



ICA Newsletter

INSTITUTE OF CORRECTIONAL ADMINISTRATION, CHANDIGARH

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circulation

Editorial

"Cultivation of mind should be the ultimate aim of human existence." -

Dr B. R Ambedkar

The Constitution of India is the fountainhead of our democratic system of governance and our guiding light. It was adopted by the Constituent Assembly of India on 26th of November, 1949. This day is now celebrated as Constitution Day (Samvidhan Divas). The aim is to bring awareness on the importance of the Indian Constitution and its architect, Dr B R Ambedkar. The Institute of Correctional Administration celebrated 70 years of the making of the Indian Constitution and remembered the role of fifteen remarkable women in making of the Indian Constitution. The Constitution embodies the country's hopes and aspirations at its framing, and we need to continue striving for goals like justice and equality.

Every year 10th of December is observed as International Human Rights Day. The theme of this year's Human Rights Day was "Youth Standing Up for Human Rights". ICA in collaboration with HP National Law University and Department of

Prisons and Corrective Services, Himachal Pradesh and SAFE took a new initiative to celebrate this day with prison inmates and staff, the major stakeholders of Correctional system. Prisoners and staff were sensitized about human rights in custody. Creative posters and slogans on human rights were made by the inmates. The presence of the Hon'ble Governor at the celebrations motivated everyone.

Women in prison staff are present as mere 'Tokenism'. As per Prison Statistics India, 2018 (NCRB Report), the women constitutes 11.7% of the total prison staff (60,024). The 2nd National Conference on "Uniformed Women in Prison Administration, held in Bhopal, in December 2019 discussed various issues pertaining to women prison staff. Prison job is stressful and my discussion on 'Stress and well-being of Women Prison Staff: Issues and Intervention' evoked good responses from the women staff, who shared their various challenges.

We look forward to more such productive activities, training programmes and awareness programmes to improve the present criminal justice system and to make society more just, humane and equitable. Wish you all a very happy New Year.

Message



I extend my best wishes and New Year greetings to all the readers. I am glad to note that the activities of the Institute are getting positive response from different stakeholders. The Institute of Correctional Administration, Chandigarh, during the year 2019 organized 25 courses / workshops for Police, Prison Officers and Prosecutors of various States. 931 officers and others were imparted training on various themes.

This year, we will add more vibrancy to the activities of the Institute by providing a platform for sharing developments in the field of Criminal Justice System. Changes and advances and good practices in the area of Criminal Justice System need further discussion, debate, and dissemination. Policy and technology changes are being introduced which need further dissemination and establishing frameworks for better implementation. As a Training Institute, we continuously strive for improving the human resources of our stakeholders.

(Arun Kumar Gupta, IAS)
Director, ICA, Chd.

Dr. Upneet Lalli,
Dy. Director ICA, Chd.

**Calendar of Courses / Workshops for Prison / Police Officers
during the period from September, 2019 to December, 2019**

SEPTEMBER, 2019			
1.	Workshop on 'The Protection of Children from Sexual Offences Act, 2012'	Prison officers	09 September, 2019
2.	Course on 'Custody Management in respect of Undertrial Prisoners'	Police & Prison Officers	23-26 September, 2019
3.	One day Sensitization program on 'Trafficking Issues' in collaboration with the SLSA, UT, Chd.	Police Officers / Public Prosecutors	27 September, 2019
OCTOBER, 2019			
1.	Workshop on 'Legal Aid Services for Prisoners : Assessment and Improvements'	Prison Officers & Lawyers, etc.	31 October, 2019
NOVEMBER, 2019			
1.	One-Day Awareness Training program on 'Drug Abuse Prevention' in collaboration with NISD, Delhi	Prison Officers	01 November, 2019
2.	Course on 'Stress Management'	Police Officers	04-07 November, 2019
3.	One-Day Awareness Training program on 'Drug Abuse Prevention' in collaboration with NISD, Delhi	Prison Officers	08 November, 2019
4.	Two Capacity Building programs on 'Drug Abuse Prevention' in collaboration with NISD, Delhi	Prison Officers	19-20 November, 2019 & 26-27 November, 2019
DECEMBER, 2019			
1.	One-day Workshop on 'Human Rights' in collaboration with the HPNLU, and H.P. Prison Department, Shimla	Prison Officers (40) & Prison Inmates (275)	10 December., 2019

