

Justice

Dr. Pramod G. Shinde
Dayanand college of Law, Latur



Introduction

It is important and most objective of the state and society

It demands the regulation of selfish actions of people for securing a fair distribution, equal treatment of equals

It stands for harmony between individual interests and the interests of society.

It is central importance to political theory.

Slogan “We want Justice”

All civil rights movements are essentially movements for justice.



Meaning of Justice

It is a complex and most imp. Aspect of human life.

The word Justice has been derived from the Latin word *Jungere* meaning ‘to bind or to tie together’

The word ‘Jus’ also means ‘Tie’ or ‘Bond’.

So justice means a system in which men are tied or joined in close relationship.

It seeks to harmonise different values and to organize upon it all human relations.

Definitions of Justice

“Justice means to distribute the due share to everybody”-----

Salmond

“Justice protects the rights of the individuals as well as the order of society ”—**Dr. Raphael**

“Justice consists in a system of understandings and a procedure through which each is accorded what is agreed upon as fair.”-----

C. E. Merriam

Features of Justice

Justice is related mutual relationships of persons living in society.

Justice is based on values and traditions of society.

Justice is related to all aspects human behavior in society. Laws are made and courts are set up with this aim in view.

Aim of justice is to provide equal rights, opportunities and facilities to all in a fair way.

The function of justice is to harmonise individual interests with the interests of society.



Continu.....

It is primary value and it is inseparably related to other values like Liberty, Equality, Property.

Justice is the principle of balancing or reconciling human relations in society in such a way as enables each one to get his due rights, towards and punishments.

Justice has several dimensions:

Social, Economic, Political and Legal Justice.



Types of Justice

Social Justice

Economic Justice

Political Justice



Social Justice

Concept of Justice as Social Justice

Social justice means that all the people in a society are to be equal and there is to be no discrimination on the basis of religion, Caste, creed, colour, sex.

Various scholars explain the concept of social justice in different ways.

Like social justice is to allot to each individual his or her due share in the social sphere.

Some others explain social justice as distribution of social facilities and rights on the basis of law and justice constitutes social justice.



What is Social Justice

Barker--- “Social justice is another name for equal social rights.” “Social justice aims to provide equal opportunities to every individual to develop his inherent qualities.”

C.JP.B. Gajendragadkar---- “By social justice we mean ending all kinds of social inequalities and then to provide equal opportunities to everyone.”



Economic Justice

It is closely related to social justice because economic system is always an integral part of the social system.

It demands that all citizens should have adequate opportunities to earn their livelihood and get fair wages as can enable them to satisfy their basic needs and help them to develop further

The state should provide them economic security during illness, old age and in the event of a disability.



Continu.....

The **liberals** consider economic justice as open competition as just and they support private property.

The **socialists** seek to establish complete control of society upon the entire economic system. They oppose private property.



Political Justice

It means giving equal political rights and opportunities to all citizens to take part in the administration of the country.

Citizens should have the right to vote without any discrimination on the basic of religion, colour, caste, creed, sex, birth or status.

Every citizens should have an equal right to vote and to contest elections.



Legal Justice

It has two dimensions---the formulation of just laws and then to do justice according to laws.

Laws should be based on public opinion and public needs.

Legal justice means rule of law and no rule of any person.

It includes two things----**All men are equal before law and that law is equally applicable to all.**

It provides legal security to all. Law does not discriminate between the rich and the poor.