

OFFENCES AND PUNISHMENTS AGAINST WOMEN UNDER THE PAKISTAN PENAL CODE, 1860

Sr. No.	Provisions	Details
1.	310A. Punishment for giving a female in marriage or otherwise in badlaesulh, wanni or swara.	Whoever gives a female in marriage or otherwise compels her to enter into marriage, as <i>badlaesulh</i> , wanni, or swara or any other custom or practice under any name, in consideration of settling a civil dispute or a criminal liability, shall be punished with imprisonment of either description for a term which may extend to seven years but shall not be less than three years and shall also be liable to fine of five hundred thousand rupees.
2.	336A. Hurt caused by corrosive substance.	Whoever with the intention or knowingly causes or attempts to cause hurt by means of corrosive substance or any substance which is deleterious to human body when it is swallowed, inhaled, comes into contact or received into human body or otherwise shall be said to cause hurt by corrosive substance.
3.	336B. Punishment for hurt by corrosive substance	Whoever causes hurt by corrosive substance shall be punished with imprisonment for life or imprisonment of either description which shall not be less than fourteen years and a minimum fine of one million rupees.
4.	338. <i>Isqat -i-Hamal</i>	Whoever causes a woman with child whose organs have not been formed, to miscarry, if such miscarriage is not caused in good faith for the purpose of saving the life of the women, or providing necessary treatment to her, is said to cause ' <i>isqatihaml</i> '.
5.	338A. Punishment for <i>Isqatihaml</i>	<p>Whoever causes <i>isqatihaml</i> shall be liable to punishment as <i>tazir</i> __</p> <p>(a) with imprisonment of either description for a term which may extend to three years, if <i>isqatihaml</i> is caused with the consent of the woman; or</p> <p>(b) with imprisonment of either description for a term which _____ may extend to ten years, if <i>isqatihaml</i> is caused without the consent of the woman:</p> <p>Provided that, if as a result of <i>isqatihaml</i>, any hurt is caused to the woman or she dies, the convict shall also be liable to the punishment provided for such hurt or death, as the case may be.</p>

6.	338B. <i>Isqatijanin</i>	Whoever causes a woman with child some of whose limbs or organs have been formed, to miscarry, if such miscarriage is not caused in good faith for the purpose of saving the life of the woman, is said to cause <i>isqatijanin</i> .
7.	338C. Punishment for <i>Isqatijanin</i>	<p>Whoever causes <i>Isqatijanin</i> shall be liable to:-</p> <p>(a) one twentieth of the <i>diyat</i> if the child is born dead;</p> <p>(b) full <i>diyat</i> if the child is born alive but dies as a result of any act of the offender; and</p> <p>(c) imprisonment of either description for a term which may extend to seven years as <i>ta'zir</i>:</p> <p>Provided that, if there are more than one child in the womb of the woman, the offender shall be liable to separate <i>diyat</i> or <i>ta'zir</i>, as the case may be, for every such child:</p> <p>Provided further that if, as a result of <i>isqatijanin</i>, any hurt is caused to the woman or she dies, the offender shall also be liable to the punishment provided for such hurt or death, as the case may be.</p>
8.	354. Assault or criminal force to woman with intent to outrage her modesty.	Whoever assaults or uses criminal force to any woman, intending to outrage or knowing it to be likely that he will thereby outrage her modesty, shall be punished with imprisonment of either description for a term which may extend to two years, or with fine, or with both.
9.	354A. Assault or use of criminal force to woman and stripping her of her clothes.	Whoever assaults or uses criminal force to any women and strips her of her clothes and, in that condition, exposes her to the public view, shall be punished with death or with imprisonment for life, and shall also be liable to fine.
10.	359. Kidnapping	Kidnapping is of two kinds: kidnapping from Pakistan, and Kidnapping from lawful guardianship.
11.	360. Kidnapping from Pakistan	Whoever conveys any person beyond the limits of Pakistan without the consent of that person, or of some person legally authorised to consent on behalf of that person, is said to kidnap that person from Pakistan.
12.	361. Kidnapping from lawful guardian ship	Whoever takes or entices any minor under fourteen years of age if a male, or under sixteen years of age if a female, or any person of unsound mind, out of the keeping of the lawful guardian of such minor or person of unsound mind, without the consent of such guardian, is said to kidnap such minor

		or person from lawful guardianship.
13.	362. Abduction	Whoever by force compels, or by any deceitful means induces, any person to go from any place, is said to abduct that person.
14.	363. Punishments for kidnapping	Whoever kidnaps any person from Pakistan or from lawful guardianship, shall be punished with imprisonment of either description for a term which may extend to seven years, and shall also be liable to fine.
15.	365B. Kidnapping, abducting or inducing woman to compel for marriage etc.	Whoever kidnaps or abducts any woman with intent that she may be compelled, or knowing it to be likely that she will be compelled, to marry any person against her will, or in order that she may be forced, or seduced to illicit intercourse, knowing it to be likely that she will be forced or seduced to illicit intercourse, shall be punished with imprisonment for life, and shall also be liable to fine; and whoever by means of criminal intimidation as defined in this Code or of abuse of authority or any other method of compulsion, induces any woman to go from any place with intent that she may be, or knowing that it is likely that she will be, forced or seduced to illicit intercourse with another person shall also be punished as aforesaid.
16.	366A. Procuration of minor girl.	Whoever, by any means whatsoever, induces any minor girl under the age of eighteen years to go from any place or to do any act with intent that such girl may be, or knowing that it is likely that she will be, forced or seduced to illicit intercourse with another person shall be punishable with imprisonment which may extend to ten years and shall also be liable to fine.
17.	366B. Importation of girl from foreign country.	Whoever imports into Pakistan from any country outside Pakistan any girl under the age of twenty-one years with intent that she may be, or knowing it to be likely that she will be, forced or seduced to illicit intercourse with another person, shall be punishable with imprisonment which may extend to ten years and shall also be liable to fine.
18.	371A. Selling person for purpose of prostitution, etc	Whoever sells, lets to hire, or otherwise disposes of any person with intent that such person shall at any time be employed or used for the purpose of prostitution or illicit intercourse with any person or for any unlawful and immoral purpose, or knowing it to be likely that such person will at any time be employed or used for any such purpose, shall be punished with imprisonment which may extend to twenty-five years, and shall also be liable to fine.

