



Government of Odisha
Home Department

No. 11096 /JAILS, Bhubaneswar
HOME-JAIL -CASE1-0035-2017

Dated: 28/03/2024

From

Shri Tapasa Kumar Sahu,
Joint Secretary to Government.

To

All the Hon'ble District Judges/

All the DM-cum-Collectors/

All the Superintendents of Police/

All the Secretaries of District Legal Services Authority/

All the Superintendents of Jail.

Sub:- Order dated 16.02.2024 passed by the Hon'ble Supreme Court of India in W.P. (C) No. 406 of 2013- regarding "Inhuman conditions in 1382 prisons".

Ref.- Home Department Notification No. 7234 dated 27.02.2024.

Sir,

In enclosing a copy of the order dated 16.02.2024 passed by the Hon'ble Supreme Court of India in W.P.(C) No. 406 of 2013- regarding "Inhuman conditions in 1382 prisons" received from the Assistant Registrar, PIL (Writ) on the subject cited above, I am directed to say that in the aforementioned order, the Hon'ble Supreme Court of India has observed that the senior most lady judicial officer in the District may also be included as a part of the Committee to give a fair assessment of the available security measures/ hygiene measures/health care infrastructure/welfare of women prisoners/facilities for children lodged with their mothers in jails/barracks in each district. The said Committee may also include the Superintendent of Women Jails/women barracks, wherever possible. **The Hon'ble Court directed all the States/UTs to bring the order to the notice of the Committee directed to be constituted in terms of the last order passed by the Hon'ble Court** so as to expand the scope of the steps required to be taken for setting up new jails/expand the existing facilities in jails so that the aspects particularly relating to women who are lodged in jail can be addressed holistically.

This is for favour of your kind information and necessary action.



This may be treated as "EXREMELY URGENT".

Yours faithfully,

J. Moh
28/03/2024
Joint Secretary to Government

Memo No. 11097 /Jails,

Dated 28/3/2024

Copy forwarded to the Assistant Registrar, PIL (WRIT), Hon'ble Supreme Court of India for kind information.

J. Moh
28/03/2024
Joint Secretary to Government

Memo No. 11098 /Jails,

Dated 28/3/2024

Copy forwarded to the P.S. to the Chairman of the Odisha State Legal Services Authority, Odisha for kind information of Chairman of the Odisha State Legal Services Authority.

J. Moh
28/3/2024
Joint Secretary to Government

Memo No. 11099 /Jails,

Dated 28/3/2024

Copy forwarded to the P.S. to Additional Chief Secretary to Govt., Home Department/P.S. to the Principal Secretary to Govt., Law Department/ P.S. to Special Secretary to Govt., Home Department for kind information of Additional Chief Secretary to Govt., Home Department/ Principal Secretary to Govt., Law Department/ Special Secretary to Govt., Home Department.

J. Moh
28/03/2024
Joint Secretary to Government

Memo No. 11100 /Jails,

Dated 28/3/2024

Copy forwarded to D.G. of Prisons & DCS, Odisha, Bhubaneswar for kind information and necessary action.

J. Moh
28/03/2024
Joint Secretary to Government

Memo No. 11101 /Jails,

Dated 28/3/2024

Copy forwarded to N.I.C. Coordinator, Home (IMU) Department with a request to launch this Notification in the Department website for information of all concerned.

J. Moh
28/3/2024
Joint Secretary to Government

EO 362 266 441/1659

SPEED POST

D.NO. 18545/2013/SC/PIL(W)

SUPREME COURT
INDIA
NEW DELHI

All Communications should be
addressed to the Registrar,
Supreme Court by designation,
NOT by name

Dated: 29th February, 2024

FROM : Assistant Registrar, PIL (WRIT)

TO,

- 1 State of Andhra Pradesh,
Through the Chief Secretary,
Secretariat, Velagapudi
Andhra Pradesh
- 2 State of Arunachal Pradesh,
Through the Chief Secretary,
Secretariat, Itanagar
Arunachal Pradesh
- 3 State of Assam,
Through the Chief Secretary,
Secretariat, Guwahati
Assam
- 4 State of Bihar,
Through the Chief Secretary,
Secretariat, Patna
Bihar
- 5 State of Chhattisgarh,
Through the Chief Secretary,
Secretariat Mahanadi Bhawan
Naya Raipur,
Chhattisgarh
- 6 State of Goa,
Through the Chief Secretary,
Secretariat, Porvorim
Goa
- 7 State of Gujarat,
Through the Chief Secretary,
Secretariat, Gandhinagar
Gujarat

