

HOME DEPARTMENT

Notification

Sachivalaya, Ahmednbad-15, 28 May 1969.

Prisons Act, 1894.

No. 110/1101/RPA-1(57/2195-(ii)-J. In exercise of the powers conferred by clause (1) of section 59 read with clause (i) section 45 of the Prisons Act 1894 (IX of 1894), the Government of Gujarat hereby makes the following rules, namely:—

1. Short title.—These rules may be called the Gujarat Prisons (offences) Rules, 1969.

2. Definitions.—In these rules, unless the context otherwise requires—

(a) 'the Act' means the Prisons Act, 1894;

(b) 'section' means a section of the Act.

3. Acts constituting prison offences.—The following Acts by a prisoner are prohibited and a prisoner who willfully commits any of the following acts shall be deemed to have willfully disobeyed the regulations of the prison and shall be deemed to have committed a prison offence, namely:—

(1) talking when ordered by an officer of the prison to desist, singing, loud laughter and loud talking;

(2) quarrelling with any other prisoner;

(3) secreting any article whatsoever;

(4) showing disrespect to any prison officer or visitor;

(5) making groundless complaints.

(6) answering untruthfully any question put by any officer or a visitor;

(7) holding any communication (in writing by word of mouth, or otherwise) with an outsider, with a prisoner of the opposite sex, civil or undertrial prisoner, or a prisoner of a different class in disobedience of the regulations of the prison;

- (8) abetting the commission of any prison offence;
- (9) omitting to assist in the maintenance of discipline by reporting any prison offence or to give assistance to an officer of the prison when called upon to do so;
- (10) doing any act or using any language calculated to wound or offend the feelings and prejudices of a fellow prisoner;
- (11) doing any act calculated to create any unnecessary alarm in the mind of the prisoners or officers of the prison.
- (12) leaving without permission of an officer of the prison, the gang to which he is attached or the part of the prison in which he is confined;
- (13) leaving without permission of an officer of the prison the building, the yard, the place in file, the seat or berth assigned to him;
- (14) loitering about the yards, or lingering in the barrack when they are open;
- (15) omitting or refusing to march in file when moving about the prison;
- (16) visiting the latrines or bathing platforms except at stated hours or without permission of an officer of the prison or resorting unnecessarily to the high latrine or omitting or refusing to employ dry earth in the manner directed by the prison regulations;
- (17) refusing to eat food or the food prescribed by the prison diet; scale;
- (18) eating or appropriating any food not assigned to him, or taking from or adding to the portions assigned to other prisoners;
- (19) removing without permission of an officer of the prison from the cook-room or disobeying any order as to the issue and distribution of food and drink;
- (20) wilfully destroying food, or throwing it away without order;
- (21) introducing into food or drink any thing likely to render it unpalatable or unwholesome;
- (22) omitting or refusing to wear the clothing given to him, or exchanging any portion of it for the clothing of other prisoners, or losing, discarding, damaging or altering any part of it;

- (23) removing, defacing or altering any distinctive number mark or badge attached to or worn on, the clothing or persons;
- (24) omitting or refusing to keep the person clean, or disobeying any order regulating the cutting of hair or nails;
- (25) omitting or refusing to keep clear his clothing, blankets, bedding, fetters, aluminium cups or platters or any other utensils or body ticks, or other indentifications taken, or disobeying any order as to the arrangements or deposition of such articles.
- (26) tampering in any way with prison locks, lamps or lights or other property with which he has no concern;
- (27) Stealing the prison clothing or any part of the prison kit of any other prisoners;
- (28) committing a nuisance in any part of the prison;
- (29) spitting on or otherwise soiling any floor door, wall or other part of the prison building or any article in the prison;
- (30) wilfully befouling the walls, latrines, washing or bathing places;
- (31) demaging the trees and vegetables in the prison garden or maltreating the prison cattle.
- (32) omitting refusing to take due care of the prison property entrusted to him;
- (33) omitting or refusing to take due care of or injuring, destroying or misappropriating the materials and implements entrusted to him for work;
- (34) omitting to report at once loss, breakage or injury which he may accidentally have caused to prison property or implement;
- (35) manufacturing any articles without the knowledge or permission of an officer of the prison;
- (36) performing any portion of the task allotted to another prisoner, or obtaining the assistance of another prisoner in the performance of his own task; this shall apply to spinning of yarn during spare time;
- (37) appropriating any portion of the task performed by another prisoner;

(38) mixing or adding any foreign substance to the materials issued for work;

(39) doing or omitting to do any act with intent to cause to himself, any illness, injury or disability;

(40) causing or omitting to assist in suppressing violence or insubordination of any kind;

✓ (41) taking part in any attack upon any prisoner or officer of the prison;

(42) omitting or refusing to help any officer of the prison of an attempted escape or of an attack upon such officer or upon another prisoner;

(43) disobeying any lawful order of an officer of the prison or omitting or refusing to perform duties in the manner prescribed by or under these rules;

(44) killing birds or animals;

(45) borrowing lending or possessing handspun yarn in excess proportion to slivers supplied by the authorities;

(46) gambling with coupons, handspun yarn or any other article;

(47) giving his own canteen coupons to other prisoner or possessing canteen coupons of another prisoner;

(48) passing off mill yarn as handspun yarn.

(49) endangering the security and custody of the prison in any way through willful or negligent act.

(50) smoking in the worksheds;

(51) escaping or attempting to escape from prison or legal custody or failing to report to prison officials about attempted escapes;

✓ (52) committing breaches of conditions of furlough or parole release;

(53) cooking unauthorisedly;

(54) bartering canteen articles;

- 7
- (55) being idle careless or negligent at work; refusing to work;
  - (56) converting or attempting to convert a prisoner to a different religious faith;
  - ✓ (57) sending a message surreptitiously by writing or speech.

By order and in the name of the Governor of Gujarat,

I. J. ROHEKAR,  
Deputy Secretary to Government.