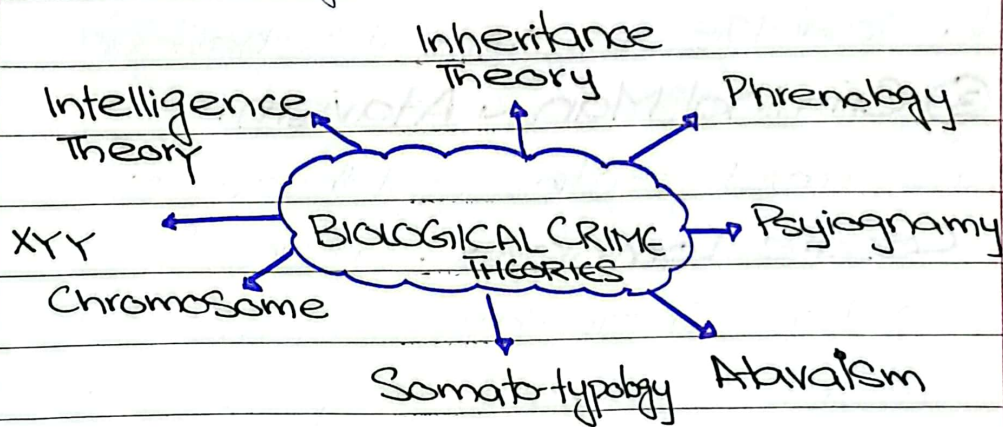


PART-II
SECTION-I
ANSWER-3
BIOLOGICAL THEORIES OF
CRIME

Biology is related to crime owing to the integrated and multidisciplinary nature of crime. Certain theorists have linked biological features to crime rates.



① PHRENOLOGY THEORY

This theory was proposed by Franz Gall who declared a connection between **shape and size of skull** and inclination towards crime. He declared **26** decisive factors related to **cranium** skull bone and its anatomy.

The theory was criticised for oversimplifying study of skull by man.

② Physiognomy:

This biological perspective was given by "Lavater" who based his study on linking facial features to criminality. He associated shape of nose, face-cut and jawbone to criminal behaviour.

According to him, bearded men and women were more inclined to indulge in criminal behaviour.

③ Criminal Man ~ Atavism:

The most controversial theory is **Cesare Lombroso** - Father of Modern Criminology's Atavist Man theory, a concept he presented in his book "Criminal Man" in 1875.

The concept was centered on additional body features, an extension to Lavater's face expression link. Lombroso aligned shape of ears, the jaw and even distance between toe-nails in his study.

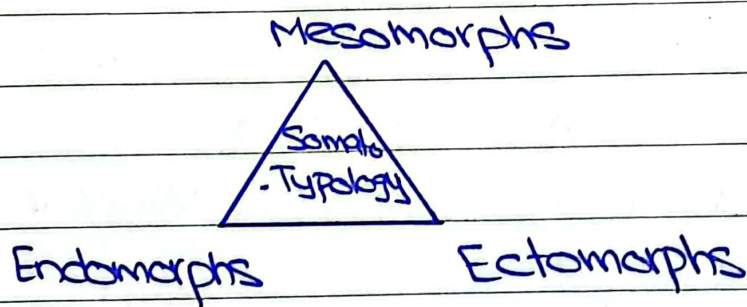
According to atavism, **criminal individuals had more than 3mm distance between their**

toes. His study was validated by a research he himself conducted on the bodies of thieves. He labelled such creatures to be "atavists."

Criticism:

Lombroso received wide-spread opposition to his ideas and book. People accounted them for racist ideologies against the Negroes / Africans.

④ Sheldon's Somatotypology:



Somatotypology theory is regarded to William Sheldon. Based on human's weights, physique and activity, he classified criminal behaviour on three levels.

Endomorphs:

Individuals who are heavy, dull and extremely low in physical activities

were regarded as endomorphs.

According to Sheldon, such individuals were unlikely to be involved in criminal activities.

Mesomorphs:

Individuals that are physically fit and active, possess ideal body-weight and are extremely fit/active are mesomorphs. Sheldon claims them to be most prone to crime involvement.

Ectomorphs:

Such creature are too frail and undernourished to indulge in wrongful acts. They are thin and lean in psy physique.

s) XYY Chromosome ~ Genetics and Crime:

There is a genetic perspective to crime too. Individuals are classed by 23 pairs of chromosomes in biological. Few of them possess an **extra y chromosome** altering their genetic makeup from 'xy' to 'xyy'.

