

ESSAY

Outline:

1- Introduction

2- Impacts of Political interference on Judicial independence

A- Biased judiciary is a ramification of political interference on judicial independence

B. Political interference in judicial process give rise to trust deficit between public and judiciary.

C. Individuals' suffering increased due to encroachment in justice system by legislature.

D. Judicial interference into institutes of states is one of the far reaching effect of political interference in justice system

E. Entering into ambit of judiciary curtails the powers of judges, ultimately cripples the constitutional development and justice system

F. Political ingress lead into justice system leads to weakening of social fabric, another repercussion of political involvement into judicial system.

G. Usurping the power of judges causes instability in the edifice of democracy, which is caused by interference due to politicians.

H. Tarnishing of image is one of the most bad consequence of independent dispensation of justice.

I. Economic instability due to impediments in the process of delivery of justice is result of politicians getting involved in blockage of justice system.

3. Conclusion.

Pakistan had been suffering due to myriad of challenges such as political instability, energy crisis, economic instability and many more. But one of the most challenging and menace to true essence of democracy is political

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interference into judicial independence.

It has far reaching consequences on judicial system in particular and on country in particular general.

Political involvement means when legislature enters the given ambit of judiciary, and violates the rule of separation

of powers. On the other hand, judicial independence is called dispensation of justice by judges without foreign

body involvement. Political ingression in the justice system causes biased judiciary, result of division in judiciary.

Trust deficit between courts and public alongwith weakened social

fabric of ultimate unwanted result of this interference. The holy structure of democracy is destabilized by

dependent judicial system. Suggestive

process of constitutional evolutions and

increase in the sufferings of individuals of the country are implications of

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subservient judicial system to the legislature. In addition, interference into the bestowed ambit of other institutions is major problem witnessed by political encroachment into the justice system.

Last but not least, tarnished image and dwindling economy of the country is enlisted into the after effects of dependent judiciary. Unwanted and illegal involvement of politics into the justice system give rise to multiple problems in the country.

Biased judiciary is one of the most problematic effect of dependent judicial system. Political involvement into the justice system nourishes the division of judges in the apex court and lower courts.

Appointment of judges in the courts in general, and in the apex court in particular by politicians by ignoring the merit causes division of judges in

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the courts. In past, there have been many incidents of allegations, imposed by opposition and ruling party both, that judges are working and deciding the cases according to the wills of their favourites. So, people can say that judiciary is not delivering justice to the masses efficiently and it is caused by political involvement into the process of justice.

Moreover, trust deficit between the judges and public is offshoot of subservient judicial system. When politicians get involved in the process of justice, individuals do not get due justice and an opinion is build that judges prioritize the elites and general public issues, due to meagre delivery of justice, does not bother them much. People committing suicide due to delayed justice or justice delivered not at all is an example of this trust deficit.

In addition, sufferings of individuals, specifically speaking of middle and lower classes, increase due to unwanted and illegal involvement of legislature into the justice system of the country. Politicians amending the bills or acts to fulfill their interest by ignoring the interests of public hamper the delivery of justice. This leads to more and more problems for the masses. Twenty sixth amendment, curtailing the right of free trial and representation of detainee before the high courts, is classical example of this effect. Hence, issues of the people gets increasing when political interference curbs the power of judges and courts.

Furthermore, judiciary gets involved into the affairs of other institutions which is effect of political involvement into the judiciary.

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Culture of political ingression into the judicial system gives courage to judges to work out of the given ambit of courts. This not only troubles the institutes but also add up the problems of public. Impeding the process of national steel mill (NSM) Karsach is evidence of this problem which caused more than hundred billion rupees loss till now. All in all, it is proved judicial encroachment into other institutes is due to political involvement into the delivery of justice.

Fourthly, evolutionary process of constitutional development and legal system is hampered whenever powers of judges and courts were usurped by activities of political parties. When the power of judiciary are curtailed it is corrupted, and leads to cessation of constitution and justice systems. As this process continues

lacunae in justice systems remain involved and judicial system suffers.

Loopholes in the Anti terrorism Act (ATA) is living example of this impact. To put in a nutshell, it is the political activities which are detouring or blockage in the process of constitutional development and evolution of legal system.

On the other hand; weakening of social justice is problem caused by political involvement into the delivery of justice. This problem arises when people are not addressed by the courts and justice is not delivered properly and only elites or selected people gets justice according to their wills. This continued process increases the grievances of people and increases gap between upper and lower classes. The case of politically well connected family who recently saw

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This is classical example of deteriorating image of Pakistan. So, this problem of dependent judiciary because of politics has resulted into tarnished image of country.

Last but not least, economic instability due to ~~instability~~ stumbling blocks created by political involvement into justice system. Lack or paucity of effective and efficient judiciary creates problems for governance and unhealthy environment for investors whether local or foreigners. A rule of law, peace, security and justice delivery are promising feature of stable country and increased chances of turn over for investors is investments. According to state of the government institutes more than 200 industrialists have fled the country. Hence, proved that dwindling economy of the country is result of politically affected and

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Influenced justice system.

To conclude, it is obvious that impacts of political interference on judicial independence have long lasting. Economic instability due to impediments in the path of justice system is after effect of political involvement into justice system of Pakistan. Bleak image of the country on global level is result of not other than dependent and subservient judicial system to politicians. Curtailing the power of judges of apex court as well as of lower courts have resulted into unstable structure of democracy. Though the problems are great in numbers, but it not impossible to revive from this period of decline. Pakistan has faced the harsh conditions of past and has potential to come over these problem by defusing efficiently and minimizing the political encroachment into justice system.

over the ~~motorcycle~~ people on bike.
 The death of the crushed individual does not bring justice to the poor family and the girl got free after fabricated reports. Hence, wear and tear in social fabric of Pakistani society is caused by political encroachment into the justice system.

In addition, imbalance in the foundation of democratic countries like Pakistan is unstable when one of the three pillars i.e. legislature, judiciary and executive, judiciary in this case, is affected it starts shaking and all democratic norms start to deplete. This disturbance separation of powers starts the vicious cycle of derailing democracy and no institutions can work efficiently. All this adds up and checks and balances are not materialized leading to numerous problems including deterioration of

of democracy. Since its inception Pakistan has been facing this problem and a little improvement was made. That's why after so many years Pakistan made little progress in evolution of democracy as compared to neighbouring countries which got independence after few years of its independence.

Another impact of political interference is bleak image of Pakistan on regional and international level. From the day one Pakistan has been facing issues of tarnished image on global level due to interference of legislature into its justice system. Rule of law and good justice system has been missed in results. All these indicators along with peace and security are included in the ranking of FALJP. Pakistan stands at 104th out of 132 countries in the global rule of law index.