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महाराष्ट्र शासन

अपर पोलीस महासंचालनालय व महानिरीक्षनालय,
कारागृह व सुधारसेवा, महाराष्ट्र राज्य,
जुनी मध्यवर्ती इमारत, २ रा मजला,
पुणे ४११ ००१



जा.क्र. न्यावि/ मुपुसु/ एसएलपी ५२९/२१/ 1673 4 /२०२४, कक्ष ९ (५), पुणे दिनांक 23. 9. 2024

विषय :- मा. सर्वोच्च न्यायालय, नवी दिल्ली यांचेकडील SMWP (CrI.) No. ४/२०२१ IN RE
POLICY STRATEGY FOR GRANT OF BAIL WITH SLP(CrI) No. ५२९/२०२१ (II-C)
मधील दिनांक २२.१०.२०२४ रोजीच्या आदेशानुसार कार्यवाही करण्यात आली.

संदर्भ :- शासन पत्र क्र. संकिर्ण १४२१/प्र.क्र.५१६/ तुरुंग-३, दिनांक १३ डिसेंबर २०२४

उपरोक्त विषयास अनुसरून सादर करण्यात येते की, मा. सर्वोच्च न्यायालय, नवी दिल्ली यांचेकडील SMWP (CrI.) No. ४/२०२१ With एसएलपी (क्र.) ५२९/२०२१ मध्ये दिनांक २२.१०.२०२४ रोजीच्या आदेशाची प्रत शासनाच्या संदर्भीय पत्रान्वये प्राप्त झालेली आहे.

संदर्भीय शासन पत्र व मा. सर्वोच्च न्यायालय, नवी दिल्ली यांचेकडील SMWP (CrI.) No. ४/२०२१ व एसएलपी (क्र.) ५२९/२०२१ मधील दिनांक २२.१०.२०२४ रोजीच्या आदेशाची प्रत या सोबत पाठविण्यात येत असून मा. सर्वोच्च न्यायालयाच्या निर्देशानुसार कार्यवाही करण्यात यावी.

सोबत :- वरिलप्रमाणे.

(डॉ. जालिंदर सुपेकर)

विशेष पोलीस महानिरीक्षक, (मु.)

कारागृह व सुधारसेवा

महाराष्ट्र राज्य, पुणे-१

प्रति,

सर्व अधीक्षक, मध्यवर्ती /जिल्हा/विशेष/ खुले कारागृह, खुली वसाहत आटपाडी.

प्रत :- १. मा. प्रधान सचिव, गृह विभाग, (अ.व.सु.), महाराष्ट्र शासन, मंत्रालय, मुंबई - ४०० ०३२
(लक्षवेध - श्री. नारायण बी. माने, अवर सचिव, गृह विभाग, मंत्रालय, मुंबई-३२.)

प्रत :- पुढील आवश्यक कार्यवाहीकरीता

१. विशेष पोलीस महानिरीक्षक (कारागृह), नाशिक विभाग, नाशिक, २) विशेष पोलीस महानिरीक्षक (कारागृह), मध्य विभाग, छत्रपती संभाजीनगर. ३) कारागृह उपमहानिरीक्षक, पुर्व विभाग नागपुर, ४) कारागृह उपमहानिरीक्षक, पश्चिम विभाग, येस्वडा पुणे-६, ५) कारागृह उपमहानिरीक्षक, दक्षिण विभाग, मुंबई

प्रत :- कक्ष अधिकारी, ईसेल (कक्ष क्र. १३), मुख्यालय, पुणे यांना आवश्यक कार्यवाहीकरीता.

LETTER

To,

The Inspector General of Prisons.
State of Maharashtra, Pune.

No. RLP-1077/348-PRS-3

Home Department, Mantralaya,
Bombay - 400032.

Dated the 16th November 1978.

