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Part II

Section-A

Question # 2:-

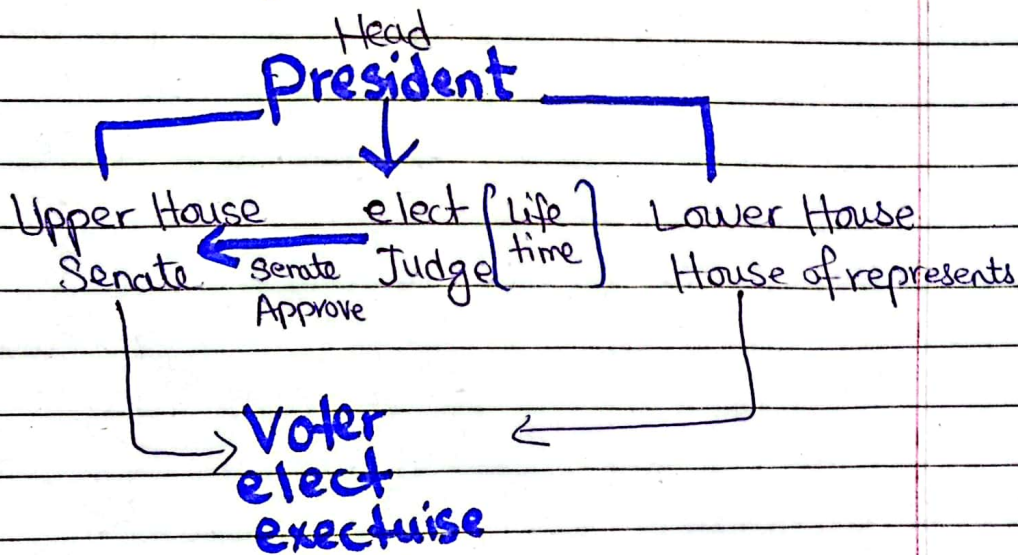
Write word government in full form

Introduction:-

The United state of America is a federal system of govt. USA system comprise on two Houses Upper House and lower House. The system of USA has both strength and weakness. The Notable feature of USA govt is system of check & Balance. The system of check & Balance is designed to prevent the concentration of power in any one branch of government. The USA government system is composed of three branches of government. The legislative, the executive, the Judiciary. The Executive power head by the president

and enforcing laws. The legislative branch make laws and the judiciary branch interpret laws. The judiciary branch composed of Supreme Court and lower federal courts. The system of check and balance is a notable feature of USA government system. It ensure that no one branch of government becomes too powerful, and each branch accountable for its action.

Federal System of USA



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Strengths of USA Federal System

Division of power → Powers divide b/w govt & states and dominate each other.



Flexibility → Allow experiments & innovation at state level



Representation → Representation of diverse interest



Check & Balance → provide check and balance of each branch to another.

Weakness of the USA Federal System

Inefficiency → Create inefficiency at different level



Conflict between levels of Government → Tension Arise b/w National & State



Complexity → Complex and differentiate to navigate

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The System of Check & Balance

(i) Executive Check on Legislature

president has the power to veto the bill passed by the Congress. Appoint federal Judges and officials. The president of USA also serve as the Commander in chief of Army forces.

Write proper paragraphs instead of bullet

(ii) Legislature Check on Executive points

Legislature can override the president appointment by two-third Majority. Legislature can impeach president by 2/3rd majority. Legislature also pass the laws. Legislature also oversight of the executive branch.

(iii) Legislature Check on Judiciary

Avoid unnecessary headings

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Legislature appoint Judges
on the advice of Executive.
Legislature also make
lower courts.

Executive Check on Judiciary

Executive advice
Judiciary and appoint
Federal judges. Executive
play important role in
Judiciary

Judiciary Check on Legislature & Executive

Judiciary Interpret
laws and ~~make~~ declare them
unconstitutional. If any
law against constitution
declare them Null &
void. Declare Executive
Action Unconstitutional.

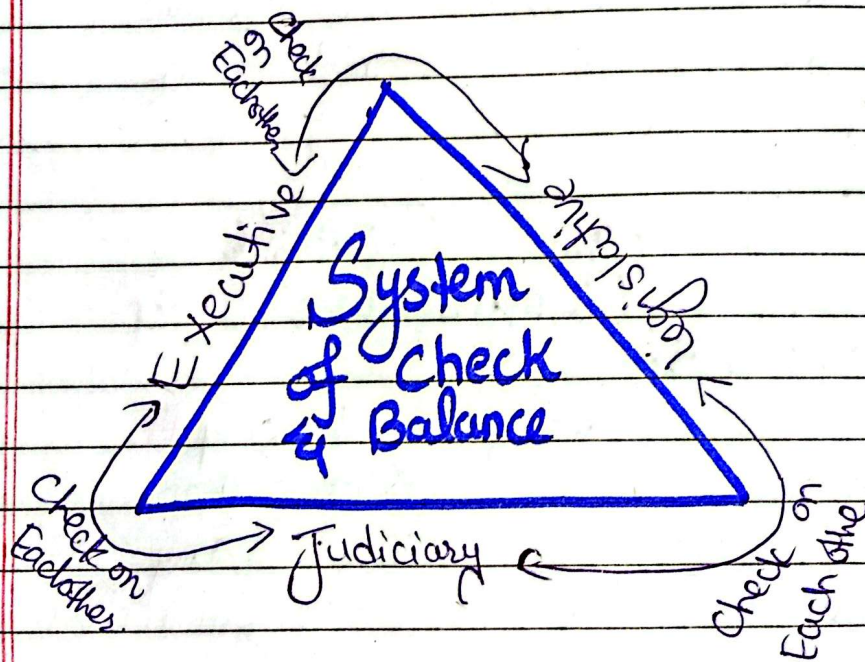
Example:- if Congress
pass a law and president
thinks that this law is
unconstitutional. president can

