

Crimes in india: Analysis and Solution.

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ABSTRACT:

In India people used to commit crimes from long back but the reasons to commit crimes and their requirements to commit crimes have been changing. Considering the time of independence people do commit crimes for their safety, power and freedom. After independence people commit crimes for power and with differences among them, as India being a multicultural nation there are many differences among different casts, religious and cultural people, which make people develop hatred among them which leads them to form gangs by choosing alpha of their community. And nowadays most of the crimes are committed by people with power, or people who don't know the law or the ones who are taking advantage of law to commit crime. Even though the days have passed and manners of committing crimes have changed, we are using the same types of punishment for all the people according to the offence. When we can identify the requirements, motives, and factors which affect a person who is about to commit a crime then we can respond likewise and give punishment to them accordingly other than blindly following what was given around 160 years ago[IPC1860]

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I. INTRODUCTION:

When people are living in a society, the society has to be with peace, which helps in overall development of society rather if it is filled with crimes people cannot formulate their societal development. According to a scences from the year 1985 to 1995 crimes like murder, attempt to murder, rape, kidnappind and abduction etc and other crimes according to IPC in total were increases from 13,84,731 to 16,95,696 which is over 25 percent of increase rate in crimes all over india, as crimes are increasing day to day we have to implement measure to prevent them. When we talk about organised crimes in india, the main motive to commit the crime is the supply the service or illegal goods to the public by commitingterrorism, extortion and tax-evasion to drive out of control lawful ownership and leadership, and to extract illegal profits from the public. Organised crime also corrupts public officials to avert governmental interference and is becoming increasingly sophisticated. In India, in addition to its traditional spheres of activities which included extortion, seeking protection money, contract killing, boot-legging, gambling, prostitution and smuggling, now added is drug trafficking, illicit arms trading, money laundering, transporting illegitimate activities. When we talk about the motives of people who are about to commit a crime to get profit or get away with something that's not theirs or for pleasure, I personally think these kinds of crimes are mainly committed due to lack of moral knowledge.

Research question:

How do we prevent people from committing crimes?

How do we prevent a criminal from committing a crime again?

Are Indian reformative measures being effective on criminals, do we need changes in reformative measures in jails?

Research methodology:

The research method used in this research paper is 'Descriptive Research'. In this research paper we are going to analyze the state of affairs that are already happening in India, As we are going to talk about the crime trend happening in India, criminals behavior while doing the crime and after the crime. Up to what extent penalisation helps in reformation of a criminal, and remedies for victims in crimes. And I am going to analyze the information and draw the conclusion through the descriptive type research method.

Analysis:

Organised crimes:

Organized crime is a group of individuals, either local, national or international, that engage in criminal enterprises for profit. The rationale behind why they are formed varies because they may be politically motivated, financially motivated or an organized criminal "gang." When people are committing organised crimes they need few elements to fulfill the crimes they are a) group, b) Protectors, and c) skilled individuals. In order to make a crime successful these elements play a key role. Groups resemble the leader who takes decisions and controls gangs in operation, protectors are the important element which motivates the people to commit crimes. They are nothing but corrupt government officers, businessmen who individually or collectively protect the criminal group through abuses. If we have control over this sector in society crimes [organised crimes] will reduce drastically. When we talk about this sector they are mostly powerful people in the society who are misusing their power, even though everyone knows these kinds of things are happening in our country no changes have been made. It is purely on the state to implement strict rules among them, which prevent most of the organised crimes from being implemented.

