

SESSIONS CASE NO.38 OF 2009 AND OTHER CASES**Order below Exh.1141.**

Heard Learned advocate Mr.Somnath Vatsa for the applicant-accused and Learned Special P.P. Mr.H.M.Dhruva for the State.

1. The present application has been given for the prayer to supply the study material and assignment pertaining to their I.G.N.O.U. studies.

2. Upon hearing the rival submissions and upon perusal of the application, following points have been considered by this Court.

- (a) Vide application Exh.991, A-21 and vide application Exh.899, A-58 have been permitted to be given their books related to their studies hence, the principle of parity demands that the similar prayer needs be granted.
- (b) On 18/09/2013, this Court has also drawn the attention of Senior Jailor Mr.Bhuriya to provide the study material and other books to the U.T.P.
- (c) Rule-1357 r/w Rule 1360 of the Jail Manual guides that the books should be provided to the U.T.P. without any discrimination.
- (d) Any office order should not be passed to read down the rules.

- (e) What is being provided even to convicted prisoners should be provided to the U.T.P. since the presumption of innocence march on with the U.T.P.

3. In view of what has been discussed herein above, the present application needs to be allowed. Hence, following final order is passed.

ORDER

- (1) The Jail Authority is hereby directed to immediately supply the study material and assignment pertaining to the study of I.G.N.O.U. to A-36 and A-50.

Yadi of this order be sent to Jail Authority.

With the above direction, this application stands disposed of as allowed.

Dictated and pronounced in the open Court today on this 19th day of September, 2013.

**(Jyotsna Yagnik)
Designated Judge,
Special Court for conducting
Speedy Trial of Serial Bomb- Blast
Cases, Ahmedabad, Gujarat.**

Unique ID Code No. GJ00024.