

**SIND ACT NO. I OF 1977**  
**THE ABKARI LAWS (SIND AMENDMENT) ACT, 1977**

[6<sup>th</sup> May, 1977]

An Act to further amend the Sind Abkari Act, 1878, the Sind Consumption of Intoxicants Restriction Act, 1940 and the West Pakistan Prohibition of Opium Smoking Ordinance, 1960.

**WHEREAS** it is expedient to further amend the Sind Abkari Act, 1878, the Sind Consumption of Intoxicants Restriction Act, 1940 and the West Pakistan Prohibition of Opium Smoking Ordinance, 1960, in the manner hereinafter appearing;

**Preamble.**

It is hereby enacted as follows:—

1. (1) This Act may be called the Abkari Laws (Sind Amendment) Act, 1977.

**Short title and commencement.**

(2) It shall come into force at once.

2. In the Sind Abkari Act, 1878, for section 56, the following shall be substituted:—

**Amendment of section 56 of Sind Act V of 1878.**

Cognizance of offence.

“56. No offence punishable under this Act shall be tried by a Court other than the Court of the Magistrate of the First Class.”.

3. In the Sind Consumption of Intoxicants Restriction Act, 1940, for section 22, the following shall be substituted:—

**Amendment of section 22 of Sind Act IV of 1940.**

Cognizance of offence.

“22. (1) An offence under this Act shall be cognizable.

(2) No offence punishable under this Act shall be tried by a Court other than the Court of the Magistrate of the First Class.”.

4. In the West Pakistan Prohibition of Opium Smoking Ordinance, 1960, as applicable to the Province of Sind, for section 16, the following shall be substitute:—

**Amendment of section 16 of W.P. Ordinance II of 1960.**

Cognizance of offence.

“16. No offence punishable under this Ordinance shall be tried by a Court other than the Court of the Magistrate of the First Class.”.



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5. All cases relating to offences punishable under the Sind ABKARI Act, 1878, the Sind Consumption of Intoxicants Restriction Act, 1940, and the West Pakistan Prohibition of Opium Smoking Ordinance, 1960, as applicable to the Province of Sind, and pending in the Courts of Sessions immediately before the coming into force of the Abkari Laws (Sind Amendment) Ordinance, 1977, except the cases fixed for arguments or judgment, shall stand transferred to the Courts of the Magistrate of the First Class having jurisdiction in such cases. **Transfer of cases.**

6. The Abkari Laws (Sind Amendment) Ordinance, 1977, is hereby repealed. [Repeal of Sind Ordinance II of 1977.](#)