

38525 - Abdul Basit

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Criminology

Section - 1

Q-2:- Suggest measures to control gender based crimes in Pakistan?

Answer

Introduction:-

Gender based crimes are those crimes where victim and offender has different genders. These are usually due to difference in power dynamics between both genders. The social, cultural and economic landscape of a house hold and a society also contribute to gender based crimes.

Background:-

In Pakistan women are often at other end of gender based crimes. The official statistics from Punjab government shows that in Punjab alone, during 2025 over **26,000** cases of gender based violence and other gender based crimes were reported. Considering

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that most gender based crimes do not get reported the original numbers will be higher.

Causes:-

The important contributing factors for crimes are social, cultural, religious, economic and political. The serious work is needed to resolve or reduce gender based crimes -

Preventive measure:-

Here is a list of preventative measures we can take to end these gender based crimes.

a) Empowerment:-

The rape and other violent crimes related to gender are manifestation of power difference between male and female counterparts of society. The best way to prevent those is by empowering women, children and other vulnerable parts of society. This empowerment can be social, economic or political.

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The female and transgender parts of society are at risk of these crimes. They must be empowered.

B) Acceptance:-

According to various surveys done in Pakistan the transgender community is at higher risk of violence. They have over 80% of victims, or assault victims. The core problem is lack of acceptance in society. By improving social acceptance of transgender parts of society this goal can be achieved. In past an attempt on "Trans gender rights act" has happened but the societal reforms are needed.

C) Awareness:-

The gender based crimes often go unnoticed in society. The transgender at signal, the prostitute at road side and the kids ~~at~~ with transporters are all ignored by society. The

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work place harassment is a norm. By increasing awareness, By holding seminars and workshops awareness regarding these victims and common crimes, they are vulnerable to, must be spread. The promotion of healthy work place conditions is also necessary.

Curative measures:-

Along with preventative measures regarding gender based crimes a lot of curative measures are also necessary. They include things like new legal reforms, swift justice system and de normalization of crimes.

1) Legal reforms:-

A lot of gender based crimes are not legally punishable in Pakistan. The marital rape has been one of most important development in gender based crimes after giselle pelicot case. The

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governments around the world made laws regarding that but in Pakistan the law never passed. Similarly in Pakistan prostitution is common but no legal cover is available for sex workers while vulnerable parts of society are at risk of turning to sex work.

b) swift and sure justice

The Noor Muqadam case is still pending in courts of Pakistan. The swift and sure justice is needed so that the criminals can be deterred and victims can get peace of mind. Similarly extrajudicial killing, which are seeing a spike in last year, must be reduced to give legal punishment according to crimes.

c) De normalization of crime:-

The sexual harassment and online bullying of girls has been normalized. This must be

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reverted. The youth must be taught online responsibility. The "normal crimes" must be unnormalized.

Secondary reforms

The secondary reforms are as follows:-

- 1- Self defense training
- 2- Empowerment seminars
- 3- Special courts
- 4- Using clergy in rural areas
- 5- Educating boys and girls
- 6- Protection of property rights of women.
- 7- End of "victim blame"
- 8- Increased accountability.
- 9- Record of truckers and miners
- 10- Proper employment record for all work places.
- 11- Mandatory lectures to students about civic responsibilities and gender based crimes.

Section - II

Q 4:- Evaluate problems of criminal trial in Pakistan, adding suggestions for improvement there in.

Ans:-

Introduction:-

The criminal trial in Pakistan is very slow procedure often marked by "counter-FIR" culture, poor forensics and limited knowledge of person being represented. The outside influence, media trial and sluggish legal proceedings are also a hindrance in true justice delivery.

Problems in criminal trials:-

There are a whole lot of problems in criminal trials and criminal justice system of Pakistan. Each of them can be improved with little bit of dedication. The major problems of that one can face during

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Criminal trials are as follows.

a) False FIR culture:-

The exaggerated FIR culture is one of the prime problems in Pakistan's criminal justice system. Usually due to family animosity the fight is exaggerated. The counter FIR culture results in an abomination that the investigators nor the prosecutors can deal with.

