

GET RID OF A LIFE OF SOMEONE IN PLANNED BY TEENAGERS (CRIMINOLOGY AND ISLAMIC LAW PERSPECTIVE)

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Abstract: *The rapid development of technology has resulted in the emergence of various sites that not only discuss positive things, but also offer negative thing, namely the business of selling human organs. It is very easy accessed by teenagers, and inflicted crime on the teenagers. The form of crime committed by the teenager is to get rid of a life. This research is a normative juridical research, with data sources in the form of secondary data. Data collection techniques are documentation studies. Teenagers as the next generation of the nation should do their duty as students, study, read books, play, and fight for their good future. The ease of accessing negative sites results in children easily following what they read from the site and resulted in them falling into the crime of get rid of a life, even though these acts are prohibited in Islamic Law and are very detrimental to teenagers. The crime was committed by teenagers because they were tempted by a very high offer for the sale of human organs of 80,000 dollars, and were supported by the difficult economic conditions of his family. Negatively charged sites must be stopped, to prevent teenagers from committing crimes.*

Keywords: *get rid, a life, planned, teenagers*

Introduction

Technological advances are currently providing various positive and negative impacts on society. The positive impact, among others, is the development of progress in the field of information and communication, which makes it easier for people to establish communication with various parties around the world. But on the other hand, technological advances also have a negative impact, namely making it easy for each party to upload and access things that are negative as well. Not only adults, children can also access negative things as a result of these technological advances.

One of the real impacts resulting from the ease of accessing these technological advances is the emergence of crimes committed not only by adults, but also by teenagers. The crime committed by these teenagers is in the form of a crime of killing lives that is carried out in a planned manner. Not only are the perpetrators still young, the victim is also a young child.

Perpetrators who deliberately take their lives are still classified as teenagers, an age that should not be involved in the world of crime. They are figures who should still be in the stage of attending school, learning, playing, and filling their youth with good things. They should not fall into crime. For this reason, it is necessary to discuss various things that lead teenagers to commit crimes of intentional killing or better known as premeditated murder.

The purpose of this research is to analyze the modes and factors that cause teenagers to commit crimes of get rid of a life of someone.

Literature Review

1. Get Rid of a Life of Someone

The crime of killing lives is usually better known by the public as murder. Murder as a prohibited act is often carried out by irresponsible parties with the aim of eliminating traces of their crimes.

Murder in the study of Islamic law is called *al-qatlu*, which is defined as a crime in the form of annihilating the lives of other people which results in the absence of the soul as the main element of human life. This understanding is the same as the definition given by Abdul Qodir Audah in interpreting killing by stating that killing is an act committed by a human that destroys the soul (life) of another human being (Mahendra, S., & Fauziyyah, A. N., 2022).

Murder is an act by anyone who deliberately deprives others of their lives (Andi Hamzah, 2004).

Murder is an act that takes life or kills or an action by a human that causes loss of life, namely an action that destroys building formations called humans (Wahbah Zuhaili, 2007).

According to Abdul Al-Qadir Audah, the criminal act of murder in Islamic law is divided into two parts as follows (Hamdi, S., & Efendi, S., 2022):

- a. Prohibited killings, namely killings committed against the law.
- b. Murder with rights, namely killings that are not against the law, such as killing an apostate or murder by an executioner who is given the task of carrying out the death penalty.

2. Teenagers

Zakia Darajat stated that youth is defined as a child who is in the transition period from childhood to adulthood. Usually there will be an acceleration of growth in terms of physical and psychological (Malahayati, 2010).

Teenagers according to WHO are those who have experienced development, from the first time they show secondary sexual signs until they reach sexual maturity, psychological development and patterns of identification from childhood to adulthood. There is a transition from full socio economic dependence to a relatively more independent economic situation (Malahayati, 2010).

