

# Extra Judicial Killings

## Introduction

The epitome of Human Nature is a strange social sphere, What drives us to antiquated beliefs will always drive us, as humans to commit such malfeasances. Societal beliefs as well as cultural and ethical norms uproot one of man's most prized proprietorship, causing him to go into an impaired overdrive. The sense of humanity is contrary to popular belief and imbibe and doesn't occur on a simple basis of unabashed behaviour from person to person. Revenge is an occurrence that establishes dominion upon the very society of man. It's the chariot to achieve the end upon which our impulsive society rides as a whole, it's quite ironic when we think about it, how something so obscure yet so apparent, has so much influence. In the name of politics sometimes innocent people lose their lives, after carefully orchestrated governmental "assassinations" are executed. Or has the government rightfully silenced people who have been known to commit heinous crimes to an extent which would go against the very opportunities that the " American Dream" is based on.

The motive of this article is to decide whether these assassinations are inherently right or breach of public rectification of common law, which may too be classified as well justified or completely unjust. In the aura of diplomacy we respect everyone's opinions and thus will just act as the medium of information, not as the influencer of thought. your opinion is yours to make not ours. Moving on, today, the exercise of basic human rights and the statement that all citizens of a nation are equal has become a mere controversy in the name of law and justice. Though it may seem uncomplicated, as simple as string theory, extrajudicial killings have baffled and perplexed this entire world to say the least, Partially if not solely due to the fact that the blood of the innocent has tainted this world.

## Definition

By simple definition, an extrajudicial killing (also known as extrajudicial execution) is the proclaimed rightful killing of a person by governmental authorities or individuals without the sanction of any judicial proceeding or legal process. Before a frame of mind is established towards the authenticity of aforementioned killings, justifiable or not, we need to understand the root causes for these acts henceforth being The flame, or the ignition that burns the fuel to enable such acts to be commenced by a respective government. Now there are a plethora of reasons regarding this topic but for the sake of simplicity and cognitive understanding we will be mentioning a minimalistic number of them.

## Why commit ExtraJudicial Killings?

The government is a body which is perceived to look only for personal benefit, directly relating also to that of the country and will not tolerate any act of a person that may have breached their sovereign status in any manner, such as talking alongside people that are forbidden to meet or even including spreading propaganda or false lies.

Extrajudicial-executions are widely based to be either politically religiously or socially influenced, or may be a tactic to retain supremacy. The public is largely the crux of the victims in extrajudicial killings as of late yet no uproar is heard on the matter perhaps due to the sociological acceptance of set killings under precedent laid by governments or other private bodies. Keeping a strategical standpoint on the “issue” if some person is being influenced on a foreign basis and is spreading propaganda which may cause instability or confusion in society thus creating problems for society, governments are being served with valid points and reasons to justify these killings, despite the fact that these justifications may be illogical. As in the case of Jamal Khashoggi, who wrote articles and was a Journalist having quite an Anti-Saudi view. And next thing we knew he was assassinated. On the other hand, sometimes the governments go to extremes failing to recognize what is and what isn't really necessary. Take in account for example the death of Kim Jong Nam which is widely believe to be carried out by Kim Jong Un, his half brother and supreme leader of North Korea. Now despite Kim Jong Nam being no threat to Kim Jong Un's chair and authority he was presumably assassinated thus a precedent must be laid towards the justification of said killing.

### **Osama Bin Laden:**

We start with a statement from the Universal Declaration of Human Rights(UDHR) which expresses the accompanying “Article 6: Everyone has the right to recognition everywhere as a person before the law”. As, Just as this may be, it brings up the issue whether we are doing equity to the Criminals, Arsonists, Murderers, Pillagers and the Radicals of our general public. In 2011, America entered the Islamic Republic of Pakistan, with the goal of uncovering an Armed Militant by the name of Osama Bin Laden. He was found in Abbottabad yet was promptly slaughtered upon orders from the United States. No court martialled preliminary was held in Pakistan nor in the United States. For on a par with an expectation there was in chasing him down, there was no lawful reason for his killing. There was no preliminary nor decision, these techniques for Extreme Prejudice just brings up the issue of who is exempt from the laws that apply to everyone else and whether they can legitimize killings under morals and not law.

