

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

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CWP No. 5106 of 2013

Date of decision : August 07, 2013

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H.C Arora

.....Petitioner

Versus

Union Territory, Chandigarh and others

.....Respondents

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**CORAM: HON'BLE MR. JUSTICE SANJAY KISHAN KAUL, CHIEF JUSTICE
HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH, JUDGE**

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Present: Mr. H.C Arora, Advocate-petitioner in person.

Mr. P.S Bajwa, Additional Advocate General, Punjab.

Mr. Vikram Anand, Advocate for Union Territory,
Chandigarh.

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Sanjay Kishan Kaul, Chief Justice

Learned counsel for the State of Punjab has placed before us a communication dated 6.8.2013 from the Principal Secretary of Govt. of Punjab, Department of Home Affairs and Justice to the Additional Director General of Police (Prisons), Punjab, Chandigarh regarding classification of Prisoners based on Para 509 of the Punjab Jail Manual 1996. In the said letter it has been stated that the Government has decided with reference to clause (2) of Para 576-A of the Punjab Jail Manual that in future, 'B' Class services may

be granted to prisoners only on the basis of social/political status and not on the basis of the income or land revenue being paid by them. Further eligibility for grant of 'B' Class services to persons convicted of certain offences has been enlisted there by them. It may be noted that the Punjab Jail Manual has been repealed by Punjab Jail Manual, 1996 in which para 576-A relating to B Class service has been substituted with para 509 of the Punjab Jail Manual, 1996.

Petitioner in person states that he is satisfied with the circular which redresses the issue raised by him.

Insofar as the U.T of Chandigarh is concerned, it is stated that vide communication dated 18.7.2013 placed before us addressed by Superintendent, Model Jail, Chandigarh has requested to the Home Secretary, Chandigarh Administration, Chandigarh to issue the instructions with regard to grant of B Class facilities to the convicted persons including the convicts of offences like murder etc. We fail to appreciate the nature of communication. As the Home Secretary has to take necessary decision, as informed to us, the needful be done within 15 days from today.

The petition accordingly stands disposed of.

List for compliance by U.T of Chandigarh on 30.8.2013.

**(SANJAY KISHAN KAUL)
CHIEF JUSTICE**

August 07, 2013
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**(AUGUSTINE GEORGE MASIH)
JUDGE**