



## Lahore University of Management Sciences

### LAW 331 – CONSTITUTIONAL & ADMINISTRATIVE LAW FALL SEMESTER 2014

Instructor	Justice (Retd) Fazal Karim
Room No.	
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TA Office Hours	
Course URL (if any)	

Course Basics				
Credit Hours	4			
Lecture(s)	Nbr of Lec(s) Per Week	2	Duration	1 hour and 50 minutes
Recitation/Lab (per week)	Nbr of Lec(s) Per Week		Duration	
Tutorial (per week)	Nbr of Lec(s) Per Week		Duration	

Course Distribution	
Core	2 <sup>nd</sup> Year of the L.L.B stream for B.A/L.L.B students
Elective	
Open for Student Category	
Close for Student Category	

COURSE DESCRIPTION	
1.	Constitutions have come to be regarded as the collective consensus and ultimate reference point of a nation’s aspirations and ideals. They are looked upon as the primary custodians of individual and collective rights and the supreme arbiters in disputes between the organs of a State. They are the mirror to the ideological hopes of the past, the litmus test for the actuality of the present and the looking glass for the future. The alchemy of their creation and interpretation is suffused with politics, and the politics of a nation are greatly influenced by its constitutional disputes.
2.	This course is about the Constitutional Law and Administrative Law of Pakistan. It is based upon a governing document, namely the Constitution of the Islamic Republic of Pakistan, and its interpretation by the courts, vested with the Judicial Power of the State. Indeed, the last word on what a provision of the Constitution or a law means rests, under the Constitution, with the Supreme Court. Thus, for our purposes Constitutional Law means the Constitution and its interpretation by the courts, vested with the Judicial Power of the State, with the Supreme Court of Pakistan at the apex.
3.	Pakistan is a Federal Islamic Republic, with a parliamentary system of government, both at the centre and in the provinces. That it is an Islamic Republic distinguishes it from other republics, the distinction being that in Pakistan “sovereignty over the entire universe belongs to Almighty Allah alone, and the authority to be exercised by the people of Pakistan within the limits prescribed by Him is a sacred trust”. This is known as Trust theory. This will require emphasis to be laid on the Islamic provisions in the Constitution. That it is a Federal Republic with a parliamentary form of government implies that



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the system of federalism is so designed as to accommodate the parliamentary form of government to suit the conditions and genius of Pakistan. This will naturally require the noticing of the important respects in which our system differs, say, from the British system.

4. A democratic State acts by its legislative, its executive or its judicial authorities; it can act in no other way. So does the Islamic Republic of Pakistan. To ensure against the tyranny of the accumulation of all powers – legislative, executive, judicial – in the same hands, the Constitution of Pakistan provides for the separation of powers or functions – a system of tripartite federal and provincial governments. In other words, the Constitution of Pakistan is based on the principle of trichotomy of power.
5. After we have discussed the constitutional concepts of Legislative Power and the constitutional concept of Executive Power we shall discuss the constitutional concept of Judicial Power – the power to say what the Constitution and the law is. That will naturally take us to the most important constitutional topic, the doctrine of Judicial Review. It has been said, and rightly, that Judicial Review is judicial power in action. In discussing that topic, we shall consider, among others, the power of judicial review conferred upon the Supreme Court under Article 184 and upon the High Courts under Article 199 of the Constitution. Under Article 199, the power, among others, is to direct a person performing public functions “to refrain from doing anything he is not permitted by law to do, or to do anything he is required by law to do”; and to declare that an act done by such a person “has been done or taken without lawful authority”. Here, we are, to a large extent, in the field of, what is called, Administrative Law.
6. Just as there is life outside the hospitals, so there is law outside the courts. As Kenneth Culp Davis, known as the father of the US Administrative Law, has observed in one of his works: “In all advanced nations of the world, justice is administered more outside courts than in them”, by prosecutors, welfare administrators, immigration officers, tax and customs officers and tribunals, service tribunals etc. This course will address the Administrator Law in its constitutional context, that is, only the administrative law aspects of judicial decisions mostly rendered by the superior courts in exercise of the power of judicial review under Articles 184 and 199 of the Constitution.