### **Pakistan: A Case Study and Analysis**

What makes Pakistan a delicate state? Researchers, antiquarians, subject pros and strategy creators give abundant motivations to help their position yet on the off chance that somebody

needs to compress this vague conversation, they can just accuse the feeble part of organizations for making the state delicate.

Individuals are lauding the Punjab police via online media for slaughtering suspects engaged with a minor's assault and murder. The Faisalabad police guaranteed that so as to get the suspects delivered, hoodlums started shooting at police groups, and in reprisal two suspects were executed. Such 'experiences', where the police guarantee suspects were murdered while getting away from care or attempting to oppose capture, are essential for very much worn content written somewhere around the specialists.

The reaction of numerous individuals to the experience where they cheer and praise the police activity is to be sure awful. Experts state absence of equity for casualties have powered public acknowledgment of extrajudicial killings. The arranged shootouts have for quite a long time been utilized to sidestep Pakistan's lumbering legal cycle. There is no uncertainty at whatever point law demonstrates broken individuals hail extrajudicial killings. They consider state foundations clumsy and delicate. They think the legal framework is dubious, the standard of law is trading off and lawfulness is despicable. Inferable from the deficiency of quick equity, individuals frequently hail extrajudicial killings. In the event that extrajudicial slaughtering is the main accessible choice, for what reason do we have the legal executive? For what reason do we have arraignments and preliminaries? In a genuine vote based express, nobody is exempt from the rules that everyone else follows, and whosoever perpetrates wrongdoing must be rebuffed by the state laws. Individuals need to comprehend repercussions of extrajudicial killings. It implies state establishments and legal executives have neglected to apportion equity. It implies individuals can bring law into their hands. Such killings break down social structure holding the system together; debilitate state organizations and triggers rebellion. Extrajudicial killings don't counter violations apparently and it is the all out disappointment of Pakistan criminal equity framework.

The role of police is to collect evidence, identify suspects and arrest them. The police shouldn't act as judges and executioners. This is the responsibility of the judiciary to examine the evidence and give verdicts. But unfortunately police often act like judge and jury; they challenge superiority and authority of concerned state institutions. Shootouts are carried out as retribution by police or are used to cover botched investigations, win awards and rewards and to pacify furious public.

According to the HRCP, more than 4,200 people have been killed in armed encounters with police between the years 2014-2019. More than 85 percent of these shootouts were staged. Analysts believe that a stage and genuine shootout can be distinguished by fatalities. Chief Justice of Supreme Court of India Sharad Arvind Bobde regarding extrajudicial killing says: "I don't think justice can ever be or ought to be instant. Justice must never ever take the form of revenge. I believe justice loses its character when it becomes revenge". The Republic of India

has been in a whirlwind of questioning and accountability, regarding Secularism or Sectarianism. Should India remain the Republic or become the Hindu Republic, the sole thing that the Indian Constitution tells not to do. So the question remained, is it ethically legal to take revenge on hindu nationalists which have stoked violence, who have raped countless people and who have committed communal war crimes. If so then what makes muslims different from the Hindu Nationalists that have filled the streets of India. The same is for the United States when it comes to George Floyd. And the same is for our nation Pakistan.

