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REAL

**Review of Education,
Administration and Law**

Journal homepage: <http://real.spcrd.org> ISSN (Print): 2708-1788 ISSN (Online): 2708-3667

An Overview of Criminal Justice System to Uphold the Supremacy of Law in a Sovereign State: An International Perspective

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ARTICLE DETAILS	ABSTRACT
<p>History: Accepted 05 December 2022 Available Online January 2023</p>	<p><i>Every community depends on humankind in one way or another. Situations involving general law and order are harmful to human life. But because they are so plain, there is a risk that political, social, and economic standards will spread badly. Because the criminal justice system isn't perfect, the number of strange crimes is slowly increasing in developing and developed sovereign nations. Similar obstacles prevent setting sustainable development objectives, as do these shortcomings. This effort aims to create a balanced society that promotes human rights in a way that is appropriate for the time. To do this, it must address any community failings and adapt to the times by making these defects necessary. The criminal justice systems of emerging and developed nations will be analyzed in-depth in this review, as well as the effects of any flaws on the social, economic, and political affairs of the states mentioned. This research will descriptively assess the potential changes that may make to the current criminal justice system to uphold the aims of justice. By protecting the next generation from many curses, the work's outcomes may restore the global societies necessary for successful human existence.</i></p>
<p>Keywords: Community Rehabilitation, Criminal Justice System & Criminal Laws, Human Rights, Rule of Law, U.N.'s Sustainable Development Goals, International Law</p>	
<p>JEL Classification: D63, K14, O15</p>	
<p>DOI: 10.47067/real.v6i1.300</p>	
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1. Introduction

Society is essential to human survival, and society is the amalgamation of more than cultures, histories, norms, and traditions. (Anwar, 2004) A combination of individuals is known as society. Society may be classified concerning regional perceptions, which bear the people of the same culture, practices, and norms, political and economic roles. (B.K. Applegate, 1997)

While exploring the issues related to society, the study will pass through the below-tabulated phases:

- Introductory phase
- Methodology Phase
- General debate portion

As the captioned study is a review article, hence separate Literature review is not required as complete study is a multiple sort of review. These phases will cover the below-tabulated areas.

- The introductory phase will cover the crux and need of the criminal justice system for social rehabilitation for savages of upcoming generations.
- The introductory phase will explore the need for sustainable development goals in context with the reviewing literature in a very concise format.
- The introductory phase will also explore the criminal justice system's impact on social reconfirmation and the adverse effects of gaps in an existing design.
- This phase will also acknowledge the work of renowned scholars and legislative processes alongside the remedial factors for social governance.
- The methodology phase will explore the approach used to conduct this review besides the sources of data extraction. This portion will explore the techniques implied to finalize this study of a fundamental nature.
- The general debate phase will cover the
 - I. The criminal justice system's origin, history, and determination of phases to acknowledge and determine human rights.
 - II. What will explore the criminal justice system of developing and developed states in context with the six nations model scenario?
 - III. What will discuss the criminal justice system in the context of establishing human rights and legislation to uphold the supremacy of the rule of law?
 - IV. This portion of the captioned review will also cover the status of individuals, women, children, and other factors concerning the criminal justice system.
 - V. What will discuss the society in context with the socio-economic and socio-political scenario?
 - VI. What will comprehensively discuss all turbulent phases of social development in this debating phase of the study?
 - VII. The debate phase will also cover the adverse effects of a weaker criminal justice system on individuals in a society.
 - VIII. Situational analysis will be conducted in this detain portion of the review.
 - IX. The debate phase of the review will also explore the role of media, social media, and other factors averting from yellow journalism besides the impact of social media on society concerning campaign and general entertainment that excludes the element of the reformative awareness campaign.
 - X. What will also discuss the general impact o the weaker criminal justice system in the debate phase?
 - XI. "The role of the criminal justice system in social reformation" and ensuring the ascertainment of sustainable development goals, in addition to safeguarding upcoming

- generations from numerous social evils by providing a reformed society, will be discussed in the closing lines of the debate phase.
- XII. Then the review enters the concluding phase, completing the captioned study regarding comprehension and suggestions of renowned philosophers and scholars from history.
 - XIII. This concluding phase will also explore the final remarks for social reformation through a strapping criminal justice system.
 - XIV. In short, this will explore the importance and need of this study to reform society.