Teenagers are usually in conditions and attitudes that have changed from children to adults in general. At this age, many significant changes will be seen, be it changes in physical, mental, and social conditions. At this time, usually they will be vulnerable to negative things and deviate from the norms that develop in society.

According to Samauna, youth is a future society. It can be assumed that the description of today's youth is a reflection of society in the future, both the shape and structure of society, the moral and intellectual building, in the appreciation of religion, national awareness, and the degree of progress in behavior and personality among fellow citizens that will come depending on today's youth. (Khairi, A.I., 2020).

The teenagers phase is preceded by the emergence of strong self-esteem, expressions of joy, excessive courage. Because of that those who are in this phase tend to make noise, noise that is often disturbing. The tendency to be in a noisy and excessive physical environment is more common in boys. In girls, similar tendencies manifest in bitchy expressions, irritability and sulking. Strength and physical prowess are increasingly becoming a major concern, so many pubescents want to become a star racer who is adored and valued. In women this desire for appreciation and attention manifests itself in excessive grooming tendencies. They easily get mired in an atmosphere of competition (Diananda, A., 2019).

Method

The research is normative juridical research, namely research with an approach conducted based on legal materials, by studying literature materials, in the form of legal principles, concepts, and related legislation (Simatupang, N., 2021).

The nature of this research is descriptive, namely research that only describes the state of objects or events without an intention to draw general conclusions (Koto. I., 2021).

The data sources used are secondary data sources using primary legal materials, secondary legal materials, and tertiary legal materials. The analysis used is qualitative data analysis (Faisal, F., & Simatupang, N., 2021).

Result and Discussion

1. The Mode Get Rid of A Life of Someone in Planned by Teenagers

Crime or crime is a form of deviant behavior that always exists and is inherent in every form of society (Riza, F. & Sibarani, F. A., 2021).

Crime often occurs in society, and this can be known from the coverage in the mass media. Some crimes that occur in society are committed by teenagers. Crimes committed by teenagers are not just crimes of theft or abuse, but there are also crimes that take lives intentionally.

The crime of intentional loss of life is a crime that is usually committed by adults, and is considered a serious crime. The people who commit crimes that take lives are usually expected to be punished with the harshest penalties, including the death penalty. This is because the crime of taking life planned by the community is referred to as a sadistic crime. Only perpetrators who are sadistic and have no conscience are considered capable of committing the crime.

The crime of killing lives occurs in society in various modes. One of the crimes involving intentional loss of life that was committed by teenagers against children was committed against the victim MFS (11 years old) that occurred on Sunday, January 8, 2023.

This crime event stems from the desire of the perpetrators to sell human organs which are known from internet sites. Then the perpetrators targeted that those who would be used as victims were MFS.

On the day the incident occurred, the perpetrator (AR) picked up the victim in front of the minimarket on Jalan Batua Raya, Makassar. The perpetrator picked up the victim to be taken to his house to help the perpetrator clean his house. Victims are promised money if they want to do what the perpetrator asks. The amount of money promised by the perpetrator to the victim is Rp. 50,000. the victim who was still young was willing and followed the perpetrator to his house. They rode the offender's motorcycle together. Before heading to the perpetrator's house (AR), they first went to the AF's house (the perpetrator who was a friend of AR). Their plan was well laid out at AF's house, of course without the victim knowing.

After arriving at AR's house, the victim (MFS) was given the opportunity to enjoy shows on his laptop. At that time the perpetrator (AR) strangled MFS from behind, and hit the victim's head repeatedly. The perpetrator hit the victim's head against the wall of the house. MFS died as a result of the perpetrator's action.

After MFS died, the perpetrators tried to contact sites or websites that they often saw on the internet. The site offers quite expensive fees for human organs. However, the site did not provide an answer, so the perpetrators panicked.

Furthermore, the perpetrators do not know what they will do. Therefore they tied the victim's feet and put the body in a black plastic bag, then threw the victim's body in the East Pam Inspection of the Nipa-Nipa Reservoir, Monconglo, Maros Regency.