**Courses / Workshops organized by the Institute of Correctional Administration, Chandigarh
for the period from 01.09.2019 to 31.12.2019**

Sr. No.	Name of Courses / Workshops	Course for	Dates	No. of Officers
1.	Workshop on 'Protection of Children from Sexual Offences Act, 2012'	Prison Officers	09th September, 2019	28
2.	Training Program on 'Custody Management in respect of Undertrial Prisoners'	Prison Officers / Prosecutors	23rd-26th September, 2019	26
3.	Workshop on 'Trafficking Issues' in collaboration with the SLSA, UT, Chd.	Police Officers / Prosecutors	27th September, 2019	33
4.	Workshop on 'Free Legal Aid Services for Prisoners : Assessment and Improvements'	Prison Officers / Prosecutors	31st October, 2019	36
5.	One-Day Awareness Training program on 'Drug Abuse Prevention' in collaboration with NISD, Delhi	Prison Officers	1st November, 2019	15
6.	Course on 'Stress Management'	Police Officers	4th-7th November, 2019	12
7.	One-Day Awareness Training program on 'Drug Abuse Prevention' in collaboration with NISD, Delhi	Prison Officers	08th November, 2019	23
8.	Two-day Capacity Building program on 'Drug Abuse Prevention' in collaboration with NISD, Delhi	Prison Officers	19th-20th November, 2019 26th-27th November, 2019	35 36
9.	One-day Workshop on 'Human Rights' in collaboration with the HPNLU & HP Prison Department, Shimla	Prison Officers (40) & Prison Inmates (275)	10th December, 2019	315

**List of Prison, Police and Other Officers who participated in Training Courses
during the period from 01.01.2019 to 31.12.2019**

Total police officers trained	: 161	Total courses / workshops for prison officers	: 17
Total prison officers trained	: 450	Total courses / workshops for police officers	: 05
Others officers trained	: 45	Joint courses/workshop for Police and Prison	: 03
Prison Inmates (HP)	: 275		
Total officers trained	: 931	Total courses organized	: 25

Activities in the Institute from September to December, 2019

Workshop on 'Protection of Children from Sexual Offences Act, 2012'

A One-day Workshop on 'Protection of Children from Sexual Offences Act, 2012' held in the Institute of Correctional Administration, Chandigarh on 09.09.2019 for the Police Officers of Chandigarh. The Workshop was attended by 28 police officers from the rank of Sub Inspector of Police to Assistant Sub Inspector of Police. The aim of this Workshop was to sensitize the police officers on Child Rights and make them aware of the different laws relating to the Protection of Children from Sexual Offences Act, 2012.

Course on 'Custody Management in respect of undertrial/ prisoners'

A course on 'Custody Management in respect of undertrial/prisoners' was organized by the Institute of Correctional Administration, Chandigarh for the police officers from 23.09.2019 to



Police Officers of Chandigarh participating in the workshop on POCSO Act, 2012

26.09.2019. The course was attended by 26 Police and Prison Officers. The course was designed to sensitize the participants in respect of the following aspects of Custody Management : legal and Judicial provisions; security risks such as escapes and breaks, its causes, and preventive measures; maintenance and medical aspects; access control including supervision of visitors; human rights in custody, their violations during interrogation, etc. The valedictory address was delivered by Sh.

address was delivered by Sh. Mahavir Singh, Member Secretary State Legal Services Authority, UT, Chandigarh who motivated the participants to always act impartially and also provide relief to the poor, needy and vulnerable sections of society. He spelt out the Code of Conduct for the police, particularly with reference to custody management.

