



Crime Against Woman With Special Reference To Revenge Pornography

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I. INTRODUCTION:

Revenge Pornography is one of the most trending cyber crime across the world and it keeps increasing day by day. In simple words, revenge pornography means, "It is a digital form of abuse where accused misuses the pictures or videos of victim without victim's consent (non-consensual) either blackmailing victim to do whatever accused wants or upload such pictures in porn sites to earn money". It can be used to threaten and control the victim.

It is mostly used by a person who was in a relationship and wants to take to spoil partner's image who was in a relationship and wants to take to spoil partner's image so generally partner threatens other partner and controls the partner. This is very common nowadays and partner agrees to do whatever other says.

Not only a partner does but also a random guy downloads random girls' pictures and uploads them on the porn sites just to earn money and victim couldn't even find that their pictures are on the porn sites.

So in some cases it can lead to the death of the victims that's why we can call it "LIFE TAKING CYBER CRIME" where victims do suicide because of shame.

EFFECT OF REVENGE PORNOGRAPHY IN VICTIM'S LIFE.

Revenge pornography not just ruins victim's life but also breaks her desire to live her life or breaks her confidence to restart her life. Victim as well as her family have to suffer.

MENTAL & PHYSICAL ISSUES

Victims face a lot of mental and physical issues. It can become a lifelong mental issue which cannot be cured and her body language also changes. Victims start hating herself. Victims start ignoring people, staying away from the people, keep herself isolated in a room, not willing to live her life, start staying away from family, it leads to damaged relationships, can even go into depression.

NOT WILLING TO FACE SOCIETY

Victims have fear that their image is spoiled and people. If something wrong happens with a woman, people definitely blame the woman that she might have done such things now playing a victim card. People never care about women and always humiliate women. Society doesn't accept victims specially men don't accept female victims and are always ready to point out on her character. Women victims are always a soft target. Everyone thinks the same thing that a woman might have done something that's why get these consequences but on the other side society also gets fear that this is a dangerous cyber crime and can happen to anyone. It leads to a negative impact on society.

LOST DIGNITY

Victims lose their dignity, dignity is everything when a person loses it, then no other options a person has to restart a new life with dignity. A person can live a good life only when a person has dignity but if a person loses dignity then no other way is there to live a good life.

VICTIM KILL HERSELF

Victim sometimes in such cases kill herself as victim know there is no other option to recreate everything. People blame her not just people but in some cases families are not supportive and when victim has no support than the last choice victim has and that choice is to take away her life.

LEGAL PROVISIONS:

CONSTITUTION-

Even our Constitution give us 'RIGHT TO PRIVACY-ARTICLE 21', our constitution say, 'Everyone has right to live their life the way they want, they have right to live private life' still some people violate this fundamental right and misuse others pictures. They play with others private life and infringe others right. in the landmark judgement in Justice K. S. Puttaswamy (Retd.) and Anr. V. Union of India and Ors.³ Sharing of any content that would be a breach to the privacy of a person, therefore, would also be violating Article 21 of the Constitution of India.

The Information Technology (IT) Act, 2000

Section 66E – Punishment for violation of privacy

This section covers the transmission of images of "a private area of any person without his or her consent". The punishment for the same is imprisonment for three years or with fine not exceeding two lakh rupees, or with both. This section is extremely important as Right to Privacy has been recently held to be guaranteed as a fundamental right and protected under the Right to Life in Part III of the Constitution of India.

Section 67 - Punishment for publishing or transmitting obscene material in electronic form.

This section deals with the publishing or transmitting of obscene material (described as "any material which is lascivious or appeals to the prurient interest or if its effect is such as to tend to deprave and corrupt persons"). The punishment on first conviction is imprisonment upto three years and with fine of five lakh rupees, and subsequent convictions to be punished with imprisonment upto five years and fine which may extend to ten lakh rupees.

Section 67A - Punishment for publishing or transmitting of material containing sexually explicit act, etc., in electronic form

The section punishes publishing or transmitting of material which contains sexually explicit act or conduct. The punishment on first conviction is imprisonment upto five years and fine upto ten lakhs. Since the Bois Locker Room incident involved sharing of morphed images of girls, the present section is applicable.

Section 67B - Punishment for publishing or transmitting of material depicting children in sexually explicit act, etc., in electronic form

The present section on first conviction provides punishment of imprisonment upto five years with fine upto ten lakhs.

This section covers not just the depiction of children in sexual acts or conduct, but the creation or distribution of any digital text or images that depicts children "in obscene or indecent or sexually explicit manner".

It is pertinent to note that the present incident involves sharing of obscene or private images of minor girls. Therefore, the present section can also be a recourse. Further, many of the comments and discussions also might fall within the ambit of this section.

SUGGESTION:

People needs to be very careful about their privacy, A small mistake can ruin one's life. People shouldn't trust others so blindly. There are some points to be keep in mind.

1. NEVER TRUST YOUR PARTNER BLINDLY.

You shouldn't trust your partner easily and blindly. People can change themselves according to the situation, you never know when your partner start showing their dark sides.

2. NEVER SHARE PRIVATE PICTURES, NOT EVEN NOT EVEN CAPTURE SUCH PICTURES.

One shouldn't share private pictures to your partner. Your partner might misuse your pictures and upload in such sites where it shouldn't get uploaded.

3. DONT SHARE SUCH PICTURES ON WEB/SOCIAL MEDIA.

One should not share their private pictures on social media. People can misuse your pictures either to spoil your image in society or to blackmail you or can use your pictures to earn money.

THESE ARE SOME SUGGESTIONS WHICH MUST BE KEEP IN MIND.

CONCLUSION:

As we can see by the above discussion that nowadays it is very easily to use your private pictures. You don't even aware where your pictures are uploaded .This is increasing day by day. Today's era tell us nothing is private, everything you can see on the internet and that's making our life miserable .So one should be very carefull before uploading or sharing private images.

According to K S Puttaswamy v. Union of India held, "...Privacy postulates the reservation of a private space for the individual, described as the right to be left alone. The concept is founded on the autonomy of the individual. The ability of an individual to make choices lies lies at the core of the human personality.

But nowadays it is actually very difficult to live a private life.