Subject : Guidelines for Pre-Mature Release of
Under the '14 year rule' of
prisoners serving Life Sentence-----
Revision of -----

Reference : Government letters, Home department,
No. RLP-5171/54309-IV, dated the 8th
January 1974 and No. RLP. 1077-348/XXIV,
Dated the 4th of October 1977.

Government had approved, vide Government letter, Home Department, No. RLP-5171/54309-IV dated the 8th of January 1974, the categorization of crime, with corresponding total periods of imprisonment ranging generally between 16 to 22 years as given in paragraph 8 of your letter No. FYR 1069/II dated the 3rd of September 1971. The guiding principles laid down therein indicate only a broad division of the pattern of crimes for the purpose of premature release of prisoners sentenced to imprisonment for life, and do not cover all the categories of prisoners sentenced for various offences. It was therefore necessary to revise the guiding principles so as to have a more comprehensive coverage of cases involving the punishment of imprisonment for life, which could be followed while considering the cases for premature release under the 14 year rule. Accordingly, the question of evolving comprehensive guidelines for premature release under the '14 year rule' of prisoners sentenced to life imprisonment was considered by Government and Government is pleased to lay down the following revised guidelines for premature release of prisoners serving life sentence:-

Sr. No.	Categorisation of Crime	Period of total imprisonment including remissions. to be undergone
1.	<u>Murders relating to sexual matters or arising out of relations with women etc.</u>	
a.	Where the prisoner is the aggrieved person and has no previous criminal history and has committed the murder in an individual capacity in a moment of anger and without premeditation.	16 years (Sixteen Years)
b.	Where the crime as above is committed by the aggrieved person but with premeditation.	18 years (Eighteen Years)
c.	Where the crime is committed against the aggrieved person but without premeditation.	18 years (Eighteen Years)
d.	Where the crime is committed against the aggrieved person but with premeditation.	20 years (Twenty Years)
e.	Where the crime is committed with exceptional violence or with perversity.	24 years (Twenty-Four Years)
2.	<u>Murders arising out of land disputes, family feuds, matters relating to family prestige etc..</u>	
a.	If the offence is committed in an individual capacity and without premeditation and the prisoner has no previous criminal history.	16 years (Sixteen Years)
b.	Crime committed as at (a) above but with premeditation or as a gang.	18 years (Eighteen Years)
3.	<u>Murders for Other Reasons</u>	
a.	Where a murder is committed in the course of a quarrel etc. without premeditation and in an individual capacity and where the prisoner has no previous criminal history.	16 years (Sixteen Years)
b.	As at (a) above but with premeditation or as a gang.	18 years (Eighteen Years)

4.	<u>Hardened Criminals</u> Prisoners whose crime forms part and parcel of other criminal activities like theft, smuggling or breaking of other laws such as those relating to prohibition, gambling or immoral trafficking in women and girls: also hired killers and those convicted of murders during dacoities and robberies.	22 years (Twenty-Two Years)
5.	<u>Political Rivalry</u> Prisoners convicted of murders arising out of political rivalry and involving a fair amount of prior planning and organization.	22 years (Twenty-Two Years)
6.	<u>Escapees</u> Prisoners who have escaped from lawful custody while undergoing imprisonment or who have absconded while on Parole or Furlough Leave	24 years (Twenty-Four Years)
7.	<u>Death Sentence Commuted by Government</u> Prisoners in whose cases death sentence is commuted to life imprisonment by Government.	24 years (Twenty-Four Years)
8.	Persons Sentenced to Life imprisonment for offences like (a) Offences against the state [Chapter VI I.P.C.] (b) Abetment of mutiny, political rivalry and involvement [Sec. 131, 132 I.P.C.] (c) Offences against public justice [Sec. 222 and 225 of the I.P.C.] (d) Offences in respect to Coinage, Stamps etc. [Sections 232, 238, 255 I.P.C.] etc.	24 years (Twenty-Four Years)

