

**NATIONAL ASSEMBLY SECRETARIAT**

**REPORT OF THE STANDING COMMITTEE ON INTERIOR ON THE CRIMINAL  
LAW (AMENDMENT) BILL, 2017**

I, the Chairman of Standing Committee on Interior, have 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 16<sup>th</sup> May, 2017.

2. The Committee consists of the following: -

1) <b>Rana Shamim Ahmad Khan</b>	<b>Chairman</b>
2) Syed Javed Ali Shah	Member
3) Mr. Ghalib Khan	Member
4) Dr. Ibadullah	Member
5) Sheikh Muhammad Akram	Member
6) Syed Iftikhar-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 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) Shaikh Salahuddin	Member
19) Ms. Naeema Kishwer Khan	Member
20) Mr. Sher Akber Khan	Member
21) Mr. Ahsan Iqbal, Minister for Interior	Ex-officio Member

3. The Committee considered the Bill as introduced in National Assembly placed at Annex-A in its meetings held on 19-07-2017, 24-10-2017 and recommends that the Bill placed at Annex-A may be passed by the National Assembly.

Sd/-

**(TAHIR HUSSAIN)**

Secretary

*Islamabad, the January 23, 2018*

Sd/-

**(RANA SHAMIM AHMAD KHAN)**

Chairman

Standing Committee on Interior

**{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) Bill, 2017.

(2) It shall come into force at once.

**2. Amendment of section 173, Act V of 1898.**- In the Code of Criminal Procedure, 1898, in section 173.-

(i) in sub-section (1), for paragraph (a) following shall be substituted, namely:-

“(a) forward to a Judicial Magistrate empowered to take cognizance a report in the form prescribed by the Provincial Government, setting forth the names of the parties, nature of the information, names of the persons who appear to be acquainted with the circumstances of the case, along with the statements of all witnesses recorded under section 161 and 164, all the documents where upon the prosecution intends to rely and articles of recovery if any, and stating whether the accused if arrested, has been forwarded in custody or has been released on his bond, if so, whether with or without sureties, and”; and

(ii) For sub-section (4) and proviso thereto, following shall be substituted namely:-

“(4) A certified copy of any report, all such statements recorded under section 161 and 164 and all the documents forwarded under this section, shall on application be furnished to the accused within seven days from the date of such application:

Provided that, if any part of a statement recorded under section 161 or section 164 is such that its disclosure to the accused would be inexpedient in the public interest, and the court holds as such then such part of the statement shall be excluded from the copy of the statement furnished to the accused.”

### **STATEMENT OF OBJECTS AND REASONS**

After eighteenth amendment in the Constitution of the Islamic Republic of Pakistan, 1973 as per Article 10-A fair trial is a fundamental right of the accused which cannot be achieved unless copies of material or evidence which the prosecution intends to produce during trial in court against the accused are not provided at the earliest opportunity and further to put check on fabrication of documents and foisting recovery upon the accused the proposed amendments are indispensable.

The Bill is designed to achieve the aforesaid objectives.

Sd/-

**S. A. IQBAL QUADRI**  
**Member National Assembly**