### COURSE PREREQUISITE(S)

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### COURSE OBJECTIVES





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		<p>of the Constitution</p> <ol style="list-style-type: none"><li>2. Marbury v Madison – 5 US (1 Cranch) 137 (1803);</li><li>3. M. v Home Office – (1973) 3 All ER 537;</li><li>4. Moulvi Tamizuddin Khan – PLD 1955 FC 240;</li><li>5. Muhammad Amir Khan v Controller – PLD 1962 SC 335</li><li>6. Hunter v Southam Inc (1984) 2 SCR 158 a Canadian case</li><li>7. Weems v US, 217 US 349</li><li>8. The Commissioner Income Tax, Punjab, NWFP and Bahalpur v Mrs. EV Miller (Deceased) represented by (1) Mrs. Brickwood (2) Grindlays Bank, Ltd, Lahore - PLD 1959 S.C (Pak) 219</li><li>9. Reference by President of Pakistan under Article 162 - PLD 1957 SC (Pak ) 219;</li><li>10. Shirin Munir v Govt of Punjab - PLD 1990 SC 295</li><li>11. McCulloch v Maryland – 17 US – (4 Wheaton) 316;</li></ol>	
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		<p>12. Zia-ur-Rehman Case – PLD 1973 S.C. 49.</p> <p>13. Asma Jilani v Govt of Punjab, PLD 1972 SC 139;</p> <p>14. Haji Nizam Khan v Additional District Judge, PLD 1976 Lahore 930.</p> <p>15. Benazir Bhutto v Federation of Pakistan, PLD 1988 SC 416.</p> <p>16. Federation of Pakistan v Haji Muhammad Saifullah Khan, PLD 1989 SC 166.</p> <p>17. Sharaf Faridi v The Federation of Islamic Republic of Pakistan, PLD 1989 Karachi 404.</p> <p>18. Muhammad Nawaz Sharif v Federation of Pakistan, PLD 1993 SC 473.</p> <p>19. Pir Sabir Shah v Shad Muhammad Khan, PLD 1995 SC 66.</p> <p>20. Al-Jehad Trust v Federation of Pakistan, PLD 1996 SC 324.</p> <p>21. Shahid Nabi Malik v Chief Election Commissioner, PLD 1997 SC 32.</p> <p>22. Mahmood Khan Achakzai v Federation of</p>	
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		<p>Pakistan, PLD 1997 SC 426.</p> <p><b>23.</b> Gadoon Textile Mills v WAPDA, 1997 SCMR 641.</p> <p><b>24.</b> Sardar Farooq Ahmed Khan Leghari v Federation of Pakistan, PLD 1999 SC 57.</p> <p><b>25.</b> Zafar Ali Shah v General Pervaiz Musharraf, PLD 2000 SC 869.</p> <p><b>26.</b> Sind High Court Bar v Federation, PLD 2009, SC 879 (on Musharraf Emergency);</p> <p><b>27.</b> Marbury v Madison 5 US 137 (1803)</p> <p><b>28.</b> Martin v Hunter's Lease, 14 US 304 (1816)</p> <p><b>29.</b> Cooper v Aaron, 358 US 1 (1958)</p> <p><b>30.</b> Hinds v Queen – (1976) 1 All ER 353</p> <p><b>31.</b> Reg. v Home Secretary – (1995) 2 WLR 464</p> <p><b>32.</b> Registrar v. Wali Muhammad – 1977 SCMR 1441, 154</p> <p><b>33.</b> Liaqat Hussain v. Federation – PLD 1959 SC 504</p> <p><b>34.</b> Baker v. Carr – 369 US 186; 7 Led 2d 663</p> <p><b>35.</b> Coleman v. Millar – 307 US 433;</p>	
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		<p><b>36.</b> Kesavaranda Bharati – AIR 1973 SC 1461;</p> <p><b>37.</b> Minerva Mills – AIR 1980 SC 1789</p> <p><b>38.</b> X Ltd. V. Morgan – Grampian – (1990) 1 All ER 616;</p> <p><b>39.</b> Bennett – (1993) 3 All ER 138</p> <p><b>40.</b> Federation of Pakistan v United Sugar Mills, PLD 1977 SC 397.</p> <p><b>41.</b> Fauji Foundation v Shamimur Rehman, PLD 1983 SC 457.</p> <p><b>42.</b> Khawaja Muhammad Sharif v Federation of Pakistan, PLD 1988 Lahore 725.</p> <p><b>43.</b> Federation of Pakistan v Haji Muhammad Saifullah Khan, PLD 1989 SC 166.</p> <p><b>44.</b> Mahmood Khan Achakzai v Federation of Pakistan, PLD 1997 SC 426.</p> <p><b>45.</b> Al-Jehad Trust v Federation of Pakistan, PLD 1997 SC 84.</p> <p><b>46.</b> Mohtarma Benazir Bhutto v President of Pakistan, PLD 1998 SC 388.</p> <p><b>47.</b> Wukula Mahaz v Federation of Pakistan, PLD 1998 SC 1263.</p> <p><b>48.</b> Zafar Ali Shah v General Pervaiz Musharraf, PLD 2000</p>	
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		<p>SC 869.</p> <p><b>49.</b> Pakistan Lawyers Forum v Federation of Pakistan, PLD 2005 SC 719.</p> <p><b>50.</b> Chief Justice v President, PLD 2010 SC, 61 (CJ Iftikhar Chaudhry restored)</p> <p><b>51.</b> Jackson v A.G (2005) UKHL 56</p>	
	<p>FUNDAMENTAL RIGHTS AND PRINCIPLES OF STATE POLICY</p>	<p><b>Constitutional Provisions:</b> <b>Articles 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 184(3), 199, 253, 254, 256, 257 and 258.</b></p> <p><b>Case Law:</b></p> <ol style="list-style-type: none"><li>1. Alamdar Hussain Shah v Abdul Bashir Qureshi, PLD 1978 SC 121.</li><li>2. Shorish Kashmiri case, PLD 1969 SC 14</li><li>3. Abdur Rehman v State, 1978 SCMR 292.</li><li>4. Habibullah v The State, 1989 MLD 2649.</li><li>5. Syed Ghayyur Hussain Shah v Gharib Alam, PLD 1990 Lahore 432.</li><li>6. Manzoor Ahmad v The State, 1990 MLD 1488.</li><li>7. Akbar Ali v. Secretary, Ministry of Defence, 1991 SCMR 2114.</li><li>8. Employees of the Pakistan Law Commission v Ministry</li></ol>	





