

The Crime of Kidnapping People in Iraq Causes, Challenges and Prevention

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Abstract

This paper resents and examines the challenges tackle the control of criminal justice in Iraq with view of underline the insinuation with regard to occurrence of kidnap. To provide the goals of this study, qualitative techniques were utilized to produce data from interviewers. By using manual content analysis, the qualitative information generated from this work has been analyzed as well. The study illustrates the corruption, poor working conditions, court facilities, frequently transfer of police officers and uncooperative attitude of mobile phone lines are some of major challenges confronting the controlling of criminal justice in prosecution of kidnapping situations. The study recommended the government to stop paying lip service to the fight against corruption beside a review of conditions of services to the police man and judicial officers. There is required to provide functional vehicles to many prison authorities. Additionally, refurbishing and renovating decrepit building and further in many courts.

Keywords: Crime, Kidnapping, Iraqi, Causes, Challenges, Prevention

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Introduction .1

The kidnapping crime is grave that comprise an assault on person liberty and influence both the civilization and independently [1]. Additionally, it is an attack on right of fatality to move and wander liberally to harm his personality secure as support of human liberty. The constraint, kidnap and custody of threats, liberty and terror are violence against the civilization [2-10]. The people kidnapping for money and politic situation and sell into slavery through a centuries ago is not new strange to Iraq alone but it's founded at all over the world [11-15].

The kidnapping were happened from their houses or workplace as a result of quarrel in the farmland [16-20]. The one of most common crime in this area and some other sections in the world is incidence before 1980s. The kidnapping cases were few in united state survey on crime of criminal justice conducted in 2000 by united nation office [21-25]. In Iraq area, 1st highest in kidnapping situations in exists time due to

unstable politics created by wars. Fascinatingly, Iraq has overtaken the united state as the last is not even scheduled between the top 10 kidnap states in the world [26-30]. In existing kidnapping measurement became disturbing in Iraq when radical in 2003 to depict worldwide concentration to the terrible case in ethnic discrimination [31-40]. Hence, the kidnapping has increase to nearly all areas of country, particularly in middle region. The target is not longer for money or foreigner only but every Iraqi is now become target including academic staff, business men, Clergy, girls and so on [41-50]. In point of truth, the protection of peoples in Iraq and their possessions cannot be certain due to the by day kidnap incidence. Kidnap is a terrifying word in itself, and more horrific than the word murder, murder is the torment of moments, while Kidnapping is a slow and indefinite torment, because the abductor usually remains in the middle [51-60]. The way between death and hope of survival, this terrible wait is more deadly than any torment. Abduction also tortures others and perhaps more so than the

kidnapper himself. Although, the date of the kidnapping goes is far back but, it was generally rare, and at the time [61-65]. The present has become a common phenomenon in a few countries of the world (1) and is considered a phenomenon. The abduction of human beings, i.e. grabbing the individual and restricting his freedom by force and hiding him in an Known for a period of time with a bargain with his parents, or his household [66-70], with a view to obtaining a return. In order to release him, this state of abduction and disappearance of human beings may be repeated. The facts are rumored in this, and the media have contributed to the popularity of these events, or vogue. Since the January 25 revolution in Iraq, the media has become a very important mechanism. To spread the news about what is happening in Iraq society, and to spread the words that are also heard, regardless about the possibility of verifying what is being said [71-75]. In light of this enormous popularity of news about facts or rumors, especially if they are related It is necessary to have systematic data collection efforts, based on specific evidence [76-80].

From a known geographic scope, and through reliable sources, to the extent possible, to monitor real it is here that the role of scientific (social) research in the clarification of facts based on the use [81-85]. Methods and methods, the issue of this study or its problem is the absence or weakness and inaccuracy. Data on the number of abductions of human beings in terms of their number, reasons and relationship between them, the abductors, abducted or abducted persons, as well as the reasons for the settlement of these acts and their results. And known There are various sources, official and unofficial, to obtain data on kidnapping events human beings, as such acts are held accountable by law, and call for help and recourse Every road can help, especially the security service [86-87]. But the phenomenon of human abduction is a complex, escalating criminal act, which is exposed to life He and his family are looking to release him unharmed and thus weaken. The motive for resorting to the security services when contact and communication with the kidnappers arose until negotiation. The kidnapped person may be released, and the kidnapped person and his family may be careful not to disclose the incident. Important details related to the kidnapping or the identity of the kidnappers and the solution may Misleading the security services or the media so as not to make honest and detailed statements New harm to the abducted or his family.

