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GOVERNMENT OF THE PUNJAB LAW AND PARLIAMENTARY AFFAIRS DEPARTMENT

NOTIFICATION

12 April 2023

No.Legis:13-190/2012(P-I).- The following Ordinance promulgated by Governor of the Punjab is hereby published for general information:

PUNJAB UNDESIRABLE COOPERATIVE SOCIETIES (DISSOLUTION) (AMENDMENT) ORDINANCE 2023

(I OF 2023)

An Ordinance

to amend the Punjab Undesirable Cooperative Societies (Dissolution) Act, 1993.

It is necessary to amend the Punjab Undesirable Cooperative Societies (Dissolution) Act, 1993 (I of 1993) for regulating various provisions thereof and for purposes hereinafter appearing.

Provincial Assembly of the Punjab is not in session and Governor of the Punjab is satisfied that circumstances exist which render it necessary to take immediate action.

In exercise of the powers conferred under clause (1) of Article 128 of the Constitution of the Islamic Republic of Pakistan, Governor of the Punjab is pleased to make and promulgate the following Ordinance:

1. Short title and commencement.— (1) This Ordinance may be cited as the Punjab Undesirable Cooperative Societies (Dissolution) (Amendment) Ordinance 2023.

(2) This Ordinance shall come into force at once.

2. Amendment of section 2 of Act I of 1993.—In the Punjab Undesirable Cooperative Societies (Dissolution) Act, 1993 (I of 1993), for brevity referred to as 'the Act', in section 2, in subsection (1):

(a) for clause (h), the following shall be substituted:

"(h) "SCHEDULE" means a SCHEDULE appended to this Act;"
and

(b) in clause (i), in sub-clause (ii), for the word "schedule", the words "FIRST SCHEDULE" shall be substituted.

3. Amendment of section 7 of Act I of 1993.—In the Act, in section 7:

(a) in clause (e), after the words "cancel all" the words "title deeds and" shall be inserted; and

(b) in clause (s), after the word "officer" the words "or judicial officer" shall be inserted.

4. Amendment of section 12 of Act I of 1993.—In the Act, in section 12, for the word "schedule" wherever occurs, the words "FIRST SCHEDULE", shall be substituted.

5. Insertion of section 17A to Act I of 1993.—In the Act, after section 17, the following shall be inserted:

"17A. Special Court.— (1) An offence punishable under this Act as specified in the SECOND SCHEDULE shall be exclusively triable by the Special Court authorized by the Board with approval of the Lahore High Court, who shall be the District and Sessions Judge of relevant district.

(2) The provisions of the Code of Criminal Procedure, 1898 (V of 1898) shall, except Chapter XXXVIII of the Code, apply to the proceedings of the Special Courts.

(3) The provisions of Chapter XX of the Code of Criminal Procedure, 1898 (V of 1898) shall apply to trial of cases under this Act.

17B. Appeal.— An appeal against the order of the Special Court shall lie before the Cooperatives Judge within thirty days from the date of the order."

6. Substitution of section 26 of Act I of 1993.—In the Act, for section 26, the following shall be substituted:

"26. Power to amend SCHEDULES.— The Government may, by notification in the official Gazette, amend a SCHEDULE."

7. Addition of SECOND SCHEDULE to Act I of 1993.-In the Act, the existing SCHEDULE shall be numbered as FIRST SCHEDULE, and after the FIRST SCHEDULE, the following SECOND SCHEDULE shall be added:

"SECOND SCHEDULE

[See section 17A]

1. Offences under sections 415 to 477A and sections 503 to 507 of the Pakistan Penal Code, 1860 (XLV of 1860).
2. Offences under section 21 of this Act."

(MUHAMMAD BALIGH UR REHMAN)
GOVERNOR OF THE PUNJAB

12/04/2023

AHMAD RAZA SARWAR
Secretary
Government of the Punjab
Law and Parliamentary Affairs Department