

INSAF SOCIETY

Fatima House Basement,
13 Fane Road, Lahore.
Tel : 7321231
Fax :

Ref. No. _____

Dated 05-10-99

**The Prime Minister
Islamic Republic of Pakistan
Islamabad.**

Respected his Excellency,

Subject: Serious social problem and injustice prevailing due to defective law

I want to draw your attention to the serious social problem and a great and obvious flaw in the Law. There are hundreds of women, juveniles (girls and boys), and old men detained in the jails under sections of **ABETMENT** who are not accused in reality and are blamed by the complainants. In fact it is a common practice that when someone commits a crime, the Complainants always name whole family including women, young girls, children and parents of the accused in the FIR inspite of them being innocent. It has been pointed out by many prisoners in the jails that the police officers themselves guide the complainant to name whole family as abettors so that they may take heavy bribe by excluding the names of the innocent members of the family later in the investigations. Due to poverty such people who are unable to offer heavy bribes remain in the jails for years which result injustice, great burden on the state and also create retaliation against the government and police resulting creation of new criminals in society and big enmities.

Existing law was made in the pre independence regime. Some sections of law were framed by the British dictators in such a way that public could be crushed and those provisions in Law helped the administration to involve many innocent persons in the crime committed by one person to terrorise and pressurise the public and freedom fighters of the time. Currently those are often used for the political victimisation and enmities. All such provisions and sections of law are inhuman, cruel and against the fundamental rights provided by the constitution of Pakistan. Those laws have not been amended or removed by the law- makers of Pakistan even yet after fifty-two years of independence. These need to be amended immediately to provide basic fundamental rights and end of injustice amending such aristocratic laws to restore democracy in the country. I have been making efforts for the last four years to get remove them from the statute book of Pakistan.

After a survey of the jails during years and the data and information collected, I have come to the conclusion that all the cases of ABETMENT are based on an evidence of a third person arranged by the complaint telling the so called story of being the witness of the conspiracy planned by such persons including the accused which was heard by him

INSAF SOCIETY

Fatima House Basement,
13 Fane Road, Lahore.
Tel : 7321231
Fax :

Ref. No. _____

Dated _____

behind the door or at any other sitting place in the area. If such was the case, it is logically strange that the witness did not inform the police before hand so that crime could be prevented. It is obviously foolish and tricky way of proving such crime or conspiracy and to involve innocents in the crime. How did the witness come to know about the conspiracy unless he was also a part of this crime or conspiracy. It is common practice that all such allegations are bogus and self produced by the complainants to prove the innocent persons guilty.

During the survey of different jails a conclusion is made that 50% prisoners detained under miscellaneous crimes with abutment are innocent and are being involved in abutment due to political rivalries and old enmities. Many innocent girls and old parents are also detained in the jails under sections 108 or 109 PPC in the false kidnapping cases where the boy has taken the girl to get marry away from her home without the consent of her parents. In such cases most of the people are unaware of their fundamental rights and law of their rights of conjugal affairs.

Sections 107, 108 and 109 of PPC (ABETMENT) should be amended to provide fair justice. This will decrease the burden on state, minimise corruption in the police department and will end the misuse of said sections of law and increasing enmities due to the said cause.

SECTION 107 of PPC "Abetment of a thing: A person abets the doing of a thing

Who—

First: Instigates any person to do that thing; or

Secondly: Engages with one or more other person or persons in any Conspiracy for the doing of that thing, if an act or illegal omission takes place in pursuance of that conspiracy, and in other to the doing of that thing; or

Thirdly : Intentionally aids, by any act or illegal omission, the doing of that thing.

PROPOSED AMENDMENT: The Sections 107, 108, 109 of PPC should be subject to confession of or statement of the accused for the involvement of such person or persons in "Instigation, engagement, in conspiracy or Intention of aids" before the Police.

EXPLANATION: After the verification and confession of such person or persons involved in Instigation or Engagement or conspiracy or Intention of aids by the accused, the police may add the name or names of the abettors in the ZIMNI and not in the FIR at the time of registration of the case.

SINSAF SOCIETY

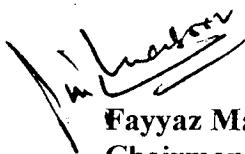
Fatima House Basement,
13 Fane Road, Lahore.
Tel : 7321231
Fax :

Ref. No. _____

Dated _____

I hope that your honour will take the serious notice of the matter to change the obsolete law framed in 1857 purely for the monarchy and imperialist government.

