

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

Dated 23" July, 1995.

No. 600-607/LD/95. The following Act of the Assembly received the assent of the President on the 19th day of July, 1995, is hereby published for general information:-

(ACT XVI OF 1995)

AN
ACT

to amend the Azad Jammu and Kashmir Shariat Court Act, 1993

WHEREAS it is expedient to amend the Azad Jammu and Kashmir Shariat Court Act, 1993 (Act IX of 1993) in the manner hereinafter appearing;

It is hereby enacted as follows:-

1. Short title and commencement:- (1) This Act may be called the Azad Jammu and Kashmir Shariat Court (Amendment) Act 1995.

(2) It shall come into force at once.

2. Amendment of Section 3, Act IX of 1993:- In the Azad Jammu and Kashmir Shariat Court Act, 1993 (Act IX of 1993) in Section 3,-

(a) After sub-section (2), the full stop at the end shall be substituted by a colon and thereafter the following proviso shall be added, namely:-

"Provided that a Judge of the High Court may be appointed as Judge or Chief Justice of Shariat Court for a period not exceeding three years."

(b) for sub-section (4), the following shall be substituted, namely:-

"(4) The Chief Justice who is not a Judge of the Supreme

Court shall hold office until he attains the age of sixty five years and a Judge who is not a Judge of the High Court shall hold office until he attains the age of sixty two years, unless he sooner resigns or is removed from office in accordance with law.

(c) after sub-section (4) as amended aforesaid, the following new section (4-A) shall be inserted, namely:-

"(4-A), The Chief Justice who is not a Judge of the Supreme Court and the Judge, other than Judge of High Court, holding office at the time of commencement of this Act shall be deemed to have been appointed under sub-section (2) and in term of sub-section (4) of section 3 of this

(d)

(e)

(f)

Act.

in sub-section (6) of Section 3, the full stop at the end shall

be removed and the following words shall be added,

namely:-

“and it may hold sittings at other District Headquarters

from time to time as the Chief Justice may appoint.”

In sub-section (9), for clause (a), the following shall be

substituted, namely:-

(a) Modify the period of office of a Judge, who is appointed from Judge of the High Court.

In sub-section (10), clause (i) for the words “and

privileges” the comma and the words “, Privileges and

pension” shall be substituted.

Sd/- (Syed Shakir Shah)

Deputy Secretary Law