To safeguard the upcoming generations and to regulate the social affairs for a balanced society, in the world, by vanishing poverty, crimes of aggression, social disorders, and other evils, utilization of all senses towards a positive gateway are the main factor that seems missing from our culture and perceptions of every individual is varying from one another. (Nelken, 2010) The revised policy can make an enhanced triumph of sustainable development goals possible. By adjusting the gap, implication by utilization of strict hands is needed. Social stability is an amalgamation of multiple state organs and directly correlates with collaborative governance. (Mirza, 2010) For good governance, the implication of eight significant elements is a core need of society. (Adil) These mandatory elements contain the: i) Rule of Law, ii) Transparency, iii) Participation, iv) Equity and Inclusiveness, v) Effectiveness and Efficacy, vi) Accountability, vii) Consensus orientation, and viii) Responsiveness. (Durante, 2020)

The establishment of a balanced society remained a dream of man from the day of his evolution and appearance on the earth's surface. (Thesis & Farkhanda Zia Mansoor, n.d.) Still, the frequent struggles passing through various phases of history for the promulgation of the rule of law to determine and recognize human rights remained intact for the betterment of society, but despite frequent legislation, the desired outcomes remained a dilemma. (O.K. Clare & J.H. Kramer, 1997) Legislations were according to the norms and cultures of the regions, but the implicative flaws proved a hurdle. Some social evils remained side by side with the evolutionary phases of humankind. The eradication of these evils was compulsory for social stability. Over time, when the modern scientific era took a turn in the life of humanity, human life was reformed and made luxurious. (Hussain Bhatti et al., 2022) Despite causing a decrease in social evils (Z. Batool, 2011) with the utilization of modern scientific techniques, these inventions caused to enhance the crime ratio. The modern era has become more dangerous, and society suffers from numerous illnesses. (al, 2017)

The criminal justice system has undergone numerous changes due to the "emotionalization of law trend that has spread throughout the world over the past" ten years. (Tibasana, 2002) Anger, disgust, and shame are reintroduced into the criminal justice system as "useful barometers of social morality." The "return of emotions" to criminal law and criminal justice is related to and enlightens late modern civilizations' moral imagination. Around the turn of the 18th and 19th centuries, (Tappan) people began to feel sympathy for the offender, especially those incarcerated. (Hussain Bhatti et al., 2022) The French Revolution's attack on the Bastille was motivated by public fury over innocent prisoners (who were housed pretty comfortably); operas like Beethoven's *Fidelio* demonstrate how what represented the public's feelings through the arts. Today, "Longue durée" compassion for the offender as a victim of a society that persisted throughout the 19th and 20th centuries ended. (Tibasana, 2002) These are memories of feelings, but because Browning examined the files from the inquiry and subsequent interrogation around ten years later, they still seem to be quite vivid now. These disgusting feelings were conveyed at a period when the moral landscape had unquestionably shifted, at least publicly and formally. (Srivastava) A strapping criminal justice system is a ray of hope

for immediate social rehabilitation. What can describe society as civilized or balanced once the supremacy of the law is firmly established? The answer is the existence of a strapping criminal justice system.

2. Research Methodology

An analysis regarding the assessment of the nature and classification of the study can conclude that it belongs to a group of descriptive nature, in which numerous reviews are combined. Hence, this mixed review will involve the qualitative research approach as a powerful tool to accomplish such a nature of tasks. Captioned method and used methodology will be productive for acquiring desired outcomes. As far as the sources are concerned, the primary sources would be the main source of this study which includes the article, working papers, review articles, books, statutes, law texts, treaties, conventions, and other relevant material from authentic sources. To ensure the authenticity of data, that would utilize I.T. techniques.

