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ABOUT US

WHITE BLACK LEGAL is an open access, peer-reviewed and refereed journal provided dedicated to express views on topical legal issues, thereby generating a cross current of ideas on emerging matters. This platform shall also ignite the initiative and desire of young law students to contribute in the field of law. The erudite response of legal luminaries shall be solicited to enable readers to explore challenges that lie before law makers, lawyers and the society at large, in the event of the ever changing social, economic and technological scenario.

With this thought, we hereby present to you

BEHIND THE LENSES OF THE XXX

INDUSTRY & ITS IMPACT ON **HUMAN RIGHTS.**

AUTHORED BY - MS. MAARIA LAKDAWALA(A017)

YEAR: BBA-LLB 4TH YEAR, SEMESTER-VII

THE SVKM'S NMIMS, NAVI MUMBAI

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ABSTRACT

This research paper explores the impact of the adult film industry on human rights violations. The paper argues that porn leads to the violation of human rights for adult performers, including rights to dignity, equality, and freedom from degradation. Porn promotes problematic attitudes that dehumanize and objectify women. The paper also argues porn is linked to increased sex trafficking, as performers can be coerced or tricked into participating.

The paper provides an overview of laws in India related to pornography and obscenity. It notes the rise of digital sex crimes like revenge porn and analyzes a case study of the Nth Room scandal in South Korea, where girls were blackmailed into providing explicit content. The author argues the Nth Room case violated numerous human rights conventions.

In the analysis, the paper asserts that porn causes harm by promoting addiction and normalized violence. The conclusion calls for greater regulation of the adult industry, including policies to combat digital sex crimes and support for individuals suffering from porn addiction. Key recommendations include comprehensive sex education, increased awareness of porn harms, and stringent laws against extreme content. Overall, the paper makes a case that the adult film industry perpetuates misogyny, violence, and human rights abuses.

RESEARCH OBJECTIVE.

- To understand the need for regulations in relation to adult movie industry with increase in evolution of digital sex crimes in an international forum.

- To understand that adult movie industry embeds itself with misogynistic views and perpetuates violence and degradation.

RESEARCH QUESTIONS

- Is there a relation between increase in violence in the society and the Adult Film Industry?

CHAPTER I- INTRODUCTION

From being a late afternoons lazy after thought in young adults to now being accessible in every forum readily available to all demographic groups anywhere and everywhere that has even translated to a full blown addiction- Porn is a flip of the internet that every individual who has access to internet has stumbled across.

However the concept of sexuality, depiction of sexual exploits, sexual trade is not as novice as the internet. Modern India is the oldest civilisation in the world with as much of a taboo it is to have open a conversation of sex in today's century. India as a country has always celebrated sex as a form of art, a connection of souls, depicting love, affection warmth, lust, emotion be in its erotic sculptures of the 9th century Chellar Rules Hindu Temples, to having written the first ever scripture that depict an co-relates sexual inter-course to science- "Kama Sutra" inspired by the sculptures of one of the oldest and grandest temple- Lingaraj Temple in Orrissa. Idolisation of gods and goddesses through eroticism is a form of art that is prevalent in our history through and through UNESCO¹ has listed 'Khajurah' temple of Madhya Pradesh as World Heritage Site , this magnificent temple includes sculptures of curvy women depicting the importance of sexual pleasure and embodies sex in all shapes and forms including homosexuality, bigamy, polygamy, polyandry, the temple is cluster of 25 temples and depicts revered Indian gods such as Shiva, Vishnu, Ganesh and jain temples as well. The mischievous name points out to man's sexual desire. Virupaksha Temple in Hmapi Karnatak is also listed in UNESCO², The temple has an array of intricately carved sculptures portraying human autonomy. From Gujrat's Sun Temple in Modhera that lays out detailed scriptures of gods and goddessess and erotic depiction wall to wall of various physiques to Sathyamurthi Perumal Temple in Tamil Nadu that beautifully in detail illustrates and sanctifies the art of copulation in Dravidyan Style. The raw beauty and depictions of this temple

¹ UNESCO World Heritage Site 1986 (10th Edition).