Thanking you,
Yours truly,



**Fayyaz Mansoor
Chairman
97- Ravi Road,
Lahore, Pakistan.**

INSAF SOCIETY

Fatima House Basement,
13 Fane Road, Lahore.
Tel : 7321231
Fax :

Ref. No. _____

Dated 05-10-99

**The chairman senate,
Islamic Republic of Pakistan
Islamabad.**

Respected his Excellency,

Subject: Serious social problem and injustice prevailing due to defective law

I want to draw your attention to the serious social problem and a great and obvious flaw in the Law. There are hundreds of women, juveniles (girls and boys), and old men detained in the jails under sections of **ABETMENT** who are not accused in reality and are blamed by the complainants. In fact it is a common practice that when someone commits a crime, the Complainants always name whole family including women, young girls, children and parents of the accused in the FIR inspite of them being innocent. It has been pointed out by many prisoners in the jails that the police officers themselves guide the complainant to name whole family as abettors so that they may take heavy bribe by excluding the names of the innocent members of the family later in the investigations. Due to poverty such people who are unable to offer heavy bribes remain in the jails for years which result injustice, great burden on the state and also create retaliation against the government and police resulting creation of new criminals in society and big enmities.

Existing law was made in the pre independence regime. Some sections of law were framed by the British dictators in such a way that public could be crushed and those provisions in Law helped the administration to involve many innocent persons in the crime committed by one person to terrorise and pressurise the public and freedom fighters of the time. Currently those are often used for the political victimisation and enmities. All such provisions and sections of law are inhuman, cruel and against the fundamental rights provided by the constitution of Pakistan. Those laws have not been amended or removed by the law- makers of Pakistan even yet after fifty two years of independence. These need to be amended immediately to provide basic fundamental rights and end of injustice amending such aristocratic laws to restore democracy in the country. I have been making efforts for the last four years to get remove them from the statute book of Pakistan.

After a survey of the jails during years and the data and information collected, I have come to the conclusion that all the cases of **ABETMENT** are based on an evidence of a third person arranged by the complaint telling the so called story of being the witness of the conspiracy planned by such persons including the accused which was heard by him

Ref. No. _____

Dated _____

behind the door or at any other sitting place in the area. If such was the case, it is logically strange that the witness did not inform the police before hand so that crime could be prevented. It is obviously foolish and tricky way of proving such crime or conspiracy and to involve innocents in the crime. How did the witness come to know about the conspiracy unless he was also a part of this crime or conspiracy. It is common practice that all such allegations are bogus and self produced by the complainants to prove the innocent persons guilty.

During the survey of different jails a conclusion is made that 50% prisoners detained under miscellaneous crimes with abutment are innocent and are being involved in abutment due to political rivalries and old enmities. Many innocent girls and old parents are also detained in the jails under sections 108 or 109 PPC in the false kidnapping cases where the boy has taken the girl to get marry away from her home without the consent of her parents. In such cases most of the people are unaware of their fundamental rights and law of their rights of conjugal affairs.

Sections 107, 108 and 109 of PPC (ABETMENT) should me amended to provide fair justice. This will decrease the burden on state, minimise corruption in the police department and will end the misuse of said sections of law and increasing enmities due to the said cause.

SECTION 107 of PPC "Abetment of a thing: A person abets the doing of a thing
Who—

First: Instigates any person to do that thing; or
Secondly: Engages with one or more other person or persons in any Conspiracy for the doing of that thing, if an act or illegal omission takes place in pursuance of that conspiracy, and in other to the doing of that thing; or

Thirdly : Intentionally aids, by any act or illegal omission, the doing of that thing.

PROPOSED AMENDMENT: The Sections 107, 108, 109 of PPC should be subject to confession of or statement of the accused for the involvement of such person or persons in "Instigation, engagement, in conspiracy or Intention of aids" before the Police.

EXPLANATION: After the verification and confession of such person or persons involved in Instigation or Engagement or conspiracy or Intention of aids by the accused, the police may add the name or names of the abettors in the ZIMNI and not in the FIR at the time of registration of the case.

INSAF SOCIETY

Fatima House Basement,
13 Fane Road, Lahore.
Tel : 7321231
Fax :

Ref. No. _____

Dated _____

I hope that your honour will take the serious notice of the matter to change the obsolete law framed in 1857 purely for the monarchy and imperialist government.