Workshop on "Trafficking Issues"

The Institute of Correctional Administration, Chandigarh in collaboration with the State Legal Services Authority, UT, Chandigarh organized Workshop on "Trafficking Issues" on 27.09.2019 for Chandigarh Police Officers and Prosecutors in the ICA, Chandigarh. 33 Police officers and prosecutors participated in this Workshop. This workshop not only sensitized them trafficking issues but also legal framework to address trafficking problems in India.



Sh. Mahavir Singh, Member Secretary, State Legal Services Authority, UT, Chandigarh and Sh. V.K. Kapoor, IPS (Retd.) former A.D.G. Police, Haryana distributing the certificates to the participants in the Workshop on Trafficking issues.



Sh. Praveen Kumar Sinha, IPS, ADG Prisons Punjab addressing the Prison Officers in course Drug Abuse

Acupressure. He demonstrated various techniques where they could heal themselves.

Two Awareness training programmes & two Capacity Building Programmes on Drug Abuse Prevention for Prison Officers:

The Institute of Correctional Administration, Chandigarh in collaboration with the National Institute of Social Defence, New Delhi organized two Awareness training programmes & two Capacity Building Programmes on Drug Abuse Prevention for Prison Officers in the month of November, 2019. During two Awareness training programmes, 38 prison officers participated. Similarly in two Capacity building programmes, 71 prison officers participated. In view of extreme importance of curbing drug abuse in prisons, these four training programmes were organized for prison officers.

Celebration of Indian Constitution day on the theme of 'Women in the Indian Constitution' on 26th November, 2019 in the ICA, Chandigarh

To mark the 70 years of the making of the Indian Constitution, the Institute of Correctional Administration, Chandigarh in

trafficking problems in India.

Workshop on 'Legal Aid Services for Prisoners: Assessment and Improvements'

The Institute of Correctional Administration, Chandigarh in collaboration with the State Legal Services Authority, U.T, Chandigarh organized a one-day Workshop on 'Legal Aid Services for Prisoners: Assessment and Improvements' on 31st October, 2019 to sensitize the prison officers and other stakeholders such as lawyers about legal aid services for prisoners. The Workshop covered Modalities to Reduce Undertrial in prison and discussion took place on the impact of the undertrial Review Committees in providing legal aid to prisoners. A total 17 prison officers and 19 Lawyers from the State of Punjab and Haryana, Advocates of District Courts, Chandigarh and also functionaries of DLSA attended this Workshop.

Course on 'Stress Management' for H.P. Police Officers

A course on 'Stress Management' was organized by the Institute of Correctional Administration, Chandigarh for police officers of Himachal

police officers of Himachal Pradesh from 04.11.2019 to 07.11.2019. The course was designed to (a) impart elementary knowledge to the participants about the nature, types, sources, causes and consequences of stress; (b) analyze the special nature of the police stress by identifying the kinds of stress to which police is generally exposed and (c) equip the participants with skills and strategies of stress coping and stress prevention. The highlight of this training programme was the session of Dr. Ketan V. Shah, a renowned Acupressure Healer who addressed the participants on Stress Management through Acupressure. He demonstrated



Dr. Ketan V. Shah a renewed Acupressure Healer giving practical tips of acupressure of the participants in the course on Stress Management

Administration, Chandigarh in collaboration with the Legal Awareness and Free Legal Aid Women Society & Social Action Foundation for Equity, Chandigarh celebrated Constitution Day on 26th November 2019. The theme of this event was 'Women in the Indian Constitution'. The Hon'ble Mrs. Justice Daya Chaudhary, Former Judge, Hon'ble Mr. Justice Iqbal Singh and Former Judge Hon'ble Mrs. Justice Anita Chaudhry of Punjab & Haryana High Court, Chandigarh; Dr. Deipa Singh Advocate Punjab & Haryana High Court and Dr. Upneet Lalli Deputy Director of ICA chaired the event. The event was attended by Advocates, Academicians, and Prison officers. Dr. Lalli in her introductory speech addressed the theme of the event i.e., "Women in the Indian Constitution". A book on 'Clemency in India: Confluence, Contradictions & Confusions' written by the Author – Dr. Malvika Singh was also released on this occasion. The Chief Guest Hon'ble Justice Daya Chaudhary enlightened the audience about the role of women in making of the Indian Constitution and focused on women empowerment status since



Hon'ble Governor of H.P. Sh. Bandaru Dattatraya was the Chief Guest in the workshop on Human Rights Day in Kanda Jail, H.P.

women empowerment status since the ages.