² UNESCO World Heritage Site 1986 (10th Edition)

celebrated gods and goddesses, they were believed to bring “bhakts” together spiritually in realm of self-indulgence and expand their horizons on sexual desire.

It is shame to see how as a society we as society have put ominous air and taboos around the topic of sexual health and have translated 1000’s of years back from the beauty of erotica to pornography.

Erotica in its true sense is the sexual pleasures of all partners on parity and intimacy while in contrast Pornography is a term that is related to non-intimate depiction of sex, the power of women is subdued and women are portrayed as inferior, submissive and objects to be used for and only the pleasure of men.

The spectrum of Pornography in today’s digital world is humongous where researchers have gone as far as to say that there cannot be pinpointed an estimated number on the revenue generation of today’s Adult Film Industry³. There is no concrete definition of Adult Videos, it can be put in heads of soft and hard porn where in the former explicit images are shown while in the latter there is focus on genitals, penetration, includes child pornography, bestiality, unnatural sex etc. The range from good old traditional porn to expansion in Virtual Reality Games that in itself is an estimated market of 1 Billion\$- a year market⁴. The Statistics on porn are staggering - 28,258 users are watching pornography every second, \$3,075.64 is spent on porn every second on the Internet, Out of all internet downloads, 35% of downloads are pornographic downloads.⁵ 42,337 of the one million most trafficked websites in the world are sex-related websites ⁶, In a 2017 report⁷ of the world largest porn site - Porn Hub, it recorded a staggering 28.5 Billion annual visits on an average of 81 million visits a day, 50,000 searches under 60 seconds, 68 years’ worth of content uploaded that is an average of 3732 Pentabytes of information transferred i.e. even if all the iPhone’s in the world were to hold the information it would not be enough.

³ Dan Ackman, “How big is porn?” *Forbes*, May 25, 2001

⁴ Jennifer Booton, “Porn industry’s billion dollar new frontier,” *Market Watch*, July 26, 2015.

⁵ “Internet Pornography by the Numbers; A Significant Threat to Society.” *Webroot Smarter Cybersecurity*.

⁶ Ogi Ogasa and Sai Gaddam, 2010

⁷ “The Most Viewed Porn Categories Of 2017 Are Pretty Messed Up.” *Fight the New Drug*.

CHP II A- PORN LEADS VIOLATION OF HUMAN RIGHTS OF THE ADULT MOVIE PERFORMERS.

There is a clear deprivation of ADULT MOVIE PERFORMERS inherit human rights under Article 1, 2,3,4,5, of the Universal Declaration of Human Rights, 1948. Article 1,2,3, 16, 17 (e), 34, 35 and 36 Conventions on the Right of the Child⁸.

In a 2021 report⁹ among the most searched pornographic terms were hentai, Japanese, cheerleader most of which heavily sexualise the innocence of underage girls mostly cosplayed as young school girls.

One of the most searched terms under Japanese porn is “*chikan*”. The problem of “*Chikan*” or groping and molestation of school girls, office girls , women in commute is be staggering with over 100,000 cases annually that go unreported¹⁰. Author Saito in his book " Otoko ga chikan ni naru riyu" (The reason men become chikan)¹¹ explains how chikan has less to do with sexual desire of men and more with exerting their dominance on victims.

Pinay term usually associated with Filipino women was one of the most searched with increase in targeted searched for terms Korean, Asian, Chinese and Indian porn. The specification of ethnicity can be amounted to the general stereotype of Asian women largely falling in the umbrella of docile, innocent, submissive and damsels in distress who do not have charge in their everyday life and can be dominated easily. The increase in searches for terms such Anal, gangbang, squirt, public, creampie is alarming as all these terms fall largely under the category of humiliation and degradation. The category focuses solely on degradation in public or private through punishment play, portraying women as sex slaves, demands of unnatural sex with focus on humiliation of their partners.

