

Criminology

Section: 1

Q-2

Biological Theories of criminality

- 1- Introduction
- 2 - Overview of Biological Theories of Criminality
- 3- Types of Biological Theories
 - Theory of Phrenology
 - Theory of Physiognomy
 - Theory of Supermale
 - W. Sheldon's Somatotypology
 - Theory of Atavistic man
- 4- Conclusion

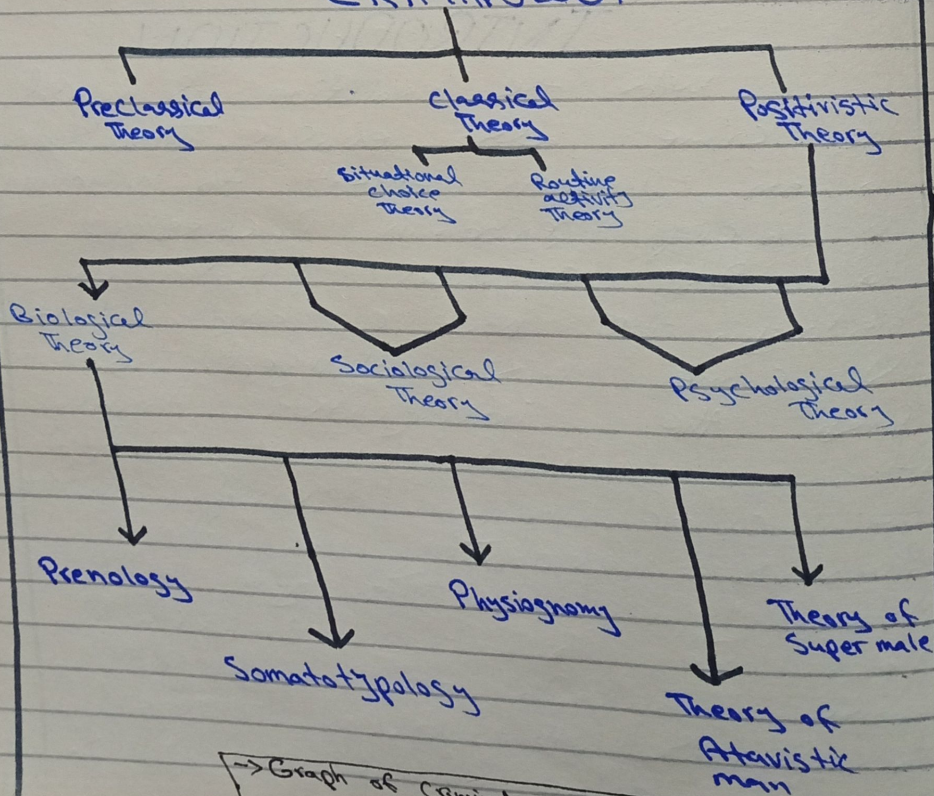
INTRODUCTION

With the evolution of world, the crime also evolve. This leads to an uneven threat to humanity in every period. In Preclassical to Post classical period in history, the nature and extent of crime has changed. This push the intelligentsia toward the theoretical work related to crime. They devised different theories according to their literary work. This give birth to one of the important work related to biological school of thought. It discussed the basic criminals characteristics.

OVERVIEW OF BIOLOGICAL THEORIES OF CRIMINALITY

Among one of major three categories the Biological group is derived by Cesare Lombroso who was also called the Father of modern Criminology. He did alot of work on criminals and gave the characteristics of born criminals. These criminals are by birth the deviant behaviour. Following is the categorization of theories.

