

A

Bill

further to amend the Pakistan Penal Code, 1860 and the Code of Criminal Procedure, 1898 (V of 1898)

WHEREAS it is expedient further to amend the Pakistan Penal Code 1860 (XLV of 1898) and Code of Criminal Procedure, 1898 (V of 1898) for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. Short title, extent and commencement.- (1) This Act may be called the Criminal Laws (Amendment) Act, 2020.

(2) It shall extend to the Islamabad Capital Territory.

(3) It shall come into force at once.

2. Insertion of new Section 297A, Act XLV of 1860. - In the Pakistan Penal Code, 1860 (XLV of 1860), after Section 297, the following new Section shall be inserted, namely:-

"297A. Rape, molestation or sexual intercourse of any kind to any human corpse.- Whoever commits rape, molestation or sexual intercourse of any kind to any human corpse shall be punished with imprisonment for life but not less than fourteen years and fine which may extend to one million rupees but not less than one hundred thousand rupees."

3. Amendment of Schedule II, Act V of 1898.- In the Code of Criminal Procedure, 1898 (V of 1898), in Schedule II, after section 297 the new section 297A, shall be inserted, and the following new entries shall be made in the subsequent columns accordingly:

"297A.	Rape, molestation or sexual intercourse of any kind to any human corpse.	May arrest without warrant	Warrant	Non-bailable	Not-compoundable	Imprisonment for life but not less than 14 years and fine which may extend to one million rupees but not less than one hundred thousand rupees	Court of Sessions
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STATEMENT OF OBJECTS AND REASONS

In context of the increasing cases of raping the human corpse, there is a need to make a law which could deter the offenders and the people of like mind from committing the offense. The human corpse has dignity in Islamic Law, hence to preserve the right of dignity of the human corpse, the said amendment is needed.

Senator Muhammad Javed Abbasi
Member-in-Charge