

**THE AZAD GOVT. OF THE STATE OF JAMMU & KASHMIR,
LAW & PARLIAMENTARY AFFAIRS SECRETARIAT,
MUZAFFARABAD.**

Dated the 27th August, 1979.

No. 5649/SL/79. The following Ordinance made by the President on the 29th day of November, 1979, is hereby published for general information:-

(ORDINANCE CLXV OF 1979)

AN

ORDINANCE

to amend the Code of Criminal Procedure, 1898

WHEREAS it is expedient further to amend the Code of criminal procedure, 1898 (Act V of 1898), for the purposes hereinafter appearing ;

AND WHEREAS the President is satisfied that circumstances exist which render it necessary to take immediate action ;

NOW, THEREFORE, in exercise of the powers conferred by sub-section (1) of Section 41 of the Azad Jammu and Kashmir Interim Constitution Act, 1974, the President is pleased to make and promulgate the following Ordinance:-

1. **Short title and commencement.**- (1) This Ordinance may be called the Code of Criminal Procedure (Amendment) Ordinance, 1979.

(2) It shall come into force at once.

2. **Amendment of Section 510, Act V of 1898.**- In the Code of Criminal Procedure, 1898 (Act V of 1898), as in force in the Azad Jammu and Kashmir, for Section 510, the following shall be substituted, namely :-

"510. Report of Chemical Examiner Serologist, etc.- Any document purporting to be a report, under the hand of any Chemical Examiner or Assistant Chemical Examiner to any Serologist, finger print expert or fire-arm expert appointed by Government, upon any matter or thing duly submitted to him for examination or analysis and report in the course of any proceeding under this Code, may,

without calling him as a witness, be used as evidence in any inquiry, trial or other proceeding under this Code:

Provided that the Court may, if it considers necessary in the interest of justice, summon and examine the person by whom such report has been made."

3. **Savings.**- Notwithstanding any judgment, decree or order of any court including High Court, every thing done, all actions taken, notifications issued, orders or appointments made, proceedings initiated, jurisdiction or powers exercised under the provisions of the Criminal Procedure Code (Amendment) Ordinance, 1979 (Ordinance XCVIII of 1979) or its succeeding Ordinances issued from time to time shall be deemed to have been validly done, taken, issued, made, initiated or exercised under this Ordinance.

(Mohammad Hayat Khan)
President,
Azad Jammu & Kashmir.

Sd/-(Syed Mohammad Akram Shah)
Deputy Secretary Law