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Heuristic Perspective Of Criminal Justice System: Questioning On Justice Delivery Procedure In India And Internal Security Threat

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ABSTRACT

Heuristic is the problem solving method generally considers a way of shortcut solution of a particular problem in given time frame or deadline based on quick decision particularly in complex situation. Except boundary problems of our country, the remaining security problems always exist within the country. India may be facing internal security challenges in future on personal perspective existing group of fundamentalist. For example, various police encounters with heuristic perspective seems under passing the judicial process of delivering justice which may lead to the idea of injustice in individual in the victims perspective. So, intervening heuristic perspective in criminal justice system is in of pre trial situation can create a problem for stability of the democratic structure in which criminal justice system is the part of belief and trust for its citizen.

KEYWORDS

Heuristic Perspective, Criminal Justice System, Situation Crime, Democracy.

INTRODUCTION

National security is built around this concept of protecting our borders and our sovereignty. We are not sure that we have only nation's border security challenge anymore—it's a future challenge and biggest threat in internal Security. I worry that the challenge in 2030 will not be centered on

some latitude-longitude definition of a country; it will be about a concept. The concepts are the values that our nation was founded upon. National security may no longer be related to just our borders and our boundaries. How are we prepared for that? We're not prepared for it. That's my concern.

Humanity has had challenges within a decade that are just so different than they were in past when we worried about an existential threat.

It is my heuristic perspective idea on importance of objective in decision as 'Heuristics' in Crime-Victim's Justice, questioning that- Is Democratic India approaching way and scoping denial of judicial proceeding? 'In research, heuristics are the problem solving method generally considers a way of shortcut solution of a particular problem in given time frame or deadline based on quick decision particularly in complex situation. Origination of this word is from Greek, meaning 'to discover'. It is commonly used for business purposes.

Heuristic in common is an approach of solving the problems and identified self discovery which employed practical method not on rationality of the problems. This can also be used to swiftness the progression of solving the immediate problem. For instance, just looks the matter of Hyderabad rape case in Indian scenario, we find that the police took up the culprits and encountered without criminal investigation. This matter was evoked by the advocates of democracy as the heuristic method based on trial and error. If police of democratic country follow this method, it will be difficult to approach prescribed alternate solutions of justice delivery as guaranteed by Constitution of India.

Heuristic approach facilitates for quick and timely decision. No doubt that some heuristics are situational applicable and useful but if we talked about correct work and need of just because some pressure. It may be public

pressure or political pressures, critically examined that always heuristic is not always right or accurate work particularly in democratic setup.

The matter is that we have seen a large number of criminal cases in recent past in India which winded up with shortcut method utilized by police and encountered criminals without judicial proceeding. The question is that how the heuristic approach of police would shape the democratic structure of India and the accountability inbuilt with police at all the edge of ignorance. This seems under passing the judicial process of delivering justice which is for most important concept of any democratic country. The above questions reviewed this method and suggests for preservation of democratic structure of India as a strong democratic country having trust and belief in the world. Further I believe that the internal security problems should not be treated as merely law and order problems. They have to be dealt with comprehensively in all their dimension and at all levels- political, economic and social. They are interlinked.

The management of internal security, therefore, assumes great importance. If this tackled effectively, subversion by the external forces to that extent becomes more difficult. India may be face internal security challenges in future on personal perspective and its nature. The objectives behind the research of heuristic perspective in Indian criminal justice system process to understand generation of fact from non-fact methods such as (1) domain comes from decision science; (2) review of relationship in body and mind; (3) rationality of thoughts; and (4) diversion of collectiveness. Heuristic decision taking is relying heavily on mental shortcuts as we

utilize or make judgment or take decision on rule of thumb and choices based on evidence narrated which leads to errors and faults (Dale 2015).