Such people are regarded as "**super-males**" who possess xi genetically certain criminal characteristics.

6) Inheritance Theory:

William James regards crimes as inherited characteristics of humans. Individuals inherit criminal tendencies from their parents.

An **Identical-Twin based research** was conducted, where the twin who was biological offspring was more inclined towards the criminality.

The theory, however, overlooks sociological factors and individual thought process while describing phenomena.

7) Intelligence Theory:

This theory relates, as the name suggests, human intelligence to criminal behaviour.

Charles Goring provides an insight that certain individuals do not possess naturally the

ability to differentiate between good and evil after a certain age (early childhood years).

From it emerges **Defective Intelligence Concept** where Goring debates that people who experience seizures, epilepsy or trauma are also inclined towards criminality.

The theory is limited to mental abilities. It does not take into regard any social factors.

CONCLUSION:

Biological Perspective of crime remained relevant during scientific, positivist age. However, most of its theories overlook other important factors like societal impact, internal restraints or religious implications. Biology alone can not determine criminal behaviour.

SECTION-II

ANSWER:5

CRIMINAL JUSTICE SYSTEM OF PAKISTAN

Restorative Justice:

The central goal of a Criminal Justice System and its objective is the maintenance of Justice.

There are two forms of justice:

- Punitive Justice
- Reformatory Justice.

Restorative justice is defined as:

“Restorative Justice refers to proper rehabilitation of criminal and successive incorporation into the society.”

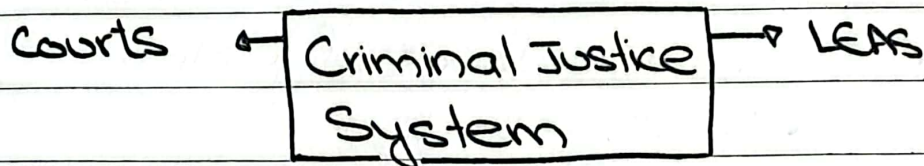
Criminal Justice in Pakistan:

A conservative Justice System is focused on imposition of harsh punishments, incarcerations and strict legislations. Pakistan's Criminal Justice centre is structured on this.

Pakistan is a criminal law country

with an **adversarial legal system** greatly focused on capital and corporal punishments rather than restorative justice.

Acc. to **World Justice Project Index Report** - Pakistan ranks 131/139 on global standards.



The Criminal Justice System is balanced on courts of a country and its Law Enforcement Agencies like the Police, FIA, NAB, NACTA in Pakistan.

Pakistan's Criminal Justice System is a proponent of adding to number of prisoners. Currently, **Prison Population exceeds 113.3%** with a total of over **75,753 prisoners** accommodating in available space of **55,000+**.

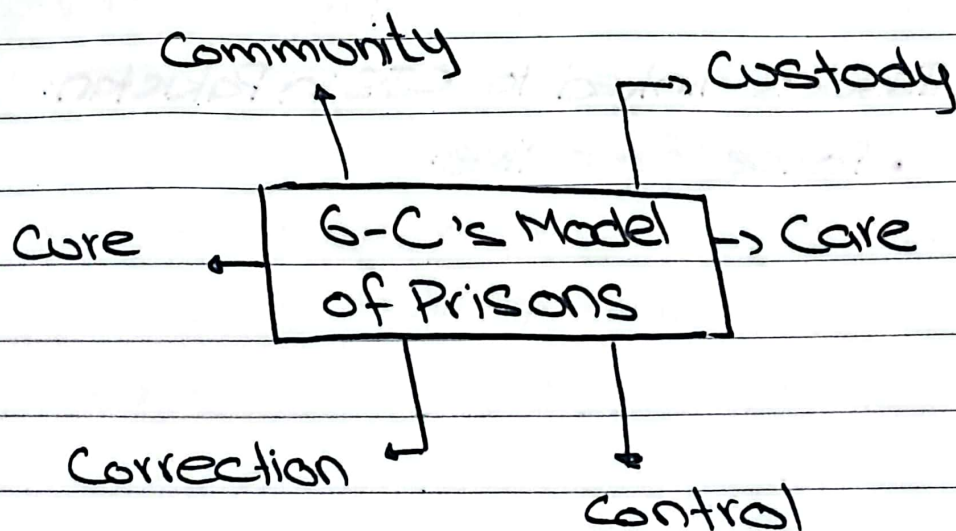
If it was focused on restorative justice, the prisons would have been half-as populated. Two main ideas operate on restorative justice principle.

