

Brainstorming

The more laws, the less justice

1. Intro

2. overview of justice all over the world

3- The no. of ^{now} laws doesn't ensure justice.

3 • No. of Articles in the Const of Pak vs US (Pak = 280, US = 70)

2 • IL fails to bring justice in the world

Israel Genocide in Gaza

17 • ICT failed to hold ^{the} War Criminal accountable
Netanyahu ^{accused} for crimes in Gaza

4- power buys justice (Kausaz traffic accident)

5- Human rights laws are not ^{being} implemented ^{case} Nalasha case
enforced disappearances in the country Imran Aftab
Pardoning him

6- poor law & order situation

Rule of law index - world justice project 2020 report

7- Lack of Judiciary independence

26th Amendment

8- written laws are unable to ensure fundamental rights.

125th rankings

9- weak regulatory enforcement (127th)

10- Pak Civil justice system rank 128th

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Outline

A - Introduction

- 1- Hook
- 2- Overview of justice system failure
- 3- Thesis statement

B - How the number of laws does not necessarily ensure justice.

- 1- ICTJ failed to hold war criminals accountable
 - Netanyahu and war crimes in Gaza.
- 2- United Nation fails to bring justice in the world
 - Israel genocide in Gaza.
- 3- Number of Articles does not ensure justice
 - Articles in the constitution of Pakistan and United States.
- 4- Power buys justice
 - Natasha and Amran Arif accident case
- 5- Human rights laws are not being implemented
 - Enforced disappearances
- 6- Poor law and order situation
 - Rule of law - world justice project report 2024.
- 7- Lack of judiciary independence
 - 26th Amendment
- 8- Written law ^{does not necessarily} ~~is unable to~~ ensure fundamental rights
 - Ranking of Pakistan - world justice project report 2024.

9 - weak regulatory enforcement.

- world justice project report - 127th ranking

10 - Laws exist but justice is not delivered

- George Floyd case (USA, 2020)

11 - Laws exist but justice is delayed

- Nirbhaya Rape Case (India, 2012)

12 - Laws exist but lack accountability

- Rohingya Genocide (Myanmar)

C - Conclusion

• when Hitler was bombing London and the Churchill's government was almost crippled, Churchill asked a question: Are our courts dispensing justice? He was informed that the courts were performing well. Then Churchill exclaimed with relief that if the courts were working properly then England would win the war. History has witnessed that despite all military might, Germany lost and England won. This demonstrates the importance of law and order. Despite that much importance of justice, there is a huge justice crisis all around the world. Although, ^{there are} a huge number of laws and written constitutions in every country but justice is delayed or denied all around the world. This issue is not merely restricted to few developing countries, but across the globe all the developed countries are also facing this

issue. These problems are not descended from heavens but they are man made. It is the man himself, who deny justice for his own benefits. The manifestation of denial of justice can be seen in international institutions of justice, countries' constitutions and their failure to implement laws, poor law and order, and lack of accountability, and failure to ensure human rights all around the world especially Pakistan. These issues clearly reveals how an over-abundance of laws can often lead to less justice in practice.

Firstly, International Court of justice failed to hold war criminals accountable. After the world war II, International Court of justice was established to ensure justice all around the world. However, it is being demonstrated through number of incidences and that International Court of justice has been failed to bring justice in the world. Moreover, it has also been failed to hold war criminals accountable for the crimes they commit in wars. A big evidence is the Netanyahu and his war crimes in Gaza. According to international law there are certain limitations which are to be considered during war such as sparing innocent public, health institutions, educational

institutions, and religious premises during war. Despite all of these restrictions to be followed according to International law, Netanyahu has been violating all of these laws International laws but still International Court of justice is unable to hold Netanyahu accountable for violating international laws. This evidence reveals the failure of implementations of written and unwritten laws.

Secondly, failure of United Nation to ensure justice in the world depicts the denial of justice. The United Nation is suppose to safeguard the international peace and justice without any biasness. However, it has been failed to do its job in the context of current global situation. Israel's genocide in Gaza and failure of United Nation to stop the brutal and inhuman genocide in Gaza depicts the ruined justice system in the world. More than seventy thousand have been killed in Gaza since Oct 7, 2023 and the number is increasing. This show that the world's justice institutions and laws are failed to ensure justice in the world.