2. The Criteria in the guidelines prescribed in the preceding paragraph refer to normal cases i.e. the cases of prisoners with normal features and having good behavior in the prisons. However, prisoners having exceptionally good behavior or possessing factors, which justify a sympathetic consideration, may be released earlier by a period up to one year than that specified in the guidelines. Similarly, prisoners whose cases possess

unfavourable factors requiring a longer detention could be detained for a further period of up to two years beyond that specified in the guidelines. The Prison Advisory Boards should consider the cases of premature release of prisoners on the basis of these guiding principles, and make specific recommendations in this behalf. While submitting the cases of lifers to Government, for review under the 14 year rule, the recommendation of the Advisory Boards in each case, based on the above mentioned guiding principles, and the recommendation of the Inspector General of Prisons should invariably be submitted to the Government. In cases, where the Inspector General of Prisons defers from the recommendation of the Prison Advisory Boards, reasons for the difference in the views should also be furnished in the reports under the 14 year rule.

3. I am to request that the above mentioned revised guiding principles may hereafter be followed in making recommendations to Government about premature release of prisoners while submitting their cases under the 14 year rule. The cases of prisoners, which have already been decided up to 31st October 1978 under the 14 year rule on the basis of previous guiding principles should not be reopened. Necessary instructions in this regard may please be issued to the Prison Advisory Boards as well as to the Superintendents of Prisons and the Dy. Inspectors General of Prisons.

SD/-

(S.D. Deshpande.)

Deputy Secretary to the Government of
Maharashtra, Home Department.

Immediate

LETTER

To,

The Inspector General of Prisons.
Maharashtra State.
Pune.

No. RLP-1092/13/252/PRS 3 Home Department, Mantralaya, Bombay - 400032.

Dated 11th May 1992.

Subject : Guidelines for Pre-Mature Release of
Under the '14 year rule' of
Prisoners serving Life Sentence.
After 18th December 1978

Reference : Government letter, Home department,
No. RLP-1077/348 / PRS 3, dated the
16th November 1978.

"In view of the amendment to Criminal Procedure Code 1973 and introduction of section 433-A by Criminal Procedure Code (Amendment) Act 1978 imposing restrictions on the power of the Appropriate Government to remit the sentences of prisoners convicted after 18th December 1973, the existing guidelines issued by letter, dated 16th November 1978 under reference had become inapplicable in the cases of prisoners undergoing Life imprisonment covered by section 433-A, Criminal Procedure Code. The question of framing revised guidelines in consonance with section 433-A Criminal Procedure Code was therefore, under consideration of the Government. The Government is now pleased to issue revised guidelines for considering the cases of such prisoners convicted after 18th December 1978 for Pre-mature release. The earlier guidelines dated the 16th November 1978 however continue to apply the cases of the

convicts not covered by section 433-A excepting those which are specifically included in the revised guidelines, namely the convicts covered under Category No. 8"

2. The guiding principles laid down herein indicates only a broad division of the pattern of crimes for the purpose of premature release prisoners sentenced to imprisonment for Life after 18th December 1978 and do not cover all the categories of prisoners for various offences.

3. The criteria in the guidelines prescribed refer to normal cases i.e. the cases of prisoners with normal features and having good behavior in the prisons. While submitting the cases of such prisoners to Government for review under the 14 year rules" on completion of 12 years of actual imprisonment, the recommendations of the Advisory Board in each case, based on the above mentioned guiding principles and the recommendations of the Inspector General of Prisons should invariably be submitted to the Government.

4. In cases, where the Inspector General of Prisons defers from the recommendation of the Prison Advisory Boards, reasons for the difference in the views should also be furnished in the reports under the 14 year rule.

5. The enclosed revised guiding principles may, therefore please be followed in making recommendations to Government about premature release of prisoners while submitting their cases under the '14 Year Rule'. The State Government will then consider these cases for remission of sentence and issue orders in exercise of powers vested in it under sections 432 of Cr.P.C.

