

Domestic Violence against Women in India

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Introduction:

This topic only aims at to discuss on all aspects of Domestic Violence against Women in India. The domestic violence is based wholly on the Utilitarian aspect (Theory of Utility aims at pursuing that goal or make that law which aims at producing greatest happiness for greatest number of people. In this regard it means that one should analyze the law on grounds of its goodness or badness. (Utility Theory from Jeremy Bentham to Daniel Kahnman). We will call this Act at this point of time as we never know where this Act will lead us to. All what is discussed under this topic is wholly my understanding and analysis to this act which could prove out to be wide of the mark. What is a violence? Violence is an act of aggression that crosses the boundary of another person's autonomy and identity it is coercive instrument to: "assert one's will over another, to prove or feel a sense of power."¹ The term domestic violence implies the incidence of familiar or intimate battering having reference to an idealized family unit functioning in a protected and secluded manner, appropriately shielding from the public.² This idealized conception, the rhetoric of inviolability of family as an institution, has shielded domestic violence behind an iron curtain as an unacknowledged phenomenon behind the "closed door" of the family, a private matter between "inmates", which is neither a concern of public scrutiny nor of interventions.³

Domestic violence:

What is domestic violence? Domestic violence manifests as verbal, physical or psychological abuse, often in the forms that are more subtle than the violence elsewhere

1 Robert Litke: "Violence and Power", International Social Sciences Journal. 1982

2 Fireman M.A: Preface in The Public Nature of Private Violence: The Discovery of Domestic Abuse, Fireman M.A and My Kitiuk R (Eds.) Rutledge, New York, 1994. Pp.XI.XVIII.

3 AIR 1999(JS) 145.

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