CRIMINOLOGY



→ Graph of Criminology Theories

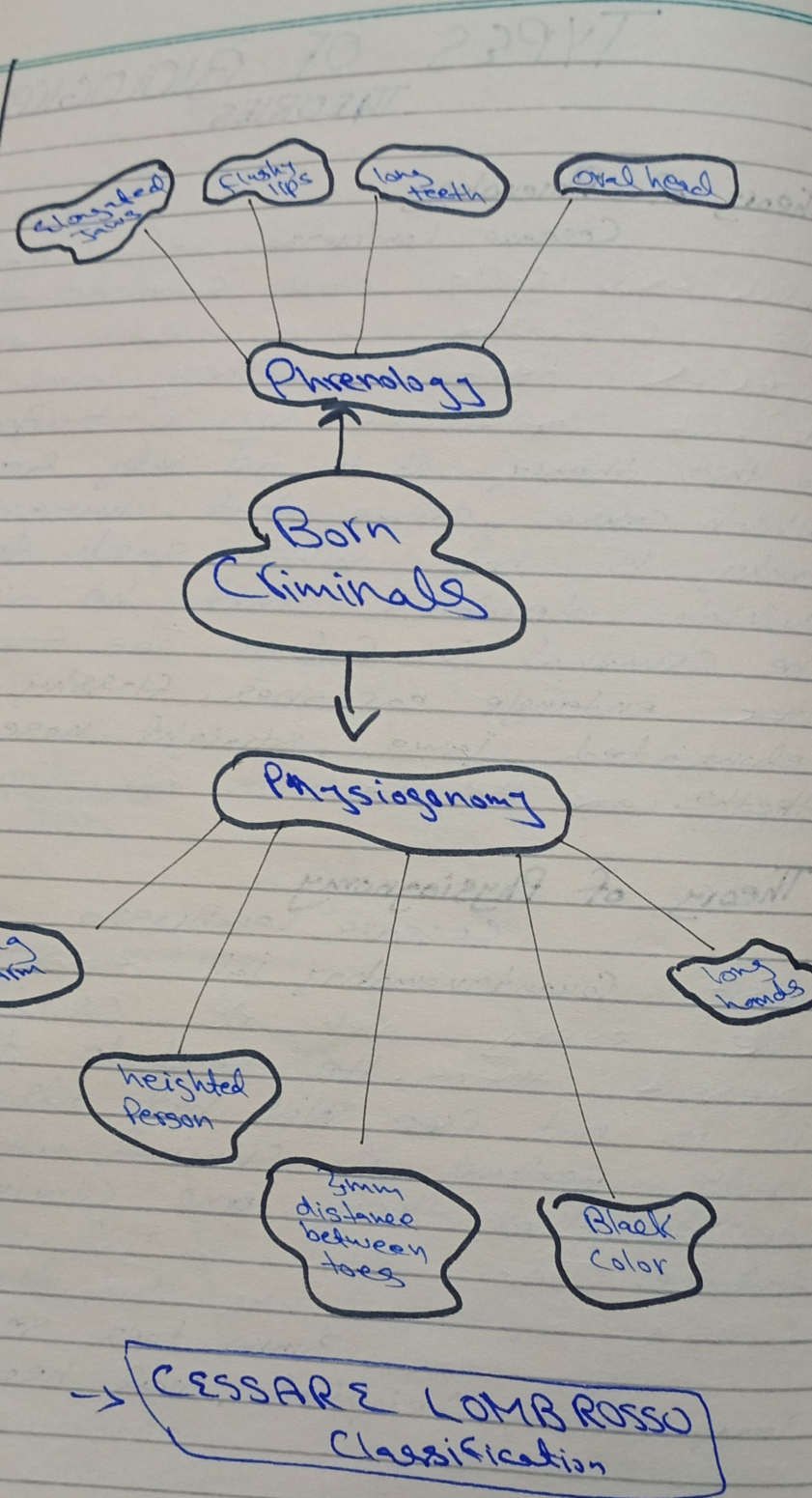
TYPES OF BIOLOGICAL THEORIES

Theory of Phrenology

Cesare Lombroso visits many cells and jails and conclude that the criminals are born with special features. They have deviant behaviour by birth. According to this theory it is not only free will which cause crime but human body is born with such feature which decides that he will be criminal in future. The features like entangle earlobes, fleshy lips, elongated jaws, straight nose, long teeth are the features of criminals.

Theory of Physiognomy

Cesare Lombroso also visit Guantanamo Bay jail and measure the every inch of criminals present there. He conclude that it is not free will but also the body feature of criminal who will decide that they are criminal in future. These include the body. His famous conclusion was that the born criminals have 3mm toes separation, long arms, heighted, oval head etc. These features separated normal human from criminals.



