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HUMAN TRAFFICKING AS A MORDERN FORM OF SLAVERY.

AUTHORED BY - MEHUL

INTRODUCTION

The burning topic is whether rape punishment should be increase after the Nirbhaya incident. The law should act more dynamically because of the dilatory system in India. It takes a long period to deliver justice to the victim. In 1900 BC in Babylon, a man could be sentenced to death for forcibly sex on wife or daughter on the ground of destroying someone else's dignity. The word "rape", which from the Latin term rapio, means "to seize". thus, rape literally means forcible seizure. It signifies in common terminology, as the ravishment of a woman without her consent, by force, fear, or fraud" or "the carnal knowledge of a woman by force against her will". In other word rape is violation with violence of a private person of a woman, an outrage by all means. In various other countries during the ancient times law are defined as a property crime against the husband or father and not against the women as a individual. Later, though are some modifications done in rape law, and it became a heinous crime against women as individual on the ground of sexual purity.

Martial rape, often overlooked and underreported, is a form of sexual violence that occurs within the context of marriage or intimate relationships. Rape is a form of domestic violence. It refers to the act of sexual assault or rape committed by one spouse against, the other without their consent. It is a violation of the victim's bodily autonomy and their right to say no to sexual activity. Martial rape is an issue that occurs within the context of an intimate relationship, and is a form of abuse and control. Understanding sexual consent is important not only to learn about violation and abuse, but also maintain healthy relationships.

While the concept of sexual consent is evolving through criminal jurisprudence, the term itself may have been borrowed from English or other western languages. While sir Richard burton's translation of the karma sutra has a short discussion around the concept have been traditionally absent. With the Non-English language speaking population becoming substantial, an explicit creation of vocabulary in regional languages to discuss the concept of sexual and its nuances is

urgently required. It is very clear that there is a problem in the Indian law which not only take away the right from the citizen of its country but also makes the citizen suffer. Martial rape, is also violation of the article 14 and 21 of the Indian constitution. The UN population fund (UNFPA) says,” the right to access to comprehensive sexuality education is grounded in fundamental human rights and is a mean to empower young women to protect their health and well-being”.

Where the offenders suffer from socio economic, psychic or penal compulsions insufficient to attract a legal exception or to downgrade the crime into a lesser one judicial commutation ‘s. Accused should be granting some relief in the case of martial because wife wants justice but not at the cost of their children future. Women facing domestic violence were found to be 2.59 times more likely to experience perinatal and neonatal mortality in a study conducted in North India among 2199 pregnant women, recommended that reproductive health services must include screening for spousal violence as they found an association between miscarriage and violence faced by women from an intimate partner.

This paper attempts to describe the experiences of women facing sexual violence in marriage, how these women come in contact with the health system, and the response they receive from the health system and police. The findings raise important concerns regarding the inadequacy of redressal mechanisms and the limited roles played by the police and health system, influenced significantly by the impunity afforded to marital rape by the law. The paper highlights the pivotal role that a sensitive health system can play in identifying sexual violence by recognizing the health consequences associated with it.

The punishment of rape should be reduced, because no women want her husband behind the bar. The rigorous punishment should be deducted it should be made to simple imprisonment. Wife want justice but not at the cost of their life. The martial rape is not heinous offence, it is a form of rape but not the heinous form.