

AZAD GOVERNMENT OF THE STATE OF JAMMU AND KASHMIR
LAW AND PARLIAMENTARY AFFAIRS SECRETARIAT,
MUZAFFARABAD

Dated the 20th August, 1992.

No. 842-47/LD/92. The following Act of the Assembly received the assent of the President on 15th day of August, 1992, is hereby published for general information:-

(Act XXIV of 1992)

AN

ACT

to provide for Relief to be provided to the persons who are physically affected by enemy action along the cease fire line in Azad Jammu and Kashmir

WHEREAS, it is expedient to provide relief to the persons who are physically affected by enemy action along the cease fire line;

It is hereby enacted as follows:-

1. Short title, Extent and Commencement.- (1) This Act may be called the Azad Jammu and Kashmir Cease Fire Line Incidents Relief Act, 1992.

(2) It extends to the whole of Azad Jammu and Kashmir.

(3) It shall come into force at once.

2. Definitions.- In this Act, unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them, that is to say:-

(a) "Cease Fire Line" means the line demarcated between Azad Jammu and Kashmir and Indian held Jammu and Kashmir;

(b) "Government" means the Azad Government of the State of Jammu and Kashmir;

(c) "Competent Officer" or "Board of Officers" means an officer or Board appointed by the Government to function as such under this Act;

(d) "Relief" means Relief provided for in this Act;

(e) "Prescribe" means prescribed by rules made under this Act;

(f) "Incident" means incident causing damage to life or immovable Property '[or sabotage activities] by enemy action along the cease fire line in Azad Jammu and Kashmir;

(g) "Affected person" means and includes any person who lives in Azad Jammu and Kashmir and who.

(i) has been physically damaged on account of any incident due to enemy action [or mine field laid by the Pakistan Army for defence point of view] along the cease fire line;

3[Gi) is a legal heir of a person who has lost his life in an incident and in the opinion of the competent officer or Board of Officers, it is expedient to provide him relief]

(iii) | whose immovable property is damaged due to enemy fire;

(h) "Immovable Property" means any property situated near the cease fire line.

The cease fire line incidents Relief Fund.- The Government may establish a fund to be called."the cease fire line incidents Relief fund", hereinafter referred to as the Relief fund, in order to fulfil the requirements of this Act and the rules made thereunder.

Competent _Officer_ or Board of Officers.- The Government may appoint or nominate a competent Officer or board of

Officers to make recommendations to the Government about the affected person entitled to get relief out of the fund referred to in Section 3. In making recommendations to the Government under

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After the word "property", the new words "or sabotage activities" inserted by the Azad Jammu and Kashmir Cease Fire Line Incident Relief (Amendment) Act, 2004 (V of 2004) dt. 23.09.2004.

After the word "action", the new words "or mine field laid by the Pakistan Army for defence point of view" inserted by the Azad Jammu and Kashmir Cease Fire Line Incident Relief (Amendment) Act, 2004 (V of 2004) dt. 23.09.2004.

Sub-cl. (ii) of Cl. (g), subs. by the AJ&K Cease Fire Line Incident Relief (Amendment) Act, 1995 (XXVII of 1995) dt. 26.12.1995. The extract of sub-cl.(ii) of Cl. (g) of Section 2 Act XXIV of 1992 dt. 20-8-1992 is reproduced as under:-

“is dependent of a person who has lost his life in an incident and in the opinion of the competent officer or board of officers, it is expedient to provide him relief.”

this Section the competent officer or board of Officers shall be guided by the provisions of this Act and rules made thereunder.

5. Recommendations.- In making recommendations to the Government, the competent Officer or the board of officers referred to in Section 4, may recommend:-

(i) the person or persons who are entitled to receive relief under this Act; and

(ii) the amount of Relief:

Provided that the maximum Relief which can be granted to an individual in case of death or injury or damage of immovable property shall not exceed the amount mentioned in the schedule attached to this Act:

Provided further that during the war no Relief shall be given under the provisions of this Act.

6. Orders.- On receipt of the recommendations of the competent authority or Board of Officers, Government*may accept, rescind or modify the recommendations or pass such orders as it may deem fit.

7. Powers to make _rules.- (1) "The Government may, by notification in the Official Gazette make rules for carrying out the purposes of this Act.

