

# The Explosive Substances Act, 1908

( ACT NO. VI OF 1908 )

## **<sup>1</sup>An Act further to amend the law relating to explosive substances.**

WHEREAS it is necessary further to amend the law relating to explosive substances; It is hereby enacted as follows:-

### **Short title and extent**

1. (1) This Act may be called the Explosive Substances Act, 1908.
- (2) It extends to the whole of Bangladesh.

### **Definition of “explosive substance”**

2. In this Act the expression “explosive substance” shall be deemed to include any materials for making any explosive substance; also any apparatus, machine implement or material used, or intended to be used, or adapted for causing, or aiding in causing, any explosion in or with any explosive substance; also any part of any such apparatus, machine or implement.

### **Punishment for causing explosion likely to endanger life, person or property**

<sup>2</sup>[3. Any person who unlawfully or maliciously causes by any explosive substance an explosion of a nature likely to endanger life or to cause serious injury to person or property shall, whether any injury to person or property has been actually caused or not, be punishable with death, or with imprisonment for life, to which fine may be added, or with imprisonment for a term which may extend to ten years and shall not be less than five years, to which fine may be added.

### **Punishment for causing explosion with intent to commit offence**

3A. Any person who causes by any explosion substance an explosion with intent to commit or, to enable any other person to commit, an offence punishable under any law for the time being in force shall, whether any offence has been actually committed or not, be punishable with

The Explosive Substances Act, 1908  
 imprisonment for a term which may extend to seven years and shall not be less than three years, to which fine may be added.]

**Punishment for attempt to cause explosive or for making or keeping explosive with intent to endanger life or property**

4. Any person who <sup>3</sup>[unlawfully or maliciously]-

(a) does any act with intent to cause by an explosive substance, or conspires to cause by an explosive substance, an explosion in Bangladesh of a nature likely to endanger life or to cause serious <sup>4</sup>[injury to person or property]; or

(b) makes or has in his possession or under his control any explosive substance with intent by means thereof to endanger life, or cause serious <sup>5</sup>[injury to person or property] in Bangladesh, or to enable any other person by means thereof to endanger life or cause serious <sup>6</sup>[injury to person or property] in Bangladesh;

shall, whether any explosion does or does not take place and whether any injury to person or property has been actually caused or not, be punished with <sup>7</sup>[imprisonment for a term which may extend to twenty years and shall not be less than three years], to which fine may be added.

**Punishment for exploding, making or possessing explosives under suspicious circumstances**

<sup>8</sup>[5. Any person who explodes or makes or knowingly has in his possession or under his control any explosive substances, under such circumstances as to give rise to a reasonable suspicion that he has exploded it for committing an offence or is not making it or does not have it in his possession or under his control for a lawful object, shall, unless he can show that he exploded it or made it or had it in his possession or under his control for a lawful object, be punishable with imprisonment for a term which may extend to fourteen years and shall not be less than two years to which fine may be added.]

**[Omitted ]**

5A and 5B. [Omitted by section 3 and 2nd Schedule of the Bangladesh Laws (Revision and Declaration) Act 1973, (Act No. VIII of 1973).]

**Punishment of abettors**

6. Any person who by the supply of or solicitation for money, the providing of premises, the supply of materials, or in any manner whatsoever, procures, counsels, aids, abets, or is accessory to, the commission of any