

**AZAD GOVERNMENT OF THE STATE OF JAMMU AND KASHMIR  
LAW AND PARLTAMENTARY AFFAIRS DEPARTMENT  
MUZAFFARABAD**

Dated the 25th January, 1987.

No. 162-65/LD/87, The following Ordinance made by the President on the 25th day of January, 1986, is hereby published for general information:-

**(ORDINANCE VII OF 1987)**

**AN**

**ORDINANCE**

further to amend the Code of Criminal Procedure, 1898.

WHEREAS it is necessary to amend the Code of Criminal Procedure, 1898, Act V of 1898) for the purposes hereinafter appearing.

AND WHEREAS the legislative Assembly is not in session and the President is satisfied that the circumstance 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.-** This Ordinance may be called the Azad Jammu and Kashmir Code of Criminal Procedure (Amendment) Ordinance, 1987.

(2) It shall come into force at once.

2. **Amendment of Section 9, Act V of 1898.-** In the Code of Criminal Procedure, 1898 (Act V of 1898) hereinafter referred to as the said code, in section 9, after sub-section (3), the following new sub-section (3-A) shall be inserted, namely:-

“(3-A) The Government may appoint and invest an Additional Sessions Judge with all the powers of a Sessions Judge within the local area in a session division.”

3. **Addition of new Section 249-A (Act V of 1898).-** In the said Code, after section 249, the following new section 249-A shall be added, namely:-

“249-A. **Power of Magistrate to acquit accused at any stage.-** Nothing in this Chapter shall be deemed to prevent a Magistrate from acquitting an accused at any stage of the

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case if, after hearing the prosecutor and the accused and for reasons to be recorded, he considers that the charge is groundless or that there is no probability of the accused being convicted of any offence.”

Sd/-  
(Sardar Muhammad Abdul Qayyum Khan)

President.  
Azad Jammu and Kashmir

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Sd/-  
(Syed Shakir Shah)  
Section Officer Legislation