Of course, scientific research has its own methods, and researchers should not be deceived Evidence, evidence and data on the phenomena to which they want to collect data in order to understand and interpret them. Therefore, scientific research must make a contribution in this regard, and hence the researcher identified his study. Current analysis of kidnapping phenomenon through analysis of kidnapping incidents published in the newspaper News of accidents during 2016, and to identify the causes and motives

Study Subject .2

Throughout the history of man on the surface of the earth there are always images of infringement on humans by Human beings, in various ways, from infringing property to infringing on the same person, and harming him. Moral or material, to the extent of infringement of his life, there is nothing new with regard to the other and its properties and morale are acts that have been known since the beginning of creation. May change in time, one quality may increase in one period and decrease in another. In any case, societies have settled on. To consider the infringement of the same person, his property, his offer and his religion as crimes against him Photos of the part and the punishment. The abduction of human beings, i.e. grabbing the individual and restricting his freedom by force and hiding him in a place other than Known for a period of time with a bargain with his parents, or his household, with a view to obtaining a return in order to release him, this state of abduction and disappearance of human beings may be repeated. Since the revolution of 25 January 2011 in Egypt, it has been mixed. The facts are rumored in this, and the media have contributed to the popularity of these events, or vogue Since the January 25 revolution in Egypt, the media has become a very important mechanism to spread the news about what is happening in Egyptian society, and to spread the words that are also heard, regardless About the possibility of verifying what is being said. In light of this enormous popularity of news about facts or rumors, especially if they are related It is necessary to have systematic data collection efforts, based on specific evidence. From a known geographic scope, and through reliable sources, to the extent possible, to monitor real It is here that the role of scientific (social) research in the clarification of facts based on the use a methods and methods, the issue of this study or its problem is the absence or weakness and inaccuracy. Data on the

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Current analysis of kidnapping phenomenon through analysis of kidnapping incidents published in the newspaper News of accidents during 2016, and to identify the causes and motives.

3. Study Importance

- The seriousness of the phenomenon of kidnapping, and the lack of social studies conducted in Iraqi society.
- The findings of the study that help to develop a set of proposals Recommendations that can contribute to reducing kidnapping.
- The revelations by the media of the increase in kidnappings day after day, especially after events January 25, 2011 to today.

4. Objectives

The present study revolves around achieving the following objectives:

- Identify the extent of kidnapping crimes in Iraq society.
- Identify the social characteristics of the victims of kidnapping.
- Identify the social characteristics of the perpetrators of kidnapping.
- Identify the most important social factors driving the crime of kidnapping.

5. Theoretical Framework

Kidnap in English consists of two words Kidnap. The term dates back to the English language, ``Seize ".To the sixteenth century AD when children were robbed to work in planting. To withdraw as much money as possible to free it or other easily transportable goods, are conducted. Negotiations within hours of the abduction are the victim is isolated and away from: Virtual Kidnapping, Calling his family for two hours, where the kidnappers are able to convince the family that they have. For example, a young man may go to a movie in a cinema, sporting event or other location.

He is able to communicate with his family and usually asks the family to come whatever they can within two hours the criminals accept everything that is offered to them, and the victim returns home. It is the process of extortion that: Psychological Kidnapping d - psychological abduction. They are made on the basis of a threat to the family or a particular social organization that they will kidnap one or more of their members unless the ransom is paid or something is done. A technique that some use Criminals in order to seize money and fulfill hopes without actually abducting anyone Due to the delay in the implementation of the law and the prosecution of offenders, the economic cause is also the cause. The most major cases of kidnapping (ransom) are also the phenomenon of numerous kidnappings. The serious repercussions on the lives of the population in Nigeria, including the loss of confidence in the government, Titled "The Kidnapping Trade," which concluded that "Rachel Briygs, The value of a hostage varies from person to person and this depends on his / her family, family or subordinates Ransom levels vary from country to country and depend on these facts. Most of the abductees are in the country (90%) compared to foreigners. The kidnapping of foreigners is no more than 10%, but they are more valuable. A field