Labour Right

Role of needs

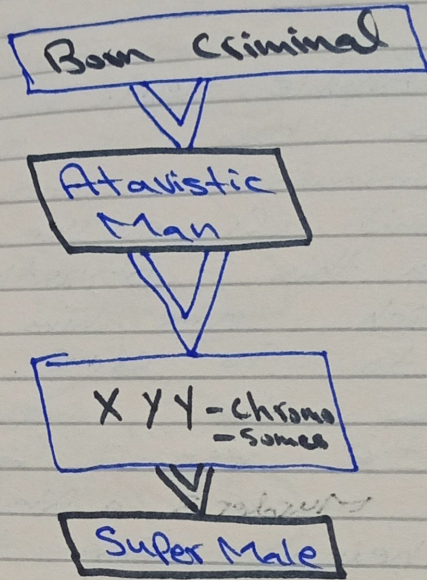
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Theory of Atavistic Man

This theory of Cesare Lombroso is inspired with Emile Durkheim Anomie theory. This Atavistic man is born with the characteristics of criminal. He was forced to commit crime. The atavism level of this Atavistic man is high which give him a compulsive choice to to crime. This concept is also the explanation from the research from the jails. In film **Murder 3**, a Atavistic man does heinous crime to call girls and kills Prostitutes.

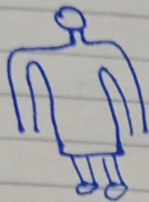
Theory of Super Male

This theory gives the biological makeup the sole responsible for the crimes. It is obvious that every person have a genetic make up. Females have XX-chromosomes while male has XY-chromosome but the criminals have XY-chromosomes. This extra Y-chromosome give compulsive choice to the criminal. This theory states clearly, that a person do not commit crime due to mens rea, it is other thing which make him offender.



W. Sheldon's Somatotypology

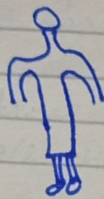
William Sheldon's somatotypology gives an insight into the criminals. He focused on the body structure arrangement of criminals. It also categorized Heinous, recognizable and non recognizable criminals on the basis of the physical structure. Also give detailed analysis about the situational criminals, heinous criminals, occasional criminals and white-collar criminals.



→ Fat, slow in speed

→ white collar crime, occasional crime

Endomorphic



→ Sportsmen, fit, active, fast

→ Heinous criminal, dacoite,
Murderer, street crime

Mesomorphic



→ Weak, fragile, slow

occasional criminal, theft

Ectomorphic

→ W. Sheldon Categories

CONCLUSION

In the nutshell, there are different theoretical explanations related to criminological theories and events. The biological theory of criminology focus on the agents responsible for committing crimes other than free will. Cesare Lombroso tried to prove his notice research that it is some other factors responsible for crime. It is not only free will who force to commit crime.



needs. According to Maslow, employees first seek to satisfy their physiological (lower order survival) needs. Once the

... duty & protecto.

Section-II

Q.4

Procedures and Problems of Criminal Courts in Pakistan

1- Introduction

2- Overview of Criminal Courts in Pakistan

3- Procedures of Criminal Courts in Pakistan

a- Adult criminal courts

b- Separate Juvenile Courts for minors

c- Public Prosecutors to Victims

d- Defense lawyer to accused

e- Probation officers for correction of offenders

i- Parental Patriage for minors

4- Problems of Criminal Courts in Pakistan

a- least number of criminal courts

b- ill trained Public Prosecutors

c- Negligence with dealing with minors

d- More burden of cases

5- Conclusion

INTRODUCTION

In twenty-first century, world is witnessing challenges related to climate as well as crimes. The crimes in society are worsening and a just and speedy accountability can bring useful results. It is the need of the hour. The criminal courts in Pakistan are performing their role efficiently. But still there are some flaws, which has to be addressed for better society.

OVERVIEW OF CRIMINAL COURTS IN PAKISTAN

The criminal procedure followed by Pakistan is link back to Colonial rule Act 1861, which is launched by British in 1906. In 1947, KPK and Baluchistan remained this act but soon after Punjab and KPK brought some appeals in that law. There are criminal courts working in Pakistan. Adult and minor court are separated on the basis of avoid delinquency as social learning theory discourage minor and adult exposure

PROCEDURES OF CRIMINAL COURTS IN PAKISTAN

Following procedure is adopted in Pakistan.

