



## THE CRIMINAL LAW AMENDMENT ACT, 1938



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# THE CRIMINAL LAW AMENDMENT ACT, 1938.

## <sup>1</sup>ACT NO. XX OF 1938

[14th September, 1938]

### An Act to amend the criminal law

WHEREAS it is expedient to supplement the criminal law by providing for the punishment of certain acts prejudicial to the recruitment of persons to serve in, and to the discipline of, <sup>2</sup>[the Armed Forces of Pakistan] ;

It is hereby enacted as follows :—

**1. Short title, extent and commencement.**—(1) This Act may be called the Criminal Law Amendment Act, 1938.

<sup>3</sup>[(2) It extends to the whole of Pakistan.

(3) It shall come into force on such date as the Provincial Government may, by notification in the official Gazette, appoint in this behalf, for the territories under its administration.]

**2. Dissuasion from enlistment and instigation to mutiny or in subordination after enlistment.**  
Whoever—

(a) with intent to affect adversely the recruitment of persons to serve in the Military, Naval or Air Forces of <sup>4</sup>[Pakistan] wilfully dissuades or attempts to dissuade the public or any person from entering any such Forces, or

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<sup>1</sup>For Statement of Objects and Reasons, see Gazette of India, 1938, Pt. V, page 276.

The Act has been applied to Baluchistan, see Notification No. 309-F, dated the 15th December, 1938, Gazette of India, 1938, Pt. I, p. 2041, and applied to Phulera in the Excluded Area of Upper Tanawal to the extent the Act is applicable in the N.W.F.P., subject to certain modifications ; and also extended to the Excluded Area of Upper Tanawal (N.W.F.P) other than Phulera with effect from such date and subject to such modifications as may be notified, see N.W.F.P. (Upper Tanawal) (Excluded Area) Laws Regulation, 1950.

<sup>2</sup>Subs. by A. O., 1961, Art. 2 and Sch., for "His Majesty's Forces" (with effect from the 23rd March, 1956).

<sup>3</sup>Subs. by the Central Laws (Statute Reform) Ordinance, 1960 (21 of 1960), s. 3 and 2nd Sch., (with effect from the 14th October, 1955), for the original sub-section (2) and sub-section (3), as amended by A. O., 1949.

<sup>4</sup>Subs. by the Federal Law (Revision and Declaration) Ordinance, 1981 (27 of 1981), S. 3 and Sch., II for "His Majesty."