3. General Debate Phase

To discuss the real sense of the criminal justice system, the given study will be fruitful in diagnosing its flaws that may be regarded as "flaws from ancient times." Undoubtedly, some imperfections are from old age, and their rectification still needs to be solved. Some of the flaws are heinous and are destroying society. Purpose to sort out the reality; (Nelkan, 2009) the study will open the door from the origin of the criminal justice system to ensure the advocacy of some harsh realities that remained a hurdle to ascertaining the desired outcomes. This analysis will also disclose the dark aspects of the existing system by reviewing the suggested phenomenon by various past scholars. (N. Aslam, Ahmed & A. Kamal, 2011) The analysis of this study, in the context of the present modern era of scientific revolutions, will establish the solution to the problems to ensure the eradication of social evils by selecting a robust criminal justice system to accomplish sustainable development goals. (J., 2018)

This discussion phase will explore the reformation of society concerning the criminal justice system by examining the criminal justice system in the below-listed context to ensure a clear understanding of the reality and role of the criminal justice system in social reformation and social governance. (N. Aslam, Ahmed & A. Kamal, 2011)

- The criminal justice system in states
- Flaws in the Criminal justice system
- Legislative analysis
- The historical context of the criminal justice system in sub-continent and developed states
- The criminal justice system of developed states
- Islamic criminal justice system
- Status of Women in the society
- Status of Child
- Position of Labor in Society
- Media Role for social rehabilitation in context with the criminal justice system
- Role of social media concerning the criminal court system, social rehabilitation
- Impact and current status of Social media
- Impact of the social media campaign for general awareness
- The criminal justice system in collaboration with the "six model nations."
- Impact of Criminal Justice System on Social, Political& Economic norms

- Reformatory process
- The core need for time
- Responsibility of individuals
- Social responsibilities to eradicate crimes from society
- Moral obligations and social behavior
- Sustainable development goals and the criminal justice system
- The concluding phase will be the final phase of the review containing the “Final Remarks.”

To ascertain the desired outcomes, the study is passing from different steps. The origin and history of the criminal justice system are not new, as its existence is evident from ancient times, which may also regard its existence as equal to humankind's presence on earth. (Hussain Bhatti et al., 2022) Initially, the natural laws perceived by humanity turned to divine laws and manufactured rules. (Dicey)

Criminal Justice Systems of developing states Versus Developed States advocate that the ratio of crimes, even in the developed states, is also out of control as being the highest level. Establishing an ideal criminal justice system remained a dream of world nations. The criminal justice system in Islam is perfect, but the non-Muslims are not following it. The element of prejudice is still here. (Javaid, September 2, 2021)

With roots in Cicero's writings, political theories have developed civil society over the past 200 years as a realm parallel to the state but distinct from it. In this space, citizens associate according to their interests and preferences. It encompasses much more than just non-governmental organizations. (Sarwar et al., 2021) Additionally, not all civil society's purposes are inherently or beneficial to the general welfare. (Dammer Harry R. & Albanese Jay S., 2015) The idea of civil society becomes "a theoretical conception, not a political or sociological one" if one restricts it to those actors who pursue lofty goals. Many civil society organizations are steadfast in pursuing their specific cause and have no interest in weighing their interests with others. (Prins, 2011)

Now the offenders are freely wandering in society, whereas the implicative flaws are a source of their safeguard. (Carlen, 2013) Legislative reforms are looking for an early solution, but the hurdles are the main issues that must rectify. (Ali S., 2015) The myth of determinacy is a significant component of the critical assault on law. Far from being a determinate, coherent body of rules and doctrine, the law is depicted as uncertain, ambiguous, and unstable. And instead of expressing rationality, the law reproduces political and economic power. (Herbert)

The need for this study arises owing to developing a robust criminal justice system by initiating steps to adjust gaps in the existing system and a critical overview of the current criminal justice system. (Khan et al., 2021) Although the criminal justice system in developing and developed states has been functioning for a long time, it is not compatible to meet the desired errands for positive outcomes to rehabilitate society, and numerous flaws exist in the existing system. It is a fact that a robust criminal justice system tends to rehabilitate the community, but implicative defects, to some extent, are causing it to achieve the desired outcomes. Adjustment of these gaps is a core need of the time. A powerful criminal justice system will help overcome and eradicate the numerous social evils in the society and, eventually, achieve sustainable development goals. (Yange, 2008)

