**PROVINCIAL ASSEMBLY OF THE PUNJAB**

**Bill No. 8 of 2018**

**THE LIMITATION (PUNJAB AMENDMENT) BILL 2018**

A

BILL

*further to amend the Limitation Act, 1908*

It is expedient further to amend the Limitation Act, 1908 *(IX of 1908)* to provide limitation of ninety days for filing a revision petition under section 115 of the Code of Civil Procedure, 1908 *(V of 1908)*.

Be it enacted by Provincial Assembly of the Punjab as follows:

**1. Short title and commencement**.- (1) This Act may be cited as the Limitation (Punjab Amendment) Act 2018.

(2) It shall come into force at once.

**2. Amendment in First Schedule of Act IX of 1908**.- In the Limitation Act, 1908 *(IX of 1908)* for brevity referred to as the Act, in the First Schedule, in Part X, after Article 162, the following new Article 162-A shall be inserted:

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| “162-A. Revision under section 115 of the Code of Civil Procedure, 1908 *(V of 1908)* | Ninety days | From the date of the decision sought to be revised.” |

**Statement of objects and reasons**

Section 115 of the Code of Civil Procedure was amended in 1992 to provide a limitation of ninety days for filing a revision petition and Article 162-A of the Limitation Act, 1908 was omitted. In the judgment of Hon’ble Supreme Court (2001 SCMR 286), it has been held that in view of section 29(2) of the Limitation Act, 1908, the provisions of section 5 of the Limitation Act, 1908 for condonation of delay do not apply to the revision petition under section 115 of Code of Civil Procedure, 1908. Hon’ble Chief Justice of Lahore High Court suggested to Law and Justice Commission of Pakistan for amending the Limitation Act, 1908. The Commission has proposed to insert Article 162-A to extend the benefit of the said section 8.

 **MINISTER INCHARGE**

**Lahore: RAI MUMTAZ HUSSAIN BABAR**

**31 January 2018 Secretary**