No. of Prisoners Vaccinated with second Dose	
	Males	Females	Males	Females	Males	Females
No. of 18 to 44 Years of Age Prisoners Vaccinated	78554	2435	20042	701	-	-
No. of above 45 Years of Age Prisoners Vaccinated	24611	2233	24308	2204	13766	1298
Total	103165	4668	44350	2905	13766	1298

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Total number of detained prisoners	-	109049
Eligible for vaccination	-	107833
Vaccination first dose number of prisoners	-	47255
Vaccination second dose number of prisoners	-	15064
Total number of vaccinated prisoners	-	62319

Thus, in compliance with the order dated 01.06.2021 passed in the suo moto petition in question by the Hon'ble Supreme Court, New Delhi, the prisoners detained in the jails of the state are being released continuously in the light of the guidelines circulated by the High Powered Committee on Special Parole / Interim Bail.

Dated 28.06.2021

SD/Stamp/30/06/21
Ambaransh Gaur
Senior Superintendent (HQ)
Prison Administration and Reform Services,
Uttar Pradesh

SUBMISSION OF FACTUAL STATEMENT/REPORT IN IA FILED BY SHRI SACHIN YADAV IN SUO MOTO WRIT PETITION (C0) NO.-1/20 IN RE: CONTAGION OF COVID-19 VIRUS IN PRISON.

Details of the measures taken in relation to the prevention of Covid-19 in the prisons of the state.

Till 29.05.2021, a total of 1,02,924 prisoners are detained in 71 jails of the state and a total of 2,871 prisoners are detained in 47 functional jails, thus about 1,05,795 prisoners in total. The details of infection / testing / death from Covid-19 of prisoners and staff detained in the jails of the state till date 29.05.2021 are as follows:

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Sl No.	Details			Permanent jails	Temporary jails	Staff	Total
	No. of Testing as on 29.05.2021			1543	422	49	2014
	Number of Total Testing till date			377189	178219	9996	565404
	Total number of infected as on date 29.05.2021			2	6	-	8
	Total number of infected till date			12669	5414	682	18765
	Total number of healthy/Negative as on 29.05.2021			44	11	7	62
	Total number of healthy/Negative till date			12517	5352	621	18490
	No. of dead Covid positive prisoner/staff	No. of prisoners dead due to Covid -19		07	02	00	09
		No. of prisoners dead due to other serious diseases		14	02	00	16
		No. of staff deaths		00	00	06	06
	Details of treatment of Covid positive prisoner/staff	No. of prisoner kept in Isolation and L-1 Barrack established in the jail or home quarantine staff		123	51	55	229
		No. of prisoner/staff treated in hospital	L-1	5	07	00	12
			L-2	1	00	00	1
			L3	2	00	00	2
	Total no. of treated prisoner/staff			131	58	55	244

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- Thermal screening, medical examination and RTPCR / antigen test are being done continuously for the examination of Covid-19 of all the prisoners at the time of admission to the temporary jails built in the districts of the state before entering the main jails.

- According to the instructions of the Government, in all the 72 functional prisons of the Prisons Department, arrangements have been made for the Covid help desk for the investigation and rescue of Covid-19 and the knowledgeable staff has been posted on the basis of roster. Availability of sanitizer, thermal scanner and pulse oximeter has been ensured at the Covid help desk.

- All the newcomer prisoners are being kept in quarantine barracks for 14 days as per the medical advisory.

- New admission prisoners, who are found to have the possibility of Covid-19 infection, are being admitted to the permanent prison after first being tested negative after being kept in a temporary jail.

- While allocating the budget for the arrangement of handwash, soap, sanitizer for the use of prisoners, personnel and visitors of the prisons, instructions have been given for proper arrangements as before.

- In the sequence of the recommendation of the High Powered Committee dated 26.04.2021, the remand and trial of the

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prisoners hearing is being done continuously through video conferencing as before.

- To prevent the spread of Covid-19 infection, the arrangement for meeting the prisoners with their families is already postponed. Keeping in view that there is no depression in the prisoners, the frequency and facility of PCO, PNT phone, CUG talk has been increased.

- Supervision of all the works is being done 24 hours continuously by forming a team under the supervision of Deputy Inspector General of Prisons (M) / Nodal Officer.

- Awareness is being spread among prisoners and personnel for prevention of infection through flex, banner, public address system and jail radio in prisons. The prisoners are constantly being motivated for washing hands and social distancing.

- Everyday cleaning and sanitization work is being done in each jail.

- According to the advisory of the Ministry of AYUSH, arrangements have also been made to provide Ayurvedic decoction to all the prisoners daily.