SD/-

(M.G. Bandekar.)

Deputy Secretary to the Government of
Maharashtra, Home Department.

GUIDELINES FOR PREMATURE RELEASE OF PRISONERS SENTENCED TO LIFE IMPRISONMENT OR TO DEATH PENALTY COMMUTED TO LIFE IMPRISONMENT AFTER 18TH DECEMBER 1973

Sr. No.	Categorisation of Crime	Period of imprisonment to be undergone including remissions subject to a minimum of 14 years of Actual Imprisonment including Set-off period.
1.	<p><u>Murders relating to sexual matters or arising out of relations with women, dowry deaths or other form of bride killing etc..</u></p> <p>a. Where the convict is the aggrieved person and has no previous criminal history and has committed the murder in an individual capacity in a moment of anger and without premeditation.</p> <p>b. Where the crime as above is committed by the aggrieved person but with premeditation.</p> <p>c. Where the crime is committed against the aggrieved person without premeditation.</p> <p>d. Where the crime is committed against the aggrieved person with premeditation.</p> <p>e. Where the crime is committed with exceptional violence or with perversity.</p>	<p>22 years</p> <p>24 years</p> <p>24 years</p> <p>26 years</p> <p>28 years</p>
2.	<p><u>Murders arising out of land disputes, family feuds, family prestige & superstition.</u></p> <p>a. If the offence is committed in an individual capacity and without premeditation and the prisoner has no previous criminal history.</p> <p>b. Crime committed as above with premeditation or by a gang.</p>	<p>22 years</p> <p>24 years</p>
3.	<p><u>Murders for Other Reasons</u></p> <p>a. Where a murder is committed in the course of a quarrel without premeditation and in an individual capacity and where the prisoner has no previous criminal history.</p> <p>b. As at (a) above but with premeditation or as a gang.</p> <p>c. Murders resulting from trade union activities and business rivalry.</p>	<p>22 years</p> <p>24 years</p> <p>26 years</p>

	d.	Murder committed with premeditation and with exceptional violence or with perversity.	26 years
4.		<u>Murder for Political Reasons</u>	
	a.	Murders arising out of political rivalry and political interest without premeditation.	24 years
	b.	Murders arising out of political rivalry and political interest with premeditation.	26 years
	c.	Murders committed in the pursuance of a political philosophy and as a means to acquire political powers as by terrorist or extremist groups.	30 years
5.		<u>Murders by Professional Criminals</u>	
	a.	Murders committed by dacoits and robbers in the act of committing dacoities and robberies	26 years
	b.	Murders committed by gangsters, contract killers, smugglers, drug traffickers, racketeers, bootleggers, gamblers, flesh traders and those indulging in other terms of organised crime in furtherance of their criminal activities.	28 years
6.		<u>Escapers</u>	
	a.	Prisoners who have escaped from lawful custody while undergoing imprisonment or who absconded while on Parole or Furlough.	28 years
7.		<u>Death Sentence Commuted to life Imprisonment</u>	
	a.	Prisoners in whose cases death sentence has been commuted to life imprisonment.	30 years
8.		<u>Prisoners guilty of offences not involving murder who are sentenced to life imprisonment</u>	
	a.	Persons Sentenced to Life imprisonment for offences like (a) Offences against the state [Chapter VI] I.P.C. (b) Abetment of mutiny, political rivalry and involvement [Sec. 131, 132 I.P.C.] (c) Offences against public justice [Sec. 222 and 225 of the I.P.C.] (d) Offences in respect to Coinage, Stamps etc. [Sections 232, 238, 255 I.P.C.] etc.	30 years

Guidelines for Premature Release
Under the '14 year Rule of
Prisoners serving life sentence
after 18th December 1978

GOVERNMENT OF MAHARASHTRA

Home Department,

Government Resolution No. RLP-1006/CR 621/PRS 3.