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		<p>of Works, 1994 SCMR 1548.</p> <p><b>9.</b> Darshan Masih case, PLD 1990 SC 513</p> <p><b>10.</b> West Pakistan Salt Miners Labour Union (CBC) Khewra, Jehlum v Director, Industries and Mineral Development, 1994 SCMR 2061.</p> <p><b>11.</b> Suo Motto Case, 1994 SCMR 1028</p> <p><b>12.</b> Shehla Zia v WAPDA, PLD 1994 SC 693.</p> <p><b>13.</b> Shahbaz Sharif case, PLD 2004 SC 583</p> <p><b>14.</b> Wajid Shamsul Hassan case, PLD 1997 Lahore 617</p> <p><b>15.</b> Suo Motu Constitutional Petition, 1994 SCMR 1028.</p> <p><b>16.</b> Nasrullah Khan Henjra v Government of Pakistan, PLD 1994 SC 23.</p> <p><b>17.</b> Mst. Zaib-un-Nisa v The Government of the Punjab, 1995 CLC 1281.</p> <p><b>18.</b> Metropolitan Corporation Lahore v Imtiaz Hussain Kazmi, PLD 1996 Lahore 499.</p> <p><b>19.</b> Amanullah Khan v. Chairman Medical Research Council, 1996</p>	
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		<p>SCMR 1211.</p> <p>20. Mohtarma Benazir Bhutto v President of Pakistan, PLD 1998 SC 388.</p> <p>21. Benazir Bhutto v Federation of Pakistan, PLD 1988 SC 416.</p> <p>22. Nasreen Riaz v. LDA, 1998 CLC 1099.</p> <p>23. Shehri and others v. Province of Sindh, 2001 YLR 1139.</p> <p>24. Ahmad Abdullah v Government of the Punjab, PLD 2003 Lahore 752.</p> <p>25. Shahida Faisal v Federation of Pakistan, PLD 2000 Lahore 508.</p> <p>26. Abdul Malik v State, PLD 2006 SC 365.</p> <p>27. Benazir Bhutto v Federation of Pakistan, PLD 1988 SC 416.</p> <p>28. Benazir Bhutto v Federation of Pakistan, PLD 1989 SC 66.</p> <p>29. Mian Muhammad Nawaz Sharif v President of Pakistan, PLD 1993 SC 473.</p> <p>30. Union of Civil Aviation Employees v Civil Aviation Authority, PLD 1993 Lahore 306.</p>	
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		<p>31. Masroor Ahsan v Ardeshir Cowasjee, PLD 1998 SC 823.</p> <p>32. Sheikh Muhammad Rashid v Majid Nizami, PLD 2002 SC 514.</p> <p>33. Engineer Jameel Ahmed Malik v Pakistan Ordinance Factories, 2004 SCMR 164.</p> <p>34. Inamur Rehman case, 1992 SCMR 563</p> <p>35. Civil Aviation Authority case, PLD 1997 SC 781</p> <p>36. Shrin Munir v Government of Punjab, PLD 1990 SC 295.</p> <p>37. Farhat Jaleel v Province of Sindh, PLD 1990 Karachi 342.</p> <p>38. I. A. Sharwani v Government of Pakistan, 1991 SCMR 1041.</p> <p>39. Government of Baluchistan v Azizullah Memon, PLD 1993 SC 341.</p> <p>40. Aziz Ullah Memon case, PLD 1993 SC 341</p> <p>41. Mushtaq Ahmad Mohal v Honourable Lahore High Court, 1997 SCMR 1043.</p> <p>42. Messrs Gadoon Textile Mills v WAPDA, 1997 SCMR 641.</p>	
