

**MINUTES OF THE MEETING OF THE UNDER TRIAL REVIEW COMMITTEE (UTRC) HELD ON 21<sup>ST</sup> DAY OF NOVEMBER, 2020 (SATURDAY) AT 12:30 P.M. IN THE OFFICE CHAMBER OF THE DISTRICT & SESSIONS JUDGE, GOALPARA, ASSAM**

**P R E S E N T**

SHRI TRIDIB KUMAR BHATTACHARJEE, DISTRICT & SESSIONS JUDGE,

GOALPARA-CHAIRMAN

SHRI NILKAMAL DAS, SECRETARY, DLSA, GOALPARA-MEMBER

SHRI A. BASUMATARY, ADDL. SUPERINTENDENT OF POLICE-MEMBER

(Through audio conference)

SHRI ARUP KUMAR PHUKAN, SUPERINTENDENT, DISTRICT JAIL, GOALPARA, SPECIAL INVITEE (Through audio conference)

**AGENDA**

**Item No-1:** Consideration of release of under trial prisoners and convicts who have undergone their sentence or are entitled to release because of remission granted to them.

**Resolution:** In terms of resolution no.1 of the meeting dated 26-3-2020 of the High Powered Committee (constituted in terms of order dated 23-3-2020 passed in Suo Motu Writ Petition (C) No. 1/2020 by the Hon'ble Supreme Court) the following new eligible UTP is found on perusal of the list of UTPs as on 21-11-2020 (morning):

<b>Sl. No</b>	<b>Name</b>	<b>Age (in years)</b>	<b>Case</b>	<b>Detained since</b>	<b>Court</b>
i	Md. Gulzar Hussain	58	Mornoi PS Case No.118/20, u/s- 457/380/326/354/387/506/34 IPC	10-11-2020	JM 1 <sup>st</sup> Class

As such, the learned Magistrate may be requested to explore the possibility of release of the said UTPs on bail or PR bond.

**Item No-2:** Consideration of effective implementation of Section 436 CrPC and Section 436-A CrPC so that undertrial prisoners are released at the earliest and those who cannot furnish bail bonds due to their poverty are not subjected to incarceration only for that reason.

**Resolution:** No UTPs are found eligible for release under section 436 or section 436A CrPC.

**Item No-3:** Consideration of implementation of the Probation of Offenders Act, 1958 particularly with regard to first-time offenders so that they have a chance of being restored and rehabilitated in society.

**Resolution:** All the courts have already been requested to consider extension of benefit of the provisions of the Probation of Offenders Act, 1958, wherever possible, to first time offenders.

**Item No-4:** Consideration of release of under trial prisoners in compoundable offences, the effort being to effectively explore the possibility of compounding of offences rather than requiring a trial to take place.

**Resolution:** No eligible UTPs are found for consideration.

**Item No-5:** Consideration of issues raised in the Model Prison Manual, 2016 including regular jail visits as suggested in the said Manual.

**Resolution:** The issue raised in the Model Prison Manual, 2016 including the regular jail visits shall be taken up for further consideration in due course.

**Item No-6(With permission of the Hon'ble Chairman):** Consideration of measures to be taken/already taken for prevention of spread of COVID-19 (Corona virus) among the jail inmates of District Jail, Goalpara.

**Resolution:** We are intimated that as on today there is no COVID-19 positive UTPs/convicts/DFNs. The measures already taken by the jail authority for prevention of spread of COVID-19 among the jail inmates of the District Jail, Goalpara, in terms of our previous resolutions in this regard, may be continued.

**T.K. Bhattacharjee**  
**Basumatary**

**N.K. Das**

**A.**

**A.K. Phukan**