Mantralaya, Mumbai 400032.

Dated 11th April 2008.

Read : Government Letter No. RLP-1092/13/252/PRS 3.
Dated 11th May 1992.

Resolution :

After amendment to the Code of Criminal Procedure 1973 by Criminal Procedure Act (Amendment) 1978 restricting the power of appropriate Govt. to remit the sentence of the convict under section 433 A, the State Govt. framed the guidelines as laid down in Govt. letter No. RLP-1092/30/352/PRS 3. dated 11/05/1992. However, no guidelines were framed for those convicts undergoing life sentence and not covered by section 433 A of the Cr.P.C. For that purpose, guidelines issued in the Govt. letter No. RLP-1077/348/PRS 3 dated 16/11/1978 were being relied upon. The question of revising guidelines already laid down in the Govt. letter dated 11/05/1992 as well as the question of laying down detailed guidelines for premature release of the life convicts not covered under sections 433 A of the Code of Criminal Procedure was under consideration of the Govt. After due consultations with various departments and Non-Govt. Organisations (NGO's) the Govt. has decided to lay down revised guidelines as per Annexure I in place of the guidelines dated 11/05/1992 and new guidelines as per Annexure II annexed to this resolution.

2. These guidelines will be applicable from the date of issue of this Govt. resolution and will supersede all earlier orders and guidelines. These guidelines will be applicable in the normal course to the convicts undergoing life sentence and those having **good** behavior while undergoing the sentence.

Annexure I

Category No.	Categorisation of Crime	Period of imprisonment to be undergone including remissions subject to a minimum of 14 years of Actual Imprisonment including Set-off period.
1.	<u>Offences relating to Crimes by Women</u>	
a.	Where the convict has no previous criminal history and has committed the murder in an individual capacity in a moment of anger and without premeditation or under physical, mental provocation	18 years
b.	Where the convict has committed the murder with premeditation	20 years
2.	<u>Offences relating to crimes against Women and Minors</u>	
a.	Where the convict has no previous criminal history and has committed the murder in an individual capacity in a moment of anger and without premeditation.	20 years
b.	Where the Crime as above committed with premeditation.	22 years
c.	Where the Crime is committed with exceptional violence and /or with brutality or death of victim due to burns.	26 years
d.	murder with rape.	28 years
3.	<u>Murder arising out of Land dispute, family feuds, family prestige and superstition.</u>	
a.	If the offence is committed in an individual capacity and without premeditation.	20 years
b.	Crime committed as above with premeditation, either individually or by a gang.	22 years
4.	<u>Murder for other reasons</u>	
a.	Where the murder is committed in the course of quarrel without premeditation in an individual capacity and the person has no previous criminal history.	20 years

	b.	Murders resulting from trade union activities and business rivalries	22 years
	c.	Crime committed (a) above but with premeditation, or by a gang or by a person having criminal history.	24 years
	d.	Murder committed with premeditation and / with exceptional violence and / or brutality	26 years
	e.	Murders committed by dacoits and robbers in the act of committing dacoity and robberies	26 years
	f.	Murders committed by bootleggers, gamblers, flesh traders etc.	26 years
5.		<u>Murders for Political Reasons</u>	
	a.	Murders arising out of political rivalry and political interest without premeditation	24 years
	b.	Murders arising out of political rivalry and political interest with premeditation	26 years
	c.	Murders committed in pursuance of a political philosophy and as a mean to acquire political powers as / by terrorist or extremist group.	30 years
6.		Murders Committed by gangsters, contract killers, racketeers etc.	28 years
7.		<u>Escapees</u>	
	a.	Prisoners who are declared absconders under section 82 of the Cr.P.C. 1973	26 years
	b.	Prisoners who have escaped from lawful custody while undergoing imprisonment	28 years
8.		Prisoners whose death sentence has been commuted to life imprisonment	30 years
9.		Any other such offences which are of exceptional and /or heinous nature and / or those indulging in other forms of organised crime in furtherance of their criminal activities. the State Govt. shall have power to reject the proposal for premature release or remit only such period which it deems fit.	It may be decided taking into consideration the nature of the offence and effects of crime on the society at large and also the conduct of the convict