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		<p>43. Adreshir Cowasjee v KBCA, 1999 SCMR 2883.</p> <p>44. Moulvi Iqbal Haider v. CDA, PLD 2006 SC 394.</p> <p>45. Mobashar Hassan v Federation, PLD 2010 SC 265 (NRO) Human Rights cases, 4668/2006 etc. decided on 13-05-2010</p> <p>46. Jibandra Kishor case, PLD 1957 SC (Pak) 9</p> <p>47. Abdur Rehman Mubbasher v Amir Ali Shah, PLD 1978 Lahore 113.</p> <p>48. Gul Khan v The Government of Baluchistan, PLD 1989 Quetta 8.</p> <p>49. Zaheer Uddin case, 1993 SCMR 295</p> <p>50. Muhammad Jamil Khan v Karachi Development Authority, 1989 MLD 4422.</p> <p>51. Shirin Munir v Govt. of Punjab – PLD 1990 SCMR 295</p> <p>52. Sheikh Muhammad Anwar v Pakistan, PLD 1989 Karachi 45.</p> <p>53. Saeed Ahmad v The Province of the Punjab,</p>	
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		<p>PLD 1993 Lahore 218.</p> <p><b>54.</b> Nazim F. Haji v Commissioner Karachi, PLD 1993 Karachi 79.</p> <p><b>55.</b> Syed Wasi Zafar v The Government of Pakistan, PLD 1994 SC 621.</p> <p><b>56.</b> Haq Nawaz v Province of the Punjab, MLD 1997 Lahore 299.</p> <p><b>57.</b> Land Acquisition Collector v Abdul Wahid, 2004 YLR 608 Lahore.</p> <p><b>58.</b> Aamir Khalil v Government of Pakistan, PLD 2004 Peshawar 251.</p> <p><b>59.</b> Ghazanfar Ali v Province of Punjab, 2005 CLC 144 Lahore.</p> <p><b>60.</b> Hafiz Asmatullah v Government of Punjab, PLD 2005 Lahore 354.</p> <p><b>61.</b> Mst. Kishwar v Hazara Hill Tract, PLD 2005 Peshawar 136. Haji Muhammad Hanif v CDA, 2005 CLC 678 Lahore.</p> <p><b>62.</b> Haji Nizam Khan v Additional District Judge, PLD 1976 Lahore 930.</p> <p><b>63.</b> Benazir Bhutto v Federation of Pakistan,</p>	
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		<p>PLD 1988 SC 416.</p> <p>Jacob v Kerala Water Authority (1991 1) SCC 28</p> <p><b>64.</b> Haji Nizam Khan v Additional District Judge, PLD 1976 Lahore 930.</p> <p><b>65.</b> Jacob v Kerala Water Authority (1991 1) SCC 28</p> <p><b>66.</b> Begum Nusrat Bhutto v Chief of Army Staff, PLD 1977 SC 657.</p> <p><b>67.</b> Benazir Bhutto v Federation of Pakistan, PLD 1988 SC 416.</p> <p><b>68.</b> Darshan Masih v The State, PLD 1990 SC 513.</p> <p><b>69.</b> Shehla Zia v WAPDA, PLD 1994 SC 693.</p> <p><b>70.</b> Malik Asad Ali v Federation of Pakistan, PLD 1998 SC 161.</p> <p><b>71.</b> Philips Electrical Industries v Pakistan, 2000 YLR 2724 Karachi.</p> <p><b>72.</b> Javed Ibrahim Paracha v Federation of Pakistan, PLD 2004 SC 482.</p> <p><b>73.</b> Moulvi Iqbal Haider v. CDA, PLD 2006 SC 394.</p> <p>Mobashar Hassan v Federation of Pakistan, PLD 2010 SC265</p>	
•	STRUCTURE OF THE	<b>Constitutional Provisions:</b>	•



