

Karnataka Prisons Act, 1963

Chapter XII - Temporary Release of Prisoners

- (1) The State Government or any authority to which the State Government may delegate its power in this behalf may, subject to such conditions as may be prescribed, release temporarily for a period not exceeding ten days in a year (excluding the time required for journeys and the days of departure from and the arrival at prison) any prisoner who has been sentenced to a term of imprisonment of not less than three years.
- (2) The provisions of sub-section (1) shall not apply to a prisoner who has been classified as habitual criminal for the purposes of this Act and who has had more than three convictions.
- (3) No person shall be released under sub-section (1) unless,-
- (a) he has at the time of his release served one half of his sentence including remission or a period not less than two years of sentence including remission, whichever is less;
 - (b) his conduct in prison has been good;
 - (c) twelve months have elapsed from the date of the expiry of the period of his previous release, if any, under this section.
- (4) The period of release of a prisoner under sub-section (1) shall not count towards the total period of his sentence.
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Section 56 - Release on parole

- (1) The State Government or any authority to which the State Government may delegate its power in this behalf, may, subject to such conditions as may be prescribed, release on parole for such period as it may deem necessary, any prisoner in case of any serious illness or death of any member of the prisoner's family or of any of his nearest relatives or for any other sufficient cause.
- (2) The period of release of a prisoner under sub--section (1) shall not count towards the total period of his sentence.
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Section 57 - Prisoner to surrender himself on the expiration of the period otherwise liable to be arrested

- (1) On the expiry of the period for which a prisoner was released temporarily under sub-section (1) of section 55, or on parole under sub-section (1) of section 56, he shall surrender himself to the officer in charge of the prison from which he was released.
- (2) If a prisoner fails to surrender himself as required by sub-section (1), he may be arrested by any Police Officer without a warrant and produced [1](#)[before a Judicial Magistrate] who shall remand him to undergo the unexpired portion of the sentence.
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1. Substituted by Act 13 of 1965 w e.f. 1.10.1965

Section 58 - Penalty for failure to surrender

Any prisoner who fails to surrender himself, as required by sub--section (1) of section 57, shall, on conviction, be punished with imprisonment of either description for a term which may extend to two years or with fine, or with both.