2. The Causes Get Rid of A Life of Someone in Planned by Teenagers

Eliminating life or killing is an act committed by a person against another person which results in the death of a person. This death is seen as a result of the perpetrator's actions that have taken the victim's life. In any system of norms, murder is considered a very heinous act and is contrary to the principle of protecting human rights, especially in relation to everyone's freedom to live (Mahendra, S., & Fauziyyah, A. N., 2022).

Murder (deprive of life) is an act that is prohibited in Islamic law. This prohibition is contained in several verses of the Qur'an, namely:

- a. Surah Al Isra 'verse 33: which means: "And do not kill a soul that is forbidden by Allah (kill it), but with a correct (reason).
- b. Surat An Nisa 'verse 93: which means: "And whoever kills a believer on purpose, his reward will be Jahannam, he will abide in it forever and Allah will be angry with him, and curse him and prepare a great punishment for him."

The crime of intentionally taking lives is not an ordinary crime. Moreover, the perpetrator AR is still 17 years old and AF is 14 years old, they are still teenagers.

Teenagers by Stanley Hall is one of the stages in human development which functions as a stage that bridges the change between childhood and adulthood. At this stage teenagers will experience various changes both physically and mentally. It is because of their changes that youth is often described as a turbulent period marked by conflict and mood swings (Wijaya, T. S., 2021).

Teenagers is a period of growth and development that has conditions that are difficult to control. Emotional lability in teenagers causes them to tend to do things without thinking about the consequences. Including committing a crime. Teenagers never think about the consequences in the form of losses that will arise after the crime is committed. Losses do not only occur to victims, but losses also apply to themselves and their families.

Crimes committed by teenagers certainly do not just happen. The crimes they commit are based on various motives that exist in them and their social experience.

Early social experience in a child's life can be obtained through relationships with the family both in the home environment (Rahimah. R., & Koto. I., 2022), as well as outside the home environment.

Many things can lead teenagers to commit crimes. The United Nations (UN) summarizes 10 causes for the formation of pathways to juvenile crime, namely economic and social factors, culture, urbanization, family, migration, media, exclusion, peer influence, delinquent identity, perpetrators, and victims (Andina. E., 2015).

Crimes committed by teenagers can also be caused by imitation. As teenagers who start to grow towards adulthood, imitation of crime occurs because teenagers often see bad things that are not accompanied by a filter and lack good motivation in them.

Some of them even started to follow the behavior patterns of the perpetrators of crimes, namely committing crimes not alone, but in groups, while the victims were alone (Simatupang, N., & Abduh, R., 2020).

Based on the cases of crimes committed by the perpetrators, it can be analyzed that the motives or factors that cause the perpetrators to commit the crime of taking lives by planning are as follows:

1. Freely upload various things on the website.

The development of the internet today has an impact on the convenience for each party to upload everything they want. Not only uploading good things, but many parties also upload things that are not good, and lead to bad solicitations and very tempting offers. This offer is always seen on sites accessed by teenagers as perpetrators of crimes that take lives.

2. Easy access to the internet for children.

Currently, accessing the internet is not a difficult thing, including for teenagers. In fact, in many ways they understand more about opening internet sites than the old people. This convenience causes it is not uncommon for teenagers to prefer opening websites rather than having to study, read books or play with friends. This convenience also causes teenagers to get things that are not good and learn easily from them. It's a shame that what they learn are things that smell of crime and can result in them being punished if they fall into it. Likewise with the actors (AR and AF).

3. Economic factors.

Economic difficulties are one thing that is always associated with the occurrence of a crime. Not a few criminals make the economy one of the causes of the crimes they commit. The reason for not having a job or having very little income is used as an excuse for committing a crime. So are AR and AF. AR and AF are known to be teenagers who come from families whose economies are very difficult or less well off. Economic difficulties make the perpetrators look for shortcuts to meet their daily needs.