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	<p>FEDERATION: POWERS AND RESPONSIBILITIES OF THE ORGANS OF THE STATE</p>	<p>(Articles 41-49, 50-66, 68-69, 89-94, 97-100, 141-144, 237-239, 54, 56, 58, 70-73, 75, 89, 90-99, 101, 112, 145, 153, 156, 160, 175-186A, 188-190, 192-201, 203, 203A-203J, 204, 206, 207, 209-212, 168, 177, 192-193, 200, 203C, 213, 232-236, 243-245, 247, 248, 249, 250; Annex, Fourth Schedule)</p> <p><b>Case Law:</b></p> <ol style="list-style-type: none"><li>1. Youngstown Sheet and Tube Co. v Sawyer – 343 US 579 (1952)</li><li>2. M.v Home Office, (1993) 3 All ER 537</li><li>3. Syed Sharif-ud-din Pirzada v Federation – PLD 1973 Karachi 132</li><li>4. Malik Muhammad Suleman v Islamic Republic of Pakistan, PLD 1976 Lahore 1250.</li><li>5. Khawaja Muhammad Sharif v Federation of Pakistan, PLD 1988 Lahore 725.</li><li>6. Mian Muhammad Nawaz Sharif v President of Pakistan, PLD 1993 SC 473.</li><li>7. Pir Sabir Shah v Shad Muhammad Khan, PLD 1995 SC 66.</li><li>8. Mahmood Khan Achakzai v Federation of Pakistan, PLD 1997 SC 426.</li><li>9. Tanveer A Qureshi v</li></ol>	
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		<p>President of Pakistan, PLD 1997 Lahore 263.</p> <p><b>10.</b> Al-Jehad Trust v Federation of Pakistan, PLD 1997 SC 84.</p> <p><b>11.</b> Sardar Farooq Ahmad Leghari v Federation of Pakistan, PLD 1999 SC 57.</p> <p><b>12.</b> Messrs Hino Pak Motors v Federation of Pakistan, 2005 CLC 452.</p> <p><b>13.</b> Muhammad Rafique v Federation of Pakistan, PLD 2005 Lahore 150.</p> <p><b>14.</b> Fauji Foundation v Shamimur Rehman, PLD 1983 SC 457.</p> <p><b>15.</b> Sharaf Faridi v Federation of Pakistan, PLD 1989 Karachi 404.</p> <p><b>16.</b> Shirin Munir v Government of Punjab, PLD 1990 SC 295.</p> <p><b>17.</b> Tanveer A Qureshi v President of Pakistan, PLD 1997 Lahore 263.</p> <p><b>18.</b> Mahmood Khan Achakzai v Federation of Pakistan, PLD 1997 SC 426.</p> <p><b>19.</b> Al-Jehad Trust v</p>	
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		<p>Federation of Pakistan, PLD 1997 SC 84.</p> <p><b>20.</b> Messrs Hino Pak Motors v Federation of Pakistan, 2005 CLC 452.</p> <p><b>21.</b> Pakistan Lawyers Forum v Federation of Pakistan, PLD 2005 SC 719.</p> <p><b>22.</b> Fauji Foundation v Shamimur Rehman, PLD 1983 SC 457.</p> <p><b>23.</b> Sharaf Faridi v The Federation, PLD 1989 Karachi 404.</p> <p><b>24.</b> Federation of Pakistan v Malik Ghulam Mustafa Khar, PLD 1989 SC 26.</p> <p><b>25.</b> Federation of Pakistan v Haji Muhammad Saifullah Khan, PLD 1989 SC 166.</p> <p><b>26.</b> Muhammad Azim Malik v A.C. &amp; S.D.M PREEDY (South) Karachi, PLD 1989 SC 266.</p> <p><b>27.</b> Government of Baluchistan v Azizullah Memon, PLD 1993 SC 341.</p> <p><b>28.</b> Government of Sindh v Raesa Farooq, 1994 SCMR 1283.</p> <p><b>29.</b> Pir Sabir Shah v</p>	