There is an upscale in the trend of violent porn, with popular searches containing 88.2% physical violence and 48.7% containing verbal abuse and degradation¹², 40% of all PornHub videos

⁸ 1989

⁹ PornHub Annual Most Viewed Porn Categories Report, 2021

¹⁰ National Police Agency Report, 2016

¹¹ Otoko ga chikan ni naru riyu" (The reason men become chikan), published in

¹² Bridges, A. J., Wosnitzer, R., Scharrer, E., Sun, C. & Liberman, R. (2010). Aggression and Sexual Behavior in Best Selling Pornography Videos: A Content Analysis Update. Violence Against Women

contained violence¹³, what is more shocking that the statistics of violent sexual porn is the reaction, the aggression, violence, “forced” play is completely desensitised, normalised by partners showing neutral and or aroused pleasurable response to these advances.¹⁴ Women are the target in almost each of these studies. The portrayal of women as readily available to take, videos do not show consent as medium for intercourse but rather force or non-consensual acts.

Opposing sexual exploitation and the normalisation of abuse entails opposing violence against women, girls, and boys (as well as men and boys). The distorted view of sex, objectification, violence such as being tied, whipped, used in gang bangs, portraying women enjoying forced sex, and degradation in public with enema and defecation porn also accessible in punishments desensitisation of women as human with dignity and narrowed down to be used as objects. is a clear deprivation of their inherit human rights under Article 1, 2,3,4,5, of the Universal Declaration of Human Rights, 1948. Article 17 (e)Conventions on the Right of the Child¹⁵

CHAPTER II B - PORN PROMOTES SEX

TRAFFICKING

There is clear indication of porn and sexual trafficking, the human body is reduced as a product to be sold and is in clear violation of Article 3 of the Protocol to Prevent, Suppress and Punish Trafficking in Persons Especially Women and Children. Article 23 (3) of Universal Declaration of Human Rights, 1948.

In the UN conventions, the word "sex trafficking" is not specifically defined. There are numerous arguments of how porn helps to employ young women and is an empowering job however the reality of the adult film industry is not as rosy, it is noted that even if they are bound by contract, these contracts are what can be termed as slave contracts as the consideration is ambiguous and most of the list of “acts” that adult performers consent to are an inclusive list so technically performers who are made to perform “acts” that are not listed but have no way to back out because of legal agreements are victims of sexual trafficking. Most men, women and minors are not

¹³ Shor, E., & Seida, K. (2019). 'Harder and Harder'? Is Mainstream Pornography Becoming Increasingly Violent and Do Viewers Prefer Violent Content? *Journal of sex research*

¹⁴ Bridges, A. J., Wosnitzer, R., Scharrer, E., Sun, C. & Liberman, R. (2010). Aggression and Sexual Behavior in Best Selling Pornography Videos: A Content Analysis Update. *Violence Against Women*

¹⁵ 1989

literate, runaways, victims of substance abuse, homeless, previous history of trafficking¹⁶ and have no way to decipher contracts and legal contracts is what in hindsight traps them to not “breach the contract”.

There is an increase in revenge and blackmail porn, there is no way to discriminate which of the acts are cosplays and which act is obtained through coercion and manipulation the latter falling in the category of sex trafficking.

Legally, sex trafficking is defined as the act of tricking, controlling, or coercing someone into making porn. For instance, if a porn star arrives on set to find that the scene is far more violent or degrading than they had been led to believe, and their agent threatens to cancel their other engagements if the star refuses, it is considered sex trafficking in legal terms.

CHAPTER III- INDIAN LEGAL PERSPECTIVE

ON ADULT VIDEOS.

