



BULLYING AND LEGAL ACCOUNTABILITY: VICTIMS' COMPENSATION IN INDONESIAN CRIMINAL, CIVIL, AND ADMINISTRATIVE LAW

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Abstract: Human Rights (HAM) is a basic right that is inherent in every individual from birth and must be respected, protected, and fulfilled by the state. In the rule of law, the protection of human rights is one of the main indicators of the upholding of the rule of law and justice. The Indonesian criminal law system essentially functions not only as an instrument to tackle crime but also as a means of protecting individual rights for victims, suspects, defendants, and convicts. This research aims to analyze the position of human rights in the Indonesian criminal law system, examine its implementation across various stages of the criminal justice process, and identify the challenges to realizing a criminal justice system oriented toward respect for human rights. This study employs normative legal research methods, including a statutory, conceptual, and case approach. The legal materials used consist of primary, secondary, and tertiary sources, which are analyzed qualitatively through literature review techniques. The results of the study show that the position of human rights in the Indonesian criminal law system has a very fundamental position because it is constitutionally guaranteed in the 1945 Constitution of the Republic of Indonesia and various other laws and regulations, including Law Number 39 of 1999 concerning Human Rights and Law Number 1 of 2023 concerning the Criminal Code. However, the implementation of human rights protection still faces various challenges in the form of torture practices, disproportionate detention, violations of the principle of presumption of innocence, and the lack of optimal monitoring mechanisms for law enforcement officials. Therefore, it is necessary to strengthen regulations, enhance the professionalism of law enforcement officials, and harmonize criminal policies that are oriented towards human rights protection.

Keywords: Human Rights; the Criminal Law System; Protection; Children.
