

SINDH ACT NO. XVIII OF 1973.

THE ABKARI LAWS (SIND AMENDMENT) ACT, 1973.

[5^o December 1973]

An Act to amend the Sind Akbari Act, 1878, the Sind Consumption of Intoxicants Restriction Act, 1940 and the West Pakistan Prohibition of Opium Smoking Ordinance, 1960.

WHEREAS it is expedient to amend the Sind Akbari Act, 1878, the Sind Consumption of Intoxicants Restriction Act, 1940 and the West Pakistan Prohibition of Opium Smoking Ordinance, 1960, in the manner hereinafter appearing;

It is hereby enacted as follows: —

1. (1) This Act, may be called the Abkari Laws (Sind Amendment) Act, 1973.

(2) It shall come into force at once.

2. The laws specified in column 1 of the Schedule are hereby

amended to the extent and in the manner mentioned in column 2 thereof.

THE SCHEDULE

Title of enactment Amendments

1 2

1. The Sind Abkari Act, 1878 (Sind 1. In section 43-Act V of 1878).

(a) in sub-section (1), for the

words "six months or with fine which may extend to one thousand rupees or with both", the words "three years or with fine which may extend to five thousand rupees or with both" shall be substituted;

(b) in sub-section (2), for the words "twelve months and fine which may extend to one thousand rupees", the words

Preamble.

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“five years and fine which may extend to seven thousand rupees” shall be substituted; and

(c) in sub-section (3), for the words “twelve months and fine which may extend to one thousand rupees”, the words “five years and fine which may extend to seven thousand rupees” shall be substituted.

2. In section 46, for the words and commas “one thousand rupees, or with imprisonment which may extend to one year, or with both”, the words and commas “seven thousand rupee or with imprisonment which may extend to five years, or with both” shall be substituted.

3. In section 51, for the words and commas “five hundred rupees, or with imprisonment for a term which may extend to six months, or with both”, the words and commas “five thousand rupees, or with imprisonment for a term which may extend to three years, or with both” shall be substituted; and

A. In section 55-A, in the proviso, for the words “one thousand rupees”, the words “five thousand rupees” shall be substituted.

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Title of enactment

Amendments

2.

The Sind Consumption — of
intoxicants Restriction Act,
1940 (Sind Act IV of 1940).

3. The West Pakistan Prohibition of
Opium Smoking Ordinance, 1960
(W.P Ordinance II of 1960), as
applicable to the Province of
Sind.

In sections 3, 4. and 5

(a) for the words "six months or with

fine which may extend to five
hundred rupees", the words
"three years or with fine which
may extend to five thousand
rupees" shall be substituted ;
and

(b) for the words "one year or with

fine which may extend to one
thousand rupees", the words
"five years or with fine which
may extend to seven thousand
rupees" shall be substituted.

In section 4, for the words "two
years or with fine which may
extend to two thousand rupees
or with both", the words "five
years or with fine which may
extend to seven thousand
rupees or with both" shall be
substituted.

In section 5,_ for the words "fine
which may" extend to five
hundred rupees", the words
"simple or rigorous imprisonment
for a term which may extend to
five years or with fine which
may extend to seven thousand
rupees or with both" shall be

substituted.

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3.

In section 6, for the words and commas “one year, or with fine which may extend to one thousand rupees, or with both”, the words and commas “five years, or with fine which may extend to seven thousand rupees, or with both” shall be substituted.

For section 13, the following section shall be substituted :—

Bail

“13. Any — excise officer

empowered to investigate an

offence punishable under this ordinance shall have power to grant bail in accordance with the provisions of the Code of Criminal Procedure, 1898 (Act V of 1898), to any person arrested without a warrant for an offence punishable under this Ordinance.”.