

EXTRAORDINARY REGISTERED NO. S--2771

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GOVERNMENT OF BALUCHISTAN. /
LAW DEPARTMENT. fe:

Dated Quetta, the ith April, 1978. V
No. Legis. 1.45/Law/78. The following Ordinance made by the
Governor of Baluchistan on the 2nd April, 1978 is hereby publi-
shed for general information :— .

BALUCHISTAN ORDINANCE NO. XIE OF 1978,
THE BALUCHISTAN SYSTEM OF SARDARI (ABOLITION)
ORDINANCE, 1978.

AN
ORDINANCE

to provide for the abolition of the system of
Sardari and for matters ancillary thereto; _

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Preamble.

Short title,

extent and
commence -
ment.

Definitions.

' Abolition of

system of
Sardari.

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WHEREAS the system of Sardari, prevalent in certain parts of Baluchistan, is the worst remnant of the oppressive feudal and tribal system which, being derogatory to human dignity and freedom, is repugnant to the spirit of democracy and equality as enshrined by Islam and enshrined in the Constitution of the Islamic Republic of Pakistan and opposed to the economic advancement of the people; :

AND WHEREAS the Governor of Baluchistan is satisfied that: circumstances exist. which render it

necessary to take immediate. action;

NOW, THEREFOR, in pursuance of the Proclamation -of the fifth day of July, 1977, read with the Laws (Continuance in Force) Order, 1977 (CMLA Order No. 1: of 1977) and exercise: of all powers enabling him in that behalf, the Governor of Baluchistan is picased,

to make and promulgate the following Ordinance:-

1. (1) This Ordinance may be called the Baluchistan

'System of Sardari (Abofition) Ordinance, 1978.

(2) It extends to the whole of the Province of Baluchistan.

(3) It shall come into force at once and shall be deemed to have taken effect from 15th day of March, 1978. .

2. In this Ordinance, unless there is anything repug-

nant in the subject or context, "Sardar" means a person

who is recognised as a Sardar, Tumandaror Chief of the tribe or who, under any custom or usage or otherwise, exercises any of the powers of enjoys any of the privileges as mentioned in Section 3 of this Ordinance.

3. 'Notwithstanding any custom or usage, as from the commencement of Ordinance, the system of Sardari shall stand abolished and no person shall,-

(a) exercise any judicial powers not expressly " conferred on him by or under any law for the time being in force; or

(b) maintain any private jail; or

(c) Save as provided in the Code of Criminal Procedure, 1898 (Act V:of 1898), or any other law for the time being in force, arrest or keep in custody any person; or

(d) take free labour from any person or compel any person to labour against his will; or

(e) demand or receive, by reason of being or having been a Sardar, any tribute or any other payment, whether in cash or in kind.

Saving. 4. Notwithstanding anything contained in the Ordinance, "Government may grant to any person such individual \ service allowance as it may deem fit and require such ' person to discharge such duties and perform such functions as Government may from time to time, direct.

Penalty. 5. Whoever contravenes any provision of this Ordinance shall be punishable with imprisonment of either description for a term which may extend to three years, or with fine which may extend to ten thousand rupees, or with both.

Dated Quetta, MR JUSTICE MIR KHUDA BAKHSH MARRI,
the 2nd April, x Governor of Baluchistan.
1978.

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FAKHRUDDN H. SHAIKH,
Secretary,
Government of Baluchistan,
Law Department.