

NATIONAL ASSEMBLY SECRETARIAT

REPORT OF THE STANDING COMMITTEE ON INTERIOR AND NARCOTICS CONTROL ON THE CRIMINAL LAW (AMENDMENT) BILL, 2017

I, the Chairman of Standing Committee on Interior and Narcotics Control, have the honor to present this report on the Bill further to amend the Code of Criminal Procedure, 1898 (V of 1898) [The Criminal Law (Amendment) Bill, 2017] (Private Member's Bill) referred to the Committee on 31st January, 2017.

2. The Committee consists of the following: -

1) Rana Shamim Ahmad Khan	Chairman
2) Syed Javed Ali Shah	Member
3) Mr. Ghalib Khan	Member
4) Dr. Ibadullah	Member
5) Sheikh Muhammad Akram	Member
6) Syed Ifikhar-ul-Hassan	Member
7) Makhdoomzada Basit Bokhari	Member
8) Mian Shahid Hussain Khan Bhatti	Member
9) Makhdoom Syed Ali Hassan Gillani	Member
10) Ms. Tahmina Daultana	Member
11) Mir Dostain Khan Domki	Member
12) Mr. Nauman Islam Shaikh	Member
13) Mr. Ehsan-ur-Rehman Mazari	Member
14) Nawab Muhammad Yousuf Talpur	Member
15) Mr. Khial Zaman Orakzai	Member
16) Dr. Arif Alvi	Member
17) Kanwar Naveed Jameel	Member
18) Mr. Salman Khan Baloch	Member
19) Ms. Naeema Kishwer Khan	Member
20) Mr. Sher Akber Khan	Member
21) Ch. Nisar Ali Khan, Minister for Interior and Narcotics Control	Ex-officio Member

3. The Committee considered the Bill in its meeting held on 02-05-2017. The Committee recommends that the Bill placed at Annex-A may not be passed by the Assembly.

Sd/-
(JAWAD RAFIQUE MALIK)
Secretary
Islamabad, the 03rd August, 2017.

Sd/-
(RANA SHAMIM AHMAD KHAN)
Chairman
Standing Committee on
Interior and Narcotics Control

[AS REPORTED BY THE STANDING COMMITTEE]

A

BILL

further to amend the code of Criminal Procedure, 1898

WHEREAS it is expedient further to amend the Code of Criminal Procedure, 1898 (V of 1898) for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. **Short title and commencement.**- (1) This Act may be called the Criminal Law (Amendment) Act, 2017

(2) It shall come into force at once.

2. **Amendment of Section 167 of the Code of Criminal Procedure, 1898.**- In the Code Criminal Procedure, 1898, (V of 1898) in section 167.-

(a) In sub-section (1) after the word "diary" the words "showing entries made after arrest of the accused along with all articles or weapons recovered if any, in proof of his guilt" shall be inserted;

(b) In sub-section(2), after the word "accused" occurring in the third line the words "after considering such entries and objections filed by the accused, if any" shall be inserted; and

(c) For sub-section (4), the following sub-section shall be substituted, namely:-

"(4) The Magistrate giving such order shall forward a copy of his order with his reasons for making it alongwith true copy of the entries produced by the police officer making the investigation soon after giving such order to the Session Judge within whose jurisdiction alleged offence was committed."

STATEMENT OF OBJECTS AND REASONS

As per Article 9 of the Constitution no person shall be deprived of life or liberty save in accordance with law and further as per Article 10 no person who is arrested shall be detained in custody without being informed as soon as may be of the grounds for such arrest and after 18th amendment of the Constitution Article 10-A is also a fundamental right of a accused which relates

to fair trial of the accused. To check and control obtaining of frequent remand of accused by the police without reasonable cause and particularly when a accused is involved falsely by the police or without having any cogent evidence to connect the accused with alleged commission of the offence, the proposed amendment is necessary to protect life and liberty of the accused and in the interest of fair trial of the accused.

This Bill is designed to achieve the aforesaid objectives.

Sd/-

**S.A. IQBAL QUADRI
DR. MUHAMMAD FAROOQ SATTAR
DR. KHALID MAQBOOL SIDDIQUI
MR. ABDUL WASEEM
SHAIKH SALAHUDDIN
SYED WASEEM HUSSAIN
SYED ALI RAZA ABIDI
MR. MUHAMMAD MUZAMMIL QURESHI
DR. NIKHAT SHAKEEL KHAN,
Members, National Assembly.**