



THE ROLE OF PROSECUTOR IN CRIMINAL JUSTICE SYSTEM OF PAKISTAN

Final Year Research Project

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TABLE OF CONTENTS

Research Statement	1
Introduction	1
Literature review	4
Objectives of Research:	6
Research Questions	8
Chapter No.1: Introduction to Criminal Justice System	9
1.1 What is Crime?	9
1.1.1 Literal Meaning.....	9
1.1.2 Origin	9
1.1.3 Conflicting opinions regarding Definitions	9
1.1.4 Austin’s Approach towards definition	10
1.2 History of Criminal Justice System of Pakistan	11
1.2.1 English common law.....	12
1.2.2 Western Traditions.....	12
1.2.3 Evolutionary Process of Criminal Justice in Subcontinent	13
Chapter No.2:	16
Prosecutor in Criminal Justice System of Pakistan	16
2.1 The term ‘Prosecution’	16
2.2 History of Prosecutor with respect to Western Establishments:	16
2.3 Constitution, Structure and Appointment of the Prosecution Office:	17

2.4 Case law regarding Appointment issue:	18
2.5 Case law regarding Contract Based Appointment by Provincial Government	19
2.6 Case Law regarding Ad hoc Appointment:	21
2.7 Case law regarding the Selection of the posts of prosecutor	21
2.8 Case laws regarding the terms and conditions of service of prosecutor:	22
2.9 Special Prosecutor	23
2.10 Official Appointments by Governor of the Specific Provinces	24
3.1 Duties and Function of Prosecutor	25
3.1.1 General Duties	26
3.2 Case law regarding the Functions and duties of Prosecutor	27
Conclusion and Recommendations	29
Improving the Role of Pubic Prosecutors in progressing society	29
Encouraging the mechanism of Alternate Dispute’s Resolution	30
Scientific and Systematic Criminal Investigations	32

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DECLARATION OF ETHICAL CONDUCT IN RESEARCH

We, as the student of Bahria University Islamabad, hereby declare firstly, we have abided all the research ethics by writing this research project.

Secondly, we have not committed any acts that may discredit or damage the credibility of our research. These include, but are not limited to: falsification, distortion of research findings, or plagiarism.

Thirdly, we have submitted this work to similarity test before submitting our research project

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ABSTRACT

Although Government invested lot of money and resources in the Judiciary in last decade yet the institution is in bad shape and fails to deliver. In Criminal Justice System of Pakistan, judges are highly paid and have more resources than Police and Prosecution but their performance is disappointed. The acquittal rate in Pakistan's courts is almost over 80 percent which means if a person commits crime in Pakistan he has 80 percent chances of acquittal in this system. Another major problem is the delayed justice as criminal cases are decided not in months but in years in Pakistani Courts. There are many reasons for inefficiency of Courts in Pakistan's Criminal Justice System. First of all the case is being destroyed by the Police Investigator at investigation stage which means it always lacks the required level of evidence which is necessary for the conviction. In Pakistan, Lawyer Bar Councils are very powerful and influential bodies who virtually dictate their terms on courts and if a lawyer wants to prolong a case for months or even years, a judge cannot stop him. This is also the main cause of delay in decision of cases. There is also rampant corruption in judiciary and a wealthy person can easily get a clean chit from the courts with different tactics. Due to increasing perks and privileges in judiciary the levels of corruption have decreased in the last one decade but there is still a lot of room for improvement. Overall the Criminal Justice System in Pakistan is losing the confidence of people due to its inefficiency. Government needs to pay special attention towards the Criminal Justice System in Pakistan because a country can live without resources but cannot survive when it lacks justice.

LIST OF ABBREVIATION

P.P.C=PAKISTAN PENAL CODE, 1860

Cr.PC=CRIMINAL PROCEDURE CODE, 1898

PCPS=PUNJAB CRIMINAL PROSECUTION SERVICES ACT, 2006

ADR=ALTERNATIVE DISPUTE RESOLUTION

Q.S.O=QANOON-E-SHAHDAT ORDER, 1984(LAW OF EVIDENCE)

LIST OF CASES

- 2011 PLC(CS) 1412
- PLD 2010 SC 841
- 2012 PLC(CS) 632
- PLD 2012 LAH. 213
- 1986 PCr.L.J 440
- PLJ 1986 CRC 426
- 2009 PCr.L.J 1043
- PLD 2008 Lah. 470
- AIR 2010 SC 1494