

Part-II

Q No 2.

Ans:

Introduction:

On October 20, 2024 a landmark move was taken by parliament in the form of 26th amendment in the constitution of Pakistan. Some judicial reforms were introduced by this amendment. As for judicial reforms, the way to appoint the judges of apex courts, tenure of chief justice to hold office, committee to nominate the judges, and some extrajudicial powers were taken away from the discretion of judges through this amendment. Insofar these reforms would provide expedite system of proceedings and to some extent address some social and economic issues of public. Politically it would be able to make parties on the same page in the matter of appointment.

Explanation:

Appointment of judges with the consent of political parties and

175A =>

The Article 175 is concerned with the appointment of judges

After the enactment of new clauses in the article of 175A now nomination of judges for the apex court would be choose amongst the top three senior most judges and then sent to primers of Pakistan which further approved by the president of Pakistan. Under the 26th ammendment of Pakistan now Judicial committee of Pakistan is comprised of twelve members including attorney general of Pakistan, chief justice of Pakistan, Ministers of law and members from parliament. It seems political influence would be intensified as compared to the prior judicial reforms. But nomination of judge for the supreme court on the basis of consensus by the majority of two third members of judicial committee of Pakistan. while on the other hand chairperson would be chief justice of Pakistan, of Judicial council of Pakistan. By taking a view on this way of appointment of judges it would be cemented link between institute and political institution which further gave a strong democratic rule.

Taking away "Suo Motu" power and

restained further extrajudicial activity. ~~(184)~~ 184

Article ~~184~~ 184 provide the some extra power to the chief Justice of Pakistan. In the past, this power has been used overily on the interest of chief justice. After enactment of (184A) in the constitution powers of chief Justice have been limited. The ultimate object of judiciary to interpret the law, not to take any action on its own. In the past, such extrajudicial power had been used for many time to curb the political proceedings or to protect any political entity. Specifically at the night, when for the first time a prime minister was to be removed with the process of no confidence movement than suo-motu was practiced. After this ammendment 'Suo motu' ~~is~~ would not be practiced without appeal, by anyone.

Fix the Tenure of Judges article

(179A)

Some articles & clauses in the 179 are also added now it would be (179A) article of constitution. The tenure to resume the office of chief justice limited

to three years and age limit ~~has~~ been increased to 65 year. Before attaining the age of 65 if Judge complete the tenure of his office then on completion of judge's tenure he will have to complete ~~ly~~ left his office. In this way after assuming the seat of, chief Justice would not earn the favour of any political party in term of extension. So it would be great for the revival of institutional integrity.

Constitutional Benches establishment and transfer of cases from high court to supreme courts.
Under the 26th ammendment the constitutional benches would be constituted. These benches can hear the cases and have equal power of judicial parent bench. In this way the process of judiciary would be expedite as compared to earlier. Because already thousands of cases are ~~in~~ pending and unable to address due to heavy burden. Another achievement; if a judge of supreme court is constituting a case from high court then he can do it on his own.

So it will effect to some extent
Because these constitutioned
benches have been give the power
of judicial review.

Economic point of view and abolishment of Riba

After 26th ammendment it has been
made clear that by 2028 the
Riba would be abolished.
In this way banking system
would promote the circulation of
capital to enhance the business
instead of freezing of capital.
Recentl State bank of Pakistan
has reduced the interest rate
in the years of 2024 from
22% to 13%.

Enactment of 9A and fundamental right.

climate change having farreaching
impact. After introducing the
Article 9A it has been provided
that clean environment is the
fundamental right of any individual.

Conclusion

Conclusion: To conclude whole
discourse it has been stated
that 26th ammendment would not
impacted as it is deeming.
Nevertheless; in the process of nomination
of Judge for apex court, political
influence has been mounted but

by the stipulation of two thirds of members consensus. All political parties will have to be on same pages. The amendment provide the model of interest free banking system.