Adult Criminal Courts

In Pakistan, adult offenders are proceeded in adult courts for heinous or non-heinous crimes. According to social disorganization theory, these adult offenders are kept away from society to avoid disorganization further. These adult criminal courts organized adult criminals like Mir Jafar courts. These convicts are trial in adult courts.

Juvenile Criminal Courts For Minors

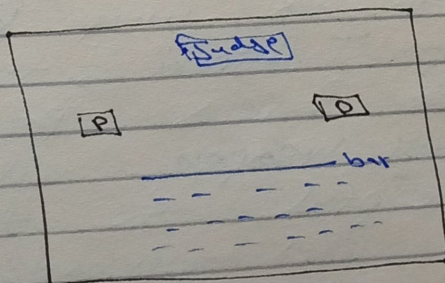
In Pakistan, minor offenders are tried in separate court often called juvenile courts or family courts. The criminal laws and courts are not same for adult and juveniles. Juveniles are given separate jurisdictions. Under section 339 of PPC, juvenile convicted by 17 is punish for ten years while adult given death sentence. The criminal courts give different treatment to juveniles and adults.

Public Prosecutors to Victims

In criminal courts of Pakistan the Public Prosecutor is the lawyer that state offers to victim. This is did so that the strain of victim will reduced. According to Strain theory under social control theory, when accused deprived the victim then to case the deprivation and reduce strain of the victim. This Public Prosecutor fight with behalf of victim with the name of state. For example, the famous Noorjahan case the court is making trial of this case on the name of Zahir Jaffer vs state.

Defence lawyers to Accused

The lawyer given to accused in criminal court is called defence lawyer. This defence lawyer may be private one, it fight on the behalf of accused.



→ Court room
P = Prosecutor
D = Defence

bar = bar member
--- = public seats

Probation Officers for Correction of offenders

In Criminal Courts, when any person is accused get probation an Probation officer was appointed to his supervision. He took notice its activities. Atavistic man theory dictates that the internal chromosomal makeup can push criminal men toward crime so probation officer contain the offender through social control theory. In this way the correction of offender get maximum chances for its correction and rehabilitation.

Parens Patriae for Minors

In Criminal Courts for minors there are many good points to reform juvenile delinquency. Court itself adopt Parens Patriae and protect the rights of juveniles in any parental disputes. In this way Bond theory by T. Hirschi, the bonds of Parens Patriae and Dolli Incapex will prove helpful to avoid future delinquency of minor.

PROBLEMS FOR CRIMINAL COURTS IN PAKISTAN

The criminal courts in Pakistan are suffering from **Least Number of Criminal Courts**

The number of criminal courts are less in Pakistan is a large area with a huge population and large districts. According to social heterogeneity and remote mobility leads to more crime so confessions of this crime needs more court in a given area so the punishment may speedy.

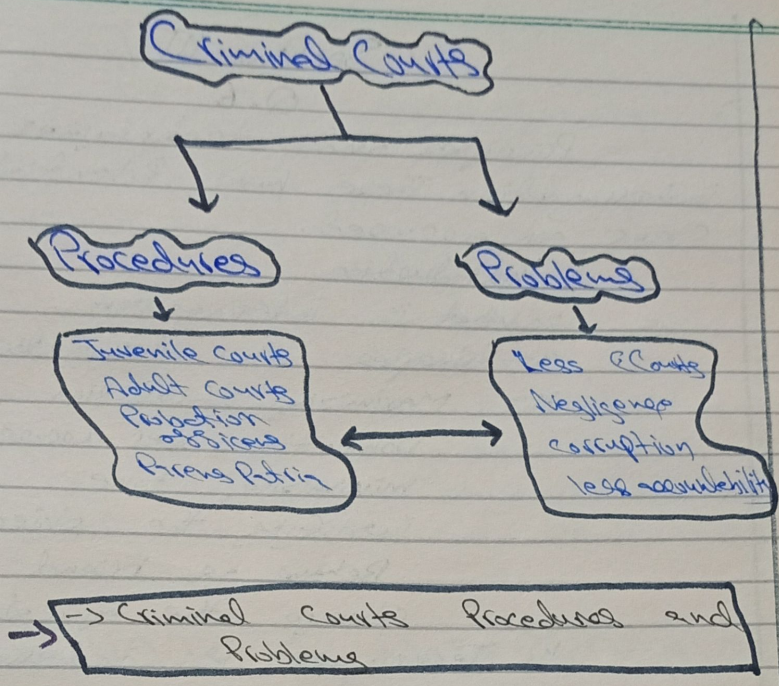
Ill Trained Public Prosecutor

In Pakistan, criminal courts has ill trained public prosecutor. The public prosecutors are not professional and newly joint lawyers are not aware of criminal complexity. According to Rational choice theory, the free will decision taken by professional are more rational than the ill practiced public prosecutors. So ill trained public prosecutors are also a problem in criminal courts.