Annexure II

PERSONS GUILTY OF OFFENCES NOT INVOLVING MURDER WHO ARE SENTENCED TO LIFE IMPRISONMENT WHERE SECTION 433 (A) OF CR.P.C. IS NOT APPLICABLE			
Sr. No.	I.P.C. Section	Nature of Offence	Period of imprisonment to be undergone including remissions subject to a minimum of 10 years of Actual Imprisonment including Set-off period.
1.	304, 304(a), 307	Persons guilty of homicides not amounting to murder, causing death by negligence, attempt to murder etc.	14 years
2.	304(b)	Persons guilty of causing Death by Dowry	20 years
3.	311	Persons guilty of under this section (thugs)	14 years
4(a).	313, 314	Persons guilty of causing miscarriage of unborn child without woman's consent or any such act which results in her death.	14 years
4(b).		Incase such victim is minor	16 years
5.	326, 329	Persons guilty of causing grievous hurt under these sections	14 years
6.	363(A)(2)	Persons guilty of kidnapping for maiming	18 years
7(a).	364	Persons guilty of kidnapping for ransom	16 years
7(b).	364	Incase such victim is minor	18 years
8(a).	376	Persons guilty in Rape cases	18 years
8(b).	376	Where victim is minor	20 years
8(c)	376(1)	Rape of physically handicapped or mentally retarded female, pregnant woman, gang rape or custodial rape	22 years

9.	388-400	Persons guilty of extortion, robbery, dacoity etc under these sections	14 years
10.	409	Persons guilty of criminal breach of trust under this section	14 years
11.	412,413	Persons guilty of offences related to stolen property under these sections	14 years
12.	436, 438	Persons guilty of mischief described under these sections	14 years
13.	449	Persons guilty of house trespass in order to commit offence punishable with death	20 years
14.	459	Persons guilty of causing grievous hurt whilst committing house break or house trespass	14 years
15.	460	Persons guilty of in-lurking, house trespass, or home breaking where death or grievous hurt is caused	18 years
16.	467, 472, 474, 475, 489(a), 489(b), 489(d)	Persons guilty of forgery or counterfeit substance etc.	14 years
17.	222, 225	Persons guilty of offences described under these sections	20 years
18.	232, 238, 255	Offences relating to of Coin & Govt. Stamps. Counterfeiting Govt. Stamps.	20 years
19.		Persons sentenced to Life Imprisonment for offences like (a) Offences against the State [Chapter VI I.P.C.], (b) Abetment of Mutiny [Sec. 130, 132 I.P.C.], (c) Offences against public justice [Sec. 222 and 225 of the I.P.C.]	30 years
20.		Persons sentenced to life imprisonment for crimes which are not covered by the above mentioned guidelines laid down by the Govt.	It may be decided taking into consideration the nature of the offence and effects of crime on the society at large and also the conduct of the convict

Guidelines for Premature Release
Under the '14 year Rule of
Prisoners serving life sentence.

GOVERNMENT OF MAHARASHTRA

Home Department,

Government Resolution No. RLP-1006/CR 621/PRS 3.

Mantralaya, Mumbai 400032.

Dated 15th March 2010.

Read :

1. Government letter Home department No. RLP-1077/348/PRS-3, dated 16th November 1978.
2. Government letter Home department No. RLP-1092/13/252/PRS-3, dated 11th May 1992.
3. Government letter Home department No. RLP-1006/CR 621/PRS-3, dated 11th April 2008 and 13th June 2008.

