Other Rules regarding Processes

90. Issue of warrant in lieu of, or in addition to summons: A Court may, in any case in

which it is empowered by this Code to issue a summons for the appearance of any person

other than a juror or assessor, issue, after recording its reasons in writing, a warrant for

his arrest--

(a) if, either before the issue, of such summons, or after the issue of the same but before

the time fixed for his appearance, the Court sees reasons to believe that he has

absconded or will not obey the summons; or

(b) it at such time he fails to appear and the summons is proved to have been duly served

in time to admit of his appearing in accordance therewith and no reasonable excuse is

offered for such failure.

91. Power to take bond for appearance: When any person for whose appearance or

arrest the officer presiding in any Court is empowered to issue a summons or warrant, is

present in such Court, such officer may require such person to execute a bond, with or

without sureties, for his appearance in such Court.

92. Arrest by breach of bond for appearance: When any person who is bound by any

bond taken under this Code to appear before a Court does not so appear, the officer

presiding in such Court may issue a warrant directing that such person be arrested and

produced before him.

93. Provisions of this Chapter generally applicable to summons and warrants of

arrest: The provisions contained in this Chapter relating to a summons and warrant, and

their issue, service and execution, shall, so far as may be, apply to every summons and

every warrant of arrest issued under this Code.

E — Special Rules regarding processes issued for service or execution

outside Pakistan and processes received from outside Pakistan for service or

execution within Pakistan

[93-A. Sending of summons for service outside Pakistan: (1) Where a Court in

Pakistan desires that a summons issued by it to an accused person shall be served at any

place outside Pakistan within the local limits of the jurisdiction of a Court established or

continued by the authority of the Federal Government in exercise of its foreign jurisdiction

it shall send such summons, in duplicate, by post or otherwise, to the presiding officer of

that Court to be served.

(2) The provisions of Section 74 shall apply in the case of a summons sent for service

under this section as if the presiding officer of that Court to whom it was sent were a

Magistrate in Pakistan,

93-B. Sending of warrants for execution outside Pakistan: Notwithstanding anything

contained in Section 82, where a Court in Pakistan desires that a warrant, issued by it

for the arrest of an accused person shall be executed at any place outside Pakistan within

the local limits of the jurisdiction of a Court established or continued by the authority of the

Federal Government in exercise of its foreign jurisdiction, it may send such Warrant, by

post or otherwise, to the presiding officer of that Court to be executed.

93-C. Service and execution in Pakistan of processes received from outside

Pakistan: (1) Where a Court has received for service or execution a summons to, or a

warrant for the arrest of, an accused person issued by a Court established or continued by

the authority of the Federal Government in exercise of its foreign jurisdiction, outside

Pakistan it shall cause the same to be served or executed as if it were a summons or

warrant received by it from a Court in Pakistan for service or execution within the local

limits of its jurisdiction-

(2) Where any warrant of arrest has been so executed the person arrested shall so far as

possible be dealt with in accordance with the procedure prescribed by Sections 85 and

86.]