

PART I

DEPARTMENT OF LEGAL AND LEGISLATIVE AFFAIRS,PUNJAB

NOTIFICATION

The 17th May,2013

No. 37-leg./2013.- The following Act of the Legislature of the State of Punjab received the assent of the Governor of Punjab on the 30th Day of April,2013, is hereby published for general information:-

THE PRISON (PUNJAB AMENDMENT) ACT,2013

(Punjab Act No. 37 of 2013.)

AN

ACT

further to amend the Prisons Act, 1894, in its application to the State of Punjab.

BE it enacted by the Legislature of the State of Punjab in the Sixty-fourth Year of the Republic of India, as follows:-

1. (1) This Act may be called the Prisons (Punjab Amendment) Act, 2013.

Short title and commencement.

(2) It shall come into force at once.

2. In the Prisons Act, 1894 (hereinafter referred to as the principal Act), in its application to the State of Punjab, in section 3,-

Amendment in section 3 of Central Act 9 of 1894

(i) in clause (Se word "and" shall be omitted; and

(ii) in clause (9). for the sign ".", the word and sign "; and" shall be substituted and after clause (9), the following clause shall be added, namely:-

"(10) "wireless communication device" includes mobile phone, wi-fi for personal computer and tablet PC, computer, laptop, palmtop and their use for communication like verbal, non-verbal, internet, General Packet Radio Service (GPRS), e-mail, Short Message Service (SMS),

Multimedia Message Service (MMS) or any such device,
which is available for similar purpose.".

Insertion of New
section 52-A of
Central Act 9 of
1894.

3. In the principal Act, after section 52, the following section shall
be inserted, namely:-

"52-A
Prohibition of
possession of
wireless
communication
device.

(1) Notwithstanding anything contained in this Act, if any
prisoner is found guilty of possessing, operating or using
a wireless communication device or its components like
sim card, memory card, battery or charger or any other
component of such a device or if the prisoner or any
other person assists or abets or instigates in the supply
thereof, he shall be punished with the punishment for a
term not exceeding one year or with fine not exceeding
rupees twenty-five thousand or with both

(2) If the prisoner is found using the wireless communication device
for attempting, abetting, conspiring or committing an offence inside or outside
the jail premises and as a consequence thereof an offence is committed, he
shall be punished with imprisonment provided in the Indian Penal Code, 1860
(Central Act 45 of 1860) for the offence so committed.

(3) The prisoner shall undergo the sentence awarded under sub-
section (1) or under sub-section (2) after the completion of the sentence
already undergoing."

H.P.S. MAHAL,
Secretary to Government of Punjab,
Department of Legal and Legislative Affairs.