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		<p>Federation of Pakistan, PLD 1994 SC 738.</p> <p><b>30.</b> M. D. Tahir v Chief Secretary, 1995 CLC 1687 Lahore.</p> <p><b>31.</b> Dr. Suhail Abbass Khan v Punjab Province, 1996 MLD 1078 Lahore.</p> <p><b>32.</b> Al-Jehad Trust v Federation of Pakistan, PLD 1996 SC 324.</p> <p><b>33.</b> Tanveer A Qureshi v President of Pakistan, PLD 1997 Lahore 263.</p> <p><b>34.</b> Mahmood Khan Achakzai v Federation of Pakistan, PLD 1997 SC 426.</p> <p><b>35.</b> Al-Jehad Trust v Federation of Pakistan, PLD 1997 SC 84.</p> <p><b>36.</b> Mehram Ali v Federation of Pakistan PLD 1998 SC 1445.</p> <p><b>37.</b> Philips Electrical Industries v Pakistan, 2000 YLR 2724 Karachi.</p> <p><b>38.</b> Zafar Ali Shah v Pervez Musharraf, PLD 2000 SC 869.</p> <p><b>39.</b> State v Tariq Aziz, 2000 SCMR 751.</p> <p><b>40.</b> Mst. Badshah Begum v Additional Commissioner, 2003 SCMR 629.</p>	
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|  |  | <p>41. Syed Wajihul Hassan v Government of the Punjab, PLD 2004 SC 801.</p> <p>42. Arshad Akram v Superintendent, Pakistan Railways, PLD 1982 Lahore 109.</p> <p>43. Haji Muhammad Shafi v Wealth Tax Officer, PLD 1989 Karachi 15.</p> <p>44. Khalid Malik v Federation of Pakistan, PLD 1991 Karachi 1.</p> <p>45. National Industrial Credit Corporation v Province of Punjab, PLD 1992 Lahore 462.</p> <p>46. Mian Muhammad Nawaz Sharif v President of Pakistan, PLD 1993 SC 473.</p> <p>47. Pir Sabir Shah v Federation of Pakistan, PLD 1994 SC 738.</p> <p>48. Star Flour Mills v Province of Punjab, PLD 1996 Lahore 687.</p> <p>49. Amin Ahmed v Ministry of Production, PLD 1996 Karachi 27.</p> <p>50. Shaikh Nadeem Younas v WAPDA, 1996 CLC 1090.</p> <p>51. Messrs Gadoon Textile Mills v WAPDA, 1997</p> |  |
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		<p style="text-align: center;">SCMR 641.</p> <p><b>52.</b> Manzoor Wattoo v Federation of Pakistan, PLD 1997 Lahore 38.</p> <p><b>53.</b> Mahmood Majid v State, PLD 1998 Lahore 296.</p> <p><b>54.</b> Siemens Pakistan v Province of Punjab, PLD 1999 Lahore 244.</p> <p><b>55.</b> Shaukat Ali Mian v Federation of Pakistan, 1999 CLC 607 Lahore.</p> <p><b>56.</b> Al-Jehad Trust v Federation of Pakistan, 1999 SCMR 1379.</p> <p><b>57.</b> Shamas Textile Mills v Province of the Punjab, 1999 SCMR 1477.</p>	
<ul style="list-style-type: none"> <li>•</li> </ul>	<p>Administrative Law: Judicial Review of Administrative Actions</p>	<p><b>Articles 199, 184, 212 of the Constitution of Pakistan 1973</b></p> <p><b>1.</b> Marbury v Madison, 5 US 137</p> <p><b>2.</b> United Engineering Workers v Devanayagam, (1967) 2 All R 367</p> <p><b>3.</b> Attorney General v BBC, (1980) 3 All ER 161,</p> <p><b>4.</b> Montgomery Flour &amp; General Mills v Director Food – PLD 1957 Lahore 914</p>	<ul style="list-style-type: none"> <li>• Administrative Law, its concept, Judicial, Quasi Judicial, Administrative</li> <li>• Errors of law by Administrative authorities, Administrative discretion, its meaning and scope</li> <li>• Wednesbury Principles, Unreasonableness, Proportionately;</li> <li>• Fairness; Natural Justice             <ul style="list-style-type: none"> <li>○ Right of hearing</li> <li>○ The rule against bias</li> </ul> </li> <li>• Duty to give reasons</li> <li>• Legitimate expectation</li> </ul>



