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PART IV

PROVINCIAL ASSEMBLY OF SINDH

NOTIFICATION

Karachi, the 15th September, 1997

No. PAS/Legis-B-5/97.—The West Pakistan Family Courts (Sindh Amendment) Bill, 1997 having been passed by the Provincial Assembly of Sindh on 7th May, 1997 and assented to by the Governor of Sindh on 2nd July, 1997 is hereby published as an Act of the Legislature of Sindh.

THE WEST PAKISTAN FAMILY COURTS
(SINDH AMENDMENT) ACT, 1997.

SINDH ACT NO. II OF 1997

(First published after having received the assent of the Governor of Sindh in the Gazette of Sindh (Extra-Ordinary) dated 15th September, (1997).

AN

ACT

to amend the West Pakistan Family Courts Act, 1964, in its application to the Province of Sindh.

WHEREAS it is expedient to amend the West Pakistan Family Courts Act, 1964, its application to the Province of Sindh; in the manner hereinafter appearing; Preamble

It is hereby enacted as follows:—

Short title
and commence-
ment

1. (1) This Act may be called the West Pakistan Family Courts (Sindh Amendment) Act, 1997.

(2) It shall come into force at once.

Insertion of
Section 25-A
in the Pakis-
tan Family
Courts Act.
1964

2. In the West Pakistan Family Courts Act, 1964, in its application to the Province of Sind; after section 25 the following new section shall be inserted:—

25-A Transfer
of cases

(1) Notwithstanding anything contained in any law, the High Court may either on the application of any party or on its own accord, by an order in writing.

(a) transfer any suit or proceedings under this Act from one Family Court to another Family Court in the same district or from a Family Court of one district to a Family Court of another district and

(b) transfer any appeal or proceedings under this Act from the District Court of one district to the District Court of another district.

(2) Any court to which a suit, appeal or proceedings is transferred under the preceding sub-section, shall, notwithstanding anything contained in this Act, have the jurisdiction, to dispose of in the manner as if it were instituted or filed before it;

Provided that on the transfer of a suit, it shall not be necessary to commence the proceeding before the succeeding Judge de novo unless the Judge, for reasons to be recorded in writing, directs otherwise."

3. The West Pakistan Family Courts (Sindh Amendment) Ordinance, 1997 is hereby repealed:

BY ORDER OF THE SPEAKER
PROVINCIAL ASSEMBLY OF SINDH

HASAN FEROZ
SECRETARY
PROVINCIAL ASSEMBLY OF SINDH

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