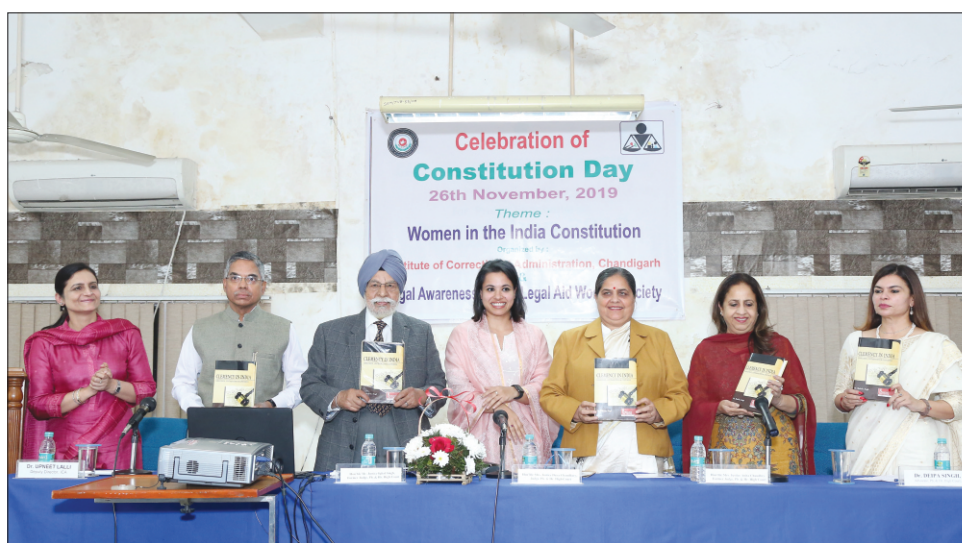
One -day Workshop on the Celebration of Human Rights Day on 10th December, 2019 at Kanda Jail, Shimla.

On the occasion of celebration of Human Rights Day on 10th December, 2019 at Kanda Jail, Shimla, the Institute of Correctional Administration, Chandigarh in collaboration with the HP National Law University, Department of Prisons and Corrective Services, Shimla, organized one day workshop for Prison Officers and Prison Inmates of Kanda Jail, Shimla in

Inmates of Kanda Jail, Shimla in which 315 Prison inmates and prison officers participated. A poster making and slogan writing competition for prison inmates at Model Central Jail, Kanda Shimla was also held. The prison inmates also presented cultural programmes on this occasion. Prize money to the inmates was sponsored by NGO-Social Action Foundation for Equity, (SAFE) Chandigarh.

The Governor of Himachal Pradesh, Sh. Bandaru Dattatraya was the Chief Guest for this event. He said that commitment to human rights is a part of our Indian culture. Besides, he encouraged the prisoners to reform their behaviour and ensured that suitable prisoners may get more remission also. Further, he saw posters and slogans made by inmates.

The 2nd National Conference on "Uniformed Women in Prison Administration" was held in Bhopal, in December 2019 in which various issues pertaining to women prison staff were discussed.



Hon'ble Mrs. Justice Daya Chaudhary, Hon'ble Mr. Justice Iqbal Singh (Retd.) and Hon'ble Mrs. Justice Anita Chaudhry (Retd.) of Punjab & Haryana High Court, Sh. K. Selvaraj IPS, D.G. Prisons, Haryana at the Constitution Day Celebration.

BEST PRISON PRACTICES

The sharing of best prison practices continues through our Newsletter. This time the international and national best prison practices prevalent in the Brazil, England & Australia and also the State of Maharashtra are briefly discussed. Maharashtra has adopted the Brazil good practices related to reduction of sentence and remission.

