

The Impact of Media trial on Fair Justice

Outline

A- Introduction

- 1- what is the media trial
- 2- Media trial on fair justice
- 3- Thesis statement.

B- How media trial impact on fair justice

- 1- Black-letter legal analysis alongside a thematic review.
- 2- Risk of presumption of innocence from pre-judicial pre-trial coverage;
 - a- Asia Bibi 31 October 2018, Supreme court case
- 3- Biased pre-trial reporting driven by commercial competition;
 - a- Custum vs Soik-Ur-Rehman
- 4- Media sensationalization undermines judicial independence
- 5- Interim restraints must balance potential prejudice and rights;
 - a- 2015 HRC of Pakistan - Irresponsible reporting

6- Judges must remain insulated from media-driven biases;

a- need to insulate adjudication from extraneous influence Liberty papers vs HRC (2018).

7- Societal faith in the judiciary requires fair trials unaffected by media interference

8- Shapes public opinion.

9- Impacts police by building pressure to conclude the investigation at the earliest

10- Severely affects witness safety.

11- Subconsciously affects the judges;

a- Attorney General vs BBC 1981...
House of Lords accepted that media trials influence over judges minds.

C- How to overcome media trial on fair justice

1- Need for enforceable accountability mechanisms within Pakistan's media landscape.

2- Digital legal reforms.

3- Media accountability tied to ethical and professional standards.

4- Develop principles for regulation of media coverage of court proceeding and procedures;
a- limiting reporting guidelines.

5- Newsroom must be issued SOP's as well as ethics.

D- Conclusion