

Warm Welcome to all the students in the online classes.

We are going to start our online lesson Of Class 9<sup>th</sup> today. I hope you all will enjoy and learn.

# Rules of the Class:

- ▶ Be on time for all your classes.
- ▶ Respect all participants of the class.
- Do not create any disturbance.
- Raise hand if you have a question.
- Pay attention to your teacher.
- Enter into the class with your actual name and CPR number.
- Follow the timetable and do not forget to be present in the next class on time.

# Before starting the lesson, I would like to ask some questions.

# **QUESTIONS:**

Who are called contractualists?

What does Hobbes say about state of nature? what does John Locke say about the state of nature?

Who wrote the book Leviathan?

General will is the base of contract theory who said?

# Topics of the lesson

Historical / evolution Theory of The Origin of State

# Objectives of the Lesson

To enable the students to express:

Historical theory of The Origin Of The State.

# **About Historical Theory**

The Theory which explains and is now accepted as a convincing origin of state is Historical or Evolutionary Theory.

It explains the state is the product of growth a slow and steady evolution extending over a long period of time and ultimately shaping itself into the complex structure of a modern state.

#### Historical or Evolutionary theory:

All the five theories were analyzed before regarding 'The Origin of the State' is inadequate, incomplete, defective and speculative. It was not able to give the true and correct explanation of the origin of the state. It was lacking on the ground of logic, legal, philosophical and historical defect. It is an assumption and the emphasis is on the one or two facts which is insufficient to come to a definite conclusion. In this regard, Dr. Garner has aptly stated, "the state is neither the hand work of God; nor the result of superior physical force; nor the creation of resolution of convention, nor a mere expansion of family. The state is not a mere artificial creation but an institution or natural growth of historical evolution"

#### J W Burgers

reported that "state has a continuous development of human society out of a grossly imperfect beginning through crude but improving forms of manifestation towards a perfect and universal organization of mankind"48. According to Leacock "the state is a growth, an evolution, the result of a gradual process running through out all the known history of men and receiving into remote and unknown past". A detailed examination of the rise of the state resulted in that there were many factors which have contributed for the evolution of the state. Thus, the important factors contributed to the growth of the state are 1. Natural Instinct 2. Kinship 3. Religion 4. Property and defense 5. Force 6. Political Consciousness Further, investigation reveals that the facts contributed played different role in attaining the constituent portion of the statehood. The method adopted by each community varies from each other and is different according to environment. In this regard, Sumner and Keller rightly pointed out that "As there are no charms or even sharply marked lines of demarcation between periods of evolution but zones of transition only, it is impossible to say at what point the state first appears as it is to determine when moral becomes law or at what hour the child becomes youth or youth a man

# Important factors for the growth of state origin

- 1 Natural Instinct
- 2. Kinship
- 3. Religion
- 4. Property and defense
- ▶ 5. Force
- ▶ 6. Political Consciousness

#### Natural Instinct:

Reasoning faculty of men 'by way of thinking himself' makes way to instinct. Fundamentally, the state is based on the gregarious instinct and reason. The statement of Aristotle that man is by nature a social and political animal and he who by nature and not by mere accident is without a state is either above humanity or below it further he stated that the state came into existence for the sake of more life but it continues for the sake of good life51. Nature implies man to live in society in order to regulate society based on customary rules and regulations. In course of time, rules and regulations took the form of laws, society gradually became a political organization which paved way for the evolution of the state to which nature and social environment assisted in the development. Thus, the natural and social instinct of man had conclusive role in the growth and development of state

#### Kinship:

The important features of state namely organization and authority, command and obedience, can be traced in the bond of kinship. Gettle rightly pointed out that kinship strengthens the bond of unity and contributes to form the political organization. Many features of early state are prescribed to modern state. MacIver stated that in kinship creates society and society at length creates the states.52 Sir Henry Maine pointed out, "the most recent researches into the primitive history of society point to the conclusion that the earliest tie which knitted men together in communities was consanguinity or kinship"53. The early period family was a social institution and tribe a political institution. The disputes were resolved by the head of the tribe. The unification of the tribe form the state. Thus kinship played a important role in the growth and development of stat