• Rehabilitation:

The investigation officer is involved in negotiating talks with the prisoner to reform his idea of the society. He is explained of elements / opportunities for employment or that life which awaits them.

For juveniles, **Borstal Institutions** are serving this purpose. CJS may use **prisons**.

Prisons serve a huge role in restorative justice. They do not just confine a criminal / suspected offender but disciplines them into a role abiding individual. Such care heightens the chances of reintegration into the society.



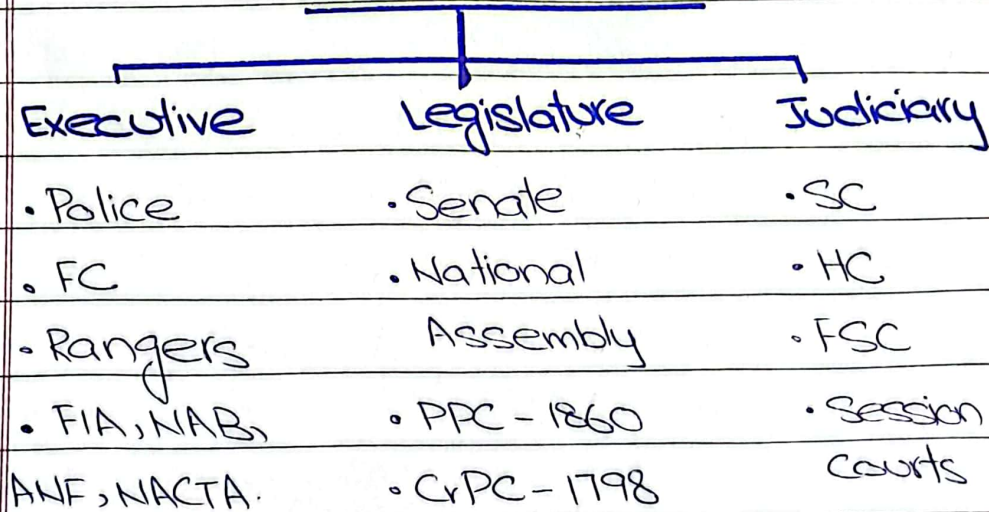
Restorative Justice revolves around rehabilitation of offender and their incorporation into the society.

Criminal Justice System in Pakistan:

The Criminal Justice System of Pakistan is run under the executive, legislator and Judiciary.

These work in close connection with LEA's like the Police who have a central role.

CJS in Pakistan



Issues linked to CJS in Pakistan:

• Police/Executive:

The Executive in general and Police department in particular lacks workforce, and acute shortage of resources/funds. Also, they are untrained to collect evidences without

tempering it or interrogating the
the suspect. Their trainings are
highly based on physical aspects
Loopholes in all LEA's result is decaying
Justice System.

Prison authorities involved in
corrupt practises are also required to
focus on creating a healthy prison
environment.

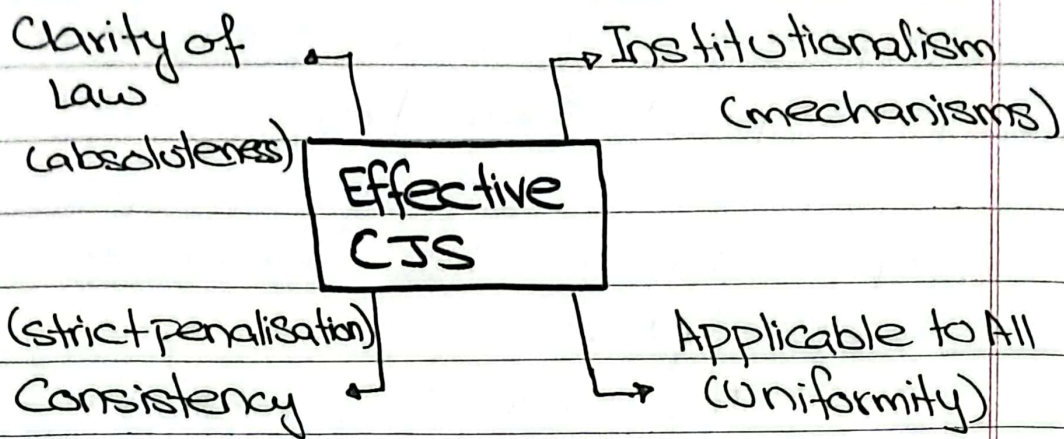
• Reforms in Laws:

The CrPC and PPC are very old and
new modes of crime procedures can
not be effectively dealt under them.
Either formulate new laws in Pakistan
or reform the old ones for effective
justice provision.

