

# THE CRIMINAL LAW (AMENDMENT) ACT, 1951.

[Act No. XXIV of 1951.]

1. This Act may be called the Criminal Law (Amendment) Act, 1951.

2. To section 171F of the Penal Code, the following proviso shall be inserted, namely :—

" Provided that if the offence of personation is committed in respect of an election to either Chamber of Parliament, the offender shall be punished with rigorous imprisonment for a term which may extend to two years and may also be liable to fine."

3. After section 171I of the Penal Code, the following shall be inserted as section 171J, namely :—

" 171J. Whoever, without lawful excuse, the burden of proof thereof being on him, has or retains in his possession, inside a polling station, where votes are being recorded at an election to either Chamber of Parliament, one or more voting tokens or ballot papers or colourable imitation thereof except for the lawful purpose of recording his vote or has in his possession outside such polling station, one or more voting tokens or ballot papers or colourable imitation thereof shall be punished with rigorous imprisonment for a term which may extend to two years and may also be liable to fine."

4. In section 196 of the Code of Criminal Procedure, for the expression "(except section 127 and section 171F, so far as it relates to the offence of personation)" the expression "(except section 127, section 171F, so far as it relates to the offence of personation, and section 171J)" shall be substituted.

5. In the second schedule to the Code of Criminal Procedure, for the entries relating to section 171F the following entries relating thereto shall be substituted; and after the entries relating to section 171I, the following entries relating to section 171J shall be inserted :—

1	2	3	4	5	6	7	8
Section.	Offence.	Whether the Police may arrest without warrant or not.	Whether a warrant or a summons shall ordinarily issue in the first instance.	Whether bailable or not.	Whether compoundable or not.	Punishment under the Penal Code.	By what Court triable.
171F	Undue influence at an election.	Ditto.	Ditto.	Ditto.	Ditto.	Imprisonment of either description for one year, or fine, or both.	Ditto.

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1 Serial.	2 Offence.	3 Whether the Police may arrest without warrant or not.	4 Whether a warrant or a summons shall ordinarily issue in the first instance.	5 Whether bail- able or not.	6 Whether compound- able or not.	7 Punishment under the Penal Code.	8 By what Code tri- able.
	Personation at an election to either Cham- ber of Parlia- ment.	May arrest without war- rant.	Ditto.	Not bail- able.	Ditto.	Rigorous imprison- ment for two years with or without fine.	Ditto.
	Personation at any other election.	Ditto.	Ditto.	Bail- able.	Ditto.	Imprison- ment of either des- cription for one year, or fine, or both.	Ditto.
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171J	Illegal posses- sion at elec- tion to either Chamber of Parliament of any token, ballot paper or colourable imitation thereof except for the lawful purpose of recording his vote.	May arrest with- out war- rant.	Ditto.	Not bail- able.	Ditto.	Rigorous im- prisonment for two years with or without fine.	Ditto.

6. The Criminal Law Amendment Ordinance, 1951, is hereby repealed.