(2) In particular and without prejudice to the generality of the foregoing provisions, such rules may provide for.-

(a) the manner in which preliminary enquiries should be made;.and

(b) suchy other matters as are necessary to facilitate the

operation of this Act.

[7-A. Delegation of powers.- The Government may delegate its power under this Act to any person or authority.]

8. Savings. - Notwithstanding any judgment, decree, or order of any Court including High Court, everything done, all actions taken, notifications issued, orders or appointments made, proceedings initiated, jurisdiction or powers exercised under the provisions of the Azad Jammu and Kashmir Cease Fire Line Incidents Compensation Ordinance, 1990 (Ordinance LV of 1990) shall be deemed to have been validly done, taken, issued, made, initiated or exercised under this Act.

'New Section 7-A, added by the AJ&K Cease Fire Line Incident Relief (Amdt.) Act, 1994 (XXV of 1994) dt. 01.06.1994.

VOLUME IX: 1989-1993

Repeal.- The Azad Jammu & Kashmir Cease Fire Line Incidents Relief (Amendment) Ordinance 1992 (Ordinance LXI of 1992) is hereby repealed.

Sd/-
(Syed Shakir Shah)
Deputy Secretary Law.

'[Schedule

(See Section 5)

Compensation payable in certain cases and
amount of compensation for relief

1. Death: Rs. 300,000/-

Injury:

(i) Rs. 2,50,000/- in case of permanent disability.

'(a). Sch. of the AJ&K Cease Fire Line Incidents (Relief) Act, 1992 has
been subs. two times. It is first time subs. by Cease Fire Line Incident
(Relief) (Amdt.) Act II of 2002 dt. 13.04.2002 and Second time
by Cease Fire Line Incident (Relief) (Amdt.) Act, 2014 (XXX of 2014)
dt. 24.06.2014

Schedule (Act II of 2002

(See Section 5)

compensation payable in certain cases
and amount of compensation for relief

1. Death: (i) Rupees fifty thousand

2. Injury: (ii) Rupees twenty five thousand in case of permanent
disability;

3. Immovable property (House, Shop and vehicle).

Ss. Description Nature of Loss Amount of

No Compensation

1 2 3 4

1. Pakka House (Completely Rs. 25,000/-
damaged)

2. Kacha House (Completely Rs. 15,000/-
damaged)

3. Pakka Shop (Completely Rs. 5,000/-
damaged)

4. Kacha Shop (Completely Rs. 3,000/-
damaged)

5. Pakka House (Partially damaged) Rs. 15,000/-

6. Kacha House (Partially damaged) Rs. 10,000/-

7. Heavy Vehicle (Bus/Truck) (Completely Rs. 25,000/-
damaged)

8. Light Vehicle Coaster,
Wagon, Jeep etc. (Completely Rs. 15,000/-
damaged)

9. Cattle's Loss:-

(i) Sheep and Goat Rs. 1,000/-

(ii) Cow, Buffalo, Rs. 2,000/-
horse and donkey Rs. 4,000/-

(ii) Rs. 1,00,000/- in case of grievous injury.

2. Immovable property (House, Shop) vehicles and Animals etc.

S. Description Nature of Loss Amount of

No Compensation

1 2 3 4

1. Pakka House (Completely Rs. 100,000/-
damaged)

2. Kacha House (Completely Rs. 60,000/-
damaged)

3. Pakka Shop (Completely Rs. 50,000/-
damaged)

4. Kacha Shop (Completely Rs. 30,000/-
damaged)

5. Pakka House (Partially Rs. 60,000/-
damaged)

6. Kacha House (Partially Rs..40,000/-
damaged)

7. Heavy Vehicle (Completely Rs. 100,000/-
(Bus/Truck) damaged)

8. Light Vehicle

Coaster, (Completely Rs. 50,000/-
Wagon, Jeep etc. damaged)

9. Shelter (Completely Rs. 50,000/-
damaged)

10. Cow, Buffalo, Death Rs. 20,000/ to
Horse, Mule 30,000/-

11. Goat, Sheep Death Rs. 3000/-

12. Household, Completely Rs. 40,000/-]

Accessories Damaged