Negligence in Dealing with Minors
In Pakistan criminal courts, the minors are not dealt as the written in CrP and PPC. Minors are also treated and kept with adult criminals. This negligence is proved fatal under the social learning theory. According to this theory when minors are treated and kept with offenders the exposure to adult for long duration result in frequent attempts of offending behaviour. This is another problem in the criminal courts of Pakistan.

More Burden of Cases

In Pakistan criminal courts, the number of courts are less. This less number result in burden of cases. These burden of cases result in delayed justice. According to IPRI report, a minor was captured for heinous offence but after twenty one years he is left due to inadequate proof. This represent the flaws in criminal courts in Pakistan. It need to address for proper functioning.



CONCLUSION

In the concluding, then Criminal Courts in Pakistan are serving as justice providing. These are working their best function but there are some flaws in procedures and functions of Criminal Courts. There least number is also burden on Courts. And this result in delayed justice. The justice delayed is the justice denied. This is the real issue in Criminal Courts of Pakistan.

about Right



Role of Motivation in Publi-

needs. According to Maslow, employees first seek to satisfy their physiological (lower order) such as

Duty & protection

Section: III

Q. 6

Principles and techniques of interrogation. These have potential to clear an accused.

1- Introduction

2- What is interrogation

3- Principles of interrogation

4- Maximizing conviction

Domination over accused

minimizing tone

Justifying the objective

Behave as Friend

change the question

4- Techniques of interrogation

The Reid technique

The Kinesic technique

Treating like friend

5- Potential to clear accused

Through emotional blackmailing

Through Psychological impact

Through eye contact

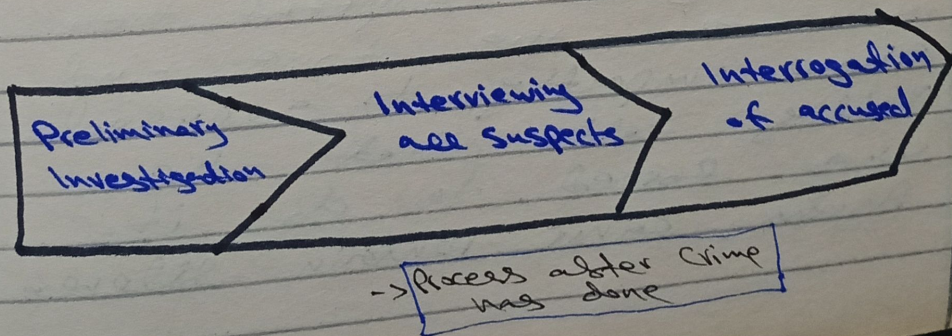
6- Conclusion

INTRODUCTION

As the crime and criminals are using modern tactics to harm the innocents, similarly the techniques of interrogation are also tilting towards new means. The principles and techniques of interrogation are also changing due to which the potential to clear or convict an accused is enhancing. As the world is evolving, these technique also need an shift so that crime can prevent.

WHAT IS INTERROGATION

It is a technique to question the accused about the crime. According to Black's Law Dictionary, The process to inquire a accused about the crime, which has done with less open ended question referred as interrogation. This is also a type of questioning the accused.



PRINCIPLES OF INTERROGATION

The interrogation involve following

Principles:

Maximizing Conviction

The first step that interrogative officer do is to maximize the consequences of crime commit. For example telling Zahir Isfar that he commit heinous crime by killing Nur. If he don't he shall sentenced to death. Zahir remain silence.

Domination Over Accused

After asking first question, do not allow the accused to answer the question to maximize conviction. Pose another question in similar way. Try to suppress Zahir and stop him to speak.

Minimizing Tone

When first two tasks gets completed then minimize the tone and show empathy to accused. Telling Zahir that he was forced to do it. Again, Zahir remain silence.