• Courts:

The most decayed element remains
courts with over 40,000 pending
cases in Supreme Court. We need
to clear them on priority bases since
"Justice Delayed is Justice
Denied."

Moreover, accountability and transparency
of courts must be ensured.



The implementation of all aforementioned elements of an effective Criminal Justice System can provide Restorative Justice in Pakistan.

Unfortunately, we look for them. Our inclination towards **Punitive Justice** and imposition of death, corporal penalties take us nowhere in serving justice. The deteriorate Law and Order Situation demands transitioning to reformative justice as an attempt to **counter Recidivism** or the tendency to re-engage in crime. Also social reforms must be done to overcome **societal labelling of criminal** and pushing them back into the pit of criminality.

SECTION-III

ANSWER: 6

" EFFECTIVE INTERROGATION TECHNIQUES "

Interrogation:

Interrogation is the accusatory part of Criminal Investigation where Interrogation Officers communicate with the offender to establish guilt. This is preceded by two-staged interviews in order to collect data for investigation.

According to the **CEAR Model - "Collection Evaluation AND REPORTING"**, interrogation falls somewhere on the cross-roads between collection and Evaluation stages.

Interrogation is a well-planned step in Criminal Investigation that uses various techniques like the REID Technique, Kinesic Model, PEACE Model. All these are widely adopted in different parts of the world.

REID Technique:

This technique is widely adopted in the United States particularly in Guantanamo Bay and Abu-Gharib to execute criminals. England, however, rejects it in lieu of harshness it imposes on convicts.

• Procedure/Execution:

During this technique, a sheet with **15 Questions** is kept with the interrogation officer. The verbal and behavioural analysis of the suspect is done and a symbol is marked next to each question on the list.

The information then undergoes a three-stage analysis to evaluate results.

• Factual Analysis:

The prior information available is matched with the provided answers.

• Physical/Psychological Analysis:

The offenders actions during the process are monitored.

The Investigation Officer looks out for any loopholes in the provided data.

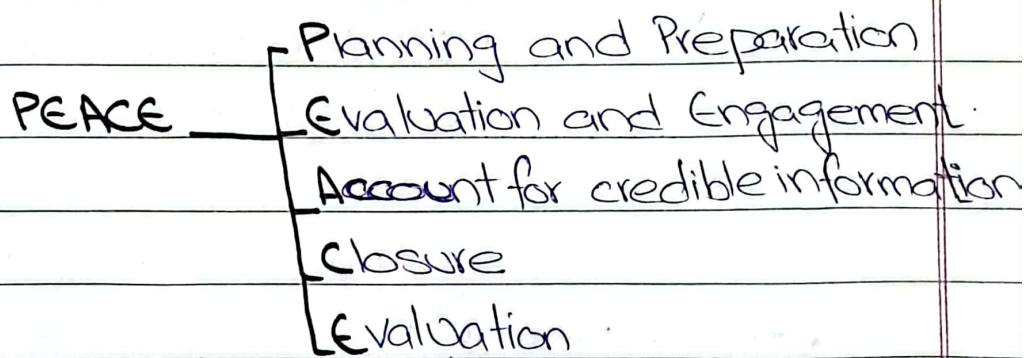
It is a widely used technique which validates its effectivity.

80% of cases are interrogated in the US using this technique.

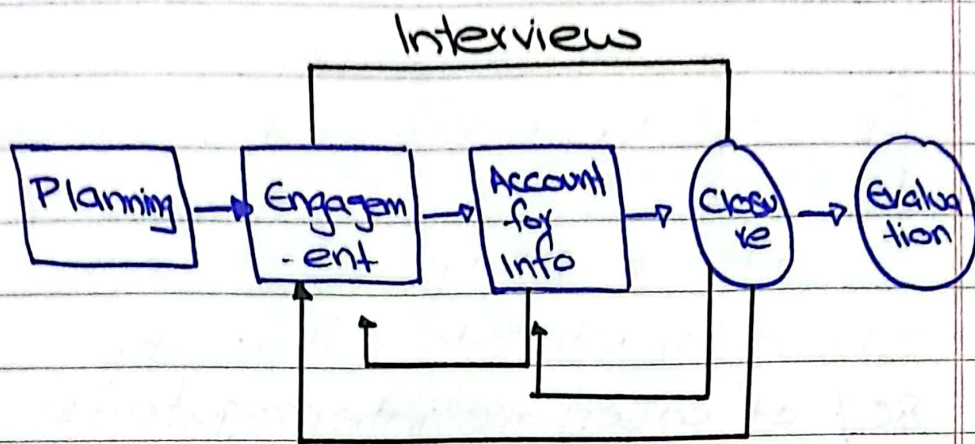
-REID Corporation.