AIS Home
DG, Pmcs & DCS
A1, LCV, O/O CS


Chief Secretary
Odisha

- 8 State of Haryana,
Through the Chief Secretary,
Secretariat, Chandigarh,
Haryana
- 9 State of Himachal Pradesh,
Through the Chief Secretary,
Secretariat, Shimla
Himachal Pradesh
- 10 State of Jharkhand,
Through the Chief Secretary,
Secretariat, Ranchi
Jharkhand
- 11 State of Karnataka,
Through the Chief Secretary,
Secretariat, Bangalore
Karnataka
- 12 State of Kerala,
Through the Chief Secretary,
Secretariat, Thiruvananthapuram
Kerala
- 13 State of Madhya Pradesh,
Through the Chief Secretary,
Secretariat, Bhopal,
Madhya Pradesh
- 14 State of Maharashtra,
Through the Chief Secretary,
Secretariat, Mantralaya,
Mumbai, Maharashtra
- 15 State of Manipur
Through the Chief Secretary,
Secretariat, Imphal
Manipur
- 16 State of Meghalaya,
Through the Chief Secretary,
Secretariat, Shillong
Meghalaya
- 17 State of Mizoram,
Through the Chief Secretary,
Secretariat, Aizawl, Mizoram

- 18 State of Nagaland,
Through the Chief Secretary,
Secretariat, Kohima
Nagaland
- 19 State of Odisha,
Through the Chief Secretary,
Secretariat, Bhubaneshwar
Odisha
- 20 State of Punjab,
Through the Chief Secretary,
Secretariat,
Chandigarh
- 21 State of Rajasthan,
Through the Chief Secretary,
Secretariat, Jaipur,
Rajasthan
- 22 State of Sikkim,
Through the Chief Secretary,
Secretariat, Gangtok
Sikkim
- 23 State of Tamil Nadu,
Through the Chief Secretary,
Secretariat, Chennai,
Tamil Nadu
- 24 State of Telangana
Through the Chief Secretary,
Secretariat, Hyderabad
Telangana
- 25 State of Tripura,
Through the Chief Secretary,
New Secretariat Complex, Agartala
Tripura
- 26 State of Uttrakhand
Through the Chief Secretary,
Secretariat, Dehradun
Uttarakhand.
- 27 State of Uttar Pradesh
Through the Chief Secretary,
Secretariat, Lucknow
Uttar Pradesh

- 28 State of West Bengal,
Through the Chief Secretary,
Secretariat Headquarter
"Nabanna" HRBC Building, 325, Sarat Chatterjee Road,
Howrah -711 102, West Bengal
- 29 Union Territory of Andaman & Nicobar,
Through the Chief Secretary,
Secretariat,
Port Blair
- 30 Union Territory of Chandigarh,
Through the Chief Secretary,
Secretariat
Chandigarh-160001
- 31 Union Territory of Dadra & Nagar Haveli
and Daman & Diu
Through the Secretary
Secretariat, Fort Area
Moti Daman - 396220
- 32 Union Territory of National Capital Territory of Delhi
Through the Chief Secretary
Secretariat, I P Estate
New Delhi
- 33 Union Territory of Lakshadweep,
Through the Chief Secretary,
Secretariat,
Kavaratti- 682555
- 34 Union Territory of Puducherry
Through the Chief Secretary,
Secretariat
Puducherry- 605001
- 35 UT of Jammu & Kashmir,
Through Chief Secretary
Secretariat, Srinagar - 190001
- 36 UT of Ladakh
Through Lieutenant Governor
Civil Secretariat
Leh-Ladakh 194101

WRIT PETITION (CIVIL) NO. 406 OF 2013
IN RE- INHUMAN CONDITIONS IN 1382 PRISONS

Sir, I am directed to forward herewith a certified copy of Record of Proceedings dated 16.02.2024 passed in the matter above-mentioned for your information, compliance and necessary action.

Please acknowledge receipt.

Yours faithfully,

AD
13/24
Assistant Registrar

ITEM NO.1

COURT NO.11

SECTION PIL-W

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

263647

IA 36553/2024, IN WRIT PETITION (CIVIL) NO. 406/2013

IN RE : INHUMAN CONDITIONS IN 1382 PRISONS

Certified to be true by

Baleg
Assistant Registrar (LI)

[MR. GAURAV AGRAWAL, ADVOCATE IS AMICUS CURIAE.]

(IA No. 36553/2024 - APPROPRIATE ORDERS/DIRECTIONS)

1/3/24
Supreme Court of India

Date : 16-02-2024 This matter was called on for hearing today.

CORAM :

HON'BLE MS. JUSTICE HIMA KOHLI
HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH

Counsel for the parties :

By Post

Mr. Gaurav Agrawal, Sr. Adv. (A.C.)