Book Reading and Remission:

Prison reforms require focus not only on infrastructure but also on reformation of prisoners' behaviour and remission opportunity through noble way to shorten the sentences like book reading experiment of Brazil. Where inmates are offered four days less for every book they read. Inmates in four federal prisons holding some of Brazil's most notorious criminals would read up to 12 works of literature, philosophy, science or classics to trim a maximum 48 days off their sentence each year.

Similarly, ADG Prisons Maharashtra issued a circular that prisoners who will complete their 10th, 12th, graduation, post graduation, MPhil or PhD in prison will get 90 days remission in their sentence. This development is an outcome of discussions, about the book

reading leading to sentence reduction experiment in Brazil.

Programme to control reoffending and to improve well-being of Women Prisoners-England

The National Health Service (NHS) in England has launched a programme for women prisoners in the last six months of their sentence with aim to break the cycle of reoffending and to improve the mental and physical health of women in the prison. The programme accepts prisoners who are repeat offenders and prisoners who have experiences of domestic violence, substance misuse or sex work, as well as women who have chaotic lifestyles.

The programme offers participants 12 two-hour facilitated group sessions as well as one-to-one meetings on a range of health topics like Sexual health and healthy relationships, Well-being, including healthy diet and exercise and emotional self-care. The programme includes input from former women prisoners who talk about their experiences before and after release. The women are also offered individual follow-up sessions if necessary (Global Prison Trends, 2019).

Therapeutic Community Program for Alcohol and Drug Rehabilitation-Australia

Wandoo is a dedicated alcohol and drug rehabilitation prison for women in Perth, and the first female prison in Western Australia to run an intense rehabilitation programme known as a 'therapeutic community'. The facility can treat up to 77 selected minimum- and medium-security prisoners, who must demonstrate a desire to treat their addiction. The focus of Wandoo is to offer a supportive environment where women can break the cycle of addiction and drug-related offending. It aims to provide a 'safe, healthy, supportive and respectful space to recover and make positive lasting changes'. Wandoo offers dedicated and intensive trauma-informed treatment within a therapeutic community. Women are supported via multi-disciplinary case-management to reduce addiction, improve mental and physical health and reduce the chances of reoffending. Women at Wandoo are also offered transitional and post-release support for their ongoing rehabilitation (Global Prison Trends, 2019).

Items	2017	2018
Total Number of Prisons	1361	1339
No. of Open Prisons	64	77
Total Prison Population	4,50,696	4,66,084
Convicts	1,39,149 (30.9%)	1,39,488 (29.9%)
Undertrials	3,08,718 (68.5%)	3,23,537 (69.4%)
Total Women Prisoners	18,873 (4.2%)	19,242 (4.1%)
Total Prison Staff	57,307	60,024
Overcrowding/ Occupancy Rate	115.1%	117.6%
Deaths in Prison (Natural+ Unnatural)	1671	1845

Items	2017	2018
Total IPC Crimes	30,62,579	31,32,954
Total SLL Crimes	19,44,465	19,41,680
Total Crime against Women (IPC+SLL)	3,59,849	3,78,277
Total Crime against Children	1,29,032	1,41,764
Crime Committed by Juveniles (IPC+SLL)	33,606	31,591
Escapes From Police Custody (from and outside lockup)	1009	937

Source- NCRB (2017, 2018)

Supreme Court Judgment

Punjab & Haryana High Court Judgment

Baljinder Singh ... Petitioner
VS.

State of Punjab ... Respondent
CRM NO. 13484/2019

Dated : 03rd September, 2019

**(Rajiv Sharma &
Harinder Singh Sidhu, JJ)**

Facts:

The Double Bench Judge of Punjab and Haryana High Court was hearing an appeal filed by Baljinder Singh who had challenged his conviction under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985. He was sentenced to undergo rigorous imprisonment for a period of 12 years and was directed to pay a fine of Rs 2 lakhs. The Punjab and Haryana High Court, however, set aside his conviction but took serious note of the problem of drug abuse which

has gripped the State. The court had a long interaction with various officers to eradicate drug menace in the state of Punjab and has issued a slew of directions.