Resolution

Government has revised guidelines for premature release of prisoners undergoing life sentence from time to time. These guidelines are applicable to prisoners committing crimes mentioned in the Indian Penal Code. However the said guidelines do not cover grave offences such as life imprisonment under stringent clause like TADA, MCOCA, POTA etc. Therefore in exercise of power vested in it under section 432 of the Criminal Procedure Code 1973, the State Government has decided to modify the existing guidelines of even number dated 11th April 2008 & dated 13th June 2008 and pleased to sanction revised guidelines. These revised guidelines are enclosed herewith as Annexure I and Annexure II. These guidelines will be applicable to the prisoners who are convicted on or after the date of issue of this Government Resolution.

2. In case of life convicts covered under these guidelines, the process of review shall commence after completion of 12 years of actual imprisonment for review under the "14 year rule" to which provision of section of 433 A of the Code of Criminal Procedure are applicable and after completion of 8 years to which provisions of section of 433 A of the Code is not applicable. Prisoners convicted for offences against State or in terrorist activities or organised crime or similar nature of activities will not be selected for Open Prison.

3. If there is a difference of opinion between the Prison Advisory Board and Inspector General of Prisons, Maharashtra State Pune, Inspector General of Prisons shall record the specific reasons in support of his recommendations.

4. The State Government reserves its rights to remit any sentence to release the prisoners only after undergoing imprisonment in excess for which there is no specific guidelines as mentioned in the Annexures enclosed with this Government Resolution.

By Order and in the name of the Governor of Maharashtra

Sd/-

(S.C. Mondkar)

Deputy Secretary to the Government.

Home Department.

To :

The Principal Secretary to the Governor of Maharashtra.

The Principal Secretary to the Chief Minister, State of Maharashtra.

The Addl. Chief Secretary (Home), Home Department, Mantralaya, Mumbai.

The Principal Secretary (A & S), Home Department, Mantralaya, Mumbai.

The Secretary to the Deputy Chief Minister.

The Private Secretary to the Minister (Home).

The Private Secretary to the Minister for State (Prisons).

The Inspector General of Prisons, Maharashtra State, Pune. (5 copies)

All Deputy Inspector General of Prisons.

All Superintendents of Central / District / Open Prison. (2 copies)

All Desks, Home Department, Mantralaya, Mumbai.

The Government Pleader, High Court of Mumbai (Appellate Branch) / Bench at Nagpur & Aurangabad. (5 copies).

The Select File, Desk, PRS - 3.

Annexure I

Category No.	Sub-category	Categorisation of Crime	Period of imprisonment to be undergone including remissions subject to a minimum of 14 years of Actual Imprisonment including Set-off period.
1.		<u>Offences relating to Crime by Women</u>	
	a.	Where the convict has no previous criminal history and has committed the murder in an individual capacity in a moment of anger and without premeditation or under physical, mental provocation	18 years
	b.	Where the convict has committed the murder with premeditation	20 years
2.		<u>Offences relating to crime against Women and Minors</u>	
	a.	Where the convict has no previous criminal history and has committed the murder in an individual capacity in a moment of anger and without premeditation.	20 years
	b.	Where the Crime as mentioned above committed with premeditation.	22 years
	c.	Where the Crime is committed with exceptional violence and /or with brutality or death of victim due to burns.	26 years
	d.	Murder with rape.	28 years
3.		<u>Murder arising out of Land dispute, family feuds, family prestige and superstition.</u>	
	a.	If the offence is committed in an individual capacity and without premeditation.	20 years