Solution:-

By introducing proper FIR system. The valid FIR or accurate FIR reporting will improve trial speed and quality.

b) Poor Forensics:-

Half of Pakistan's provinces rely on Punjab forensic labs. The lack of local forensic labs in Sindh, Baluchistan results in rare ~~into~~ reliance of forensics. The poorly collected forensic record often leads to a criminal being

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released despite committing crime.

Solution:-

The establishment of forensic labs in all major cities will reduce operational cost and will help solve crimes faster and swift justice can be ensured.

c) Lack of Prosecutor-knowledge:-

The lack of Miranda-rights in Pakistan often leads to criminals or accused learning about allegation in court. They often have bad lawyers who care about paycheck not the falsely accused.

Solution:-

Introduction of something like Miranda rights along with full explanation of crimes to ~~arrested~~ accused will speed up the criminal trial.

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d) Media trials:-

Even though the law does not allow it the media trial is a norm in Pakistan.

The famous singer Ali Zafar faced media trial despite being legally acquitted of allegations in Shazaib murder case and Atmaghan murder case. The accused were given severe media trial which plays a role in case proceedings.

Solution:-

Media must not be allowed to comment on ongoing cases. The blasphemy cases etc should be publically broadcasted.

e) Political Influence:-

Often in Pakistan the cases are resolved outside the court with some prominent person being mediator. This means that the court wastes precious

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time and resources on a case that can be resolved outside.

Solutions:

In court cases must be free of political interference. The resolution of petty cases outside the court must be encouraged, but it should happen in presence of legal representatives of both sides present at moment.

F) Sluggish courts:-

The courts in Pakistan are renowned for sluggish speed specially in civil law. It is important to remember that most civil law cases turn into violent family feuds if the justice is delayed. To ease the burden of courts special courts must be established. The improvement in court structure and proceeding is necessary.

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Solutions:-

Solutions like Punjab property act are moving in good direction. The powers can be given to Assistant commissioners to resolve petty disputes, i.e. additional magistrate.

g) Corruption:-

The corruption in courts is also a big problem. The clerks often take money to delay cases for long time. The result is there are about **75,000** people in prisons that are not convicted of any crimes. (Justice project of Pakistan's Prison report) puts this equal to **73%** of individuals in prisons.

Solution:-

The solution for this is to increase accountability and digitalization of court proceedings. Focus on virtual case hearings etc.

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Conclusion:-

Despite bad practices the criminal trials and criminal justice system can be improved. This will give us fast justice and effective prison maintenance, but it must not come at cost of innocents being convicted of crimes.

Section-III

Qb:- What is meant by forensic criminal investigation? What are hurdles in streamlining the forensic investigation in Pakistan?

Ans:-

Introduction:-

The forensic criminal investigation is defined as use of scientific method to acquire valid information regarding a crime and then using that evidence to further investigation or criminal proceedings.

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Forensic investigations:-

It is use of science to find evidence relating to crime, criminal and victims during a crime investigation. The forensic investigators specialize in this. The forensic investigation tells us alot about crime. like when crime happened. The type of chemicals used, nature of firearm, DNA as scene, Finger prints, digital fingerprints. The nature of crime can also be deduced such as hate crime, passion crime or white collar crimes. This broad range of use makes forensic criminology an effective tool.

Effective ranges:-

Alot of crimes would go unpunished in past. Such as domestic violence, sexual assault, theft, arson etc. The forensic science helps in establishing guilt with

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concrete facts. The famous comic book character "Question" once said "Forensics need so much various types of knowledge that there is either no room for bias or only room for bias."

Hurdles in streamlining:-

The forensics is no doubt effective field. The problem however is the effective implementation, that requires a lot of money. The lack of sufficient funds in criminal justice system does not provide effective forensics. The problems in main stream forensics can be due to economic, bureaucratic or training issue.

1) Cost:-

The forensic rely on DNA testing as well as other specialized methods. In Pakistan however the cost is too much. The DNA collection, and

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crime scene sweeping, can take hours. bodies need to be preserved which increase time, cost and public pressure. The focus on cost alone is enough to make a case against forensic use.

b) Training:-

The specialized crime scene investigators are required to do forensic data collection. The staff needs to be trained. The training is expensive plus CSIs are often well educated, which means higher pay. The staff is often not eager to train in new things that will make their jobs difficult.

