

[TO BE INTRODUCED IN THE NATIONAL ASSEMBLY]

A BILL

further to amend the Code of Criminal Procedure, 1898, (Act No. V of 1898).

WHEREAS it is expedient further to amend the Code Criminal Procedure, 1898 (Act No. V of 1898), for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. **Short title and commencement.**- (1) This Act may be called the Code of Criminal Procedure (Amendment) Act, 2016.

(2) It shall come into force at once.

2. **Insertion of new section, Act No. V of 1898.**- In the Code of Criminal Procedure (No. V of 1898), hereinafter referred to as the said Code, after section 54, the following new section 54-A shall be inserted, namely:-

“54-A- Procedure in case of arrest.- (1) A person shall, at the time of his arrest, be informed of the grounds of his arrest by the Police Officer making the arrest;

(2) Before commencing the investigation, Police Officer shall provide reasonable facilities to the arrested person:-

(a) to inform his family of his whereabouts; and

(b) to consult with a legal practitioner of his choice.”

STATEMENT OF OBJECTS AND REASONS

As per Constitution, no person who is arrested shall be detained in custody without being informed, as so as may be of the grounds of such arrest, nor he shall be denied the right to consult and be defended by a legal practitioner of his choice. Moreover, his family has every right to know about his arrest. Since, Code of Criminal Procedure is silent in this regard. This Bill seeks to achieve the above-said objectives.

Sd/-

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Members, National Assembly