Directions:

The Hon'ble Punjab and Haryana High Court directed following directions to the State Government:

Educational Institution:

- All the educational institutions were directed to appoint the senior-most teacher as the Nodal Officer to counsel the students about the ill-effects of drugs.
- To include a mandatory and comprehensive chapter on drug abuse and illicit trafficking and its socio-economic cost to self, society and the country in the syllabus for 10+1 and 10+2 students.
- The School Management, Principals and Teachers shall

be encouraged sensitized to look out for peddlers in their vicinity and report them to police immediately.

- All the schools throughout of State Government including Government, Government aided, minority institutions, public schools, Universities, colleges, Polytechnic colleges and Coaching Centres were directed to constitute anti-drug clubs to promote a drug free life.
- The local police was directed to pay special attention to areas surrounding schools.

District Deputy Commissioner

- To launch special awareness drives to make the people aware of the ill-effects of drugs on the society and the Deputy Commissioner of the district shall be the Nodal Officer to make the citizens aware of the ill-effects of the drugs & controlling the same.

- The Executive Magistrates and the Gazetted officers throughout the State shall be informed about their duties to be discharged under the NDPS Act more particularly, under Section 50.
- There should be coordination amongst the school authorities, police authorities and hospitals/rehabilitation centres.
- The State is directed to strictly enforce Section 71 of the NDPS Act.

Police

- The Director General of Police, State of Punjab, was directed to revamp, restructure, strengthen special task force.
- To provide latest kits to the Investigating Officers to investigate the matters under the Opium Act, NDPS Act and other allied Acts and also to apprise the police personnel the procedure to be adopted while conducting investigation under the NDPS Act.
- To register cases against the kingpins under the Prevention of Money Laundering Act, 2002 at the time of lodging the FIR under the NDPS Act and Opium Act.
- The Drugs Inspector while raiding the factories, industries, medical shops shall be accompanied by a person not below the rank of the Assistant Commissioner of Police including the Gazetted Officer from the Food & Supplies Department.
- The Assistant Commissioner

of Police of the concerned district shall personally monitor all the cases registered under the Opium Act and the NDPS Act, 1985.

- The Police Officers shall ensure that no minor is served any drugs, alcoholic beverages in any medical shops, bars, restaurants and through vend. No vend shall supply/sell the liquor to any minor.
- To increase public awareness in the society and the police shall be sensitized and trained to deal with street peddlers.
- The District Narcotics Cells shall undertake various tasks like, devise area specific strategy, effective action against drug traffickers, maintain and update all police records pertaining to NDPS Act cases, action against the persons involved in sale of pharmaceuticals products without prescription and proper for capacity building and improving the investigating as well as intelligence collection skills.
- To develop special, mobile, anti-peddling squads of police with jurisdiction of all over the cities and adjoining areas.
- To ensure posting one plain-clothes policeman from 8 AM to 6 PM around all the educational institutions to nab the drugs peddlers and kingpins.

Prison

- The State Government was also directed to sensitize the Prison staff in detecting and seizing drugs in prisons.

- The Prisons shall be equipped with sniffer dogs to check the visitors and packages for drugs in the entry and exiting points. All the addicts within the prison including open jail shall be registered and compulsorily sent for de-addiction.
- Every prisoner entering in the prison shall be tested for addiction and shall be de-addicted if he is found to be addicted.
- All the prisoners who are arrested in crimes before their production in a court by an arresting agency shall be examined by the doctor and Doctor shall record their history or symptoms, if any of drug abuse.

Health and Rehabilitation Centres

- To establish Rehabilitation Centres in each district of the State within a period of six months from today. These shall provide all the basic necessities to the inmates including boarding, lodging, counseling etc.
- The State Government was directed to appoint one Psychiatrist for counselling in each Rehabilitation Centre.

Highlight:

Punjab & Haryana High Court directed the A.D.G. Prisons, Punjab, to send the staff for training at the Institute of Correctional Administration, Chandigarh and National Institute of Social Defence, New Delhi in a phased manner to sensitize them in detecting and seizing in prisons.

Please share your success story and best practices in corrections by writing to us at deputydir.ica@gmail.com

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