(c) Bureaucratic hurdles:-

There is plenty of red tape that exist in criminal justice system. It often does not leave room for innovation. The presence of red tape will increase time required

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for implementation of forensics

d) Social issues:-

The biggest strength of forensics is DNA testing. The use of DNA to resolve inheritance disputes (There has been a recent judgement of court which called it unconstitutional) and family dispute is questionable. Similarly the acknowledgement of suicide is considered a taboo. People do not want any legal document saying that someone in their family committed suicide.

e) Autopsy : The pandora's box:-

The major strength of forensics is autopsy, but the people do not want any harm to occur to dead body, often citing religious, social or personal reasons.

This means that a lot of crimes result in no autopsy report. This social and religious dogma is a big problem in

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struggling the forensics.

f) Governmental attitudes

The lack of positive attitude in governments towards the forensics is also a major hurdle.

The people on top have failed to make forensic labs in mg. all provinces let alone in major cities. This results in a slow and sluggish forensic system. With a little state incentive these issues can be resolved.

~~Conclusion:-~~ **Conclusion:-**

Forensics is the need of the hour. Any wrong accusation will result in a big question mark on whole CJs. The Pakistan lacks proper forensic infrastructure yet despite the hurdles adaptation is underway. For proper CJs it is a necessity.

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Section - IV

Q9.

1) cyber space and youth crime.

The advancements in technology also bring the new horizons for crimes. This is the case for cyber crimes. The world has now been living under influence of Gen-Z and Gen Alpha. The generations that have existed solely on internet. This has resulted in whole lot of new crimes and problems.

Cyber crimes:-

The cyber crimes are the new normal. You want to buy drugs, weapons, private information, adult or child pornography. Internet has got you covered. Don't like someone you can hire a killer, to kill them or a hacker to steal their information. Want to embezzle money the Internet

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has got you more covered than you think. This has become a new reality and the more vulnerable part for these crimes are youth.

Youth crimes:-

Cyber space is new hunting ground for youth.

The cyber bullying has been turned into a harsh reality.

There are major crimes that youth suffer from that have shifted to online domains.

1) Cyber bullying:-

First is cyber bullying. a crime drenched in body shaming with hatred on top. The youth around the world is suffering from alienation. The ~~politi~~ rise in teenage suicide as result of abuse of online space is horrific.

Pakistan need proper online laws to counter cyber bullying.

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2) Cyber Harassment:-

The online transfer of illicit pictures is new threat world is facing. The AI generated nudes are also a problem. There has been few incidents in Pakistan where social media influencers had to quit social media because someone sent their AI-generated nudes to their loved ones.

3) Cyber Scams:-

The use of AI and cyber space to steal information from someone's laptop or mobile phone is the new reality. The rise of crypto scams and NFTs has made youth spend their limited resources into getting rich quick schemes. In short the cyber space is not secure but we have failed to make it safer.

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4) Pornography and age-

In multiple countries pornography is banned and in others no one under the age of 18 can look at that.

Despite that illicit content is available for children to see. No proper safe guards have been taken in this regard.

2) Smuggling as a transnational crime.-

Introduction:-

Smuggling has always been a transnational crime.

The smuggling refers to buying and selling goods across the legal boundaries without any legal documentation. This means that one can smuggle legal as well as illegal goods across national boundaries. The famous domains of smuggling

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includes:-

a) Drugs:-

Drugs are often smuggled across or within country. They are usually targeted at low income households, the youth or vulnerable parts of society. The drugs originating in Colombia can be brought in Canada. This shows vastness of smuggling networks.

b) Sex trafficking and Human trafficking:-

Human trafficking is an illegal smuggling of people across countries. The low income people are often transported across countries for cheap labour. Girls that are trafficked are often sold as sex slaves or prostitutes. The bribing of multiple legal authorities is part of this horrendous chain.

c) Arms trafficking:-

Imagine you want to

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buy a gun, A smuggler could deliver it to your door step. a lot cheaper than legally available models. This makes every extremist sly. The Pakistan has suffered a lot from these illegal arms smuggling. For reference Pakistan was put under Soviet embargo from 1965 to 2013. Yet most common homicide weapon is Russian made Klashnikov in Pakistan.

Conclusion:

Smuggling is a transnational crime that has spread drugs, weapons and misery around the globe. Legal and ethical actions are needed to end supply and demand problems in and out of Pakistan.