4. Tempted by the offers on the website.

The perpetrators are teenagers who access negative sites or content. The site they always access is related to the business of selling human organs. The site that they access provides quite a tempting offer for the sale of human organs, including kidneys, lungs, liver and heart. The bid was 80,000 dollars. This high enough offer made the perpetrators tempted and made plans to kill the victim and then sell it to the business site.

Conclusion

Teenagers are very vulnerable to various conditions that can lead them to commit crimes. Teenagers who commit crimes of deliberate killing are caused by being influenced by very tempting lures from irresponsible parties, which they see on business websites selling human organs. This shows that sites with negative content are still freely accessed by teenagers. This should be eliminated by increasing continuous supervision by the government.

References

- Andi Hamzah. (2004). *KUHP dan KUHP*. Jakarta. Rineka Cipta.
- Andina, E. (2015). Kejahatan Sadis oleh Remaja: Studi Kasus Begal Sepeda Motor di Kota Depok. *Aspirasi: Jurnal Masalah-Masalah Sosial*, 6(2), 145-158.
- Faisal, F., & Simatupang, N. (2021). Kebijakan Nonpenal Dalam Rangka Upaya Preventif Anak Sebagai Korban Kekerasan Fisik Dan Psikis Di Sekolah. *Jurnal Ilmiah Kebijakan Hukum*, 15(2), 287-304.
- Hamdi, S., & Efendi, S. (2022). Konsep Keadilan Delik Pembunuhan Dalam Hukum Positif Indonesia dan Hukum Islam. *MAQASIDI: Jurnal Syariah dan Hukum*, 144-159.
- Khairi, A. I. (2020). Masyarakat Modern dan Kenakalan Remaja: Suatu Telaah Sosial. *ENTITA: Jurnal Pendidikan Ilmu Pengetahuan Sosial dan Ilmu-Ilmu Sosial*, 2(1), 147-168.

- Koto, I. (2021). Penegakan Hukum Terhadap Pelaku Penipuan Pembelian Secara Online (Studi di Polsek Simalungun). *Pengabdian Pencerahan Bangsa*, 1(1).
- Mahendra, S., & Fauziyyah, A. N. (2022, April). Penegakan Hukum terhadap Anak sebagai Pelaku Tindak Pidana Pembunuhan dalam Perspektif Hukum Islam. In *Prosiding Seminar Nasional Program Doktor Ilmu Hukum* (pp. 85-101).
- Malahayati. (2010). *Super Teens*. Penerbit Jogja bangkit publisher. Yogyakarta
- Rahimah, R., & Koto, I. (2022). Implications of Parenting Patterns in the Development of Early Childhood Social Attitudes. *International Journal Reglement & Society (IJRS)*, 3(2), 129-133.
- Riza, F., & Sibarani, F. A. (2021). *Prinsip The Best Interest of The Child dalam Proses Peradilan Anak* (Vol. 1). umsu press.
- Simatupang, N., & Abduh, R. (2020). Pendidikan Anti Kekerasan Bagi Masyarakat Guna Pencegahan Perilaku Kekerasan Pada Anak. *De Lega Lata: Jurnal Ilmu Hukum*, 5(1), 1-9.
- Simatupang, N. (2021, May). The Role Of Parents In The Prevention Of Cyber Bullying In Covid 19 Pandemic. In *1st International Conference on Law and Human Rights 2020 (ICLHR 2020)* (pp. 308-313). Atlantis Press.
- Wahbah Zuhaili. (2007). *Fiqh Islam Wadilatuhu*. Gema Insani dan Darul Fikri.
- Wijaya, T. S. (2021). Tinjauan Psikologi Perkembangan dalam Pemberian Pembinaan Pelaku Kasus Kekerasan Seksual dan Pembunuhan (Studi Kasus Kekerasan Seksual Dan Pembunuhan Yuyun). *Journal of Psychological Perspective*, 3(2), 77-80.