



EVE TEASING: ASSAULT OR HARASSMENT BY ANOTHER NAME

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“Woman is not a born woman, she is made one”-Simone de Beauvoir

• **ABSTRACT:**

Eve teasing was known as a big community downside through a community-based democratic method with 9 villages in geographical area, India. Eve teasing may be a common saying in South Asia for molestation of ladies publicly areas by men. the aim of this study was to characterize the which means of eve teasing within the rural context, particularly among feminine youth, and to develop a method to live its incidence. Mixed ways were utilised together with focus cluster discussions (FGDs), semi structured interviews, and direct observation of form) administration. xxxiv folks participated in six FGDs; 2 with adolescent boys (n = 10), 2 with adolescent women (n = 15), and 2 with ladies ages twenty to twenty six years (n = 9). cardinal females, ages fourteen to twenty six years, were recruited through purposive sampling for face-to-face interviews in homes and faculties. 24 interviews were ascertained on to aid form development. Eve teasing was delineated as staring, stalking, passing comments, and inappropriate physical bit. Perceived consequences of eve teasing enclosed tight restrictions on girls' quality, inability to attend faculty or work, women being goddamned, and inflicting family issues. FGD participants urged that eve teasing will cause depression and suicide. Among the thirty six (40.4%) interview

participants WHO reported eve teasing, 61.1% reported feelings of anger, 47.2% reported feelings of shame or humiliation, and quite one third reported feelings of worry, worry, or tension. The form offers a method to assess the incidence of eve teasing that's culturally relevant and age applicable for feminine youth in India.

• **KEYWORDS:**

Eve teasing ,sexual, harassment, menace, psychological, tortious liability, etc.

• **INTRODUCTION:**

Eve teasing has been a serious menace in our society. There is no uniform law in this country to curb eve teasing effectively in or within the precinct of educational institutions, places of worship ,bus stands, metro stations, railway stations, cinema theatres, parks, beaches, offices, public transport, vehicles, places of festival, etc.

• **ESSENTIAL CONSTITUENTS OF EVE TEASING:**

Pinching and poking by boys.

Touching girls on the sly.

Passing of lewd remarks.

Singing obscene songs to embarrass them.

In recent years, in some university campuses these forms of eve teasing have been replaced with brazen acts like-*dupatta snatching, back patting and in some cases even forced teasing.*

• **ORIGIN OF EVE TEASING:**

Eve teasing is a euphemism used in India for public sexual harassment or molestation of women by men with the use of the word



“Eve” being a reference to the biblical Eve, the first woman on this planet.¹

• **EVE TEASING AS A TORTIOUS LIABILITY:**

Tort is a civil wrong. Now this wrong is redressible by an action for unliquidated damages. Eve teasing is a civil wrong. The eve teaser causes injury to the plaintiff which in turn affects er both physically and mentally. It is an unlawful infringement on victim’s privacy and person.²

• **EVE TEASING AS A TRESSPASS TO PERSON:**

Eve teasing is an unlawful infringement on victim’s privacy and person. Thus, it trespasses the right to privacy and the right to dignity of the victim.

• **PRESENT SCENARIO IN INDIA:**

On January1,2017,the nation was shocked at the event that took place at the third safest city of India, in Bangalore. The girls on the street were touched and grabbed, groped ,catcalled and abused without any hesitation and reluctance.

Despite as many as 1500 policemen being present on the streets, they were not able to avoid an incident of this nature.

This shameful display of sexual violence too place when women were leaving the pubs after celebrating on New Year’s Eve, where they ran into drunken hooligans who allegedly tried to molest them.³

• **HAPPENING PLACES OF EVE TEASING:**

Mostly around women colleges and schools, in buses and trains ,at bus stands and railway stations, in places of public entertainments, crowded places and fairs and within campuses of educational institutions. In most cases those who com from educated, cultured and enlightened and affluent families, take part in eve-teasing.