- Ensure compliance of TTT (Testing, Tracing and Treatment) policy as per Circular No.-21/Sama-1 (Covid-19)/2020, dated 20.11.2020 Issued by the Headquarters.

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DETAILS OF THE ARRANGEMENTS MADE FOR THE PREVENTION OF SPREAD OF COVID-19 INFECTION IN THE JAILS OF THE STATE

Help desk has been established in every jail of the State	L-1/ Isolation barrack established for the treatment of prisoners in jail		Details of the facilities and rescue equipment available for the treatment of covid positive prisoner			Details of the availability of prescribed medicines for the treatment of covid positive prisoner	sanitization facilities and equipment available in jail	Availability/ arrangement of requisite PPE Kits	Availability/ arrangement of Soaps and sanitizers for cleanliness	Requisite masks available for prisoners /staff	No. of Paramedical staff posted	
	No. of barracks	Total capacity	No. of thermal scanners	no. of oxygen cylinders	no. of pulse oximeters						Front line worker/ doctor	Paramedical staff
	166	4392	260	284	284						113	143

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2. In the said petition, it is to be informed in relation to the paragraph-25 of IA that the Convicted prisoner Baburam Pradhan son of Balwant Jatav, aged about 84 years, resident of Kulla Habibpur police station Sakit, District Etah, Criminal Appeal No.-23/2021, Crime No.-1409/90 S. T. No. 47/1986 u/Section 364, 302/34 of IPC, PS Sakit was put in District Jail, Etah for undergoing sentence of life imprisonment on 06.02.2021.

During the detention in the prison, the first dose of Covid-19 vaccine was given on 08.03.2021 and the second dose on 23.04.2021. The prisoner Baburam was admitted to the Jail Hospital on 09.05.2021 due the problem of Generalized Weakness, but due to low oxygen level, he was sent to the District Hospital, Etah for specific treatment. Covid-19 antigen test was done at District Hospital, Etah, which was found negative. During the treatment, the fact that the jail warden, Shri Ashok Kumar Yadav, posted for the custody of the said prisoner, was noticed of keeping him tied to the bed, the said prison warden/officer was dismissed by order dated 14.05.2021 of the Appointing Officer, Senior Superintendent, Central Prison, Agra (Copy of order enclosed). Due to the deteriorating health of the prisoner, in consultation with the specialist doctor of the District Hospital, Etah, the said prisoner was admitted to U.P.U.M.S., Saifai, Etawah for better treatment. Where during its treatment, on 17.05.2021 at around 15:20, the prisoner died.

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3. It is noteworthy that for the premature release of convicted prisoners detained in the jails of Uttar Pradesh, under the rules established by law are constantly considered. Copies of the guidelines regarding the procedure being followed in respect of premature release are enclosed.

With regard to para-12(11) of IA0 filed in the Suo Moto petition in question, it is to be informed that In compliance with the order dated on 04.05.2021 passed by Hon'ble Supreme Court, New Delhi in the writ petition (Cr) No.155/2021 Bechelal vs. U.P. State and in other connected writ petitions, the Member Secretary, Uttar Pradesh State Legal Services Authority attached the instructions of Hon'ble Executive Chairman, UPSLSA and sent it for guidance. It is also noteworthy that during the Covid-19 transition from March 2020 to April 2021, orders for the premature release of total -497 convicted prisoners have been passed.

Details of the arrangements / arrangements for the treatment of Covid-19 positive prisoners detained in the prisons As clear from the above are as follows:

(As on 29.05.2021)

Number of prisoners treated in L-1 / Isolation Barracks established in prisons	Number of prisoners treated in external hospital		
174	L1	L2	L3
	12	1	2

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- In view of the pandemic of Covid-19, at present, there is an effective control on the situation of corona infection in the jails of the state and regular monitoring is also being done on it.
- In order to reduce overcrowding, in the sequence of the recommendations of the High-Powered Committee constituted in compliance of the order of the Hon'ble Supreme Court, the prisoners detained in the jail are being released on interim bail and special parole.
- The details of prisoners released on interim bail and special parole as on 29.05.2021 are as follows:

		Daily	Progressive
Interim bail and special parole of prisoners released	Interim bail	141	9304
	special parole	202	2254
	Total	343	11558

No. of Total Released Prisoner 11558

In this manner, in the compliance of the orders dated 23.03.2020 and 07.05.2021 of the Hon'ble Supreme Court, New Delhi, Due compliance of the guidelines given in recommendation of the High Powered Committee's guidelines dated 26.04.21dated and 10.05.2021 is being done.

D/30.05.21
(Ambarish Gaur)
Senior Superintendent, (HQ)
Prison Administration and Reform Services,
Uttar Pradesh.

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