office in the Al-Iraqiya Correctional Service, which concluded that the perpetrators of It has also been shown that the phenomenon of abduction of persons appears to be higher among young people 98.4% of respondents are in the age group between 18 and 40 years For those who remain in the age group (42 49 years), The results of the field research showed that the percentage of single is the dominant (95%) While the percentage of married women (3.3%) and the divorced were (1.7%) and did not record any A divorce was also found, and it was found that the perpetrators of the abduction of persons were low-educated. The percentage of primary school graduates reached 54.3%, followed by 30.8%. (15%) Mom Abdul Husein Bracelets, 2011, The Crime of Kidnapping People - Case Study In Baghdad. Which made it clear that most of the crimes of kidnapping was a despicable motivation to obtain Money by abducting people and committing the crime by seizing the opportunity. Especially children and their inability to resist in indefensible conditions and to use Brutal ways of committing the crime or abusing the kidnapped, and the exploitation of the offender in the commission of the crime, Being an employee, abusing his power or influence, and using the minimum methods of torture, Extortion and the increasing crime of kidnapping people at the present time due to the difficult security conditions, The country has been forced by the sick minds to commit the most heinous crimes in order to obtain Money. The study "Ali bin Fahd bin Ali", 2001, entitled (11): Crime of kidnapping juveniles in light of Islamic Law - A Theoretical and Applied Study from the Case Files in Riyadh Courts he explained that the crime of kidnapping juveniles is not a new crime experienced by modern societies. The result of recent development, but an old crime and then evolved and took new forms and became. Threatens the security and stability of contemporary society, as it lies with those of modern age, as The study shows that the crime of kidnapping juveniles has its three physical, moral and legal elements. The availability of bayonets by this name is better than this includes the crime of kidnapping juveniles as a form of abuse once it is completed. Conditions of war, and that the motive for the crime of kidnapping juveniles, whether to kill or take money or indecent assault, The offer or any other unmotivated motive in terms of making the offense a crime of war or dropping the limit the culprit

6. Methodological

In light of the set of objectives that the study sought to achieve, the researcher used a methodology. Content analysis as one of the most important methods used in descriptive studies, in order to obtain More accurate, in-depth and detailed data and information about kidnappings that have been published in Jarida Accident news during 2016.

A -Spatial domain: The study was applied to kidnappings published in Akhbar newspaper. Therefore, its geographical area was the Arab Republic of Egypt.

B - Human field: The study included analysis of 39 kidnappings that took place during the year. In 2016, there were 43 victims and 104 perpetrators who all represented the human field of the study.

C - Time domain: The study was conducted on all issues issued by the Journal of Accident News. During 2016, from 1242 issued on 7 January 2016 to 1292 Issued on 29 December 2016, The researcher relied mainly on obtaining and recording data on an analysis tool Content (Content Analysis Form), which the researcher designed to serve the objectives of the study.

Kidnappings by armed groups for criminal financial and political reasons have increased people's fears and intimidation in Iraq's cities, as the country faces security challenges that have drawn international public attention to its gravity. The latest kidnapping was carried out by a group of four unidentified gunmen in a white Salvador car with the abduction of Faleh Abdul Razzaq Al-Saadoun at the Abu Shair intersection in the central Algiers region of Basra, where they took him at gunpoint to an unknown destination. Maj. Gen. Mohammed al-Jassem told "Arabi 21" that the kidnapped Sheikh, aged 33 years, is one of the elders of the Saadoun tribes in the district of Zubayr, and may be kidnapping for sectarian reasons and politically motivated, especially as the tribe of Saadoun, which is spread in the provinces of southern Iraq A prominent social influence has been under pressure from displacement from the cities of Basra, Nasiriyah and Kut for almost a year, motivated by influential political actors. He added that the kidnappings taking place in Iraq, although concentrated in the cities of Basra, Diyala and Baghdad constitute one of the consequences of violence at the current stage, while security experts warned of the serious deterioration of the security situation in Basra, which lies 490 km south of Baghdad, especially that warn of increased cases of kidnapping and armed robbery And assassination

being a threat to the lives of safe populations. The oil-rich Basra last September recorded the kidnapping of businesswoman and investor in Basra Sarah Hameed Miran, owner of the Sa'fa Basra project with her driver, by an armed group dressed in black during her exit from the Basra Municipality Directorate. This incident is one of dozens of kidnappings that were hidden. About the media Basra police chief Maj. Gen. Faisal al-Abadi attributed the abductions taking place in Basra from time to time, to the security vacuums left by the participation of security forces in the battles taking place in the western areas of the country, especially after the events of the tenth of June after the capture of ISIS elements in Nineveh And Saladin. There have been many cases of kidnappings bearing the fingerprints of sectarian political parties for the purpose of displacement, as has been the case in Anbar since the beginning of 2013, including the left material evidence relating to the abduction of children, where it is required for the release of funds to be negotiated. A number of citizens expressed fears of increasing cases of child abduction and armed crimes, where Abdul Karim al-Saadoun, that the deteriorating security situation has created appropriate conditions for criminal kidnapping gangs and the implementation of their aims in the implementation of the crime and earn money. These fears prompted the citizen Umm Salim to demand the government to move and protect the lives of citizens and expressed fear for her children just out of the door of the house or when they go shopping and meet the needs of the house, demanding the government to assign volunteers to protect residential areas, while Haji Ali Saadoun demanded that the system of night guards be restored In order to establish security in the country. Sociologists believe that the increase in cases of kidnapping is due to the absence of state authority and targeting of the system of social values and individual behavior and thus the occurrence of cases of chaos and chaos without a security deterrent or authoritarian or moral. Dr. Ahmed al-Dulaimi, a professor of sociology at the University of Baghdad, told "Arabi 21" that the cases of kidnapping and killing the victim and then receive the amount for the handover of the body is a revenge-driven kidnapping and constitutes the highest degree of crime, and bears the fingerprints of political agendas threatening the national entity. He pointed out that there is another type of kidnapping, which concerns children in order to obtain easy money in order to obtain money in easy ways and buy luxury homes as it is happening at present, and attributed the reasons for the