	b.	Crime committed as above with premeditation, either individually or by a gang.	22 years
4.		<u>Murder for other reasons</u>	
	a.	Where the murder is committed without premeditation in an individual capacity and the person has no previous criminal history.	20 years
	b.	Crime committed with premeditation, or a person having criminal history.	22 years
	c.	Murders resulting from trade union activities and business rivalries	22 years
	d.	Murders committed by more than one person or group of persons	24 years
	e.	Murder committed with exceptional violence / brutality / kidnapping ; Murders committed by dacoits and robbers in the act of committing dacoity and robberies ; Murders committed by bootleggers, gamblers, flesh traders etc.	26 years
5.		<u>Murders for Political Reasons</u>	
	a.	Murders arising out of political rivalry and political interest without premeditation	24 years
	b.	Murders arising out of political rivalry and political interest with premeditation	26 years
6.		<u>Murders for Serious Offences</u>	
	a.	Murders committed by gangsters, contract killers, racketeers etc.	28 years
	b.	Persons already convicted for life and is convicted again for murder	30 years

	c.	Convict awarded more than one life sentenced and sentences running concurrently	30 years
	d.	Prisoners whose death sentence has been commuted to life imprisonment	30 years
7.		<u>PUNISHMENT UNDER THE SPECIAL ACTS SUCH AS TADA, MCOCA, POTA FOR MURDER</u>	
		Offences committed against the state / Offences committed by extremists / terrorists / Organised crimes or similar nature of offences :-	
	a.	Convict awarded one life sentence	40 years
	b.	Convict awarded two life sentences and sentences running concurrently	50 years
	c.	Convict awarded more than two life sentenced and sentences running concurrently	60 years
8.		Any other such offences which are of exceptional / heinous nature and not specifically covered in the above categories	The State Government will decide individual cases on merit.

Annexure II

PERSONS GUILTY OF OFFENCES NOT INVOLVING MURDER WHO ARE SENTENCED TO LIFE IMPRISONMENT WHERE SECTION 433 (A) OF CR.P.C. IS NOT APPLICABLE			
Category	I.P.C. Section	Nature of Offence	Period of imprisonment to be undergone including remissions subject to a minimum of 10 years of Actual Imprisonment including Set-off period.
1.	304, 304(a), 307	Persons guilty of homicides not amounting to murder, causing death by negligence, attempt to murder etc.	14 years
2.	304(b)	Persons guilty of causing Death for Dowry	20 years
3.	311	Persons guilty under this section (thugs)	14 years
4(a).	313, 314	Persons guilty of causing miscarriage of unborn child without woman's consent or any such act which results in her death.	14 years
4(b).		Incase such victim is minor	16 years
5.	326, 329	Persons guilty of causing grievous hurt under these sections	14 years
6.	363(A)(2)	Persons guilty of kidnapping for maiming	18 years
7(a).	364	Persons guilty of kidnapping for ransom	16 years
7(b).	364	Incase such victim is minor	18 years
8(a).	376	Persons guilty in Rape cases	18 years
8(b).	376	Where victim is minor	20 years
8(c)	376(1)	Rape of physically handicapped or mentally retarded female, pregnant woman, gang rape or custodial rape	22 years

9.	388-400	Persons guilty of extortion, robbery, dacoity etc under these sections	14 years
10.	409	Persons guilty of criminal breach of trust under this section	14 years
11.	412,413	Persons guilty of offences related to stolen property under these sections	14 years
12.	436, 438	Persons guilty of mischief described under these sections	14 years
13.	449	Persons guilty of house trespass in order to commit offence punishable with death	20 years
14.	459	Persons guilty of causing grievous hurt whilst committing house break or house trespass	14 years
15.	460	Persons guilty of causing grievous hurt or death while committing house trespass or house breaking.	18 years
16.	467, 472, 474, 475, 489(a), 489(b), 489(d)	Persons guilty of forgery or counterfeit substances etc.	14 years
17.	222, 225	Persons guilty of offences described under these sections	20 years
18.	232, 238, 255	Offences relating to of Coin & Govt. Stamps. Counterfeiting Govt. Stamps.	20 years
19.		Offences against the State	30 years
20.		Offences by extremists / terrorists / organised crimes or similar nature of offences	40 years
21.		Any other such offences which are not specifically covered in above categories.	The State Govt. will decide individual cases on merit.