Thirdly, the number of articles in a constitution does not necessarily ensure justice; nevertheless, the more

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Laws, the less justice has been observed. The number of Articles in the constitution of Pakistan is 280. On the other hand US Constitution has only 7 Articles. Despite huge number of Articles in the constitution of Pakistan, there is poor law and order situation in Pakistan as compared to the United States which has only seven articles in its constitution. If a state is incapable of implementing the laws, regardless of the number of laws in its constitution, it would not be able to ensure peace and justice in society. This illustrates that the number of laws never guarantee the justice in a society.

Fourthly, ~~it~~ it has been observed all around the world, especially in Pakistan that power ~~can~~ buys justice. The more powerful and ~~influential~~ influential the individual is, the more legal exemptions he has. Powerful person easily escape from the legal charges regardless of the severity of crime he did. The most evident example from the current scenario is Natasha and Imran Arif Karsaz accident case. An elite class business man's wife Natasha Danish got legal exemptions after killing a 60 year old ~~Am~~ Imran Arif and his daughter ~~while~~ in an accident, while she was drunk. Natasha ~~got~~ successfully got out of the legal

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Obligations using power and influence. This clearly reflects that the powerful and influential class always buy justice using power and influence. Similarly, there is failure to implement human rights laws in the country. Although, there are many written laws regarding human rights, but failure to implement indicates the denial of justice. Missing persons and enforced disappearances has been a raising issue. Thousands of people, particularly from Balochistan, have gone missing over the years. Commissions formed. Human rights commission Pakistan has revealed that 3300 encounters reported in Sindh alone in 2023, 289 persons have been killed in operations. Commissions formed to address these cases have lacked transparency and results. Hence, unable to resolve the issue of enforced disappearances. Resultantly, this shows the failure to implement human rights laws and ensure justice.

Furthermore, poor law and order situation also depicts the denial of justice. There are many laws but no implementation is there. The rule of law in the country has been worst. World Justice Project report 2024 ranking of Rule of law ranked Pakistan 140 out of

142 which is the worst ranking in rule of law. According to this report Pakistan is the third-worst country for law and order only Mali and Nigeria score lower than Pakistan. Reflecting our ongoing struggle to control crime, manage unrest, and reduce violence. Hence, number of laws does not ensure rule of law and justice.

Additionally, lack of judiciary independence also leads to denial of justice system. After 26th Amendment, the independence of judiciary has been restricted. Judiciary independence always ensure rule of law and confirms justice in a society. However, lack of judicial independence means violation of laws and violation of human rights.

The beneficiary would be the government and citizens would be facing immense consequences due to dependence of judiciary. There would surely be the denial of justice, if the judiciary body is dependent because it is the judiciary which ensures the fair laws and implementation. Hence, lack of judicial independence leads to the denial of justice system.

Moreover, the number of laws does not necessarily ensure the

fundamental rights. World Justice report 2024 ranked Pakistan 125th in fundamental rights, which highlights ongoing challenges in freedom of expression and assembly and crackdown on the media is concerning. Legal safeguards that protect journalists and civil society groups from the state repression are essential to uphold these rights. This evidence shows that existence of laws does not necessarily ensure the rule of law and does not ensure fundamental rights to the citizens.

Similarly, weak regulatory enforcement also suggest that the existence of laws does not necessarily ensure justice but strong regulatory bodies are also essential tools to implement the laws. World Justice report 2024 ranked Pakistan 127th in the enforcement of regulatory bodies. Private interests bypass the rules without accountability. Moreover, inconsistencies in enforcing basic regulations from consumer rights to environment laws are the ^{major} restraints in enforcing the laws through regulatory bodies. Hence, not only laws but strong regulatory enforcement is also essential to implement justice.

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Moreover, laws exist everywhere, but justice is not fairly delivered. ~~The~~ For instance, the murder of George Floyd by a police officer in US sparked global protests in 2020 - systemic racism and police brutality has been going for years, with little accountability. Although justice was eventually served in Floyd's case, it exposed deep flaws in law enforcement accountability.