

[AS PASSED BY THE SENATE]

A
BILL

further to amend the Anti-Rape (Investigation and Trial) Act, 2021

WHEREAS it is expedient further to amend the Anti-Rape (Investigation and Trial) Act, 2021 (XXX of 2021), for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. Short title and commencement. - (1) This Act may be called the Anti-Rape (Investigation and Trial) (Amendment) Act, 2025.

(2) It shall come into force at once.

2. Amendment of section 2, Act XXX of 2021.- In the Anti-Rape (Investigation and Trial) Act, 2021 (XXX of 2021), hereinafter referred to as the said Act, in section 2, after clause (c), the following new clause shall be inserted, namely:-

“(ca) “DNA testing” means the procedure followed in the forensic laboratory, as recognized by the Federal Government or Provincial Government, as the case may be, to develop a DNA profile;”

3. Insertion of new section 13A, Act XXX of 2021.- In the said Act, after section 13, the following new section shall be inserted, namely:-

“13A. Mandatory DNA Testing in Rape Cases.- (1) It shall be compulsory for every police officer to get the rape victim tested through the laboratories recognized by the Federal Government or the Provincial Government, as the case may be.

(2) The DNA samples shall be collected preferably within 72 hours of the occurrence of the incident.”

4. Amendment of section 21, Act XXX of 2021.- In the said Act, in section 21, for the full-stop occurring at the end, a colon shall be substituted and thereafter, the following proviso shall be inserted, namely:-

“Provided that if such police officer fails to fulfill his obligation, he shall be guilty of an offence punishable with imprisonment of either description for a term which may extend to three years and with fine.”

STATEMENT OF OBJECTS AND REASONS

In 2017, the Provincial Assembly of Sindh passed a law which inserted new sections related to compulsory DNA testing of rape victims in the Code of Criminal Procedure, 1898 (Cr.PC), which helped the Sindh police in arresting offenders involved in committing rape against women and children. It is an exemplary law which should be implemented throughout Pakistan, and in the spirit of which, this amendment has been brought, for the benefit of the people of this country. As Anti-Rape (Investigation and Trial) Act, 2021 is applicable throughout Pakistan, so, this amendment has been brought in this Act.

2. This Bill is aimed to achieve the above-said objective.