In India there are no laws that ban porn outright, certain events, distribution of material and obscene acts to be interpreted are punishable in law. Due to the fact that not all pornographic content is obscene and is therefore subject to varying, or usually no penalties, it can be difficult to determine if a person's activities, such as the ownership, creation, or distribution of pornographic content, are prohibited. In the landmark decision in *Justice K. S. Puttaswamy (Retd.) and Anr. v. Union of India and Ors*, the right to privacy was recently ruled to be guaranteed as a basic right and protected under the Right to Life in Part III of the Indian Constitution. However it is undeniable that cyber crime is festering on a rapid growth and acts such as Information Technology (IT) Act, 2000 have been introduced to safe guard individuals privacy.

Section 66 E of the Information Technology Act (2000) prohibits the transmission of photographs of "a private part of any person without his or her consent." Therefore, sharing any information that infringes someone's privacy is against Article 21 of the Indian Constitution.

Under Section 67 A, Information Technology Act (2000) it is illegal to publish or send anything that shows sexually explicit behaviour. The existing clause calls for the exchange of girls' photos that have been manipulated.

¹⁶ Feehs, K., & Currier Wheeler, A. (2021). Human Trafficking Institute.

Any digital text or image that depicts minors "in an obscene, indecent, or sexually explicit manner" is covered by Section 67 B, Information Technology Act (2000) not only those that show kids engaging in sexual activity. It's important to note that the current predicament surrounds the dissemination of explicit or private images of underage females.

The Indian Penal Code, 1860 prohibits the sale, distribution, display, or circulation of goods that are obscene in Sections 292 and 293. Section 354 D, which addresses cyberstalking, was added to the Indian Penal Code, 1860, by the Criminal Law Amendment Act of 2013. Seeking and collecting pictures of women on their social media pages would therefore be included in this category. Under Section 471, which includes sanctions using fake papers or electronic records as real. Making digital modifications to an image would also be considered part of creating a fraudulent electronic record.

In India, it is not against the law to watch porn in your home or other private area. Indian citizens have a right to life and personal liberty under Article 21 of the Indian Constitution. In a case involving watching porn in a private space, the *Hon'ble Supreme Court of India*¹⁷ stated that it might be covered by the constitutionally guaranteed right to personal liberty. Therefore, it cannot be taken away by any authority outside of the legal process.

Therefore, it is entirely legal to watch porn in your private spaces. Even if it is being seen privately, it is still illegal to watch or store pornographic material that shows rape, violence against women, or child pornography.

According to Section 14(1)¹⁸, abusing children or minors for pornographic purposes is illegal. Furthermore, Section 15¹⁹ makes it illegal to store pornographic content featuring children with the intent to distribute it. The Section 42²⁰ is essential since it stipulates that the person convicted would get the harshest punishment if an offence violated both the POCSO²¹ and the IPC²².

¹⁷ 2015

¹⁸ Protection of Children from Sexual Offenses (POCSO) Act 2012

¹⁹ Protection of Children from Sexual Offenses (POCSO) Act 2012

²⁰ Protection of Children from Sexual Offenses (POCSO) Act 2012

²¹ 2012

²² 1860

RISE IN DIGITAL CRIME:

According to complaints made to the cyber units of several state police departments in India, between January 1 and August 4, at least 13 people were the targets of anonymous blackmailers operating in a similar manner to the British television series Black Mirror. These individuals used explicit images and videos of their victims in compromising positions or masturbating as leverage to extort money from their victims. States including Delhi, Maharashtra, Jharkhand, Madhya Pradesh, Uttar Pradesh, and Uttarakhand have filed complaints. Senior police authorities believe that these reports are likely simply the tip of the iceberg because victims typically choose to seek assistance from covert private cyber security professionals.

In the case of *West Bengal v AnimeshBoxi*²³, Sessions Court Tamluk convicted a man to five years in prison and a punishment of Rs. 9,000 for posting inappropriate and private photos of a girl online without securing her permission in a case of revenge porn. In addition to Sections 66E, 66C, 67, and 67A of the Information Technology Act, the accused was found guilty under Sections 354, 354A, 354C, and 509 of the Indian Penal Code. What made the verdict unique was that in addition to the previously mentioned fine and jail time, the courts also instructed the state government to treat the victim as a rape survivor and to give her the proper compensation.

