

Q. Judicial activism is the natural corollary of poor governance in Pakistan. Do you agree?

ANS ① Introduction

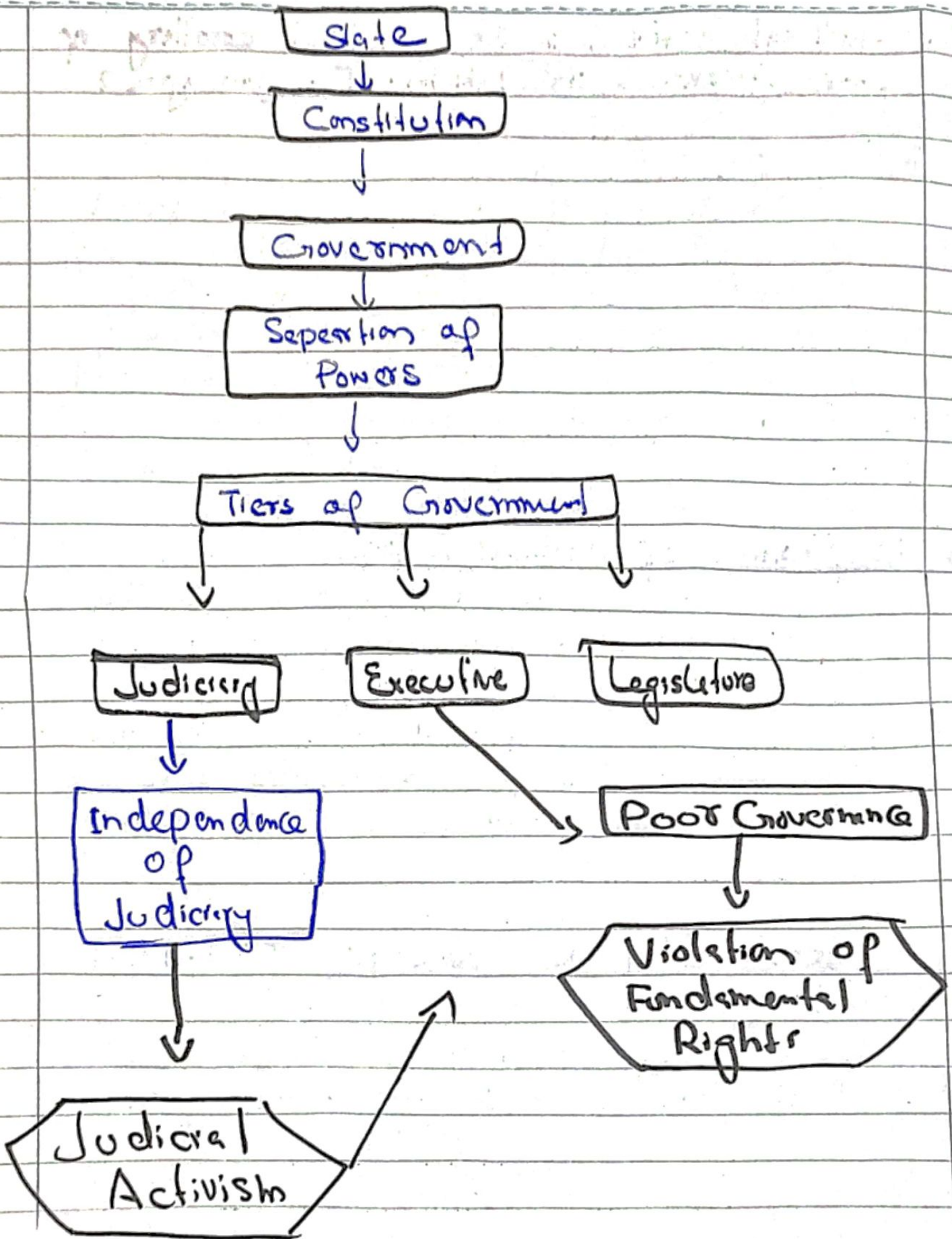
Judicial activism is a vast concept which is related to the involvement of judiciary in executive functions. To understand the judicial activism as the natural corollary of poor governance in Pakistan, one must dig out the causes of judicial activism which correlate with the poor governance and influences the judicial activism in Pakistan.

② Definition of Judicial Activism

It can be defined as the interference of judiciary in the function of executive that are given to executive by the constitution. In other words, Judicial Activism is the crossing of judiciary from its sphere of work into the executives.

③ Understanding the concept of Judicial Activism

To understand the concept of judicial activism a flow chart is given below.



① What factors instigated the Judicial Activism

① Inability of Executive Institutions to work

Inability of Executive institutions to perform their designated duties, which creates the performance in the country. That results in the violation of the constitution. In order to save the country from the crisis the judiciary jumps and overtakes the executive functions.

② Political Instability and Parliamentary Rivalry

Political instability and parliamentary rivalry are another cause of judicial activism in my country. Because of political instability and parliamentary rivalry the legislative branch of the government does not function properly and lacks in passing any bill. That results in the judicial activism.

③ Unjust Distribution of Resources

All the functions of administration and governance belongs to the executive branches, but because of lack of accountability and favouritism the resources are distributed unjustly. So judiciary as the caretaker of

constitution jumps in and results in the judicial activism.

④ Violation of Fundamental Rights

The main function of judiciary is to interpret the law and to protect the fundamental rights of citizens. In a case, where the fundamental rights given by constitution are compromised lead the judiciary for judicial activism.

⑤ Correlating the Instigated factors of Judicial Activism with the Judicial Activism in Pakistan.

⑥ 👉 Poor Governance In Executive Institutions in Pakistan.

Executive failure in Pak	Judicial Activism
Yes	the cause of Judicial Activism

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Political Instability and Political Rivalry

Political Instability in Pakistan	Judicial Activism
Yes	✓

② Unjust distribution of Resources

Un Just distribtu of Resource	Judicial Activism
Yes	✓

③ Violation of Fundamental Rights

Violation of Fundamental Rtes	Judicial Activism
Yes	✓

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Critical Analysis about the Judicial Activism and the natural corollary of poor governance in Pakistan

As mentioned above - there are some factors that instigate the judicial activism in any country. So in accordance with the points mentioned factor it is pertinent to highlight that the activism in Pakistan is because of the poor governance.

② Conclusion

In conclusion, Judicial activism is very deep concept to understand which is linked with the involvement of judiciary in the executive matters. There are multiple reasons of judicial activism and many are related to the poor governance there in that case. ~~the - the~~ it is right to say the judicial activism in Pakistan is - the corollary of poor governance -

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