Effects of bad Parenting:

Any reasonable person can understand what is wrong and what cannot be done in a society, but they are still committing the offence because they think they can get away with it, where crime is a learned behavior so consider crime as a virus that is spreading in a village, we are only treating the people who has the disease [by punishing the wrong doer] but not creating the antidote to stop spread of the disease i.e how our criminal penal code is working these days. But how can we stop the spreading of crime in our society? I deeply believe that Indian parenting also could be the cause for crimes, Not all parenting is bad. for example when we talk about the caste system, people from higher caste most of their children were taught about the beliefs of the casts and also their rank or position in the society and consider people with power like police or politicians etc. they take advantage of their power and use it for their benefits and that's exactly what their children learn from them. I am not saying all Indian parents are doing the same but this type of system is mostly seen in rural areas and power advantage is seen in all the states in india. Which is the first step of spreading the differences in society. This is how the disease of crime spreads in our society. We have to concentrate on this part where parenting was never talked about in any parts of the constitution or any form of law. When parents are taught more morals than the history of their caste and plant differences since their childhood which affects a lot on the society. Likewise when parents are unable to take good care of their children, in families where family head is drinker and mother cannot take care of their children financially and ask their kids to quit school in early age, make them do labour work or some kind of work, for those kids it is thought to understand what's going on because they were not educated by their parents nor schools. When they grow up they want to take the easy way to earn money by doing illegal things, when they grow up in these kinds of environments there are lots of chances for them to get into these kinds of things, which is the state's responsibility to take care of these kinds of people.

Reformation in jails:

Reformation is the key step for non habitual criminals or even habitual criminals to change from being bad person to responsible citizen, after all we are humans and we do commit mistakes sometimes due to bad motivations of other people to commit crime, when they were sent to jails rather than the state treat them as prisoners and they have to suffer, the state has to make them educate not only morals but also science, history, communication development activities and other subjects which helps them to understand the society, not only education but also makes them play games which makes them feel competitive, develops brotherly hood and develops their personality rather than hatred. And slowly the inmates have to interact with society by asking them to do service to old people or any kind of service which makes them feel the pleasure of being helpful to others in supervision of the jailer. Anyways our old reformation measures were not efficient. The state has to implement new schemes for reformation in jail. The inmates have to understand the pain what they have caused to others by spending time in jail but also it is important to let them know how his acts affect their lives. You must be thinking how this is helpful to state? Because of these measures it will reduce crime rate and also boost the state economy where crime free states with hard working citizens.

¹ 6th edition, Glen Kitteringham, Handbook of loss prevention and crime prevention 207-222, [Science direct]

² Neha Gupta Lalit Crime in India: An Inter-State Analysis ARTS 2019, Vol. 18 (1) ISSN 0972-706X
The Author(s) pp.81-101 2019.

³ Westermarck, E. The Origin and Development of the Moral Ideas, p. 169

Drawbacks:

This research is not explaining about culpable homicide not amounting to murder or accidental crimes and sudden and grave provocation.

II. Conclusion:

Indian penal code was enacted in 1860 which was over 160 years old when it is enacted the requirements and needs of people committing crime was different. In order to control the crime rate we need to implement some new measure. When we talk about organised crimes the people who want them to commit the crime and people who help them get away use their power by bribing the authorities in order to control this type of crime the state has to implement strict rules and monitor their actions by their superiors and submitting reports in case of any suspicion has to be made mandatory, and also implement other steps to prevent the authorities to help the criminals so, the fear of being caught for an offense is increased, which automatically decreases the need of committing the crime. Parenting plays a key role in the thought of committing a crime. In our nation children fear their parents for beating them if they commit some wrong, which will only help when kids are on your watch, so they start committing wrong when the absence of parents. Parents have to talk to their children and make them understand their mistakes. This kind of education is even missing in some of the schools. Which is mostly seen in rural areas. And in some cases parents let their children know the power they were having and make them know they can get away with the crime they commit. Which is the worst part of our society. When a kid is thought committing a crime when he is young we cannot expect him to turn out great in our society when he grows up. so, I think parenting plays an important role in controlling someone not to commit a crime. I'm not saying a child with good parenting never commits a crime but the things they taught him will prevent them from committing even though they have a chance to get away with it when they grow up. It is mostly impossible to have a crime free nation but we have a chance to change who has committed a crime. But in our nation our reformative measures were very ineffective. So we need modern solutions and remedies towards people in society nowadays. And the jails have to implement human rights aspects while thinking of reformation of criminals.