Crime Situation and Heuristic Method

Situational crime prevention and crime analysis (Clarke and Eck 2005) has found many practical uses in crime science. In criminal heuristic, interest of integrating the analysis of crime situations in the reasoning process becomes more evident (Schuliar and Crispino, 2013). Polya George, an Hungarian mathematician described heuristic method based on four principles; try to understand the problems, make a plan, carry out this plan and evaluate and adapt (Polya George 1945).

First principle is deal unknown data and condition and search for possibility to satisfy the condition. Part of the police, it applied very fast with criminals in India. Second principle of the method compared the situation and problems and thereby come to conclusion of usefulness of this method in their follow up action and also having the plan of action to solving the auxiliary problems associated with ending of the chapter which ultimately lead to encounter of criminals.

Third principle of heuristic method is utilized by police on plan of solution checking each step (story of criminal ending). They build psychological confidence of their act and prove to be correct in public. Finally last principle of the method find its place in the form of result which is sometime supported by public at large on arguments with the sentence of further inquiry of the commission.

In India, the matter of criminal act may be heinous or less serious is appear to be judicial

process. Parallel, public pressure acceptance is nucleus consideration of police and also political decision in respect of the public opinion which facilitating continuous to adapt heuristic in victim justice delivery.

Harm by Heuristic

Decision making effectiveness is unalienable judicial process. Ignoring this can cause diffusion in cause and effect relationship in justice delivery. Constitution of India always provide full of freedom to judiciary in delivering justice in the availability of plethora evidences. And finally a long course discussion end with delivering of justice to the victims. It delayed but cannot stray from process as available for defenders which may be criminal or associated with criminals.

Internal security challenges will increase after adopting the continuous heuristic perspective as beyond 2030 crime projection or identification of internal security problems. If heuristic will be reduced and less interference with criminal justice process or individually by enforcement agencies then the country lead for peacemaking and un-dividing thoughts of nation and unity in diversity for developmental approach as:

- Eradication of threat, we may proceed for balance society.
- Victims and victim's family will not approach for retribution (caste, creed, religion, community, linguistic etc.).
- National and international rating agencies will trust upon us.
- Socio-economic development will take place with harmony, peace and justice
- Unity in diversity will maintain with long prosperity.

I also believe that effective decision making something different from heuristic decision making. Where there is process one cannot ignore. The Indian criminal justice system has well established procedure for delivery of justice on rule of law and accountability associated with controlling agents. In India criminal justice system, the value of time taken in justice process generally ignored supported quotes of John Adams: 'It is more important that innocent be protected than it is that guilt be punished, for guilt and crimes are so frequent in this world that they cannot all be punished'. A heuristic decision by enforcement agency affects on all in criminal justice system and equal damage the ethos of other agencies.

Request for Heuristic

Here, one thing is important to note that I am not again the heuristic approach in problem oriented criminal justice system which applied diverse approaches with focused action. It is observed that making image with the help of heuristic approach in solving the crime with zero evidence reflects strong to weak orientation. Crime solving in hot spot or patrolling with rapid response is needed but follow up investigation is so much important for trust build up among fellow citizens in victim's perspective.

Heuristic perspective would be applied for speeding the justice procedure under the criminal justice setting and avoid in ending the criminal cases. Heuristic speed up in solving our problems and decision making processes. Extreme or excess gain of heuristic may also be proving the mother of errors and bias judgments in criminal justice process.

CONCLUSION

Some peoples are not ideological adjusted in political dilemma of the country and they were always trying to unstable the government. Their arguments are generally based on heuristic approach adopted by enforcement agencies in maintaining internal security structure. Fundamentalist is finding a place for their existence and arguments regarding various kind of report, News which defaming the country supported by international outfit organizations and after that hidden hands involving in conspiracy with this argumentation.

Evidence based heuristic perspective and problem oriented approach of criminal justice machinery remove the biasness in delivery of justice. This will also undertake broader analysis and understand the solutions of crime problem as well as the fellow citizen's belief insert in democracy and peaceful life promoting for development of the nation in unified strength.

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