This review will specifically examine the criminal justice system of developing countries in the context of rehabilitation of the society by eradicating the bulk of curses to donate to the enduring debate about how to resolve the threat posed at large by the communities. In doing so, it will show the financial sickness of the society, and the destruction of merits in the organization could positively be influenced by the firm legislation and by defining the role of institutions in this regard which factor is still missing in Pakistan. (Hussain Bhatti et al., 2022; Khan et al., 2021) Moreover, due to ineffective legislation in Pakistan, the ratio of detection and reporting of such cases could be more manageable up to a negligible point. (K., 2017) This review will also analyze the legal framework existing in other developed and developing countries. (Justice et al., n.d.) It will supplement the existing knowledge on the subject as a guideline for policy-makers, legislators, Judges, lawyers, academics, social scientists, economists, departments of Public and private sectors, and others concerned. (Siegel, 2017)

Today's society has reformed scientifically, and the media is also an active part of society. Media can play its role in improving the community and expressing social awareness easily through media and social media. Social media has become a faster source of reformation and creation/spreading of awareness. (Covington & Co-Director, n.d.) (Transparency International, 2018) If social media is utilized for awareness campaigns along with media, the authorities can be very productive and reformative by excluding the elements of yellow journalism. A free press is one of the two institutions that should never be subject to political control, along with an independent judiciary. Both are effective weapons in the fight against corruption in public life, so they both require extra security. (Chaudhry et al., 2021) The privately owned media is not chosen or confirmed by politicians, unlike judges, public prosecutors, and Attorney Generals. With a free press, civil society can generate public debate and needs more knowledge. (Newman, 1978)

Before attempting to define the role of civil society in reducing corruption, it is vital to take into account where it has come from, what it has been able to do in the past, and what the lessons of history may be for us as we face a challenging future. (Hart, n.d.) However, civil society is fighting more for the "virtue" of equitable and honest governance than for the "sin" of corruption. Its warning does not apply to their efforts to mobilize against it. (Aristotle, 350 BC)

This section of the examination will look at the methods for resolving disputes, including the agencies and courts with the appropriate authority. To effectively rehabilitate the community, this study will descriptively examine the operational and investigative responsibilities of investigating agencies, using reliable algorithms to determine the likely consequences for the practical protection of women from the harmful effects of online harassment. (Feeley & School, n.d.) In addition to emphasizing the problematic aspects of the current cyber-controlling regulations, this study will examine the situational analysis of Pakistani females who regularly use Facebook from an international perspective. (Durante, 2020)

As a common thing, Facebook, one of the oldest software of social media, when the discussion is carried out in this context, it can be had that the guy of the modern day is employing the captioned facility as a two-edged sword with the rising use of the internet in the current era of modern digital technologies. Most women utilize the internet. The case from Pakistan is considered, and Facebook is the social media program they are most interested in using and have accounts on. Internet usage is growing daily, even in isolated and rural parts of the U.S. Both men and women utilize social media platforms, particularly Facebook.

"Social media" can be regarded as a sign of emancipation or salvation. Females have free self-expression. It gives online predators a susceptible task. (Anwar, 2004) It is a cause to enhance social defenselessness instead of social reformation, which needs to control the parameters with strapping algorithms of the internet. Although the availability of contemporary digital scientific technology has made cybercrime a frequent trend of the current period, the problem is out of control and falls under the purview of international law. Examples include disturbing messaging, sexual innuendo, photo tampering, and personal data leaks. Without regard to their level of education or behavior, most males and girls in rural and urban areas utilize Facebook, one of the most well-known and established programs. According to our definition, Facebook is a social networking site that makes it simple to interact with and share content with friends and family online.

Removing this blight is essential for the effective restoration of society and for maintaining the supremacy of the rule of law, which provides adequate protection for women's rights. (Ali S. , 2015) The following elements may be beneficial for achieving the intended results in the community issue for society's rehabilitation: - There is a need for awareness-raising in rural regions to empower women and give them the confidence they need to face challenges.(Al-Bayader-Al-Rawnaq Neighborhood et al., n.d.; Khan et al., 2021)

- The natural doctrines of "Right is right" and "Truth is Truth" are being spread.
- Adoption of the rule of law and establishment of a solid criminal justice system.

Social media can be defined as "the means of interactions among individuals in which they create, share, and exchange information and ideas in virtual communities and networks." Harassment's effects.