West Bengal - R28

Ms. Meenakshi Arora, Sr. Adv.
Ms. Anju Thomas, Adv.
Ms. Mantika Haryani, Adv.
Mr. Bhanu Mishra, Adv.
Ms. Astha Sharma, AOR

Andhra Pradesh - R1

Mr. Mahfooz Ahsan Nazki, AOR
Mr. Polanki Gowtham, Adv.
Mr. KV Girish Chowdary, Adv.
Mr. T Vijaya Bhaskar Reddy, Adv.
Ms. Rajeswari Mukherjee, Adv.
Mr. Meeran Maqbool, Adv.
Ms. Archita Nigam, Adv.

Assam - R2

Mr. Shuvodeep Roy, AOR
Mr. Kabir Shankar Bose, Adv.
Mr. Saurabh Tripathi, Adv.

Arunachal Pradesh -R3

Mr. Abhimanyu Tewari, AOR
Ms. Eliza Bar, Adv.

Bihar -R4

Mr. Devashish Bharuka, AOR

Chhatisgarh - R5

Ms. Pragati Neekhra, AOR
Mr. Aditya Bhanu Neekhra, Adv.
Mr. Aniket Patel, Adv.

Gujarat - R6

Ms. Swati Ghildiyal, AOR
Ms. Devyani Bhatt, Adv.
Ms. Neha Singh, Adv.

Goa - R7

Mr. Surjendu Sankar Das, AOR
Mr. Anand Murthi Rao, Adv.

Haryana - R8

Mr. B.K. Satija, A.A.G.
Mr. Samar Vijay Singh, AOR
Ms. Sabarni Som, Adv.
Mr. Fateh Singh, Adv.

Jammu and Kashmir - R9

Mr. Parth Awasthi, Adv.
Mr. Pashupathi Nath Razdan, AOR
Ms. Maitreyee Jagat Joshi, Adv.
Mr. Astik Gupta, Adv.

Himachal Pradesh - R10

Ms. Inderdeep Kaur Raina, Adv.
Mr. Rishi Malhotra, AOR

Jharkhand - R11

Mr. Tapes Kumar Singh, Sr. Adv., A.A.G.
Mr. Shantanu Sagar, AOR

Karnataka - R12

Mr. V. N. Raghupathy, AOR
Mr. Manendra Pal Gupta, Adv.

Kerala - R13

Mr. C. K. Sasi, AOR

NO. 406/2013

Ms. Meena K Poulouse, Adv.

Madhya Pradesh - R14

Mr. Harmeet Singh Ruprah, D.A.G.
Ms. Mrinal Gopal Elker, AOR
Ms. Abha R. Sharma, Adv.
Mr. Saurabh Singh, Adv.
Mr. Ashish Rawat, Adv.

Maharashtra - R15

Mr. Bharat Bagla, Adv.
Mr. Siddharth Dharmadhikari, Adv.
Mr. Aaditya Aniruddha Pande, AOR
Mr. Sourav Singh, Adv.
Mr. Aditya Krishna, Adv.
Mr. Preet S. Phanse, Adv.
Mr. Adarsh Dubey, Adv.

Manipur - R16

Mr. Pukhrambam Ramesh Kumar, AOR
Mr. Karun Sharma, Adv.
Ms. Anupama Ngangom, Adv.
Ms. Rajkumari Divyasana, Adv.

Meghalaya - R17

Mr. Avijit Mani Tripathi, AOR
Mr. T.K. Nayak, Adv.
Mr. Upendra Mishra, Adv.
Mr. P.S. Negi, Adv.
Mr. Ashish Ranjan, Adv.
Ms. Marbiang Khongwir, Adv.

Mizoram - R18

Mr. Siddhesh Shirish Kotwal, AOR

Nagaland - R19

Ms. K. Enatoli Sema, AOR

Odisha - R20

Ms. Anindita Pujari, AOR
Ms. Radhika Mohapatra, Adv.
Mr. Shaileshwar Yadav, Adv.
Mrs. Bhoomika Chouksey, Adv.

Punjab - R21

Mr. Karan Sharma, AOR
Mr. Mohit Siwach, Adv.
Mr. Rishabh Sharma, Adv.
Ms. Princy Sharma, Adv.

Mr. Urvashi Kashiwal, Adv.

Rajasthan - R22

Dr. Manish Singhvi, Sr. Adv.
Mr. Sandeep Kumar Jha, AOR

Sikkim - R23

Mr. Raghvendra Kumar, AOR
Mr. Anand Kumar Dubey, Adv.
Mr. Devvrat Singh, Adv.

Tamil Nadu - R24

Mr. Amit Anand Tiwari, Sr. A.A.G.
Mr. Sabarish Subramanian, AOR
Ms. Devyani Gupta, Adv.
Mr. Vishnu Unnikrishnan, Adv.
Mr. Naman Dwivedi, Adv.
Mr. C Kranthi Kumar, Adv.
Ms. Tanvi Anand, Adv.
Mr. Danish Saifi, Adv.
Ms. V Keerthana, Adv.
Mr. Aman Prasad, Adv.