• **CRIMINALIZATION OF EVE TEASING:**

Now, take a look at Eve teasing punishment in India in Criminal Laws-

Honestly in Indian Penal Code, the word ‘eve-teasing’ does not exist. Eve teasing is an attitude, a mindset, a set of behaviour that is construed as an insult and an act of humiliation of the female sex. However, victims of eve teasing could take recourse to certain sections of the Indian Penal Code.

1-The non-penetration of sexual assault u/s 354 of IPC is punishable with- a maximum term of 2 years of imprisonment of either description or with fine or both.

2-Section 509 of IPC states that words, gestures or act intended to insult the modesty of women shall be punished with simple imprisonment for a term which may extend to 1 year or with fine or both.

3-Section 294 provides the imprisonment for either description for a term which may extend to 3 months with fine or with both.

Thus, eve teasing is a wrong against the honour, dignity and self-respect of a woman. It hurts her at the core of the soul. We need a strong combating for this fast growing problem.

¹ www.definitions.net

² www.legalservicesindia.com

³ www.betterindia.com



- **PROSECUTION:**

Although, Indian law does not use the term eve teasing, victims earlier usually seek recourse through section 299 of the IPC which sentences that a man found guilty of making of girl or a woman the target of-
Obscene gestures,
Remarks,
Songs or recitation, will be subjected to a maximum jail sentence of 3 months.

NEWS:

UP Woman, Daughter Consume Poison at SP Office over Police Inaction on Eve Teasing

Muzaffarnagar (UP): a girl and her girl tried suicide by overwhelming poison at the SP workplace in Uttar Pradesh's Shamli district allegedly over eve-teasing by some neighbours and police "inaction" on their grievance, an officer aforementioned on Thursday.

A police sub-inspector was suspended for alleged negligence of duty, the senior police official aforementioned.

According to Shamli Superintendent of Police Ajay Kumar, the incident happened} on Wednesday once the mother-daughter couple had return to his workplace to complain about eve-teasing.

The two were shifted to hospital, the SP aforementioned.

Meanwhile, a case was registered against 5 persons — Vipin, Arvind, Naresh, Sunil and Asian country below relevant sections of the Indian legal code at Khodsama village below the Jhinjhana station house limits in Shamli.

The in-charge of Chosana police outpost, Sub-Inspector Binu Singh, has been suspended for alleged negligence of duty when the victims claimed that no FIR was registered on the idea of their grievance.

Girls during this province Village square measure Opting Out of college For the concern of Harassment

Patna: In Bihar's Saharsa district, women square measure throwing in the towel of college when being troubled daily on their thanks to the establishment.

The girls discovered that this has been happening for the past one year. "We confided in our friends, however set to not tell our oldsters. we have a tendency to feared we'd be stopped from about to faculty. however of late it's become unendurable. they'd confront US on the approach and pass lewd remarks," one among the scholars aforementioned.

Recently, once 3 women discovered the ordeal to their families, they were thrashed. one among the ladies suffered severe injuries and her shoulder got disjointed. the ladies failed to move to faculty when this.

An FIR has been lodged against the culprits.

Sub-divisional officer Mridula Kumari admitted that the ladies went through psychological stress over the amount of your time and ne'er told to their oldsters.

However, she assured that action are taken and a probe to nab the culprits is on. She conjointly informed that police personnel are deployed on the road resulting in faculty.



Earlier, on Gregorian calendar month half-dozen, a minimum of thirty four women were lac within the adjacent district of Sapaul district for resisting a harassment bid by the native boys.

Relatives of defendant and different locals thrashed over fifty lady students, a number of them square measure still undergoing treatment in Triveniganj referral hospital.

• **PROTECTION:**

STATUTORY DUTIES OF POLICE-

Following are the statutory guidelines and procedure that the POLICE follow when dealing with cases of sexual abuse against women-

1-Outraging Modesty-Section 354 of Indian Penal Code

2-Sexual harassment-Section 354A & 354B of Indian Penal Code.