In 2018 as a response to an order by the Uttarakhand High Court, the government ordered Internet service providers to block 827 websites that offer pornographic content. The Uttarakhand High Court had requested a total of 857 websites be blocked.

CHAPTER IV- SOUTH KOREAN CASE STUDY-

Nth Room

One of the most spine chilling cases to be recorded in the present era of internet domination is found in South Korea. A country that has 1.6% of its GDP from the adult industry, isolated cases of illegal videography, blackmail porn, the dark world of K-Pop is much talked about however nothing could prepare one of the world's fastest evolving nation to face this horror.

Nth Room – A series of chat groups created on the Russian app telegram by administrators “Baqsa” – Choo Jo Bin, 25 years Old or doctorate holder in Korean and “Godgod”- Moon Hyung-

²³ 2018

wook, 24 year old had curated a market of modern sex slaves by selling blackmail and coercion porn 103 women with 26 minors of them girls as young as 14 years old in exchange of cryptocurrency in the digital era had emerged between the years 2018-2020.

The case was covered by Korean detectives, by two female college students who went undercover as team flame and Korean Journalist Kim Wan who worked in Korean news-outlet The Hankyoreh, an anonymous tip was received about distribution of child pornography on the telegram app, initially the tip was like one of many and side-lined but after investigation it was found to be the biggest sex slave market in the nation.

Journalist Kim Wan's personal information and children's pictures were also shared and if someone caught Journalist Kim Wan's there was a reward of choosing any "sex slave" to send a nudes they choreographed.

The infamous Nth room operated in a very coveted manner with a series of chat rooms such as room1, room2, room 3 up till room 8 room with a capacity of at least 260,000 Ids narrowed down to 60,000 individuals controlled by Godgod and an exclusive copycat Doctors Room controlled and run by Baqsa.

Godgod would target victims by sending an anonymous message with a link claiming that a potential victims private photos have been leaked, the link would redirect the victim to the twitter app. Here all the private information of the victim would be collected and this is when the godgod's domination would commence, immediately after receiving all personal information godgod would send the victim, their name, number, parents name, their contact number, their friends name and number, the middle-school they were from. Threatening to release and spread the private pictures on all social media accounts and to family and friends he coerced and blackmailed girls as young as 14 years to join the telegram chat rooms using invitation links.

Godgod immediately after receiving this information would demand nudes that showed the victims face and start a 10 second time 10..9..8..7..61 and basically start creating a portfolio of nudes to be sold online and used further for making them comply with much more explicit videos. These room was also operated by an administrator by the username watchman – Jeon, 38 years old and his personal chat room- Gotham Room.

Baqsa a copycat crime of the Nth room gained the most amount of popularity for the sheer amount of cruelty and atrocity it enacted on its victim. Baqsa would target young girls by offering them modelling jobs and further collect their information in the same manner and blackmail and coerce young women.

One of the most shocking and frightening aspect was the perpetrators used to take pictures of the victim in front of their houses. In one incident Godgod threatened the police to stop investigation or he would order his slave to jump of a building. In a horrific incident a minor child was ordered to lick the tiles of a public bathroom, the dominance and hold the perpetrators had was astounding in the most repulsive and outrageous manner. Victims were ordered to mutilate, penetrate objects in genitals, perform unnatural sex and also get raped for the “exclusive” content and VIP members who they reportedly paid up to \$1200 in cryptocurrency in exchange for these sexually explicit content. These were acts of digital voyeurism and sexual trafficking where certain, specific humiliation and degradation tasks were ordered to the “sex slaves” (victims) and the masters/perpetrators would all watch and enjoy it together and make further plans to harass the victim in real life and in their neighbourhood. The trauma, the violence, cruelty, inhumanity, objectification of women and young girls who fell victim as mere “holes” as mentioned by perpetrators is spine chilling, gruesome and heart breaking.

