

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

Dated 21st February, 1984

No. 359/LD/84. The following Ordinance made by the President on the 18th day of the February, 1984, is hereby published for general information:-

(Ordinance XLVIII of 1984)

**AN
ORDINANCE**

to amend the Drugs Act, 1976

WHEREAS it is expedient to amend the Drugs Act, 1976 (Act XXXI of 1976) and adapted in Azad Jammu and Kashmir for the purpose 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 Drugs Act, (Amendment) Ordinance, 1984
(2) It shall come into force at once.
2. **Amendment of Section 27, Act XXXI of 1976.**- In the Drugs Act, 1976 (Act XXXI of 1976) hereinafter referred to as the said Act, in section 27, for sub-section (4) the following shall be substituted, namely:-
“(4) Subject to the provisions of sub-section (1), sub-section (2), and sub-section (3), whoever himself or by any other person on his behalf contravenes any of the provision of this Act or any rule shall be punished with imprisonment for a term which may extend to five years, or whipping not exceeding twenty stripes, and shall also be liable to fine which may extend to fifty thousand rupees.
3. **Amendment of Section 28, Act XXXI of 1976.**- In the said Act, for Section 28, the following shall be substituted, namely:-
“28. **Penalty for subsequent offence.**- (1) Whoever having been convicted of an offence under sub-section (1) Section 27, is again convicted of an offence under that sub-section shall be punishable with imprisonment for life or with imprisonment

which shall not be less than five years or whipping not exceeding thirty stripes and shall also be liable fine which may extend to two lakh rupees.

- (1) Whoever having been convicted of an offence under sub-section (2) of Section 27 is again convicted of an offence under that sub-section shall be punishable with imprisonment for a term which shall not be less than two years or more than ten years or whipping not exceeding thirty stripes, and shall also be liable to fine which may extend to two lakh rupees.
- (2) Whoever having been convicted of an offence under sub-section (4) of Section 27 is again convicted of an offence under that sub-section shall be punishable with imprisonment for a term which may extend to seven years, or whipping not exceeding thirty stripes, and shall also be liable to fine which may extend to one lakh rupees”.

Sd/(Major General (Retd) Abdul Rehman Khan
President
Azad Jammu & Kashmir

Sd/- (Khalil Ahmed Qureshi) Secretary Law.