Justifying The Objective

After three steps, next step is to justify the crime that accused. This is more important step in interrogation. After a dominion down and behave gently with the accused. Justifying the Zahir that it was Nabr who did wrong with you, it is not your fault.

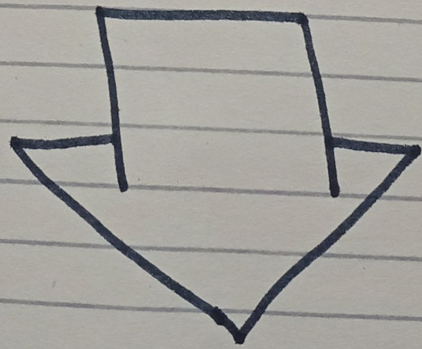
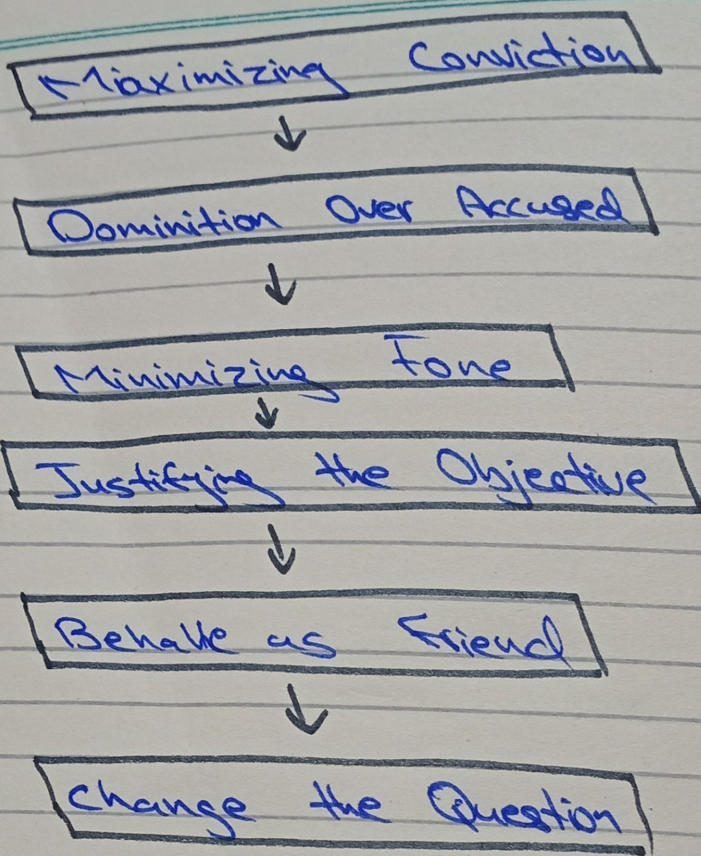
Behave as Friend

Next step include that the as Social Bond Theory dictates that the bond will push person emotional level. So, interrogator tries to behave like friend with the accused. Telling similar story to Zahir about himself.

Change The Questioner

Finally, sedday change the questioner and show emotions. Asking Zahir that if this case drag further then you cannot go out of country. This will pinch the Zahir to speak truth.

Role of Motivation in
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Principles of Best Interrogation

TECHNIQUES OF INTERROGATION

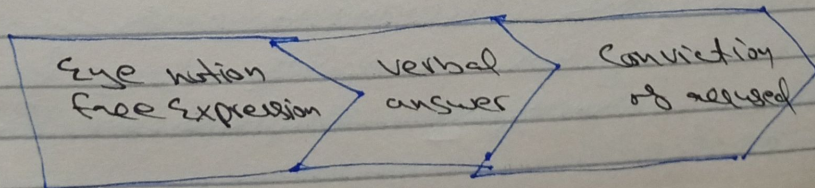
There are many techniques of interrogation but few are given below

The Reid Technique

This technique is a special one. It includes the special circumstances. It is applied when a group of people are accused for a common crime. For example 9-May incident in Pakistan. In this incident mob is accused and convicted. So, in such case whole mob was set into questioning and convicting on the base of answer.

The Kinesic Technique

This technique includes two steps. One is to focus the verbal and non verbal both answer of the accused. A question was asked by the interrogator and the answer and expression both things are noted down



POTENTIAL TO CLEAR OR CONVICT THE ACCUSED

The best investigation increases the potential to clear or convict the accused.

