

THE INTERNATIONAL JOURNAL OF HUMANITIES & SOCIAL STUDIES

Hate Violence against Hijra People

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Abstract:

The purpose of this study is to describe the hate crime or violence against hijra people. Prejudices against any group, race, caste, gender etc. create hate in the mind of any human being sooner or later. Many times it becomes the reason of violent behavior. Hate and negative thoughts in the family, education system, laws, jobs, etc. have been taken as a main indicator to understand the problem.

Keywords: *Hijra, Hate violence or Crime*

1. Introduction

Gender is not only Indian phenomena but its universal in Nature. In contemporary world we can see the discrimination on the basis of gender everywhere Like in jobs, recruitment of jobs, with in family, education department. It is universally found that 50% of male population dominates another 50% population just because of the patriarchy system. According to patriarchy system property rights, decision making rights etc. Are held by a male member and most important features of this system all the rights transfer from male to another male e.g. father to son. In this system other genders suffer and face discrimination. We have many gender categories like male, female and Transgender. In transgender category *Hijras* (eunuchs), gay, lesbian, cross dresser etc. are included. It is gender minority group also. Minority groups are in which population is very low. They live in very depressed condition and most often face discrimination in every field of the society.

Minority is just not a product of twentieth century, but of longer term migration. We have already discussed that Indian population is divided into many groups. The questions of minority is by definition a political one with the minority and its corollas the majority often one (against which the minority emerges as a distinct category) one is the realm of enumeration (Rowen Robinson 2012). Gender minority is universal. They are always avoided by the government and society. They are suffering from social ostracism. In Contemporary world women also included in gender minority. They face discrimination from long time history. Let's discuss about the transgender.

2. Transgender

Transgender is a broad terms in which include drag kings, drag queens, two-spirit people, Transsexual, cross dresser, eunuchs, lesbian Gay etc. It refers people whose gender identity does not match with their sex. Sex is biologically determine, gender is socially and culturally determine and combination of features, expectation and role that are associated with biological sex. Many people in the world do not feel themselves according to their sex. A transgender person is someone whose personal identity of gender does not correlate with his or her assigned gender role. E.g. male starts feeling like female and dresses up and behaves like female and we can say female soul in male body and vice-versa. Society looks them like they are deviant people. Some people think that they are not normal human being. They have some psychological problem. But Dr. Anjali a psychologist gave clear cut information in the episode of alternative sexuality in *Satyamev Jayte* season 3 on star plus channel. They are normal persons. It can happen with any one. She also cleared that some people think that we have to keep away our children from them. If their children play with that kind of children, they will start feeling like them and behavior may be affected. She strongly disagrees with this thinking of people. She said feelings cannot change. Whose feeling does not match with their assigned sex? They only behave like that and feeling cannot transfer from one person to other and it would not influence on others. It is natural not artificial (**Published on 18 Oct 2014**, <http://www.satyamevjayate.in>). this paper mainly focused upon *Hijras* (eunuchs).

3. Hijra (eunuch)

Eunuchs in India are known as *Hijra*. This is a very popular name used for the eunuch in India. Basically these people are neither man nor woman but a third gender people. All children are not born as male or female clearly. At least one in every 2000 children is born with a sexual abnormality that mixes male and female characteristics (intersexed). In medical terms they are known as "hermaphrodites". Hermaphrodites is a name derived from Greek 'God Hermes' (Greek Hermes the messenger of god a mischievous and essentially a masculine character) and the 'goddess Aphrodite' (A symbol of love) (Sharma, 1989). Some intersexed infants may have ambiguous genitalia, such as a penis that is judged "too small". Parents are afraid and concerned about their infant's health and

well-being by this variation, although genital ambiguity does not in itself represent a health problem. Parents often fear that their children will be effected by being different, or not that somehow the child will grow up to be lesbian, gay or *Hijra* (Opler 1960). *Hijras* cannot reproduce or not able to give birth to the child. Their sexual organ does not work or develop properly. These types of people may be born or made such through castration/Emasculatation. people have many prejudices and feeling of hate against them.

