DECLARATION

I declare that the thesis entitled “Rights of Arrestee Vis-A-Vis Fundamental Rights with Special Reference to State of M.P.” is my own work conducted under the supervision of Prof Dr. Nisha Dubey at Government Law College, Devi Ahilya Vishwavidhyalaya, and approved by Research Degree Committee. I have put in more than 200 days of attendance with the supervisor at the centre. I further declare that to the best of my Knowledge the thesis does not contain any part of any work which has been submitted for the award of any degree either in this University or in any other University /Deemed University.

Besides this –

1. I have given a Pre-PhD presentation and successfully incorporated the changes, on the basis of feedback and comments received.
2. I have published two articles and have produced the evidence of the same in the form of reprint.

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Signature of the Supervisor
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& Head of the Law Department
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(i)
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AKASH SHARMA
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ABBREVIATIONS

• UT Union Territory
• COFEPOSA Conservation of Foreign Exchanges and Prevention of Smuggling Activities Corruption
• CPC Civil Procedure Code
• Cr.PC Criminal Procedure Code
• IPC Indian Penal code
• Cr.LJ Criminal Law Generals
• SCC Supreme Court Cases
• AIR All India Reporter
• All Allahabad
• Bom Bombay
• Cal Calcutta
• Chh Chhattisgarh
• Del Delhi
• FB Full Bench
• Gau Gauhati
• Guj Gujarat
• HL House of Lords
• HP Himachal Pradesh
• J&K Jammu and Kashmir
• JT Judgements Today
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• Ker Kerala
• KLT Kerala Law Times
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6. People who are poor, mentally ill or from a minority are more likely to get a death sentence
7. Some victims and their families support the death penalty, some oppose it
8. The public can be ill informed and governments often use public opinion only when it suits them.
9. The harshest sentence isn’t the same as an effective response to crime:

Chapter 7
Liability of State

- Delay Trial
- Torture and ill-treatment
- Neglect of health and hygiene
- No substantial food and unclean clothing
- Prison Vices
- Deficiency in Communication
- Streamlining of jail visits
- Management of open air prisons
- Conclusion
- Right Against illegal Detention
- Right against solitary confinement
- Political Prisoner
- Fundamental Rights continued to be available to a Prisoner
- Eligibility for Premature Release
- Inability for Premature Release
- Procedure for Processing of the Cases for Consideration of the Review Board.
- Procedure and Guidelines for the Review Board
- Monitoring of Cases Through the Office of Chief Co-ordinator of Custodial Justice Programme, NHRC
Chapter 8
Special Reference of Madhya Pradesh

- Introduction
- Health
- Over-Crowding, Infra Structural and Prison Management:
- Delayed Trials, Access to Justice and Legal Aid
- Women Prisoners and their Children
- Prison visiting system
- Training Programme for non – official visitors to prisons in Madhya Pradesh
- Relevant Cases With Reference to Madhya Pradesh
- R.D. Upadhyay Vs State of A.P. & Other
- Shamim Modi V/S The state of Madhya Pradesh and Other
- S.P. Anand v/s The State of Madhya Pradesh and Others
- There exists a jail manual for the proper governance of jails and jail prisoners in Madhya Pradesh.

Chapter 9
Conclusions and Suggestions

Conclusion
Suggestion

Bibliography