Through Emotional Black Mailing

When the accused was emotionally blackmailed if he was not born criminal as Biological theory by Cesare Lombroso then the accused may plead guilty. In other cases the accused who are occasional criminals are convicted for this investigation. But the Habitual criminal cannot be blackmailed.

Through Psychological Impact

When the Psychological mind is released trap as Psycodynamic theory of Sigmund Freud claims that the Id and ego is driven push them to crime, under this ego and conscientious; his brain force accused to tell truth. Under this circumstances investigator easily judged the changing expression of accused.

Through Eye Contact

When the psychological expression are become more prominent than person puzzled. Then accused try to focus to the eyes of interrogator failed. This further pushed interrogator toward the reality. The Habitual criminals have tactics to deal such circumstances but the occasional or white collar criminals cannot do it. So, for them the potential to convict increase if they are guilty.

CONCLUSION

In last words, the world is changing so the techniques of interrogations are also changing with time. This has brought ease to the interrogating officer to capture the accused guilt or innocence. During using different techniques for interrogations, the officer also trained to capture truth or false. So, these techniques are increasingly potential to get reality.

Section IV

Q.9

(a)

Trade based money laundering.

Examples

1- Introduction

2- What is Trade based money laundering

3- Types along with Examples

a- Trade along border

(USA & Mexico border)

(Pakistan & Afghanistan)

b- Trade along through

air or navy

Cargos, Ayon Ali case

c- Trade through online

platform

Hunda Aundi

4- Conclusion

INTRODUCTION

As technology is evolving, the dark means are also evolving. This also revolutionize the means of criminals. They are using different techniques of money laundering. These techniques include money laundered through borders, air and navy. This money is extracted from illegal means.

WHAT IS TRADE BASED MONEY LAUNDERING

According to Black's Law Dictionary, the money extracted from illegal sources are laundered to convert the nature of illegal to legal. Such process is called money laundering. There are different types of money laundering. When money is laundered through trade then such money is called trade based money laundering. It includes different parameters to convert the black money into white.

TYPES ALONG WITH EXAMPLES

The types of trade based money laundering are given below:

Trade along Border

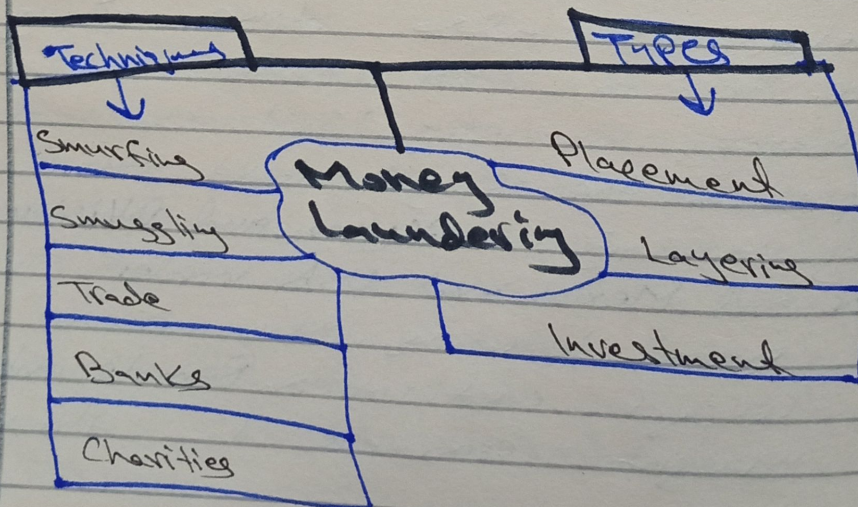
The money laundering is also done along border. This is most common form of money laundering. Most common example is the illegal trade and money laundering in Afghan and Pakistan border and Mexico and USA border. These are drug trading. More people are engaged in illegal activities. Remote mobile also brought engineers to these activities.

