

Kolkata



Gazette

Extraordinary
Published by Authority

AGRAHAYANA 19]

TUESDAY, DECEMBER 10, 2013

[SAKA 1935

PART I—Orders and Notifications by the Governor of West Bengal, the High Court, Government Treasury, etc.

GOVERNMENT OF WEST BENGAL
DEPARTMENT OF CORRECTIONAL ADMINISTRATION

No. 1183-DCA/O/2C-51/12/Pt-II

Kolkata, the 20th November, 2013.

NOTIFICATION

In exercise of the power conferred by sub-section (2) of Section 1 of the West Bengal Correctional Services (Amendment) Act, 2013 (West Bengal Act XVI of 2013), hereinafter referred to as the said Act, the Governor is pleased hereby to appoint the 1st Day of November, 2013 as the date on which the said Act shall come into force.

By order of the Governor,

BASUDEB BANERJEE
Additional Chief Secretary
Department of Correctional Administration.

The

Kolkata Gazette
सत्यमेव जयते
Extraordinary
Published by Authority

ASVINA 4]

THURSDAY, SEPTEMBER 26, 2013

[SAKA 1935

PART III—Acts of the West Bengal Legislature.

GOVERNMENT OF WEST BENGAL

LAW DEPARTMENT

Legislative

NOTIFICATION

No. 1475L.—26th September, 2013.—The following Act of the West Bengal Legislature, having been assented by the Governor, is hereby published for general information:—

West Bengal Act XVI of 2013

**THE WEST BENGAL CORRECTIONAL SERVICES
(AMENDMENT) ACT, 2013.**

[Passed by the West Bengal Legislature.]

*[Assent of the Governor was first published in the Kolkata Gazette,
Extraordinary, of the 26th September, 2013.]*

An Act to amend the West Bengal Correctional Services Act, 1992.

WHEREAS it is expedient to amend the West Bengal Correctional Services Act, 1992, for the purposes and in the manner hereinafter appearing;

West Ben. Act
XXXII of 1992.

It is hereby enacted in the Sixty-fourth Year of the Republic of India, by the Legislature of West Bengal, as follows:—

Short title and
commencement.

1. (1) This Act may be called the West Bengal Correctional Services (Amendment) Act, 2013.

(2) It shall come into force on such date as the State Government may, by notification in the *Official Gazette*, appoint.

*The West Bengal Correctional Services (Amendment) Act, 2013.**(Section 2.)*

Amendment of
section 24 of
West Ben. Act
XXXII of 1992.

2. For clause (vi) of sub-section (3) of section 24 of the West Bengal Correctional Services Act, 1992, the following clause shall be substituted:—

'(vi) Any person arrested or convicted on a charge of having committed or attempting to commit or aiding or abetting the commission of any offence, coming within the purview of any offence punishable under the Indian Penal Code or any other law for the time being in force, in furtherance of any political or democratic movement or public agitation, shall be classified as political prisoner: 45 of 1860.

Provided that any member or supporter or any person having any involvement with any organisation which is either proscribed or is an organisation classified or declared to be a terrorist organisation or similar organisation under any law for the time being in force, shall not be classified as political prisoner.

Explanation.—For the purpose of this clause, the expression “any political or democratic movement or public agitation” means a movement or public agitation sponsored or carried out by any political party or any group or association of persons for furtherance of any political objective securing human rights or undertaking activities for social reform but does not include any political or democratic movement or public agitation by any group based on any communal, regional, linguistic or caste considerations against any other similar group.’

By order of the Governor,

MALAY MARUT BANERJEE,
Secy. to the Govt. of West Bengal,
Law Department.