3-Voyeurism-Section 354C of Indian Penal Code.

4-Stalking-Section 354D of Indian Penal Code.

5-Eve teasing-Section 292,294 & 309 of Indian Penal Code.

Other sections-Section 154 to 174(chapter XII) of Criminal Procedure Code,1973

• **ERADICATION OF EVE TEASING:**

①Family education-This is an important aspect of eradication of eve teasing. A child is to be brought up under the good education of the family members mainly parents. A positive education and culture by the parents helps in positive upbringing of the child. The child starts developing a positive attitude towards the society and its members.

②Counselling is needed to both the offender and the victim of social evil-Counselling helps in clarifying and correcting the misconceptions in the minds of the both. When someone becomes such victim she needs more of mental care and support rather than anything else. Words have more healing power which is very effective to a victim. On the other hand, counseling of an offender helps to get reduce all the guilty thoughts, its negative aspects and all.

③Victims must come forward and register a complaint-Many of the times, there is less moral support and as a result they don't take a step to lodge a complaint. But they should be encouraged and they should come forward to register a complaint.

④Giving straight punishment to the offender-There should not be any delay in providing punishment in such cases. The judicial system and government should come forward with new legislations in order to provide speedy punishment to the offender.

⑤Implementation of Regulations-Provision of filing a complaint online for women victim on the website of the State Police and a shortest possible response time must be achieved. Some states in India like Punjab has already launched a provision for online filing of complaints and women issues and handled by a dedicated wing under the IGP rank officer.⁴

⁴ www.euroasiapub.org



• **THIS DATA SHOWS HOW WOMEN IN INDIA IS GETTING UNSAFE:**

The crime statistics in 2016 are unrolled by National Crime Record Bureau (NCRB) all over again stating the apparent that our country whether or not it's the cities or the agricultural areas is very changing into unsafe for ladies.

A total of 338,000 incidents of crime against ladies were recorded in 2016 against the overall of 329,000 crimes against ladies in 2015.

Rape, the foremost dreadful crime against ladies too have seen a surge as a complete of thirty eight,947 rapes were rumored in 2016, compared to thirty four,651 in 2015.

But the statistics have set out with a worrying truth which could jolt all the methods being created to prevent crime against ladies because it has been learnt that in ninety four.6 per cent cases, the suspect was notable to the victim and in several cases they were relatives as shut as being the daddy, brother, and uncles.

Not solely ladies, however even kids don't seem to be safe and there has been rise in crime against kids. The report showed that within the year 2016, a complete of thirty eight,947 cases of rape were registered within the country below Protection of kids from Sexual Offences Act (POCSO) furthermore as Section 376 and alternative connected sections of the Indian legal code.

Among these thirty eight,947 cases, in 36,859 matters, suspect square measure associated

with the victims. Similarly, it aforementioned that in 630 cases, victims were allegedly raped by grand-father, father, brother and son whereas in one,087 cases the suspect were acquaintances.

In 2,174 cases, the suspect square measure relatives and in ten,520 matters, it had been neighbours WHO were facing charges of rape, it said.

In 600 cases, employers and associates square measure suspect of rape, the report aforementioned.

No strategy is probably going to figure here since it's serious breach of trust as a result of the one that is meant to be the shielder of the victim is that the suspect. however measures are often taken to support the safety for ladies generally. The steps ought to be taken to supply a powerful setting generally wherever ladies for safe, a minimum of publicly places that isn't the case at this time.⁵

CONCLUSION:

Eye teasing is a fast growing sexual harassment towards women in India. This problem needs speedy redressal since this leads to other serious sexual harassments and other serious social evils.

“Euphemism” is of Greek origin and refers to the utilization of fine words to forestall unhealthy luck. It's pleasing term for a disagreeable act. we tend to use euphemisms for numerous reasons: to create one thing additional socially acceptable; to sound additional social class or au courant; to cover the severity or truth of an incident from others and even from ourselves.