The scale of this racket was unbelievable with victims reportedly clicking 60 pictures in an hour, the victims were promised that their pictures would be deleted however on refusal the same pictures were used for blackmail.

On March 25, 2020 individuals who were well versed and operated in cryptocurrency offered their co-operation to the police force by going undercover helping in catching these criminals.

Aftermath:

For the very first time identities of perpetrators in an ongoing investigation under Article 25 of the Act on Special Cases Concerning the Punishment of Sexual Crimes were revealed after massive public outrage, more than 10,000 petitions were also signed to reveal the identity pf the free and paid members in such groups narrowed down to 15,000 to 60,000 individuals.

Cho Ju-bin, age 25, was imprisoned for 42 years after being found guilty of recording and disseminating sexually exploitative videos of dozens of victims, 16 of whom were purportedly

minors. Cho Ju-bin was apprehended in March 2020.

Moon was caught and eventually given a 34-year prison term for forcing 20 women and girls to provide 3,800 sexually graphic films of themselves.

More than 220 accused in this digital sex crime were apprehended By the Korean National Police Force Although the perpetrators were behind bars the life of the victims remained in a turmoil as more than half the victims are still struggling to take down their videos sold and circulated on pornographic websites.

South Korea introduced a prevention law where consent age of minors in rape cases was increased from 13 to 16 years. Much more stringent laws on pornography were introduced with criminalising possession, purchasing of non-consensual sexually explicit videos in addition to the previous law that criminalised filming and distribution.

The spectrum of digital sex crime has evolved 100 fold in the last decade, legislative and executive authorities need to take active participation in developing legislation that combat digital crime with government accounted digital cyber cells and such appropriate law, had the informant not provided in his tip the perpetrators one single uncoded link this crime would never have a face and just remain faceless usernames.

CHAPTER V- VIOLATION OF INTERNATIONAL CONVENTIONS

The aforementioned case was not taken up by any international convention but given the gravity of the matter, the atrocities in this landmark case study highlights the importance of how other nations such as India should tackle digital rape and formulate preventive measures to ensure that ever-evolving criminals in the digital sphere cannot commit such horrendous, repulsive atrocities on women. The Case study highlights numerous violation of human rights and international conventions and treaties:

- Violation of Article 1,2,3,4,5, 12 of the United Nations Declaration of Human Rights²⁴.

²⁴ 10th December, 1948, General Assembled Resolution 217 A.

- Violation of Article 2 (b), 2 (e), 6 of Convention on the Elimination of All Forms of Discrimination Against Women²⁵.
- Violation of Article 1,2,3, 16, 17 (e), 34, 35 and 36 of Conventions on the Right of the Child²⁶.
- Violation of Article 1, 2 (b), 2(c), 3(1)(b), 3(2), 3(3), 8(3) and 9 of Optional Protocol to the Convention on the Rights of the Child on the sale, Child Prostitution and Child Pornography²⁷
- Article 3, 9, of the Protocol to Prevent, Suppress and Punish Trafficking in Persons Especially Women and Children²⁸.

In the abovementioned convention nowhere does it mention effective solution for taking down non-consensual sexually graphic videos of the victims from the internet and such related adult web sites.

In the present South Korean Case Study-Nth Room, the members were narrowed down to 15,000 members out of which only 220 were apprehended, it needs to be emphasized there was active distribution of the victims address and personal contact there seems to lack of protocol in international conventions for remuneration and relocation of victims in safe houses.

Laws regarding the safety of the victims have not been developed and there needs to be development in this spectrum as this a growing problem and is eminently prevalent issue in this decade with the emergence of ever-evolving digital sex crime market and adult film industry.

CHAPTER VI- ANALYSIS

A- PORN DESENSITIZES & PROMOTES VIOLENCE IN SOCIETY ON LARGE.

