

Making Public Interest Litigation More Effective



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Promises of PIL

- Access to justice
- Translating law into reality
- Rule of law against culture of impunity
- Democratic governance
- Empowering, participative justice
- Bridge between law, legal system and the common people

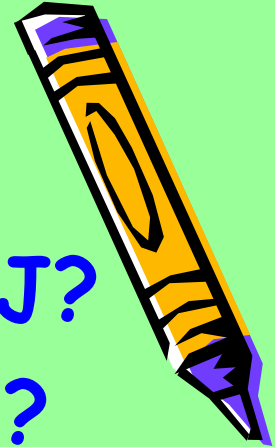


Why PIL raised hope?

- Change in Judicial Attitudes
- Broadening Constitutional Rights
- Extending Legal Rights
- Overcoming Procedural Lacunas
- Innovative Strategies
- New Forum
- Clear and New Remedies



- Has PIL been effective?
- Has PIL defined the values of EJ?
- Is environment better protected?
- Are offenders brought to book?
- Is the system responding?
- Has PIL been deterrent?
- Is the wheel reversing?



Key factors

- Judicial Leadership (proactive and enlightened)
- Judicial Independence and Impartiality
- Endorsing Principles (International) of EJ-SD, Precautionary Principle, Polluter Pays, Public Participation, Liability, Restoration



- Overcoming Procedural hurdles (Access, Cost, Onus of Proof, Evidence, Fact Finding)
- Substantiate Legal Guarantees with expansionary interpretation
- Ensuring Consistency
- Execution



- **Responsive Bar-professional responsibility**

- **Awakened Citizenry, civil society**

- Making use of RTI
- Community mobilization and organizing
- Creation of Public Opinion
- Diffusing vested interest
- Follow up

- **Media**



THANK YOU!

