

Abstract of my research assignment about Ethics of an Advocate from Law College

We, Humans are complex social beings who are out there living in company of other humans. As humans, we must organize ourselves into various social groupings where we can work, trade, play, reproduce and interact in many ways where the end goal is survival. Human behavior is affected and can be altered due to various reasons like life experiences from cultural and social settings and commitments. Change in moral and ethical behavior of humans can disrupt the peaceful functioning and gathering of society. Laws are the rules and regulations that keep everything in order and maintain a smooth balance between humans and society. Law is truly a differentiating factor between humans and animals. Without any rules and regulations humans can possibly cause harm to others for their personal benefit and it is not healthy for the survival of humanity. The profession of Law and providing legal aid is a necessity to help citizens from breaking any rules, to punish the wrongdoers so that the person does not repeat or commit an offence stopping him from harming the society, and gain remedy from the wrongdoer if any right is infringed. Rights and Duties are two sides of the same coin. As it is the right of the citizens to gain justice, at the same time it is the duty of the citizens to maintain a positive and progressive attitude towards other humans in society. The thing that interests me about law is that it is the guidelines to aid in the problem-solving process and reach a final verdict of the arising issue.

Ethics of an Advocate

Law is an outline of principles and regulations set by the governing authority and has binding legal forces on the citizens of that are residing in that nation. It is compulsory to endorse, to obey the rules and regulations for the smooth functioning of society. The main purpose of law is to regulate society, to safeguard and shield the rights of people and to resolve conflicts. It also acts as a barrier to prevent people from behaving in an inappropriate manner that affects the rights and quality of life of other people. Law is basically a regulatory authority which is applicable to everyone. These laws are made for the smooth and easy functioning of people in society without having any disputes. Law has stated the wrongs and the rights that are to be followed and if not followed, law has the authority to punish the person severely. The key to a having a safe and developed nation is a firm, fair code of law which is impartial and provides a safe environment to reside in. Law is the backbone of the governing authority which acts as a watchdog about the correct and incorrect behavior creating a fear in the minds of people before acting in certain way and falling into trouble. Example: Article 15 of the Indian Constitution forbids discrimination on the grounds of religion, race, caste, sex. ➤ Law and Ethics: The relationship between law, ethics, and justice is one of the most important in today's time. The relationship between laws, ethics, and justice is one in which justice is satisfied when the laws enforce ethics. Here, ethics describe the best conduct of an individual in some situation, law mentions the duty of that individual to engage in such conduct, and justice is done when the law is enforced. The law creates an identical obligation, and one of the notions of justice is that the state will ensure that these obligations are enforced. Law basically has the best rationale to protect the people, which is an ethic for the greater good of society. Law is defined as certain legal necessities, which are written down and enforced by relevant government entities. Ethics is defined as moral guidelines that guides a person's behavior when interacting with others or the society overall. Law and ethics both have a tendency

to prevent violations against some rules set by the society. In most cases, they dictate people's behavior, how they deal with each other, and how they deal with the society in general and violation leads to some penalty either in the form punishment or a sense of disapproval from the society. Violation of law leads to punishment whereas violation of ethical standards leads to disapproval by the society. Law is derived from the people and have the duty of obeying it. Since the law must be obeyed, it becomes enforceable and that is why institutions such as the police and the judiciary have a duty of enforcing the law. On the other hand, following ethics is not a compulsion and so people cannot be compelled to adhere to their requirements. Ethics usually have moral values that guide an individual's conduct. When people interact with each other, there are usually ethical issues that they consider so as not to go against the will of others and the society in general. Law does not necessarily have to carry moral values as it is based on legal framework set by authoritative bodies to guide people's conduct. Hence law and ethics are deeply rooted and have a relationship between them and it is necessary for both law and ethics to co-exist in the same society.

Why is ethics important in the profession of Advocates?

Professional ethics is nothing but the duties which are to be followed by the advocate. The core subject of legal ethics is to maintain honor, dignity of the law profession and to create a friendly atmosphere in the court without any biasness and quarrels between advocates which eventually spoils the bar and bench relations and ultimately affects the administrative system of justice. There are professional ethics and etiquette for advocates. Every advocate should follow them in his profession. An advocate is an important person in conducting a proceeding before the court. While conducting a proceeding the advocate must function intelligently. Every advocate must follow these duties because they are part and parcel of the professional ethics and etiquette. Legal Profession is highly significant in nature. Law as a profession is regarded as noble and righteous and thus, it is important that professional ethics are maintained. it is extremely necessary to make sure that people with such criminal tendencies are not allowed to protect people from being punished.

Ethics is a mode of which checks with societal wrong and right. Career, profession is a part and parcel of the society where there are some norms that are to be followed. Any profession demands a few ethics to be followed to carry on the work smoothly and be honest with the society and the government. Law is the profession which deals with the right and wrong behavior making it important to follow the ethics which are necessary for the smooth functioning of the judicial system of the country. The advocates, the courts have to diligently follow their duties towards each other and society at large to come the societal affairs in order. The judicial system has the authority to impart punishments to the wrongdoer of the society and hence it becomes the duty of the judicial system to have the right attitude overall to be in the authority to punish another person. To me it sounds like Practice what you Preach. Therefore, every person has to have morals and ethics that build a personality which helps you stand apart from others and have an identity true to oneself. Ethics and morals act as an inner polices for a person which helps one differentiate in the right or wrong attitude which gives a person a firm opinion about certain things that are questionable. Ethics are a way of showing human conduct which at the end have work for the good of the society.