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can veto the law. However congress override with 2/3rd majority in both Houses & Senate. if the law challenged in court, the Supreme Court can declare unconstitutional if it is against constitution or not.



Critical Analysis

The USA federal system have both weakness and strengths but USA system considers as a role model in

World. **Montesquieu** also present three tiers of Government system. The notable feature of USA system is System of Check and Balance and this feature makes the USA system notable in world. The system of check and balance ensure limits of the actions of the other branch. It promotes accountability and individual rights.

Conclusion:-

To conclude, The United states of America federal system is a complex and dynamic in nature. It has both strength and weakness. The system of check and balance is most crucial function of USA system. It ensure that each branch of the government accountable for its action.

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Q no 5:-

Role of Sir Syed in the development of Muslim political thoughts and identity in British India:-

Sir Syed play pivotal role in shaping muslim political thoughts and identity in British. Sir Syed was born in a ~~pivotal~~ prominent family. He recieved traditional Muslim Education later on He studied knowledge of islam and western ideas. Sir syed experienced the Indian war in 1857 that significantly influenced his ideas. He was loyal to the British government and this reward him with promotion of Sadr- Amin. However, he also emerged as a Muslim Nationalist.

in ~~the~~ Subcontinent and South Asia politics.

Conclusion:- 3

Sir Syed Khan has a great contribution in the development of Muslim political thoughts and identity in British India. He play important role in shaping Muslim identity and advocate muslim Rights. His ideas on two-Nation theory became the groundwork in creation of Pakistan.

All questions carry equal marks therefore length of answers should be proportional

Qno 6:-

The Relationship between Judicial activism and poor governance is comple

According to Black Law Dictionary

Judicial activism is a philosophy of law where judge allow their personal views about policies.

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History of Judicial Activism in Pakistan

In Musharraf Era,
'Musharraf remove Judges
The lawyer strike down
against Musharraf. In
response Musharraf taken
his decision back. The
result of this movement
was. Chief justice of
Pakistan Iftakhar
Chaudhry remove law
Doctrine of Necessity.

(i) Privitazation of Steel Mill Case

In Musharraf Era,
Musharraf give Steel
Mill ordinance. According
to this ordinance steel
mills will be privitize.
Supreme Court declare
this ordinance Ultra voided

(ii) Rental power plant Case → Supreme Court declare Illegal.

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This is not an example of judicial activism

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(iii) **Wapda vs SheLa Zia Case:-**

Shela zia file writ in court that wapda grid station wires are passing from our house these wires contain Ultra violet rays which are harmful for human.

Artical 9 of constitution of Pakistan gave the right of life. Supreme court declares this Wapda station illegal.

Judicial Activism is the Natural Collary of poor governess
Because:-

(i) **Check on Executive powers**

Steel Mill Ordinance declares illegal

(ii) **Fundamental Rights**

Judiciary play important role in providing

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Fundamental rights of citizens. If government has failed to uphold these rights.

Asia Bibi Case 2014

a christian woman who had been wrongly accused of blasphemy highlight Judiciary's role in protecting minority rights

Some times Judicial Authority Oversteps

Sometimes excessive judicial Authority can lead to judicial overstepping. Sometimes judicial activism biased focus on certain cases while ignoring others. 198,000 cases are pending in Supreme Court.

Excessive judicial intervention can undermine democracy. The Supreme Court decision on Disqualifying

Nawaz Sharif on Panama Case was seen by some a judicial coup which undermines democracy and create political instability.

Recommendation

i. **Strength Institution** → including Judiciary legislature, executive

↓
Promote Transparency & Accountability → in government to prevent corruption

↓ Write proper paragraphs

Judiciary Restraint → Ensure that it must not oversteer his constitutional power

Avoid unnecessary headings

Conclusion:-

Read authentic books for conceptual clarity

While Judicial Activism in the response of poor governance in Pakistan. The relationship between judicial activism & governance is complex both work that the rule of law upheld that the right of citizen protected.