

QUESTION NO 12:-

DEFINE SOCIAL CONTROL AND EXPLAIN CRIMINAL JUSTICE SYSTEM OF PAKISTAN:

1. INTRODUCTION:

Criminal justice is the system of practices and institutions of governments directed at upholding social control, deterring and mitigating crime, or sanctioning those who violate laws with criminal penalties and rehabilitation efforts.

2. CONCEPT OF SOCIAL CONTROL:

Society in order to exist and progress has to exercise a certain control over its members since any marked deviation from the established ways is considered a threat to its welfare. Such control has been termed by sociologists as social control. Social control is the term sociologists apply to those mechanisms by which any society maintains a normative social system.

3. PURPOSE OF SOCIAL CONTROL:

Social control is the basic mean of social solidarity and conformity rather than deviance. It controls the behavior, attitudes and actions of individuals to balance their social situation. Man is born free but in chains everywhere he lives. A person living in a society has to adopt certain rules and regulation. These are the social norms on which the whole society is running. For smooth functions and running of these norms these controls are necessary.

4. MEANING OF SOCIAL CONTROL:

It means to bring people of society within the limits and compel them to adopt conformity to social norms.

5. DEFINITION OF SOCIAL CONTROL:

❖ According to Fairchild.

"It is the process which helps a society to secure conformity to individuals as well as groups."

❖ According to Horton & Hunt.

8. CRIMINAL JUSTICE SYSTEM IN PAKISTAN :

Criminal Justice System in Pakistan also comprises of three basic institutions i.i. Police, prosecution and Judiciary Before 2007, there were only two institutions in Criminal justice System i.e. Police and Judiciary and there was no concept of independent Prosecution Department in Pakistan. it was only after 2007 when all Provinces established independent and specialized Prosecution Departments. Due to its short life and other reasons, prosecution is still not independent and fully functional in Pakistan's Criminal Justice System.

9. PROBLEMS IN PAKISTAN'S CRIMINAL JUSTICE SYSTEM:

The Criminal Justice System in Pakistan is outdated and in dismal condition. There are many reasons for this. The system in Pakistan is so much ineffective and outdated that it is very for any influential and wealthy person to get himself acquitted after committing any sort of offence. There are so many loopholes in Pakistan's Criminal Justice System.

10. POLICE IN PAKISTAN'S CRIMINAL JUSTICE SYSTEM:

Criminal Justice System starts with the Police or Investigating agency in almost all civilized societies of the world. In Pakistan it also starts with the investigation of Police. The basic root cause of failure of Pakistan's Criminal Justice System lies with the Police. Police in Pakistan is the most corrupt institution of the country and corruption in Pakistan Police is beyond imaginations. Although basic purpose of Police Force is to protect the citizen but in Pakistan an ordinary citizen not only hates Police but always try to avoid the Police and all matters related with Police. Criminal Justice System comes into motion with investigation of Police and in Pakistan it is the very stage when most of cases are destroyed due to non-professional and corrupt investigation Officers.

1. PROSECUTION IN PAKISTAN CRIMINAL JUSTICE SYSTEM:

The Separate and Independent Prosecution Departments are established after 2006/07 in different provinces of Pakistan. Previously there was separate branch in Police known as prosecution Branch and that Branch was responsible for the prosecution on behalf of state. Although Provincial Governments established Prosecution Departments but they are toothless and have no powers in practice. Provincial Governments in Pakistan's provinces so far fail to provide Prosecution with adequate resources and essential legislation which is essential for the working of modern day Criminal Justice System. Prosecutor is powerless in Pakistan who is sandwiched between the two most powerful, authoritative and corrupt institutions of Pakistan i.e. Police and Judiciary. Prosecutor cannot direct Investigation Officer to properly collect the evidence

during investigation, he is only authorized to scrutinize the investigation report after its completion and till time, 10's almost destroyed all important pieces of evidence.

12. JUDICIARY IN PAKISTAN CRIMINAL JUSTICE SYSTEM:

Although Government invested lot of money and resources in the Judiciary in last decade yet the institution is in bad shape and fails to deliver. In Criminal Justice System of Pakistan, judges are highly paid and have more resources than Police and Prosecution but their performance is disappointed. The acquittal rate in Pakistan's courts is almost over 80 percent which means if person commits crime in Pakistan he got 80 percent chances of acquittal in this system. Another major problem is the delayed justice as criminal cases are decided not in months but in years in Pakistan Courts.

13. CONCLUSION:

To conclude that Criminal Justice System in Pakistan is losing confidence of people due to its inefficiency. Government needs to pay special attention towards the Criminal Justice System in Pakistan because a country can live without resources but cannot survive when it lacks justice.