### **Kim Jong Nam: Coincidence or Killed?**

Kim Jong Nam, blood relative to the North Korean Hierachy, and half brother of current ruler Kim Jong Un, was considered very controversial to say the least. Exiled from his home country since 2003, many raised suspicions of his death to the North Korean Government. And evidence supports this too Kim Jong Nam was at the malaysian airport, checking in for a flight to LangKawi, when two women attacked him with the VX nerve agent, a drug banned by the Chemical Weapons Convention in 1993. A document that North Korea has failed to ratify. Kim jong Nam died 15-20 minutes after being attacked. Kims extensive use of Facebook and usage of emails for communication it is highly suspected that it was very easy for North Korean officiials to pinpoint his location. The two women involved in the killing claimed that they were informed this was a prank for a social media channel, and that after wiping Kim Jong Nams face with the nerve agent were instructed to leave the airport. Both also claim that their payment was never transferred after the 'Prank'. Both were later dropped of any charges. After the killing Four North Korean suspects left the airport shortly after the assassination and reached Pyongyang without being arrested. Other North Koreans were arrested but were released without charge. This assasination is a living example of modern day Extra Judicial Kilings. Although North Korea deny any involvement in the killing, evidence points otherwise. The UN special rapporteur also stated that this case could well be an example of ExtraJudicial Killing.

### **Jamal Khashoggi: Journally silenced?**

On 2nd October 2018, Jamal Khashoggi, a renowned Jounalist and Saudi Political Dissident, was killed in the Saudi Consulate, Istanbul. A 15 member Saudi Assasin group was accused of the killing, after Khashoogi was lured to the consulate with 'Wedding Papers'. A Turkish led investigation, concluded that Khashoggi had been strangled, and then dismembered. The 15 member assasin group also went as far as destroying any possible evidence that may have been left. The group was reportedly linked to Mohammad Bin Salman, the Crown Prince of Saudi Arabia. Mohammad Bin Salman accepted responsibility for this killing, saying it happened under his watch, but denied that he(Khashhogi) was killed on MBS' orders. CIA and other investigators however do accuse MBS and his administration for his killing.

## **Other Notable Examples: Legal Judgement**

In 2011, the North Atlantic Treaty Organization with assistance of the United States entered the Libyan Arab Jamahiriya, with the expectation to emancipate the People from the Autocratic rule of Colonel Muammar Gaddafi who was then later executed by Armed civilian armies, supported by NATO. This brings up the issue, that why wasn't there a preliminary or decision. It is human psychology for revenge, the thirst for justice by our terms with the legalities provided by our morals. Yes it is morally right that a mad man be condemned for his actions and atrocities to humanity. But it is also a right of that mad man to be trialled for his actions and make him accountable in the eyes of the law, not a personal judgement by a man or country leadership. The reason why we have a judiciary system is so that no person can take matters into their own hands, and to prevent anarchy to prevail. An example of the judiciary system doing good is in the cases of Saddam Hussein who was accused and hence hung in the national court of the Republic of Iraq. There is Hermann Wilhelm Göring of the Third Reich in Nazi Germany. Who was acquitted in the Nuremberg trials for crimes against humanity and was hence sentenced to death by hanging. If the Judiciary system can acquitt Nazisocialists then there is no issue of the Judiciary system tackling people like Muammar Gaddafi, or Osama Bin Laden. Another example of judicial competence is the case of the Srebrenican Muslim Genocide, where 8000 Bosniaks were murdered in Srebrenica, the general who ordered this killing was Ratko Mladić, he was sentenced by the International Court of Justice to life imprisonment. This goes to show that the law is not biased towards those who commit acts against humanity, and for those who are the stain on the white cloth of our society.

## **Conclusion**

With the cessation of this composition pertaining to extrajudicial killings, the incumbent question remains whether we have faith in our legal system to decide the fate of perpetrators or we take matters into our own hands in our descent into autocratic anarchy. Once again if it is wrong to kill anyone, even if that man is an international terrorist or a Nazisocialist because there is a fine line between revenge for your loved ones, and a hate crime that descends mankind into anarchy. There are ways to seek accountability for perpetrators who have caused division and hate, we can stand up to their injustices not with our fists but with our voices. We can witness to their crimes in court, we can jury their crimes. We can sign petitions. We can do many things, our tool kit is not only limited to rogue killings. Again it is upto us whether we realise that the pen is weaker than the gun. You may perceive whatever you want from this article. Neither is this article imposing any source of influence upon you, nor does it mould the way you look at things. Simply it acts as a medium of information.