Uttarakhand - R26

Mr. Siddharth Sangal, AOR
Ms. Richa Mishra, Adv.
Mr. Chirag Sharma, Adv.
Ms. Harshita Agrawal, Adv.
Ms. Ishita Singh, Adv.

Uttar Pradesh - R27

Ms. Garima Prasad, Sr. A.A.G.
Mr. Pradeep Misra, AOR
Mr. Daleep Dhyani, Adv.
Mr. Suraj Singh, Adv.
Mr. Manoj Kumar Sharma, Adv.

Andaman & Nicobar
Islands and NCT of Delhi
- Rs 29 & 33

Mrs. Aishwariya Bahti, A.S.G.
Mr. R. Balasubramaniam, Sr. Adv.
Mr. Mukesh Kumar Maroria, AOR
Mrs. Suhasini Sen, Adv.
Mr. Ishaan Sharma, Adv.
Mrs. Indira Bhakar, Adv.
Mrs. Mrinal Elkar Mazumdar, Adv.
Mr. Harish Pandey, Adv.
Mrs. Shagun Thakur, Adv.
Mr. Kamalendra Mishra, Adv.

Mr. Rajesh Singh Chauhan, Adv.
Mr. Piyush Beriwal, Adv.
Mr. Kanu Agrawal, Adv.
Mr. Varun Chugh, Adv.
Mr. Bhuvan Kapoor, Adv.
Mr. Vineet Singh, Adv.

Langana - R36

Mr. Rajiv Kumar Choudhry, AOR

For Intervener(s)
Ministry of Women
Child Development
n (IA 7/2017)

Mrs. Aishwariya Bahti, A.S.G.
Mrs. Suhasini Sen, Adv.
Mr. Kamendra Mishra, Adv.
Mr. Ishaan Sharma, Adv.
Mr. Sarthak Karol, Adv.
Ms. Ameyvikrama Thanvi, Adv.
Mr. Gurmeet Singh Makker, AOR

Implementer

Mrs. Aishwariya Bahti, A.S.G.
Dr. Reeta Vasishta, Adv.
Ms. Suhasini Sen, Adv.
Mr. Ashok Panigrahi, Adv.
Mr. B K Satija, Adv.
Mr. Ishaan Sharma, Adv.
Mr. Kartikay Agrawal, Adv.
Mr. Abhishek Kumar Pandey, Adv.
Mr. Chitvan Singhal, Adv.
Mr. Raman Yadav, Adv.
Ms. Sonali Jain, Adv.
Mr. Arvind Kumar Sharma, AOR

Mr. Anando Mukherjee, AOR
Mr. Shwetank Singh, Adv.
Ms. Ekta Bharati, Adv.

For Intervener(s)
Common Wealth Human
Rights Initiative (IA 2/2016)
Mr. Chandra Prakash, AOR

For applicant in
IA 105821/2018 and
IA No.6485/2019

Mr. Salvador Santosh Rebello, AOR
Mr. Raghav Sharma, Adv.
Ms. Kritika Grover, Adv.
Mr. Rajat Mohan Dwivedi, Adv.
Mr. Deepanshu Raj, Adv.
Mr. Jaskirat Singh, Adv.

For National Forum
for Prison Reform
(Intervenor in IA 6/2016)

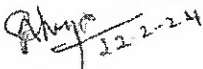
Mr. Durgesh Ramchandra Gupta, AOR

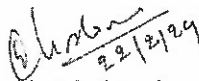
UPON hearing the counsel the court made the following
O R D E R

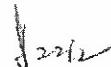
IA No. 36553/2024

1. This application has been moved by learned Amicus Curiae praying *inter alia* that besides the members identified by this Court to be part of a Committee in each State Government/Union Territory in terms of para 7 of the order passed on 30th January, 2024, the senior most lady judicial officer in the District may also be included as a part of the Committee to give a fair assessment of the available security measures/hygiene measures/health care infrastructure/welfare of women prisoners/facilities for children lodged with their mothers in jails/barracks in each district. The said Committee may also include the Superintendent of Women Jails/women barracks, wherever possible.
2. Issue notice.
3. Ms. Aishwarya Bhati, learned Additional Solicitor General for the Central Government and learned counsel of all the State Governments/Union Territories accept notice.

4. The prayer made as above is allowed.
5. All the State Governments/Union Territories are directed to bring this order to the notice of the Committee directed to be constituted in terms of the last order passed by this Court so as to expand the scope of the steps required to be taken for setting up new jails/expand the existing facilities in jails so that the aspects particularly relating to women who are lodged in jail can be addressed holistically.
6. The date already fixed for receiving the status reports is maintained for the inputs from each State Governments/Union Territories.
7. List on 09th April, 2024 at 2.30 p.m.


(Geeta Ahuja)
Assistant Registrar-cum-PS


(Nand Kishor)
Court Master (NSH)





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