Research Paper

Study of Kidnapping in Iranian and USA Criminal Law

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Abstract

Respect for the freedom of individuals means freedom of movement for all fundamental human rights, and kidnapping is considered one of its violations and crimes against the spiritual identity of individuals. Kidnapping also falls under the category of hindrance because it may facilitate some crimes. The kidnapping in Iranian and USA law indicates the efforts of the two countries’ legislators to protect personal freedom. However, USA criminal policy is more effective in both criminalization and punishment than Iran. The fragmented, inadequate, unnecessary and vague criminalization of criminality and the consequent mismanagement and consequent mismanagement of it have posed serious challenges to Iran’s effective criminal protection. In contrast, criminalization of violations of personal liberty as a unit or basic crime and related offenses and the application of a system of punitive penalties for the purpose of accurately establishing the proportionality between crime and punishment in the USA have greatly contributed to its effectiveness.

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