

[TO BE INTRODUCED IN THE NATIONAL ASSEMBLY]

A

BILL

further to amend the Pakistan Penal Code 1860 (Act XLV of 1860).

WHEREAS it is expedient further to amend the Pakistan Penal Code, 1860 (No. XLV of 1860) for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. **Short title and commencement.-** (1) This Act may be called the Pakistan Penal Code (Amendment) Act, 2010.

(2) It shall come into force at once.

2. **Insertion of new section 335A, Act XLV of 1860.-** In the Pakistan Penal Code, 1860 (No. XLV of 1860), hereinafter referred to as the said code, after section 335, the following new section, shall be inserted, namely:-

“335-A. Whoever with the intention to disfigure or deface another person by throwing acid or by means of fire, or using arsenic weapon, is said to cause disfigurement or defacing.

“Disfigurement” in this section means disfigurement of face or any part of the organ of the body from acid throwing, or by means of fire or by using any arsenic weapon which impairs or injures, or deforms the beauty, symmetry or appearance of a person.”

3. **Amendment of Section 336 Act, XLV of 1860.-** In the said Code in section 336, for the words “of any act with the intention of causing hurt to any person, or with the knowledge that he is likely to cause hurt to any person, causes *itlaf-i-salahiyat-i-udw* of any person, shall, in consultation with the authorized medical officer, be punished with *qisas* and if the *qisas* is not executable, keeping in view the principles of equality in accordance with the Injunctions of Islam, the offender shall be liable to *arsh* and may also be punished with imprisonment of either description for a term which may extend to ten years as *ta'zir*” the following shall be substituted, namely:-

“Whoever causes Permanent disfigurement of face or any part of the organ of the body through using acid, fire, or any arsenic weapon shall be punished for a term which may extend to life imprisonment and a fine Rs.500,000 (Five Lac Only) to be recoverable from his property and from his shares of property.

Provided that any such offence shall be triable in the Anti Terrorism Courts.”

STATEMENT OF OBJECTS AND REASONS

The existing provision of law regarding disfigurement of a person do not cover the increasing crime of throwing acid for disfigurement of face or any other body part. Therefore, it was imperative to bring this crime under the provisions of law, with its proper definition and punishment.

2. This Bill seeks to achieve the aforesaid objective.

Sd/-

Justice (R) Fakhar-un-Nisa Khokher
Ms. Marvi Memon
Members, National Assembly