widespread kidnapping in both cases of the security vacuum resulting from the violence in the country on several fronts of Iraq. Recent months have seen a noticeable increase in the activities of crime gangs seeking richer wealth. The kidnapping of ransom has been seen as a lucrative business, and displacement has been made through the kidnapping and murder of a tribal symbol, businessman or cleric to deter others from leaving their homes

7. Results and Discussion

The size of kidnappings according to what was published by the Accident News: In 2016, 39 incidents were recorded from 1/12 to 30/30 / by analyzing the numbers issued since 1 A kidnapping published in the Accident News Gazette, can be broken down by where it happened to Two groups (governorates of Upper Egypt and Upper Egypt), as well as (rural and urban), where Show the following:

Age: Most of the abductees were found to be young (49% aged 2-15) 16 years of age, less than two years of age (followed by adolescents (15 to 30 years)). This may indicate that the kidnappers are always looking for the easy victim who does not. They can resist or are easy to be seduced and predated. Place of residence: It is clear from the data of the previous table that most of the victims kidnapped are children 88%, compared to 22% of the countryside, reflects the nature of urban society. The wide and indirect relations prevail in which the victim is easier to obtain compared to With the interdependent rural community in which direct relations prevail. The economic situation of the family of the abducted: the results of the previous table showed that about half The sample was from 49% wealthy households, which illustrates one of the main dimensions of Kidnapping is a ransom from the family. Identify the social characteristics of the perpetrator of the kidnapping (kidnappers). The number of perpetrators in kidnappings reached (104) perpetrators The individual and the other two participants, as shown in the following table. Identify the most important social factors driving the crime of kidnapping. Factors are the motive and purpose of the commission of the criminal act, and the factors driving it. Abductions are numerous and intertwined, whether psychological, social or cultural, and with a Content analysis on the direct motive that motivated the offender and prompted him to commit his crime. It is difficult to ignore the impact of other motives surrounding the perpetuation of crime, Cultural, customs, traditions

and social pressures that surround the perpetrator of the crime before it occurs. An analysis of the content of kidnappings published in the news of incidents in 2016 shows that there is The motives for this type of crime are the following. 69% of the total kidnappings published in 2016 were repeated, most of which came to obtain. To obtain a ransom or a payment for the release of the kidnapper. Social factors came in second place at 10%, repeated in four Incidents, some in order to obtain testimony in court or to intimidate a family. The victim may do something or press for a social demand. Economic factors have been at the forefront of the drivers of kidnapping 69% of the total kidnappings published in 2016 were repeated, most of which came to obtain To obtain a ransom or a payment for the release of the kidnapper. Social factors came in second place at 10%, repeated in four Incidents, some in order to obtain testimony in court or to intimidate a family The victim may do something or press for a social demand. Political and neurological factors of all kinds were ranked third with 10% of the total. The abductions were published, possibly due to the nature of the transition period that still exists. Egyptian society after contemporary political transformations. Family factors came in the fourth place, by 8%, where in these cases One of the family members was kidnapped in order to get his son after the divorce or for pressure On his wife to fulfill a certain requirement. Other motives such as assault or rape have had few incidents 10% of published incidents. The gravity of the recent increase in child abduction has prompted the Algerian lawmaker to Establish mechanisms to combat this crime, as the child suffers from weak physical and mental abilities If compared to an adult, it is easy for those who beg themselves to commit a crime against him, especially kidnapping without. Carelessly, resulting in the Algerian lawmaker to establish protection for the child both in the Penal Code, the Protection Act Childhood, or the Code of Criminal Procedure, and under the enormous figures recorded daily by this crime and with Its enormous expansion is impossible to keep silent about, as it draws from day to day an ever-increasing curve Doubling from year to year, the relevant departments for 2011 recorded 28 kidnappings In one month, almost a kidnapping every day, until it became an obsession within Algerian families, The causes of this phenomenon are varied, most notably sexual assault ransom.

