

NATIONAL ASSEMBLY SECRETARIAT

**REPORT OF THE STANDING COMMITTEE ON INTERIOR ON THE PAKISTAN
PENAL CODE (AMENDMENT) ACT, 2016**

I, Chairman of the Standing Committee on Interior, have the honor to present this report on the Bill further to amend the Pakistan Penal Code (Act XLV of 1860) [The Pakistan Penal Code (Amendment) Act, 2016] (Private Member's Bills) referred to the Committee on 15th March, 2016.

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 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) Mr. Salman Khan Baloch	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 placed at Annex-A in its meetings held on 21.02.2017, 03.03.2017, 30-03-2017 and 02-05-2017. The Committee recommends that the Bill may not be passed by the National Assembly.

Sd/-

(JAWAD RAFIQUE MALIK)

Secretary

Islamabad, the October 5, 2017

Sd/-

(RANA SHAMIM AHMAD KHAN)

Chairman

Standing Committee on Interior

A
BILL

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

WHEREAS it is expedient further to amend the Pakistan Penal Code 1860 (Act 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, 2016.

(2) It shall come into force at once.

2. **Insertion of section 369A, Act XLV of 1860.**- In the Pakistan Penal Code 1860, (XLV of 1860) hereinafter referred to the said Act, after section 369, the following new section shall be inserted, namely:-

"369A- Kidnapping of newly born child from hospital, etc.- Whoever kidnaps any newly born child from a hospital or medical facility, with malafide intention shall be punished with imprisonment which may extend to twenty five years, and shall also be liable to fine up to five hundred thousand rupees, in addition to that, punishment would also be extended towards the administration of related hospital or medical facility with a fine determined by the court."

STATEMENT OF OBJECTS AND REASONS

The cases of abduction of children in Pakistan are being reported from all parts of the country. Children are being abducted for ransom, smuggling, forced begging and many other heinous purposes. Pakistan is among the top five most dangerous countries in the world for kidnapping for ransom. Children are also being kidnapped by terrorists to augment their financial resources and to add children to the growing army of suicide bombers.

Abduction or kidnapping of an infant is traumatic both for parents and the child victim. It is a kind of abduction apart from kidnapping for ransom and so on. Abduction is a criminal offence in Pakistan. Keeping in view the rising number of abduction of infants from hospitals, all over the country, there should be strict punishment including heavy fines against the kidnappers, as well as fines upon the administration of relevant hospital or Medical Centre.

This Bill seeks to achieve the said purpose.

Sd/-

MS. BELUM HASNAIN,
Member, National Assembly.