



**GOVERNMENT OF ODISHA
HOME DEPARTMENT**

NOTIFICATION

No. 29213 / JAILS, Bhubaneswar
HOME-JAIL-RULE-0004-2025

Dated: 11.07.2025

In exercise of the powers conferred by Section 303 of the Bharatiya Nagarik Suraksha Sanhita, 2023, the Government of Odisha hereby issues the following guidelines for the identification of individuals or classes of persons whose removal from prison for court attendance may pose a threat to public order or is not in public interest:

1. Identification of Prisoners:

The Director General of Prisons shall, in consultation with the Director General of Police, identify individuals or classes of persons whose removal from prison for court attendance may pose a threat to public order or is not in the public interest.

2. Assessment Criteria:

The identification of such individuals or classes of persons by the Director General of Prisons shall be based on an assessment taking into account:-

- (a) the severity and nature of the offence committed and the grounds on which, the person or class of persons has been ordered to be confined or detained in prison;
- (b) the likelihood of the disturbance of public order if the person or class of persons is allowed to be removed from the prison;
- (c) the public interest, generally;
- (d) any intelligence inputs received from a credible source.

3. Issuance of Exclusion Orders:

(1) After identifying such individuals or classes of persons based on due consultation and fair assessment, the Director General of Prisons shall forward the records to the Home Department.

(2) The Home Department shall issue a formal order excluding the specified individual(s) or classes of persons from the operation of Section 302, so as to prevent their removal from prison for court proceedings.

4. Communication to Relevant Authorities:

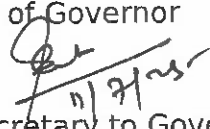
The order of exclusion shall be communicated to:

- (a) The concerned Judicial Magistrate or Court.
- (b) The Superintendent of the respective prison.
- (c) The Director General of Prisons.
- (d) The Director General of Police.
- (e) The Director of Prosecution.

5. Review:

The order shall be reviewed by the Home Department every six months to assess the necessity for its continuance.

By Order of Governor


Additional Chief Secretary to Government

Memo No. 29214 /Jails,

Dated: 11.07.2025

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


11-07-25

Under Secretary to Government

Memo No. 29215 /Jails,

Dated: 11.07.2025

Copy forwarded to the Hon'ble Registrar, High Court of Orissa/ all the Hon'ble District & Sessions Judges of the State, the D.G & I.G of Police, Odisha, Cuttack/ the D.G. of Prisons & DCS, Odisha, Bhubaneswar/ the Director of Public Prosecution, Odisha, Bhubaneswar/ all the Collector & DMs/ all the Superintendents of Police/ the DIG of Prisons, Sambalpur, Berhampur, Koraput/ the Senior Superintendents & Superintendents of all jails of the State for information and necessary action.


11-07-25

Under Secretary to Government

Memo No. 29216 /Jails,

Dated: 11.07.2025

Copy forwarded to the Nodal Officer, Home (IMU) Department with a request to launch this Notification in the Departmental website for information of all concerned.

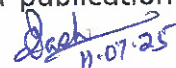

11-07-25

Under Secretary to Government

Memo No. 29217 /Jails,

Dated: 11.07.2025

Copy forwarded to the Director, Printing, Stationery and Publication, Odisha, Cutback, Email: deputydirectorpp@rediffmail.com for information and publication of this Notification in the next issue of Odisha Gazette.


11-07-25

Under Secretary to Government