• PEACE MODEL:

The Second Technique which is largely used in UK is an acronym for :



As the abbreviation explains, first plan to engage, then engage and collect information that was required only to close the process through evaluation.



→ PEACE MODEL.

• KINESIC MODEL

The Kinesic Technique is centred on analyzing the **body language** of the offender. There are seven parameters to do so, which they claim to be **non-verbal**, however, critics are skeptical on how pitch of voice monitoring is a non-verbal characteristic. These are:

• Eye Movement:

The dilation of pupils, direction of vision.

• Pitch of Voice:

Hoarse voice is linked to criminality.

• Body Language:

The posture, hand movement.

• Proxemics

Micro features like fleeting etc.

• Facial Features:

The twitching of eyebrows, jaw-clenching etc are accounted for.

There is widespread criticism on this Approach since the chances of error in assessment could be a lot.

Interrogation in Pakistan ~ challenges to Effective Mechanisms:

Privacy: Criminal Investigation - Interrogation in particular demands private set-up that is not available in Pakistan due to state's economic constraints.

Political Interference:

There is no constant application or uniformity in law implementation. The affluent are overly protected under law. In case interrogation of such victims is done it is merely symbolic. Heinous criminals are left due to political relations.

Corruption:

From the upper-tier to the lowest point, Trickle-Down phenomenon of corruption engulfs the CIS of

Pakistan. The Police, Investigation Officers, Judges and Criminal Groups have nexuses that destroy any justice prevablian.

• Lack of Trained IOs:

There are no trained officers to conduct interrogation in Pakistan making investigation ineffective.

• Bail Culture:

Suspects are readily provided bails or remands by the courts in Pakistan which delays the investigation process and offender is missing who is to be interrogated.

• Deceptive Tactics:

Offenders in Pakistan are usually **recidivist habitual criminals** who are well-aware of interrogation techniques. They challenge the effectivity of the process.

Pakistan must formulate a tailored interrogation method for investigation since "One Size Does Not Fit All" in the provision of Justice.

ANSWER: 9

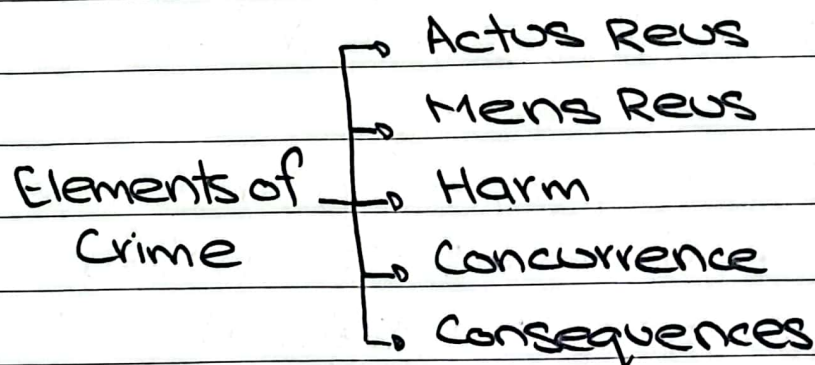
ROLE OF MEDIA

CRIME:

"Crime is defined as anything that is against a legal rule in a fixed jurisdiction."

PUBLIC PERCEPTION OF CRIME:

People are inclined to estimate the intensity of crime by the amount of **harm caused by it**. Harm is one of the five elements of a crime too.



According to "**Broken Windows Theory**" the display of crime scenes, weapons and violence by media (TV, movies) all induce criminality in individuals.

"**Post-Modernism Theory**" explains the power possessed by media propagation in narrative building and creation of discourse. It creates

public sentiments of criminality.

Case Study ~ 9/11:

The Attack on Pentagon was propagated as most fatal and Terrorism emerged as a violent crime only due to Media projections.

White-Collar Crimes conducted cost-way more than total cost of the war on Terror but masses are kept in the dark about it. **Social**

Labelling Theory also plays a significant part where media using all its might created Terrorist to be a Muslim Identity.

Its a game of narratives

"One man's terrorist is another man's freedom fighter!"

Media has the capacity to render public immune to crimes imposed by the rich and be concerned about petty offenses or trivial

blue-collar crimes like theft, street Snatching.

Media is a powerful propaganda tool.