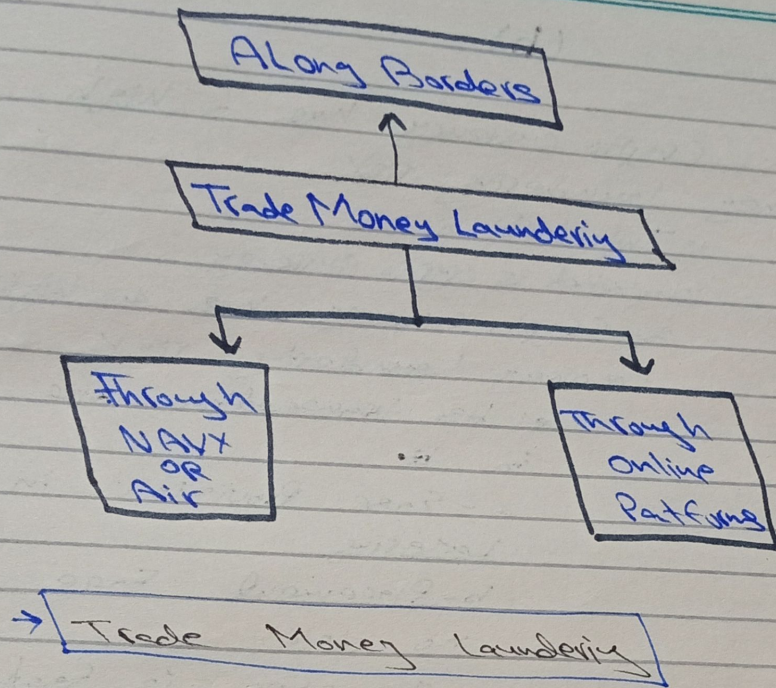
Trade Along Air OR Navy

The money laundering is also easy through air or cargoes. Through cargoes oil and money smuggling is easy as in movies chennai express the smugglers are captured in international waters. one the best example through air trade money laundering is the famous case of Model Ajan Ali Cole. She was captured at airport while having money in their luggage.

Trade through online Platform

Another source of money laundering is through online platforms. Alibab, Beyon, ACS are the money exchanger more phone to internet transactions.





CONCLUSION

In the end of discussion, the money laundering has different types and techniques through which money is laundered. One of this technique is the money laundering through trade. This is one of means through which black money is converted into white money. There are different source of trade money laundering. All sources are practiced by corrupt peoples.

(b)

Crypto currency has a high money laundering risk

1- Introduction

2- What is crypto currency

3- Crypto currency has a high money laundering risk

as the transactions are in bit

a- Face Provision in Layering

b- Placement Face no risk

c- Transfer is fast then smuggling

4- Conclusion

INTRODUCTION

In changing world dynamics new currencies are launched. These new currencies are revolutionizing the world. It has brought new means of income but at same time, create new threats to world. One of such currency is the crypto currency, which are easy trade but at same time it facilitating the illegal money launderer.

WHAT IS CRYPTO CURRENCY?

Crypto is a digital currency. It was launched to save the money all around the world. Now the big stakeholders buy the crypto coin and save their money. These are new form of white collar crimes. These business crimes are bringing innovation in Market. According to Robert Merton Theory these new means will bring success or innovation.

CRYPTO HAS A HIGH MONEY LAUNDERING RISK

The newly launched crypto currency is increasing the graph of money laundering.

Ease Provision in Layering

The crypto currency is providing ease to money launderers for layering. According to social learning theory, the person who learnt wrong from his environment, use all means providing to him in wrong way. So the money launderers are using crypto currency for their illegal tactics.

Placement Face no risk

The next risk to money laundering is the placement of money to foreign reserves. The introduction of crypto ease the placement of illegal money to crypto reserves. The money thereafter are now carried out in crypto currency through dark web which further initiate the networking of all white collar criminals. This ease the placement risk.

Transfer is fast then Smuggling

The final risk to money laundering is the smuggling of money through borders and any trade. This also ease the headache of state holders because the online smuggling of illegal money in crypto currency has given rise to cyber crimes. These crimes are necessarily due to these crypto currency and darkweb rise in the market. New crimes also occur through these.

Layering Easy



Placement Easy



Structuring Easy



Investment Easy



Money Laundering
Easy

CONCLUSION

Last but not least, the money laundering is changing their tactics according to evolving world. When this world is setting new norms for progress then bad men are manipulating for the illegal works by habitual criminals. These tactics are utilizing the crypto, to ease their money laundering.
