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PART IV

PROVINCIAL ASSEMBLY OF SIND

NOTIFICATION

Karachi, the 5th December, 1973

No. PAS/Legis/B-18/73.—The Abkari Laws (Sind Amendment) Bill, 1973 having been passed by the Provincial Assembly of Sind on the 23rd November, 1973 and assented to by the Governor of Sind on the 5th December, 1973 is hereby published as an Act of the Legislature of Sind:—

THE ABKARI LAWS (SIND AMENDMENT) ACT, 1973.

Sind Act No. 18 of 1973.

(First published after having received the assent of the Governor of Sind in the Gazette of Sind (Extra-Ordinary) dated 5th 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; Preamble.

It is hereby enacted as follows:—

Short title
and
Commencement.

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

(2) It shall come into force at once.

Amendments.

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 Act V of 1878).	<p>1. In section 43—</p> <p>(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;</p> <p>(b) in sub-section (2), 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; and</p> <p>(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.</p> <p>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 rupees or with imprisonment which may extend to five years, or with both” shall be substituted.</p> <p>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</p> <p>4. In section 55-A, in the proviso, for the words “one thousand rupees”, the words “five thousand rupees” shall be substituted.</p>

Title of enactment	Amendments
1	2
2. The Sind Consumption of Intoxicants Restriction Act, 1940 (Sind Act IV of 1940).	<p>In sections 3, 4 and 5—</p> <p>(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</p> <p>(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.</p>
3. The West Pakistan Prohibition of Opium Smoking Ordinance, 1960 (W. P. Ordinance II of 1960), as applicable to the Province of Sind.	<p>1. 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.</p> <p>2. 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.</p> <p>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.</p> <p>4. For section 13, the following section shall be substituted :—</p> <p>"13. Any excise officer empowered to investigate an offence punishable under Bail. 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."</p>

By order of the Speaker,
Provincial Assembly of Sind.

JAMALUDDIN ABRO,
Secretary,
Provincial Assembly of Sind.

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