Thanking you,
Yours truly,


Tayyaz Mansoor
Chairman
97- Ravi Road,
Lahore, Pakistan.



INSAF SOCIETY

Fatima House Basement,
13 Fane Road, Lahore.
Tel : 7321231
Fax :

Ref. No. _____

Dated 15-10-99

The Secretary,
Ministry of Law,
Govt. of the Punjab

Respected Sir,

I want to draw your attention to the serious social problem and a great and obvious flaw in the Law. There are hundreds of women, children and old men detained in the jails under sections of ABETMENT who are not accused in reality and are blamed by the complainants. In fact it is a common practice that when someone commits a crime, the Complainants always name whole family including women, children and parents of the accused in the FIR inspite of them being innocent. It has been pointed out by many prisoners in the jails that the police officers themselves guide the complainant to name whole family so that they may take heavy bribe by excluding the names of the innocent members of the family later in the investigations. Some time it happened due to the incapability of the officers, as there are plenty of incapable police officers serving in the police department. Due to poverty such people who are unable to offer the bribes remain in the jails for years, which is actually a great burden on the state and also create retaliation against the government and police resulting creation of new criminals in the society.

Actually our colonial masters made our law in the regime of slavery. The law framed by the colonials in such a way that public can be crushed and provisions in law help the administration to involve many innocent persons in the crime committed by one person to terrorise and pressurise the public and freedom fighters of the time. All such provisions and sections of laws are inhuman, cruel and against the fundamental rights provided by the constitution of Pakistan. Those laws have not been amended or removed by the law makers of Pakistan yet after the independence. Those need to be amended immediately to provide basic fundamental rights to restore democracy in the country. I have been doing efforts for the last four years to remove them from the statute book of Pakistan.

After a survey of the jails in four years and the data and information collected, I came to a conclusion that all the cases of ABETMENT based on only one story being a evidence against the prisoners detained under the sections of Abetment, " The evidence recorded upon that any person gives the statement that I heard such persons in conspiracy of this crime behind the door or sitting at the place. It is obviously foolish and tricky way of

INSAF SOCIETY

Fatima House Basement,
13 Fane Road, Lahore.
Tel : 7321231
Fax :

Ref. No. _____

Dated _____

proving such crime or conspiracy. How can the evident can come to know about the conspiracy unless he is also a part of this crime or conspiracy. All such evidences are bogus and self produced by the complainants to involve the innocent persons.

The sections 107 and 108 of CPC (ABETMENT) should me amended to provide fair justice, to decrease the burden on state, to minimise or control the corruption in the police department and end of misuse of said sections.

**SECTION 107 of CPC "Abetment of a thing: A person abets the doing of a thing,
Who—**

First: Instigates any person to do that thing; or
Secondly: Engages with one or more other person or persons in any
Conspiracy for the doing of that thing, if an act or illegal omission
takes place in pursuance of that conspiracy, and in other to the doing
of that thing; or

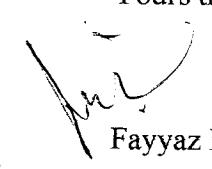
Thirdly : Intentionally aids, by any act or illegal omission, the doing
of that thing.

PROPOSED AMENDMENT:” Such persons's involvement in Instigation, Engagement,
or Intention should be admitted or stated or verified
by the accused himself.”

EXPLANATION: After the verification of such persons involved in instgation,
Engagement or intention by the accused of the crime, the police only can or allowed to
put the names of abetment in the FIR.

I hope that your honour will take the serious notice of the matter.

Thanking you,
Yours truly,


Fayyaz Mansoor

Postal address: 916-C Canalview Housing Society ,
Thoker Niaz Beg, Lahore.

INSAF SOCIETY

Fatima House Basement,
13 Fane Road, Lahore.
Tel : 7321231
Fax :

Ref. No. _____

Dated 05-10-99

The Chief Minister,
Govt. of Punjab,
Chief Minister Secretariat,
Lahore

Respected Sir,

I want to draw your attention to the serious social problem and a great and obvious flaw in the Law. There are hundreds of women, children and old men detained in the jails under sections of ABETMENT who are not accused in reality and are blamed by the complainants. In fact it is a common practice that when someone commits a crime, the Complainants always name whole family including women, children and parents of the accused in the FIR inspite of them being innocent. It has been pointed out by many prisoners in the jails that the police officers themselves guide the complainant to name whole family so that they may take heavy bribe by excluding the names of the innocent members of the family later in the investigations. Some time it happened due to the incapability of the officers, as there are plenty of incapable police officers serving in the police department. Due to poverty such people who are unable to offer the bribes remain in the jails for years, which is actually a great burden on the state and also create retaliation against the government and police resulting creation of new criminals in the society.

