

## HUMAN RIGHTS IN RELATION WITH ISSUES OF CHILDREN

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### INTRODUCTION

The present era is changing very swiftly in every aspect of life. Everyday a day rises with new ideas, innovations and inventions. These ideas and inventions are playing an important role in enhancing the development of the society.

Society should be governed and need to have knowledge about the changing environment of the world in every aspect of life. The main resource to have a good and an updated Society there must be existence of good law and people should aware about their rights and duties. One of the major rights people have is HUMAN RIGHTS or in simple words Right of an Individual. Human Rights are basically Rights which are inherent to all humans despite of their nationality, sex, origin, color, language, age or any other status. These rights are all interrelated, interdependent and invisible. And it is a Universal Right, Human rights are not bound in the boundaries of the any state or country they are universal in nature. When we talk about the status of human being, Age is clearly mentioned above. So children are also entitled of their rights. A child is any human the age of eighteen. There are various issues which are infringing the right of child. To define Children's rights are the human rights of children with particular attention to the rights of special protection and care afforded to minors. But people are less aware of about them, they don't know about their rights and they don't have any idea about how to get justice in that particular matter, so they don't raise their voice in respect injustice happen with them. Awareness is very important element for the growth of the society, in present era people should know about their rights so no one can infringe them from their universal rights.

People are unaware of their right that's why these issues are rising in daily bases which are infringing the right of individual and making them deprived of their rights. There are tribunal courts and various International and National commissions for these issues but there is lack of awareness. Government should run awareness programs related to these issues which will be highly helpful to make them updated about their rights and not to get deprived of their rights.

### HUMAN RIGHTS

“All human beings are born free and equal in dignity and rights.”

- Article 1, United Nations Universal Declaration of Human Rights

Human rights are basic rights of an individual; they are freedoms to which all human beings are entitled, such as civil rights, right to life, right to liberty, freedom of expression, political rights and many more. Human rights are basically freedoms which are established by the international agreement or custom, they protect the interest of human being and the conduct of government in every nation. Human rights are different from civil liberties, civil liberties are freedoms given by the particular state and they apply in that particular state and its jurisdiction.

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## ISSUES RELATED TO CHILDREN

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Many of children around the world are exploited, abused, and discriminated against. They need special protection for their physical, mental, spiritual, moral and social development. Children worldwide suffer from various issues every day. Not too many people are aware of the different kinds of issues with the children undergo, not because they don't care but because it is not publicized enough for anyone to do anything about it. Human Rights are basically focused on the right of human, despite of child. That's also a reason that Child Rights are not get in the notice of everyone. Some Issues which are related to children are as follows-

○ **Lack of access to education**

Education is a basic right for all children around the world, yet in the developing world there are almost more than two billion children, most of which are not receiving a proper education or any education at all. The lack of education for much of the world's children is of grave concern, and continues to impact not only the lives of the children themselves but the development and progress of the entire nations.

The very cause of this issue is poverty, a huge portion of today's population lies below the poverty line, which indicated that they do not have access to basic requirements of essential commodities including food and water. If you don't have enough to eat, how can you dream of going to school? The vicious circle of poverty stands like an evil ring of fire between the society and its education. Poverty is not only soul cause of lack of education; there are gender imbalances, state imbalances, caste imbalances and many more.

○ **Hazardous labor exploitation**

Hazardous child labour is work in dangerous or unhealthy conditions that could result in a child being killed, or injured and or made ill as a consequence of poor safety and health standards and working arrangements. Some injuries or ill health may result in permanent disability. Often health problems caused by working as a child labour may not develop or show up until the child is an adult. Poverty is undoubtedly a dominant factor in the use of

child labour; families on or below the poverty line force their children into work to supplement their household's meager income. Eradicating poverty, however, is only the first step on the road to eliminating child labour.

○ **Physical abuse**

Physical abuse is deliberately hurting a child causing injuries such as broken bones, burns or cuts. It isn't accidental, children who are physically abused suffer violence such as being hit, kicked or having objects thrown at them. Shaking or hitting babies can cause non-accidental head injuries (NAHI). Sometimes parents or caregivers will make up or cause the symptoms of illness in their child, perhaps giving them medicine they don't need and making the child unwell, this is known as fabricated or induced illness (FII). There's no excuse for physically abusing a child. It causes serious, and often long lasting, harm and in severe cases, death. There is not any single fact which causes child physical abuse: abuse usually occurs in families where there is a combination of risk factors. Abuse and neglect occur most often in families who are under pressure and lack support.

○ **Sexual Abuse and Exploitation**

Sexual abuse with children is any unwanted sexual behavior or activity that makes the victim feel uncomfortable, frightened or threatened. It is sexual activity that the person has not consented to and refers to a broad range of sexual behaviors, including the use or threat of violence to force another person to engage in a sexual activity against their will. Sexual exploitation includes; engaging a child or soliciting a child for the purposes of prostitution and using a child to film, photography or model pornography.

○ **Orphans and abandoned children without adequate care**

An orphan is a child who has one or two deceased parents. Of the 132 million orphans who live in developing countries, an estimated 13 million have lost both parents. Children lose a parent due to natural disasters, famine, and war. The latter factor also contributes to the displacement of children across borders. Extreme poverty, illness, abuse and incest can also tear nuclear families apart and, in the end, lead to abandonment. An orphaned child is alone in an adult world. They experience serious violation of many of their rights. Such as; nutrition, shelter, education, health care, child labour and many more. There are many more issues with children at present time, and there are laws also but the thing is that people are not aware of that.

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## LAWS

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The wider term that exist in the society on which the phenomenon for removing the chaos and for development of piece is going on. For a peaceful society there must be a good government to enhance the growth of the society by making proper order of rules and

regulations. According to Salmond “*Law is the sovereign part of the society needed to maintain peace and remove chaos from the society.*” As the generation is growing day by day the law made by the government is also strict manner because if the law is not made for high growing population in strict sense then there will not be a proper formation of society of human being.

So to remove the chaos and injustice, there are some laws were made by the international agreement and treaties.

- International Human Rights Law- They are the structure or can say body of international law designed in a format to promote and protect human rights at International, National and State level. They are derived from the united nation declaration of human right.
- Commission of protection of child right act, 2005 (INDIA), which is originally based from the Convention of protection of child rights, 1989. It was the first legally binding international instrument to incorporate the full range of human rights whether they are civil right or cultural, economic and more. The national government made a committee to monitor it completely and ratify it. CRC is widely ratifying treaty with almost 190 plus ratifications. Despite of all other countries only two countries are not ratifying the treaty they are United States and South Sudan. It is sourly based on four principles.
  - Nondiscrimination,
  - Right to life,
  - Survival and development and the last Best interest of the child.
- NCPCR (National Commission for protection of child rights), 2007
- POCSO (Protection of child from the sexual offences), 2012, this act dealt with the protection of child from the sexual offences and abuse, before that act every sexual offence with the child was come under the IPC (INDIAN PENAL CODE) .

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## CONCLUSION

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To conclude, one can say that in present era there are some issues with children but there are remedies are also available, there is lack of awareness. Issues are not publicized enough for public to react over them. And some are publicized but they don't know where to go to seek justice. Governments are running tribunal courts in every very next state and country but they are not publicized enough so people are less aware about the courts and their rights. Government should run some awareness programs in respect of letting people know about their rights and where they can seek justice.