

Noose : Shame for Every Soul-Owner

--Mainak Roy

First of all we have to know the word "Noose". According to famous Oxford Dictionary "Noose" is "a loop with a running knot, tightening as the rope or wire is pulled and used to trap animals or hang people." In the legal point of view "Noose" i.e., capital punishment or death penalty is given to someone who commits a major offense such as murder.

According to Indian Penal Code (IPC) Section 302, "Punishment for murder : whoever commits murder shall be punished with death or life imprisonment and shall also be liable to fine".

According to constitution of India Article 21, "Protection of life and personal liberty : no person shall be deprived of his life or personal liberty except according to procedure established by law".

Apart from the legal point of view if we consider the aspect with moral and ethical view we find that life have immense value. If a person kills someone then also we should not kill him. If we do so there will be no difference between that person who committed crime and us. Who always try to establish logic for death penalty as a deterrent method they forget that there are a lot of countries in the world such as Singapore, Malaysia, Russia, Denmark, Australia, Italy, Greece, Chile etc. where death penalty is void though their crime rate is less than our country where death penalty is still going on. Whatever, it also seems to be strange that we are going to kill a 25 year old youth very soon. He is Md.



Ajmal Amir Kasab from Faridkot, Punjab, Pakistan. What is his crime? He belongs to a terrorist organization "Lashkar-e-taiba" which organized a terrorist activity on 9th November, 2008 at Tajmahal Hotel as well as Chatrapati Shibaji Terminus, Mumbai. We know that his mercy petition have been rejected by our Hon'ble President. Now it is fully confirmed that we are going to kill him. Are we fully confident that after his death soul of the person died on 26/11 attack be satisfied? Many persons are not aware that

how tremendous torture is being applied on him every second of his life. Whether he has no right to life? If no, then why? why? why? No, no, I am not an agent of any terrorist group or supporter of the enemy of the nation, I never support Kasab's violence policy but I am against his death penalty because of my simple soul ownership.

If we study Ramayana, the ideal epic, we find a notorious and infamy character Ratnakar, who was a dangerous dacoit in his early life but later he changed himself as Balmiki who gifted us the great epic Ramayana. Had Ratnakar dacoit lived in today's shining India, most probably he would have been punished by death penalty by the Hon'ble Supreme Court of India, we would have lost a future famous writer.

Apart from this, so many encounters and custodial killings are taking place in India every year. A famous illustration of encounter killings is Lokhanwala case. November 16, 1991, a famous gun battle was held by Bombay ATS (Anti Terrorist Squad) at Swati Building, Lokhanwala, Bombay. The gun battle was held between famous 'D' company gangsters Maya Dolas, Dilip Buwa, Anil Pawar, other four members and Bombay ATS. Aftab Ahmed Khan was the chief of the ATS at that time. By his order 450 rounds of bullets were fired to kill 7 gangsters, except them there were so many people at the Swati Building, who were passing a tragic moment during the battle. Isn't it a human right violation? We also observed this tremendous incident through the movie "Shoot out at Lokhanwala" directed by Apoorva Lakhia.



Maya Dolas

"Solitary confinement" is also a hellish torture for every human being. When someone commits a crime such as murder our system treat him as an animal. After the death penalty is given to someone and mercy petition is also rejected by the president, from that date till his death he is kept in a solitary cell fully alone in a hellish environment. There is no difference between him and a road side doggy e.g., Charles Sobhraj's case, a foreigner, an under trial prisoner challenged the action of superintendent of Jail for putting him into bar fetters. According to Section 73 and Section 74 of IPC, "solitary confinement is itself a substantive punishment which can be imposed by a court of law". Criminals should be punished but the punishment should always be to improve their psychological condition and mental ability. We have to use the reformatory method to change them and give them another chance to join us in the main stream of society. We should follow the policy "live and let live". By love the world will be heaven one day, and on the other hand by battle we will make the world hell.

We have to think about this problem and make an alternative of death penalty. Teach every human being love to heal the world. If someone is not in agreement with me then I do apologize, I am just using my constitutional right

i.e., right to speech and expression which article 19(a) gives us. I want to conclude with the famous quotation

“If an eye for an eye the world will be blind one day”

---Mahatma Gandhi