When the effects of harassment are considered, they are incredibly damaging and dangerous for female social media users. The total number of reported harassment cases of female Facebook users from the Multan Region during the year ending on December 31, 2021, the ratio of victims is high, according to a study released by a reputable Pakistani investigative body. The powerful criminal justice system can play its role in creating a balanced society, but it must adjust flaws first. Negative impacts on females include the decline of civilization. Most females prefer to embrace the "quiet is best" policy to preserve their family's honor and future from harsh accusations. The main reason behind their choice for this quiet policy is that women wish to protect their married life from mental abuse and taunts by their future spouses for the rest of their lives. (Ali O., 2016)

I believe it would be appropriate to define women's harassment as "Any unwelcome sexual advance, request for sexual favors, other verbal or written communication, physical conduct of a sexual nature, or sexually demeaning attitudes, interfering with work performance or creating an intimidating, hostile, or offensive work environment, or the attempt to punish the complainant for refusing to comply to such a request, or is made a condition." (Dammer Harry R. & Albanese Jay S., 2015)

The ideological conflict between internationalists and nationalists has complicated recent theoretical advancements in maritime law. Internationalists stand for the openness of the sea for all users and submit more and more ocean space with direct international management; by contrast,

nationalists prescribe conserving much of the ocean space under national control. To secure a win-win situation for both internationalists and nationalists strikes a balance between the coastal and user states. But when other problems with the changing nature of the planet are involved, the equilibrium becomes precarious. In this regard, states tend to maintain stability and order for their own sake; hence they require a system or framework of governance. This study intends to identify the issues with hierarchy and propose a feasible fix by outlining a framework for good management that corresponds to what the international community genuinely wants. (Adil)

When the global survey is conducted, the situations of developed states are also worst, likewise the developing states. Six model nations advocate that the crime ratio in Saudi Arabia and China is comparatively less than that of developed states. Saudi Arabia is following Islamic Laws, which proves that the implication of Islamic Laws has the divine power to reform the society up to the ideal level. (Abbas, 2011)

In conclusion, society cannot be seen as an isolated entity; instead, it is a group of people who share common values, cultural traditions, and social aspirations. (Ahuja) A balanced society must eradicate social ills efficiently and adhere strictly to the eight principles of good governance. Establishing a balanced society with the promulgation of good rule is the need of the time, and this can be made possible with the implication of laws to install a solid and robust criminal justice system. (Allen) Moreover, what cannot ascertain sustainable development goals without a reliable criminal justice system? Hence, it is denoted that the criminal justice system should be firm, and adjustment of existing gaps is anxiously needed for social reformation. (Dammer Harry R. & Albanese Jay S., 2015)

4. Concluding Phase

Legislative analysis versus situational analysis depicts the picture of society, which is more dreadful than in previous times. Revolutionary processes have taken a long time, but the existing flaws are still in the system. The impacts of these current flaws are causing to enhance the social evils in society. (Ahuja) Missing the rule of law is more hazardous for the community. In due circumstances, social rehabilitation has become a question mark, and the gradual destruction of society is leading the nations of the present era toward irrecoverable situations. The legislative process remained side by side with the revolution of man. Still, implicative flaws and irresponsive behaviors of some powerful chairpersons/administrators of the society may also be considered as one of the factors responsible for this destruction. To safeguard the upcoming generations in dangerous situations, immediate reforms are the basic need of the time. (Anwar, 2004) To ascertain the settled SGDs, rehabilitation of society is a fundamental requirement of the time. Strong legislation is worthless once its powerful implication, which the rulers may only make possible with strict and decisive action. A state's justice system is responsible for the destruction or rehabilitation of society. The role of the justice system has become inevitable. To overcome the situations, the above narrated situational analysis may be accommodating to restore human rights. Restoration of human rights would promulgate the rule of law, and in such a way, social tribulations would be eradicated. The following is more extracted:

- The criminal justice system plays a vital role in social reformation.
- What cannot reform socio-economic and socio-political society without a strapping criminal justice system?
- The criminal justice system of developing and developed states needs a reformation to adjust the gaps in the existing system.

- To ascertain sustainable development goals, strapping the criminal justice system is mandatory.
- It will also be helpful for the promulgation of international human rights and international relations between the states.
- The fragrance of the reformed justice system will spread toward the victim states and eventually will tend to reform at large.
- The situation will establish a global reformation, and a balanced society will be the result of all this in a brief timeframe.

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