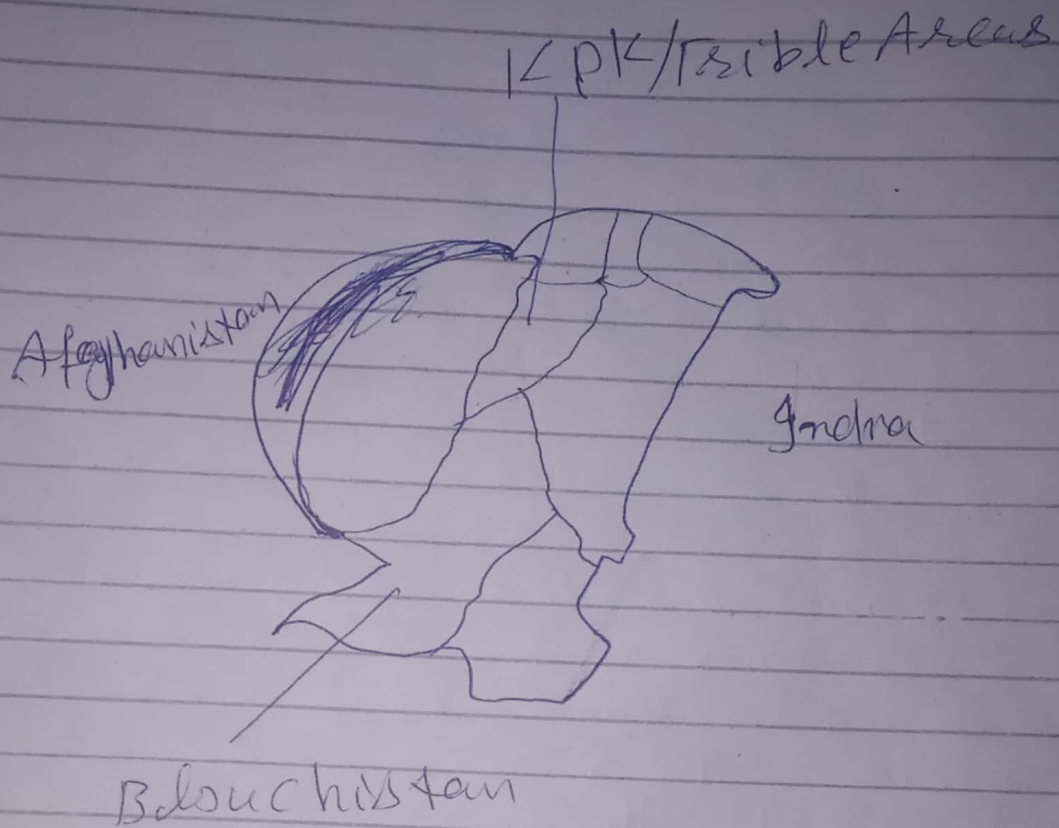
Q No. 3

Ans: Introduction

January 2024 brought a rivalry between boards of Pakistan and Islam. It was sign of revival of insurgency and terrorism. Because after the separation policy against non-registered Afghan by Pakistan this terrorism have begun to intensified. prior to this Taliban De-jure government also signaled the wave of terrorism. After incident of APS and 9/11 these terrorism factions had been proliferated. State institutions have been taken strict actions against terrorist but some separatist group such as Baluch Liberation Army and Pushton Tehrik, Islamic State Khorasan and Tehrik-e-Taliban Pakistan are responsible for the emergence of new wave of terrorism.

Separatist Movement and Tribal insurgency against state.

Over the decades state's agencies and security institutes are playing a role to undermine the terrorism



Pakistan - Geographically is sandwiched between rivals states. Afghanistan and India both are sharing same hostility against Pakistan. A terrorist activity in Afghanistan also sparks conspiracies among the rebel group stationed near the bordering areas. Security agencies and government policies always trying to cope with

these situation. But some intelligence agencies, also involved in these terrorist waves. Specifically RAW.

Arrest of Kulbhushan Yadav and International Stance.

In previous decades of this century Pakistan's security agencies successfully captured the RAW agent who confessed his involvement to provoke the separatist group against Pakistan. India put up this case in the International Court of Justice. But it was win and proof for Pakistani agency when ICJ commented as bilateral issue. The spying activity of RAW agents has been colossal damage ~~against~~ to Pakistan.

⇒ Government Policies and Institutional Role to tackle terrorism

Repatriation policy of Pakistan against non-Registered Afghan and Tehrik-e-Taliban

Pakistan adopted the policy of non-Afghan citizen. Because after the assuming the office of government by Taliban in Afghanistan, the non-registered

Afghans who were the members of Tehrik-e-Taliban Pakistan began to claim the separate country in the geographical area of Pakistan. It was a threat against Pakistan.

~~National Action Plan~~

National Action Plan. Recent government gave the national action plan, which also ~~is~~ highlighted the Tehrik-e-Taliban against Pakistan as non-state actors. In the past different kind of security operations have been carried out against militancy and terrorism. But due to hostility between Afghanistan and Pakistan this insurgency is being increased. Some operations are memorised as Operation Zarb-e-Azb, Operation Rah-e-Rast, Operation Redud Fasad ~~are~~ were conducted against terrorist.

Relation between Afghanistan and Pakistan, and break through after recent meeting between Pakistan's and Afghanistan's counterpart. In the end of 2024 a major development has been emerged between Afghanistan and Pakistan.

foreign delegates. They hold the meeting to focus on the terrorism. Recently a government entity of Afghanistan have been murdered by the attack of terrorist group whose branches ~~is~~ working in Pakistan as well as in Afghanistan. So this is the common problem for both states.

Security concern and Stance on the platform of Shanghai Cooperation Organization.
Both China and Pakistan showed a concern on security issue of Afghanistan. Both countries, even, India also are concerned. On the stance that without peace in Afghanistan the regional stability is seeming impossible. All members of SCO excluding India ~~are~~ have passed through Afghanistan for trade.

Budget on Defence and combat
~~is~~ allocation of budget for to combat terrorism.

The budget allocation for security is less as compared to that of other countries. ~~Altho~~ Already economic position of Pakistan is not good

as it should be. But federal government allocates budget for defence, ~~but~~ by neglecting the other security agencies like Intelligen Bureau and Federal investigation agencies. Even these agencies play a crucial ~~part~~ role to tackle the terrorism as well as any other anti-state activities.

Conclusion:

Due to geographically location of Pakistan, it is sharing borders with almost rival states except Iran and China. Moreover about 75% of total borders are with hostile states. Government of Pakistan always take a cornerstone action to undermine the these terrorism activity. But unfortunately, on the provocation of some outsider agencies separatist factions and extremist groups intensified the terrorism. In previous era Pakistan government also adopted the policy of NACTA and policy to do open area operation. Even, now, talks are being going on b/w Afgan and Pakistan.

Q No. 4

~~Q~~ Ans:

Sir Syed Ahmad Khan played an important role in the formation phase of Pakistan. He was well familiar with the reality that without advancement in education and in the science it would be impossible for the muslim to ~~to~~ win the separate state as homeland. So he advised muslim to keep aloofness from the inclusion of congress. He took many educational reforms to ensure the muslim capability. Through these educational reforms, Sir Syed made realize the Muslim that this is outrightly separate nation from ~~the~~ other nations such as Hindu and christians. Through his educational reforms some other religious outlet also started movement. ~~In the~~ In the context to keep on muslim on their ambition the most important movement by Sir Syed Ahmad Khan was the Aligarh Movement.