Actually our colonial masters made our law in the regime of slavery. The law framed by the colonials in such a way that public can be crushed and provisions in law help the administration to involve many innocent persons in the crime committed by one person to terrorise and pressurise the public and freedom fighters of the time. All such provisions and sections of laws are inhuman, cruel and against the fundamental rights provided by the constitution of Pakistan. Those laws have not been amended or removed by the law makers of Pakistan yet after the independence. Those need to be amended immediately to provide basic fundamental rights to restore democracy in the country. I have been doing efforts for the last four years to remove them from the statute book of Pakistan.

After a survey of the jails in four years and the data and information collected, I came to a conclusion that all the cases of ABETMENT based on only one story being a evidence against the prisoners detained under the sections of Abetment, " The evidence recorded upon that any person gives the statement that I heard such persons in conspiracy of this crime behind the door or sitting at the place. It is obviously foolish and tricky way of

INSAF SOCIETY

Fatima House Basement,
13 Fane Road, Lahore.
Tel : 7321231
Fax :

Ref. No. _____

Dated _____

proving such crime or conspiracy. How can the evident can come to know about the conspiracy unless he is also a part of this crime or conspiracy. All such evidences are bogus and self produced by the complainants to involve the innocent persons.

The sections 107 and 108 of CPC (ABETMENT) should me amended to provide fair justice, to decrease the burden on state, to minimise or control the corruption in the police department and end of misuse of said sections.

SECTION 107 of CPC "Abetment of a thing: A person abets the doing of a thing,
Who—

First: Instigates any person to do that thing; or
Secondly: Engages with one or more other person or persons in any
Conspiracy for the doing of that thing, if an act or illegal omission
takes place in pursuance of that conspiracy, and in other to the doing
of that thing; or

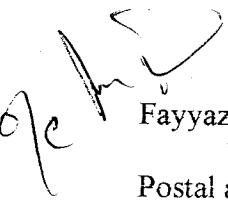
Thirdly : Intentionally aids, by any act or illegal omission, the doing
of that thing.

PROPOSED AMENDMENT: " Such persons's involvement in Instigation, Engagement,
or Intention should be admitted or stated or verified
by the accused himself."

EXPLANATION: After the verification of such persons involved in instgation,
Engagement or intention by the accused of the crime, the police only can or allowed to
put the names of abetment in the FIR.

I hope that your honour will take the serious notice of the matter.

Thanking you,
Yours truly,


Fayyaz Mansoor

Postal address: 916-C Canalview Housing Society ,
Thoker Niaz Beg, Lahore.

No. 140

For Insurance Notices see reverse.
Stamps affixed except in case of
uninsured letters of not more than
the initial weight prescribed in the
Post Office Guide or on which no
acknowledgement is due.

Rs. Ps.

Received a registered *letter*
addressed to

Date - 19

Initials of Receiving Officer *DR* with the word "insured" before it if necessary.
Insured for Rs. (in figures) *10* (in words) *Ten*

If insured.

Insurance fee Rs.

Ps.

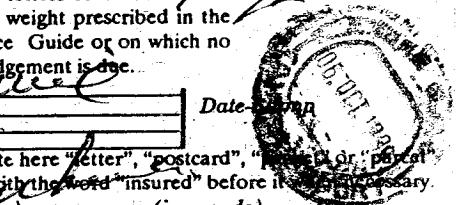
(in words) *Five*

Kilo

Grams

Name and
address
of sender

D. P. M. S.



No. 139

For Insurance Notices see reverse.
Stamps affixed except in case of
uninsured letters of not more than
the initial weight prescribed in the
Post Office Guide or on which no
acknowledgement is due.

Rs. Ps.

Received a registered *letter*
addressed to

Date - 19

Initials of Receiving Officer *DR* with the word "insured" before it if necessary.
Insured for Rs. (in figures) *10* (in words) *Ten*

If insured.

Insurance fee Rs.

Ps.

(in words) *Five*

Kilo

Grams

Name and
address
of sender

D. P. M. S.