#### Property and Defense:

The primitive people passed three stages to acquire prosperity: (i) hunt man stage (ii) herd man stage (iii) agricultural stage. In course of time, people came to know the practical use of agriculture which made them settle at one place and in this way village came into existence. Further, the art of agriculture trade developed and successfully and commerce expanded, as a result, idea of property and the interest in keeping it with them lead to conflicts. To protect the property, people of one tribe united together to defend themselves and their property. Thus, in order to avoid dispute, the need for law and regulation and to administer the necessity of state were thought of. Gettle has rightly stated that as wealth increased, so the idea of property also developed and laws were needed for protection and regulation of property rights and for the settlement of property disputes 57. Thus, property, defense, economics and commerce played an important role in the development and establishment of the state. Force Averment of arts of agriculture made the people settle at a place. In course of time, to save their property and belongings, they themselves united together. The tribe which was well organized under strong leader defeated the weak neighboring tribes and attach their territory. They created boundaries and established rights. According to German thinker Nietzcshea "the strong people are the rare great minds who alone are fit to direct, the destiny of the people". Bluntselhi stated that force is an essential organization of state. In this regard, the view of Prof. MacIver is that the emergence of the state, "is not due to force, although in process of expansion of force undoubtedly played a part5

#### Political consciousness:

The final important factor that helps to bring out the growth and development of the state was the dawn of political conscious among the people. Political consciousness indicates the recognition of certain conclusion to be achieved through political organization. At the beginning, there was no awareness of unity of interest. In course of time, the importance of defending people against the enemy took both internal and external; maintaining law & order regulation rose upon the mind of the people. They felt the awareness of the authority to regulate social issues and protect their life and property. This consciousness and unity paved way for particular organization., that is the state. In this connection Prof. Gilchrest has stated "underlying all other elements in state formation including kinship and religion is political consciousness, the supreme element". According to Bluntschli, "desire for social life leads to the organization of state

#### Religion:

an other important factor that brought people together in ancient society was religion. The primitive men were in fear of various natural phenomena and objects. The magicians made use of the fear, ignorance and superstition of their fellow men and established a dominant control over them. Later magic gave way to religion, fear to worship and prayer consequently, with the passage of time, the magician was replaced by the priest. Religion and politics were mixed up in early society. The priest assumed the power of king. The priest cum king appealed to God by means of prayer to safeguard the interest of community. According to Gettle, "kinship and religion were, therefore, two aspects of the same thing and the unity and obligation of the groups were given religious sanctions. Its important part in this regard is that in the primitive era religion made man civilized, cultured and culture to discipline". Gettle has aptly stated, "thousands of years were needed to create that discipline and submission to authority on which all successful governments must rest and their chief means in early part of the process where theories and despotism are based mainly on the super natural sanction of religion"55. The tribes of Arabia were united by Prophet Mohammed on the basis of religion 56. Likewise small and big kingdoms were established in the name of religion. There has been a close relationship between the religion and politics which united the people. Thus, religion made its predominant presence in the growth and development of state.

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#### Force:

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### **Evaluation**

Evaluation The state is a historical and natural growth. Natural instinct, kinship, religion, property defence and commerce, force and political consciousness have been the dominant factors. It is a gradual evolutionary process. State is not divine organization it is natural formation; it is not based on force only yet it is the influence of factors; it is not based on contract or consent; nevertheless, political consciousness is the life and blood of state. State is not a mere expansion of family however blood relationship is an important factor in evolution of state. On thorough study and analysis of all the theories, it is revealed that historical or evolutionary theory is more realistic and scientific in approach. Therefore modern political researchers have considered this theory as realistic and scientific in 29 explaining the evolution of state. No single factor is responsible for the growth of the state Different factors contributed for the development of state

## **Assessment:**

How many factors are mentioned for the origin of state theory?

Who was the propagandist of the Theory

How the force is involved in the theory

Why the theory is called accepted Theory?

# Recapitulation

state came into being as the result of a covenant or agreement by the society.

The theory found scientific expression in the writings of two English men Hobbs and Locke, Rousseau the French.

The above three men are collectively known the CONTRACTUALISTS.

These have sharp differences on the all three stages of development.

They explain different state of nature of the state.

# Home assignment

- Explain the factors contributed to the growth of state.
- Explain religion factor in Historical Theory briefly
- What do you mean by kinship? How it is important to establish a state?
- What is the role of religion in the Historical Theory of Origin of State?
- Q Elaborate Historical Theory in extensively.

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# Visit school's official website:

https://pakistanschool
 .org/firsterm/
 for

**Notes** 

Worksheet - 2

AND

Homework.

# STAY HOME AND SECURE

In Sha Allah we will learn more about the chapter in coming lecture.

Take Care

ALLAH HAFIZ