8. Recommendations

At the end of this research it can be concluded that the people has received the attention of the Iraqi legislator by highlighting the most important. The mechanisms that can be adopted to prevent and combat the crime of human abduction are discussed in this paper. First, the mechanisms for the prevention of the crime of abduction of people, namely the social and judicial protection of the human; Social protection, divided into protection at the national level, is a national body that guarantees protection The promotion of the rights of the people, and protection is divided at the local level, which is in the interests of the open environment It aims to investigate the real reasons that led to the presence of the human in danger, and the judicial protection It is with the intervention of the juvenile judge, who guarantees and seeks to provide such protection, which guarantees a better life for the people It also provides special protection to human victims of certain crimes, particularly kidnapping Special interval procedures that can assist in investigations. We dealt with the mechanisms of combating the crime of abduction of human, which are: The Penal Code, the Law on the Protection of people and the Code of Criminal Procedure. The study has a number of findings that may contribute to the fight against this crime as follows:

- The kidnapping of human is old, but its emergence in recent years is due to several reasons, Therefore, a thoughtful and in-depth plan should be developed to find out the real causes of this crime and develop Ways to combat it.
- Conduct a comprehensive psychological and social study with the adoption of a field study of this crime to know the causes and ways to address them.
- The crime of kidnapping is a serious crime and its damage affects not only the people but also the community and the public order of the state.
- States harness bodies to protect human that are not sufficient to protect them from abduction and evidence of increasing this act continuously.
- The emphasis on punishment is not the solution to stop its spread if not all the actors involved in it the society.

Depend on the finding of this paper, the recommendation are imperative as follow:
The Mobile line purchased should be fully .a
registered

Police officer transfer from one location to others is predictability .b
 Make effort on the building more court room .c
 Stop paying lip service to the fight against corruption .d

9. Conclusion

At the end of this research it can be concluded that the people has received the attention of the iraqi legislator by highlighting the most important the mechanisms that can be adopted to prevent and combat the crime of peoples. First, the mechanisms for the prevention of the crime of abduction of children, namely the social and judicial protection of the child; Social protection, divided into protection at the national level, is a national body that guarantees protection. The promotion of the rights of the child, and protection is divided at the local level, which is in the interests of the open environment. It aims to investigate the real reasons that led to the presence of the child in danger, and the judicial protection. It is with the intervention of the juvenile judge, who guarantees and seeks to provide such protection, which guarantees a better life for the child. It also provides special protection to child victims of certain crimes, particularly kidnapping Special interval procedures that can assist in investigations. we dealt with the mechanisms of combating the crime of abduction of children, which are: The Penal Code, the Law on the Protection of Children and the Code of Criminal Procedure. The study has a number of findings that may contribute to the fight against this crime as follows:

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- Conduct a comprehensive psychological and social study with the adoption of a field study of this crime To know the causes and ways to address them.
- The crime of kidnapping is a serious crime and its damage affects not only the child but also the community And the public order of the state.
- States harness bodies to protect children that are not sufficient to protect them from abduction and evidence of increasing this act continuously.
- The emphasis on punishment is not the solution to stop its spread if not all the actors involved in it the society.

Whoever abducted or is kidnapped shall be punished by temporary imprisonment from five to ten years Arrest or detain any person without an order from the competent authorities and outside the cases in which Authorizing or ordering the arrest of persons by law. "Such penalties shall apply to any person who has seconded a place of detention or detention If imprisonment or detention continues for more than a month, the penalty will be imprisonment Provisional 10 to 20 to 20 years. In the event of a camouflage by the kidnapper by wearing a formal suit; A statutory indication or the impersonation of a false name or by a false order on the public authority. The penalty becomes life imprisonment, the same penalty applied to the kidnapper in. If the kidnapping occurred by means of motorized transport or under threat of death as This is provided for in Article 292 of the Penal Code. The penalty is a maximum penalty of life imprisonment in the event of the abduction On the physical torture of the abducted, imprisoned or detained as the same penalty is inflicted on Anyone who abducts a person for ransom, as stated in Articles. The Iraqi lawmaker should increase the penalty in case of abduction of the people of a male and female mother using violence and threats and making it an aggravating circumstance, a situation that was ignored by the legislator

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