19.	371B. Buying person for purpose of prostitution, etc.	Whoever buys, hires or otherwise obtains possession of any person with intent that such person shall at any time be employed or used for the purpose of prostitution or illicit intercourse with any person or for any unlawful and immoral purpose, or knowing it to be likely that such person will at any time be employed or used for any such purpose, shall be punished with imprisonment which may extend to twenty-five years, and shall also be liable to fine.
20.	375. Rape.	A man is said to commit rape, who has sexual intercourse with a woman under circumstances falling under any of the five following descriptions against her will; <ul style="list-style-type: none"> (i) Against her will (ii) without her consent (iii) with her consent, when the consent has been obtained by putting her in fear of death or of hurt; (iv) with her consent, when the man knows that he is not married to her and that the consent is given because she believes that the man is another person to whom she is or believes herself to be married; or (v) with or without her consent when she is under sixteen years of age.
21..	376. Punishment for rape.	Whoever commits rape shall be punished with death or imprisonment of either description for a term which shall not be less than ten years or more than twenty-five years and shall also be liable to fine.
22..	493A. Cohabitation caused by a man deceitfully inducing a belief of lawful marriage.	Every man who deceitfully causes any woman who is not lawfully married to him to believe that she is lawfully married to him and to cohabit with him in that belief, shall be punished with rigorous imprisonment for a term which may extend to twenty-five years and shall also be liable to fine.
23..	494. Marrying again during lifetime of husband or wife	Whoever, having a husband or wife living, marries in any case in which such marriage is void by reason of its taking place during the life of such husband or wife, shall be punished with imprisonment of either description for a term which may extend to seven years, and shall also be liable to fine.
24..	495. Same offence with concealment of former marriage from person with whom subsequent Marriage is contracted.	Whoever commits the offence defined in the last preceding section having concealed from the person with whom the subsequent marriage is contracted, the fact of the former marriage, shall be punished with imprisonment of either description for a term which may extend to ten years, and shall also be liable to fine.

25.	496. Marriage ceremony fraudulently gone through without lawful marriage	Whoever, dishonestly or with a fraudulent intention, goes through the ceremony of being married, knowing that he is not thereby lawfully married, shall be punished with imprisonment of either description for a term which may extend to seven years, and shall also be liable to fine.
26.	496A. Enticing or taking away or detaining with criminal intent a woman	Whoever takes or entices away any woman with intent that she may have illicit intercourse with any person, or conceals or detains with that intent any woman, shall be punished with imprisonment of either description for a term which may extend to seven years, and shall also be liable to fine.
27.	496B. Fornication.	A man, and woman not married to each other are said to commit fornication if they willfully have sexual intercourse with one another. Whoever commits fornication shall be punished with imprisonment for a term which may extend to five years and shall also be liable to fine not exceeding ten thousand rupees.
28.	496C. Punishment for false accusation of fornication	Whoever brings or levels or gives evidence of false charge of fornication against any person, shall be punished with imprisonment for a term which may extend to five years and shall also be liable to fine not exceeding ten thousand rupees.
29.	498A. Prohibition of depriving women from inheriting property	Whoever by deceitful or illegal means deprives any woman from inheriting any movable or immovable property at the time of opening of succession shall be punished with imprisonment for either description for a term which may extend to ten years but not be less than five years or with a fine of one million rupees or both.
30.	498B. Prohibition of forced marriage	Whoever coerces or in any manner whatsoever compels a woman to enter into marriage shall be punished with imprisonment of either description for a term, which may extend to seven years or for a term which shall not be less than three years and shall also be liable to fine of five hundred thousand rupees.

31.	498C. Prohibition of marriage with the Holy Quran	Whoever compels or arranges or facilitates the marriage of a woman with the Holy Quran shall be punished with imprisonment of either description which may extend to seven years which shall not be less than three years and shall be liable to fine of five hundred thousand rupees.
32.	509. Insulting modesty or causing sexual harassment	<p>Whoever,___</p> <p>(i) intending to insult the modesty of any woman, utters any word, makes any sound or gesture, or exhibits any object, intending that such word or sound shall be heard, or that such gesture or object shall be seen, by such woman, or intrudes upon the privacy of such woman</p> <p>(ii) conduct sexual advances, or demand sexual favors or uses verbal or nonverbal communication or physical conduct of a sexual nature which intends to annoy, insult, intimidate or threaten the other person or commits such acts at the premises of workplace, or makes submission to such conduct either explicitly or implicitly a term or condition of an individuals employment, or makes submission to or rejection of such conduct by an individual a basis for employment decision affecting such individual, or retaliates because of rejection of such behaviour, or conducts such behaviour with the intention of unreasonably interfering with an individual's work performance or creating an intimidating , hostile, or offensive working environment; shall be punished with imprisonment which may extend to three years or with fine up to five hundred thousand rupees or with both.</p>