

# CRIME AGAINST MORALITY (IKHLAKIAT)

# A- ADULTERY

## The Offence of ZINA (Enforcement Of Hudood) Ordinance, 1979

### **Section 4 :** **punishment**

### **Zina (Adultery)**

be stoned to death at a public place; or  
be punished, at a public place; with whipping numbering  
one hundred stripes.

### **Section 5-A-**

**No case to be converted, lodged or registered under certain provisions:-** No complaint of zina under section 5 read with

**section 203A** of the Code of Criminal Procedure, 1898 and no case where an allegation of rape is made shall at any stage be converted into a complaint of fornication under section 496A of the Pakistan Penal Code (Act XLV of 1860) and no complaint of lewdness shall at any stage be converted into a complaint of zina under section 5 of the Offence of Zina (Enforcement of Hudood) Ordinance 1979 (Ordinance No. VII of 1979) or an offence of similar nature under any other law for the time being in force.

### **Section 8**

**Proof of Zina liable to Hadd:**

### **Section 9**

**Case in which Hadd shall not be enforced:**

## **B- INTOXICATION**

**The Prohibition (Enforcement Of Hadd) Order, 1979**

### **Section 3                      Prohibition of manufacture, etc., of intoxicants**

**Punishment**            **Shall be punishable with imprisonment for life or with imprisonment, which is not less than two years and with whipping not exceeding thirty stripes, and shall also be liable to fine.**

### **Section 4-                      Owning or possessing intoxicant**

**Punishment**            **Shall be punished with imprisonment of either description for a term, which may extend to two years, or with whipping not exceeding thirty stripes, and shall also be liable to fine**

**Section 6**  
**Punishment**

**DRINKING**  
**3 years imprisonment**

**Section 7**

**Two Kinds of drinking**

**Drinking may be either drinking liable to Hadd**  
**OR**  
**drinking liable to Ta'zir.**

## **Drinking liable to hadd. (Section 8 )**

Whoever Drinking liable to tazir ver being an adult Muslim takes intoxicating liquor by mouth is guilty of drinking liable to hadd and shall be punished with whipping numbering eighty stripes

## **Drinking liable to tazir (Section 11 )**

shall be liable to tazir and shall be punished with imprisonment of either description for a term which may extend to three years or with whipping not exceeding thirty stripes, or with both.

## **Section 9**

## **Proof of drinking liable to Hadd:**

### **Section 10** **enforced**

### **Cases in which Hadd shall not be**

Hadd shall not be enforced in the following cases, namely:-

(a) when drinking is proved only by the confession of the convict but he retracts his confession before the execution of hadd; and

(b) when drinking is proved by testimony, but before the execution of hadd, any witness resiles from his testimony so as to reduce the number of witness to less than two. (2) In a case mentioned in clause

the Court may order retrial in accordance with the Code of Criminal Procedure, 1898.

## **Section 12**

## **Arrest on suspicion of violation of Article 8 or 11**

# DRUG OFFENCES

Section	Act/Ordinance	Quantity	Punishment provided
➤ 9-A	Control Narcotic Substances Act	Less than 100 grams	2 years
➤ 9-B	Control Narcotic Substances Act	More than 100 grams but less than 1 kilogram	7 years
➤ 9-C	Control Narcotic Substances Act	More than 1 kilogram	25 years
➤ 3/4	Prohibition (Enforcement of Hadd) Ordinance	Heroin: More than 10 grams Opium: More than 1 kilogram	5 years

# D- BLASPHEMY

## Pakistan Penal Code

### **Section 295, PPC**

Injuring or defiling place of worship, with Intent to insult the religion of any class:

### **Section 295-A, PPC**

Deliberate and malicious acts intended to outrage religious feelings of any class by insulting its religion or religious beliefs:

### **Section 295-B, PPC**

Defiling, etc., of Holy Qur'an:

### **Section 295-C, PPC**

Use of derogatory remarks, etc., in respect of the Holy Prophet:



**Section 96, PPC-**      **Things done in private defence:**  
Nothing is an offence which is done in the exercise of the right of private defence.

**Section 97, PPC**      **Right of private defence of the body and of property:**

**Section 98, PPC**      Right of private defence against the act of a person of unsound mind, etc

**Section 99, PPC**      **Act against which there is no right of private defence:**

**Section 100, PPC**

**When the right of private defence of the body extends to causing death:**

Death, Grievous Hurt, Rape, Unnatural Lust, Assault with the intention of kidnapping or abduction wrongful confinement.

**Section 101, PPC**

**When such right extends to causing any harm other than death:**

**Section 102, PPC**

**Commencement and  
continuance of the right of  
Private defence of the body  
Section**

**Section 103, PPC**

**When the right of private  
defence of property extends to  
causing death**

**Section 104**

**PPC-When such right extends to  
causing any harm other than  
death**

# **F- BEING A MINOR : AGE 0 – 7 YEARS, AGE 8 – 12 YEARS**

## **Age 0 – 7 years:**

Section 82, PPC- Act of a child under seven years of age

## **Age 8 – 12 years:**

Section 83, PPC- Act of a child above seven and under twelve of immature understanding:

## **Age 12 – 18 years:**

**All punishments are given except death penalty.**

## **G- BEING OF UNSOUND MIND**

Section 84, PPC      Act of a person of unsound mind

## **H- INTOXICATION**

Section 85, PPC      Act of a person incapable of Judgment by  
reason of intoxication caused against his will

## **I- ACT DONE TO PREVENT ANOTHER HARM**

Section 81, PPC

Act likely to cause harm, but done without criminal intent, and to prevent other harm

## **J- CONSENT OF VICTIM TO AN ACT NOT LIKELY TO CAUSE HARM**

Section 87, PPC

Act not Intended and not known to be likely to cause death or grievous hurt, done by consent