⁵ <https://www.indiatimes.com/news/india/ncrb-data-shows-how-women-are-getting-more-unsafe-here->

<are-11-measures-that-may-help-them-to-feel-safe-335043.html>



In the Indian term “eve-teasing,” the word “eve” alludes to the biblical story of Eve tempting Adam to stray from the trail of morality. Associate in Nursing English language definition for “teasing” is “to tempt somebody sexually with no intention of satisfying the will aroused.” each elements of the term place the blame on the woman; she is that the adult female United Nations agency isn’t providing one thing she has secure. the person is thus absolutely among his rights to require it forcibly; or a minimum of, his actions or reactions square measure graspable.

If the Indian media makes light-weight of harassment by employing a locution, Indian widespread cinema encourages such behavior.

The portrayal of sex in film industry has long been inoffensive. The couple kisses behind a tree; tangled feet indicate sexual intercourse; a rape is denoted by a flock of raucous birds disturbed from their peace and rising into the sky.

Women also are shown as teasing. Young girls - wearing garments way out of the social norm - jab breasts and hips at young men square measure unremarkably continual dance scenes in film industry and Tollywood movies. nearly each motion picture includes a song during which the young man pulls the dupatta (scarf) of a young woman, and though she pretends to urge angry, it's silent that on the QT she loves the eye.

Worse although is that the continued portrayal of the rape victim as fallen, devastated, hopeless and isolated. She has solely 2 decisions - either she marries the person United Nations agency raped her or she commits suicide - each to forestall any shame on her family.

As euphemisms evolve - and that they do - we tend to may decision slums “alternative habitats” or poor folks “financially disadvantaged.” Comedian patron saint Carlin quipped that someday we tend to might hear a rape victim referred to as “an unwilling gamete recipient.” He same it in jest, however “eve-teasing” is employed altogether seriousness in Asian nation.

While the utilization of euphemisms is also acceptable in some things like a personal voice communication or creative illustration, it is impeding and harmful within the public discourse of a significant issue wherever the aim is to evoke modification.

Using a locution leads US to believe we're discussing one thing abstract, hygienical and theoretical, rather than one thing visceral, dirty and immediate. generally we'd like to get rid of all the ribbons and bows and wrappings and appearance the ugly, stinking beast within the eye.

In a paper titled “Intellectual Fashion in Asian nation,” Asma Riswan, a faculty member at People's cluster in Bhopal describes locution as “linguistic dishonesty.” In India, what we tend to decision “ragging” is really the bullying of latest faculty students, whereas those we tend to tenderly decision “Widows of Vrindavan” square measure thousands of aged ladies United Nations agency, once their husbands have died, are abandoned by their families to beg on the streets of Vrindavan. What we tend to decision the “missing lady child” refers to the ample deaths by induced abortion, infanticide and murder of women underneath the age of six. then in fact there's the “eve-teasing” done by “lumpen components.”



We have to maneuver aloof from the locution “eve-teasing” to a minimum of the orthophemism “sexual harassment.” maybe even more practical is also the saying “Sita-bullying.” this could move to several Indians as Sita is that the pious adult female of the Hindu god avatar and higher than ethical reproach; she continues to be seen because the exemplary girl, wife, and mother. Bullying is Associate in Nursing unambiguous word. the complete term along – “Sita-bullying” – can be helpful and necessary in dynamic our thoughts, conversations, and actions.

Our bark has to be abundant harsher if it's to possess any bite.⁶

- **REFERENCES:**

www.definitions.net

www.legalservicesindia.com

www.betterindia.com

<https://blogs.wsj.com/indiarealtime/2013/04/21/the-term-eve-teasing-must-die/>

www.euroasiapub.org

<https://www.indiatimes.com/news/india/ncrb-data-shows-how-women-are-getting-more-unsafe-here-are-11-measures-that-may-help-them-to-feel-safe-335043.html>

⁶ <https://blogs.wsj.com/indiarealtime/2013/04/21/the-term-eve-teasing-must-die/>