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		<ol style="list-style-type: none"><li>5. Padfield case, (1968) 1, All ER 694</li><li>6. Secretary of State v Tameside (1976) 3 All ER 665</li><li>7. Tariq Transport Co Lahore v Sargodha Bhera Bus Service Sargodha – PLD 1958 SC (Pak) 437</li><li>8. Council of Civil Service v Minister, (1984) 3 All ER 935</li><li>9. Anisminic Limited (1969) 1 All ER 208</li><li>10. Chevron v Natural Resources, 467 US 837</li><li>11. Abul Ala Maududi case – PLD 1964 SC 673</li><li>12. Wednesbury Corporation (1947) 2 All ER 680</li><li>13. S.S Mirinda Ltd v Chief Commissioner Karachi - PLD 1959 SC (Pak) 134, 145</li><li>14. Doody v Secretary of State, (1993) 3</li></ol>	<ul style="list-style-type: none"><li>• Promissory estoppel</li></ul>
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		All ER 92 <b>15.</b> Ridge v Baldwin, (1963) 2 All ER 66 <b>16.</b> University of Dacca v Zakir Ahmed – PLD 1965 SC 90 <b>17.</b> University of Ceylon v Fernando, (1949) 1 All ER 109 <b>18.</b> Lorbai Limited case, (2000) 1 All ER 65 <b>19.</b> R v Gough, (1993) 2 All ER 740 <b>20.</b> Ex p Pinochet No.2, (1999) 1 All ER 577 <b>21.</b> Asif Ali Zardari v State – PLD 2001 SC 568	
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### Textbook(s)/Supplementary Readings

1. Constitution of the Islamic Republic of Pakistan;
2. Constitution of the United States of America;
3. Constitution of Pakistan, former Chief Justice Monir’s commentary;
4. Judicial Review of Public Actions by Justice (R) Fazal Karim;
5. American Constitutional Law by Lawrence H. Tribe, 2000;
6. Constitutional Interpretation (West Publishing Company) by Professors Craig R. Ducat and Harold W. Chase;
7. Constitutional Law by David E. Lively, Phoebe A. Haddon, Dorothy E. Roberts, Russell L. Weaver (Anderson Publishing C. Cincinnati);
8. “Administrative Law” by H.W.R. Wade and C.F. Forsyth;



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9. "Legal Control of Government" by Bernard Schwartz and H. W. R. Wade;
10. "Judicial Review of Administrative Action" by de Smith, Woolf and Jowell;
11. "Administrative Law Treatise" by Kenneth Culp Davis and Richard J. Pierce Jr;
12. "Discretionary Justice: A Preliminary Enquiry" (1969) by Kenneth Culp Davis;
13. "Judicial Discretion" by Aharon Barak;
14. "Principles of Administrative Law" by Hamid Khan.