

# Importance of Objectives Resolution in the Constitutional Development of Pak.

(2013 Qs)

## 1) Introduction:

The Objectives Resolution was passed in March 1949.

It is one of the most crucial documents in Pakistan's constitutional history as it outlined the vision for the new state and laid the foundational principles for Pakistan's future constitutions.

## 2) Importance of Objectives Resolution in the Constitutional

## Development of Pakistan.

### a). Historical Significance

As a newly formed state, Pakistan did not have a constitution.

The Objectives

Resolution provided a direction for the

future constitution of

Pakistan, reflecting

its Islamic character

while preserving

democratic values.

### b). Established Sovereignty of Allah

The Resolution asserted that "sovereignty belongs to Allah" alone, with

the state exercising authority as a "sacred trust". This principle underlined that Pakistan will be governed according to Islamic teachings while still functioning as a modern state.

c) Provided an Islamic Framework.

It emphasized that the laws of Pakistan would be in accordance with Islamic principles, enabling Muslims to live their lives in line with the Quran and Sunnah. Nonetheless, it ensured religious freedom for non-Muslims.

## d) - Ensured Democratic Governance

The Resolution envisioned Pakistan to be a democracy, run by elected representatives of the people. It embedded the principles of freedom, equality, tolerance, and social justice. Pakistan was not to be a theocratic state.

## e) Protection of Fundamental Rights.

The Resolution guaranteed the protection of

Fundamental human rights, including the right of freedom of speech, religion, assembly, and equality before the law. This ensured that civil liberties be protected in future constitutions.

#### 4) Guiding Future Constitutions

The Objectives Resolution served as a guiding principle for the Constituent Assembly as it framed Pakistan's first constitution in 1956. It was eventually adopted as the preamble of the 1956,

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1962, and 1973 Constitutions. In fact, it was made a substantive part of the 1973 Constitution through the Eighth Amendment in 1985, cementing its role in Pakistan's constitutional history.

g) - Impact on Subsequent Constitutional Amendments

Over the years, the Objectives Resolution has been referenced in debates regarding constitutional amendments and reforms.

For example, the 18<sup>th</sup> Amendment of the 1973 Constitution affirmed Pakistan's federal character while preserving its Islamic identity.

#### h)- Balancing Religious and Secular Elements

The Resolution also laid the foundation for the establishment of Pakistan as an Islamic state, while balancing the needs of a pluralistic society by ensuring that the rights of religious minorities were respected.

## i) Influence on Judicial Interpretation

Pakistan's judiciary has frequently used the Objectives Resolution as a guiding tool for interpreting constitutional and judicial legal matters, especially regarding the role of Islamic law.

For example, it was referenced in debates about the Supremacy of Shariah during the Zia-ul-Haq era when laws were aligned more closely with Islamic principles.



## g) - Contemporary Relevance

The Objectives Resolution continues to play a central role in constitutional amendments, judicial decisions, and political debates. This reflects its long-lasting impact on Pakistan's constitutional evolution and relevance even in today's political landscape.

## 3) Conclusion

The Objectives Resolution is a fundamental document in Pakistan's

constitutional history that laid the foundation for the nation's legal, political, and religious identity. It incorporated Islamic principles, democratic values, and the protection of fundamental rights, providing a comprehensive framework for Pakistan's constitutional evolution.

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