

Doctrine of Necessity-Application in Pakistan- Cases of Immense Importance- A Critical Review

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Abstract

The titled cases i.e. Maulvi Tamizuddin Khan's Case, Usif Patel's Case, Dosso's Case, Asma Jilani's, Begum Nusrat Bhutto's, Miss Benazir Bhutto and Syed Zafar Ali Shah are taken from the various regimes of martial law, are the Circumstantial Evidences and repercussion on the legislature, Judiciary and Executive. The author has tried to critically review and analyse these cases and its impact on the whole system. These cases have provided the way out or way in for imposing martial law in the country time and again. It is also evident from these cases that due to reasons the court of law also supported such actions, which eventually adversely affected the spirit of the constitution of Pakistan. These actions by various individuals never allowed flourishing of political institutions, on the other hand all institution under the establishment were also working on sort of ad hoc basis. No consistency in any process of development and growth is being witnessed in Pakistan.

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