

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

Dated the 29th January, 1985.

No. 1331/LD/85. The following Ordinance made by the President on the 29th day of January, 1985, is hereby published for general information:-

(ORDINANCE CXXX OF 1985)

AN

ORDINANCE

to amend the Partnership Act, 1932

WHEREAS AS it is expedient to amend the Partnership Act, 1932 (Act IX of 1932) for the purposes hereinafter appearing;

AND WHEREASE 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 Partnership (Amendment) Ordinance, 1985.

(2) It shall come into force at once.

2. **Insertion of new Section 6-A, Act IX of 1932.**- In the Partnership Act, 1932 (Act IX of 1932), as adapted in Azad Jammu and Kashmir, hereinafter referred to as the said Act, after section 6, the following new section 6-A, shall be inserted, namely:-

“6-A. Act not to apply to certain relationship.- Nothing contained in this Act shall apply to a relationship created by any agreement between a banking company and a person or group of persons providing for sharing of profit and losses arising from or relating to the provision by the banking company of finance to such person or group of persons,

Explanation: For the purpose of this section “banking company” means,-

(i) a bank as defined in Banks (Nationalizations) Act 1974 (XIX of 1974);

(ii) a company incorporated in Pakistan and transacting the business of banking in Azad Kashmir; and

(iii) Bankers Equity Limited, House Building Finance Corporation, Investment Corporation of Pakistan, National Development Finance Corporation, National Investment Trust, Pakistan Industrial

Credit and Investment Corporation, Small
Business Finance Corporation, Regional
Development Finance Corporation.”

3. **Amendment of Section 58, Act IX of 1932.**- In the said Act,-
- (a) for sub-section (3), the following shall be substituted, namely:-
- “(3) A firm name shall not contain any of the following words, namely:-
- “Government”, “Jinnah”, “Quaid-i-Azam” or words expressing or implying the sanction, approval or patronage of the Government or the Quaid-i-Azam, except when the Government signifies its consent to the use of such words as part of the firm name by order in writing.”
- And
- (b) after sub-section (3B) the following new sub-section shall be added, namely:-
- “(3C) A firm shall not contain any word which may be declared by the Government, by notification in the official Gazette, to be undesirable:
- Provided that a firm which has a part of its name any word declared by the Government to be undesirable shall, within one month of such declaration, alter its name and send a statement to this effect to the Registrar.”
4. **Amendment of Section 71, Act IX of 1932.**- In the said Act, in section 71, in sub-section (1), in the proviso, for the full stop at the end a colon shall be substituted and thereafter the following further proviso shall be added, namely:-
- "Provided further that the fee payable for any service desired on the same day on which an application for the same is made may be double of the aforesaid maximum fees."
5. **Substitution of Schedule I, Act, IX of 1932.**- In the said Act, for Schedule-I, the following shall be substituted, namely:-

Sd/-
(Major General (R) Abdul Rehman Khan)
President,
Azad Jammu & Kashmir.

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“SCHEDULE”

Maximum Fees

See Sub-section (1) of Section 71

Document or act in respect of which the fee is payable	Maximum Fee
1	2
	Rs.
Statement under section 58	50
Statement under section 60	20
Intimation under section 61	20
Intimation under section 62	20
Notice under section 63	20
Application under section 64	20
Inspection of the Registrar of Firms under sub-section sub-section (1) of section 66.	5
Inspection of documents relating to a firm under sub-section (2) of section 66 or any other document in the the custody of the Registrar of firm.	5
Copies from the Register of Firms.	Rs.2 for each 100 Words or part thereof.