

[*As* INTRODUCED IN THE NATIONAL ASSEMBLY]

A

BILL

further to amend the Pakistan Penal Code, 1860.

WHEREAS it is expedient further to amend the Pakistan Penal Code, 1980 (Act XLV of 1860), for the purposes hereinafter appearing;

It is hereby enacted as follows:—

- 1. Short title and commencement.**— This Act may be called the Penal Code (Amendment) Bill, 2019.
- 2. Amendment of Sections 3, Act XLV of 1860.**— In the Pakistan Penal Code, 1860 (Act XLV of 1860) in section 3, the following proviso shall be inserted namely:--

“Provided that where the accused has been extradited into Pakistan or brought into Pakistan under any arrangement with a foreign country or authority other than extradition or where against an accused any evidence is used in court which has been obtained from a foreign country, the court, upon conviction, may punish such accused with any punishment provided for that offence except punishment of death.”

STATEMENT OF OBJECTS AND REASONS

Trans-national organized crimes required collection of evidences from several countries. The available tool of mutual legal assistance does not bear fruit as the request under this arrangement is not entertained on the ground of apprehension regarding award of death penalty. It is therefore necessary to amend the Pakistan Penal Code, 1860 by excluding death as penalty. Hence the Bill is required to solve the issue

2. This Bill has been designed to achieve the aforesaid objectives.

Sd/-

MR. MEHBOOB SHAH
Member, National Assembly