There are adverse effects from soft pornography that is magazines as well, men who tend to indulge in soft core porn are more likely to view women as trophies to flaunted and shown off to the world. Observe women by their shape, size, objectify body parts rather than initiate conversation or form a connection. Disregarding healthy sexual relationship as inconsequential and

²⁵ Adopted 1979 by United Nations General Assembly.

²⁶ Adopted on 20th November 1989 by General Assembly resolution 44/25

²⁷ Adopted on 25th May, 2000 by resolution A/RES/54/263 at the fifty-fourth session of the General Assembly of the United Nations

²⁸ Adopted on 15th November, 2000 by General Assembly resolution 55/25

insignificant. In a study by Manning²⁹, exposure to pornography being violent or non-violent leads to developing sexually deviant tendencies, 22% increase in committing sexual offence and 31% generalising myths on rapes as true. Adolescent exposure to pornography is a major predictor of increased violence and victim humiliation among those who commit sex crimes.³⁰

Researchers found that early exposure to pornography was linked to later "rape fantasies" and attitudes that supported sexual violence against women in a study of 187 female university students. Researchers think that early exposure to pornography influences women's socialisation to sexual aggression as a sexual or romantic occurrence.

Women's chances of being sexually abused by their abusers were dramatically elevated by their partners' use of pornography. The likelihood of sexual abuse increases by 3.2 times when the abuser also utilised pornography.

Japanese men were split into three groups and exposed to various types of home video pornography, including consenting sex videos, negative rape videos, and positive rape videos (where the girl showed delight). Viewers of the affirmative rape clip were noticeably more likely to believe that women could like rape and that a greater proportion of rape cases are made up by victims.³¹

Viewing pornography was linked to both active and passive sexual aggression as well as unwanted sex in a study of 804 Italian teenagers between the ages of 14 and 19.³²

Pornographic websites are frequently charged with providing a forum for "revenge porn." In one incident a victim of revenge porn discovered that her intimate recordings with her ex-boyfriend had been posted on Pornhub and had received over 600,000 views.³³

Pornhub was charged with making money off of rape and violent video content in March 2020. A

²⁹ "Hearing"

³⁰ Christina Mancini, Amy Reckenwald, and Eric Beauregard, "Pornographic exposure over the life course and the severity of sexual offenses: Imitation and cathartic effects," *Journal of Criminal Justice* 40 (2012)

³¹ Ken-Ichi Ohbuchi, Tatsuhiko Ikeda, and Goya Takeuchi, "Effects of violent pornography upon viewer's rape myth beliefs: A study of Japanese males," *Psychology, Crime & Law*

³² Silvia Bonino, Silvia Ciarirano, Emanuela Rabaglietti, and Elna Cattellino, "Use of pornography and self-reported engagement in sexual violence among adolescents," *European Journal of Developmental Psychology* 3 (2006)

³³ James Melley, My sister found me in revenge porn online, BBC NEWS (Feb 25, 2020)

petition was started online accusing Pornhub of supporting sexual trafficking and having lax protection measures. A couple's intimate film was allegedly taken from her phone and sold to Pornhub in a reported occurrence. She rose to the top of the list of movies in the "soft porn" category until it was taken down a few days later.³⁴ Another incidence involved the rape of a 15-year-old girl, whose videos were later posted on Pornhub and other porn sites.³⁵

B- PORN IS ADDICTIVE.

Dr. Jeffery Burke Satinover³⁶ noted how through application of modern science pornographic addiction in the brain shows similarity with those of heroin addicts. Dr Judith Reinsman³⁷ noted how pornographic addiction is addiction and mimics those of street drugs what is dubbed as erototoxins by her i.e. drugs produced by the views brain that alters the mind and gives a sense of high. In a study by author Valerine Voon³⁸ where 19 men who suffered from compulsive Sexual Behaviours including hyper viewing of pornography, these men were showed two sets of videos one being sports and the other being sexually explicit videos. The men had to undergo an MRI Scan to better under if the brain reflects the same response to pornography as substance abuse. When men suffering from CSB were show pornographic videos, The ventral striatum, dorsal anterior cingulate, and amygdala all "lit up" significantly more in response to sexually explicit videos than did sports videos, according to the research. Similar response by the brain is seen in drug addicts, craving and anticipating the next hit of drug.

