

Akses kepada bantuan hukum bagi perempuan yang bermasalah dengan hukum pidana dan implikasinya terhadap proses beracara dalam peradilan pidana Indonesia = Access to legal aid for women whom had problem with criminal law and its implication in the process on the criminal procedure law of Indonesia

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Abstrak

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Skripsi ini membahas keterkaitan antara akses kepada bantuan hukum bagi perempuan yang bermasalah dengan hukum pidana dengan proses beracara dalam peradilan pidana dengan sudut pandang pengalaman perempuan. Perempuan yang menjadi tersangka/terdakwa/terpidana, tidak dapat mengakses haknya untuk mendapatkan bantuan hukum karena adanya ketimpangan relasi kuasa dengan penegak hukum, serta dianggap sebagai kaum lemah. Terhalangnya akses kepada bantuan hukum ini mengakibatkan tersangka/terdakwa/terpidana tidak mendapatkan hak-haknya. Hak-hak yang dilanggar akibat terhambatnya akses kepada bantuan hukum ini beragam, mulai dari teknis pemeriksaan tersangka yang mengabaikan hak asasi manusia, peradilan yang tidak memberikan hak-hak terdakwa dalam persidangan, sampai hak-hak terpidana yang diabaikan.

ABSTRACT

This thesis is discussing about the relation between the accesses to legal aid, with the Process on the Criminal Procedure Law. As a vulnerable group in this case, women who are the suspect/defendant/convict due to no power and imbalance of power relations with law enforcement. Therefore, they are unable to get access to their rights for legal aid. The impacts of impeded access to legal aid are diverse. Start from the technical suspect inspection in which human rights ignored, justice does not give the defendant's rights in the trial, until offenders' rights post- judicial verdict ignored.

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