

Criminal Procedure Code, 1898

99A. Power to declare certain publications forfeited and to issue search warrants for the same.

(1) Where

- (a) any newspaper, or book as defined in the 5[West Pakistan Press and Publications Ordinance, 1963, or any other law relating to press and publications for the time being in force,] or
- (b) any document,

Wherever printed, appears to the Provincial Government of contain any reasonable or seditious matter or any matter which is prejudicial to national integration or any matter which promotes or is intended to promote feelings of enmity or hatred between different classes of the citizens of Pakistan or which is deliberately and maliciously intended to outrage the religious feelings of any such class by insulting the religion or the religious beliefs of that class 6[or any matter of the nature referred to in clause (ii)of sub-section (1)of section 24 of the west Pakistan Press and Publications Ordinance, 1963,] that is to say, any mater the publication of which is punishable under section 123-A or section 124-A or section 153A or section 295A 7[or Section 298Aor Section 298B or Section 298C] of the Pakistan Penal Code, the Provincial Government may, by notification in the official Gazette, stating the grounds of its opinion declare every copy of the issue of the newspaper containing such matter, and every copy of such book or other document to be forfeited to Government, and thereupon any police officer may

- 5. Ins. by Act XXI of 1976.
- 6. Ins. by Ord. XX of 1984.
- 7. Ins. by Ord. XX of 1984.

Seize the same wherever found in Pakistan and any Magistrate may by warrant authorize any police officer not below the rank of Sub-Inspector to enter upon

and search for the same in any premises where any copy of such issue or any such book or other document may be or may be reasonably suspected to be.

- (2) In sub-section (1) "document" includes also any painting, drawing or photograph, or other visible representation.

99B. Application to High Court to set aside order of forfeiture.1 (I)

Any person having any interest in any newspaper. Book or other document, in respect of which an order of forfeiture has been made under section 99A 2[or any other law for the time being in force]may, within two months from the date of such order, apply to the High Court to set aside such order on the ground that the issue of the newspaper or the book or other document in respect of which the order was made, did not contain any treasonable or seditious or other matter of such a nature as is referred to in sub-section (1) of section 99A.

3 (2) Nothing in sub-section (1) shall apply to a case where the order of forfeiture has been made

- (a) in respect of a newspaper, book or other document printed outside Pakistan; or
- (b) in respect of a newspaper, book or other document, on the conviction, in respect of such newspaper, book or other document, of the author or editor thereof for any of the offences referred to in sub-section (1) of section 99A.

99C. omitted by Law Reforms Ordinance, XII of 1972.