There is stigma around hyper viewing of active porn with readily availability of explicit material almost everywhere on the internet has enabled young adults to fall victims to this addiction. This is conditioned violence of an Individuals human rights by legal distribution of harmful material without any regulation and policy.

³⁴ Kate Issacs, Pornhub Needs to change or shut-down (Mar, 9, 2020)

³⁵ 2018

³⁶ Psychiatrist, psychoanalyst, physicist, Clinical Psychologist and Public Practice from Harvard University.

³⁷ MA., PhD Case Western, Child Rights Activist.

³⁸ Cambridge University

CHAPTER VII- CONCLUSION &

RECOMMENDATIONS:

On an average the first exposure of porn is through the ages of 11-13 years, Numerous research on adolescent addiction to pornography have been carried out all over the world. They have unrivalled access to the Internet compared to other media. There is no doubt that in today's digital era internet runs the world. Availability on a click in the digital world has made porn accessible to all, porn addiction is not included in DSM³⁹ and can be only categorised as a disorder hence the closest co-relation of porn addictiveness can be with substance abuse. There is much debate about whether excessive indulgence in viewing, hyper viewing, compulsive viewing of porn can be termed as addictive. With the over flooding of sexually explicit content available in forms be it magazines, web series, pornographic videos, virtual reality games. With puberty comes curiosity, it is noted that introduction to sexual intercourse is mainly studied through pornographic videos. With "how to" being one of the most searched term in PornHub⁴⁰.

Authorities need to take an active participation in regulation the content that is published on adult websites. Putting a ban on websites that sell and distribute child pornography or violent sexually humiliated videos is not enough, the bitter end of the sword is that these videos can be easily bypassed and accessed through VPN's study used narrative analysis methodology to examine 2000 messages sent by 302 members of an Italian online self-help group for cyber-porn addicts. The results suggested that cyber-porn dependence is for many people a real disorder with negative effects on personal well-being, social adaptation, work, sex life, and family relationships. Because of this, it is one of the areas that needs the greatest attention and requires effective management.⁴¹ This clearly indicates that there needs to active actions taken by states:

- To Conduct Customised Surveys on a periodical basis regarding the compulsive viewing of pornographic videos to help understand the statistics, the problem and advanced treatment that can be helpful,

³⁹ Diagnostic and Statistical Manual of Mental Disorders (DSM) Fourth Edition, Text Revision or International Classification for Diseases 10 (ICD-10): Classification of Mental and Behavioral Disorders

⁴⁰ PornHubs Most Viewed Annual Report, 2021

⁴¹ Cavaglioni G. Cyber-porn dependence: Voices of distress in an Italian internet self-help community. *Int J Ment Health Addict.*

- To allot funds and establish a No- judgement centre with available treatments on psychotherapy and Pharmacotherapy to help young adults who are affected by this disorder to overcome their difficulties and re-start an healthy active social life in balance.
- There needs to regulation and stringent laws on licensing regarding the content being distributed, sold and filmed, possessed. A zero tolerance policy for sites that publish child pornography and sexually violent and humiliating videos needs to developed.
- Sensitisation from the very base through comprehensive sexual education i.e. basic information and introduction of healthy sexual relations at secondary school level.
- As the quantum of crime in the internets' sphere is ever evolving with bypassing traditional laws, establish a committee that focuses only on sexual crimes of grave nature i.e. rape porn, revenge porn, humiliation and degradation porn, unnatural porn, bestiality, child pornography. Focused groups that target issue with technical knowledge will be effective in combating digital crimes. Traditional approach of pen and paper law in digital crimes is like playing a single game on two different fields.
- Spreading awareness on how porn addiction is a real disorder rather than shying away from the a topic that has the potential to eat away the youth of the country.

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