4. Hate Violence

Hate crime is a recent category in the law that distinguishes cries against a person or his or her property when motivated by bias towards a group or groups from the same cries when not animated by the offending bias Types race, color, religion, national origin, and most controversially sexual orientation and gender identity. People may have various reasons regarding being hate to particular community or group of people. Prejudices are the main cause of hate. Prejudice refers negative thought regarding any group, community, and groups. These prejudices convert in hate. When this hate reached at the high level, Sometime behavior of people becomes violent. Transgender people are often targeted for hate violence based on their non-conformity with gender norms and or their perceived sexual orientation. Hate crimes against transgender people tend to be particularly violent. For example one expert estimate those transgender individuals living in America today have a one in 12 chance of being murdered. In contrast the average person has about a one in 18000 chance of being murdered. The challenge has been to persuade American that crimes against transgendered people when motivated by animus towards all homosexuals or towards homosexuality in general, or toward all transgendered people, merit condemnation, just as do crimes motivated by racial or religious animus. The problem of violence directed against those who do not conform to gender expectations is a serious one (Gupta 2005).

5. Status of *Hijras* and Hate Violence in India

Hijras in India have different kind of status. They look like males but dress up and behave like females. We can say that a female soul reside in a male body. *Hijra* people are an alternative gender category is supported by linguistic evidence. The most widely used English translations of the word *Hijra*, which is of Urdu origin, are either "eunuch" or "hermaphrodite" (intersexed). Both terms, as used in India, connote impotence—an inability to function in the male sexual role—and the word *Hijras* primarily implies a physical defect impairing the male sexual function (Opler 1960). The irregularity of the male genitalia is central to the definition: Eunuch refers to an emasculated male and intersexed to a person whose genitals are ambiguously male-like at birth. When this is discovered, the child, previously assigned to the male sex, would be categorized as intersexed—as a *Hijra*. Although historically in North India a linguistic distinction was made between "born *Hijras*" (hermaphrodites) and "made *Hijras*" (eunuchs) (Ibbetson et al., 1911:331), the term *Hijra* as it is currently used collapses both of these categories (Nanda 1999). *Hijra* community is quite different from normal society.

In India *Hijras* traditional occupation is begging from various places like birth of son, marriage place, shops etc. where they goes for begging, generally people don't have respect for them. They think that they are shameless people. Researcher interviewed to a lady. She said they have scary look. Their face skin looks very hard like a man and wearing female cloths. It seems so scary and their behavior is quite different. She said they are not normal human being. She also shared a little experience. One day she went to the Chintpurni temple with her family that temple situated in Himachal Pradesh. There was group of *Hijra*. One of them came and demanding money from them. Her father gave him ten rupee but he was demanding more money. When the *Hijra* unable to get money. He starts pulling her younger brother towards himself. Her younger brother was just 5 years old. That time she filled with fear. There is no issue in this case. But hate of the lady converted in her fear. Generally People do not talk with them. If anybody talks with them nicely other people not consider in good sense. In the Mughal period they employed as security guard in haram. Haram refers that place where all the wives of king reside, only king and *Hijras* allowed to be enter in this Haram. King wanted strong hand like a male and protection of wives from sexual abuse. This is main reason to be employed there. They also cooked and served food to the king and his wives. They perform trustworthy job there.

At present time they mostly involved in sex work or commercial sex. They choose this occupation for dual purpose. First they earn money and second they get sexual satisfaction. Due to this occupation and gender ambiguity generally seen in everywhere they face violence and abuse e.g. harassment by police in public place, harassment at home, police entrapment, abuse/harassment and Rape in police station etc. laws are not in the favor of *Hijra*. Those *Hijra* are caught red headed by the police they are beaten by the police brutally. Sometime they are brutally insulted. Nanda's respondent narrates his story. One locality where we had gone dancing there was an important men who never permitted to *Hijras* to entertains in front of him. When his daughter in law gave birth to a son and we came to know of this, we went to his house to give blessing, but he insulted us so badly, I could not stand it he practically threw us down the stairs (Nanda 1999). So many types of violence and discrimination they face in their family where they born, education system, laws and role of media.

5.1. Discrimination in Education Field

Education is most important aspect of human life. It helps to become civilized and increase the knowledge of human being. Governments of India make its mandatory to take education till the age of fourteen years and it will be free education for backward people. It became fundamental right Act for all the children. This Act came into force in 2010. But *Hijra* people remain illiterate. None separate school established for them. Just because hate of the people and looking them as alien. They don't even enter in the normal school. In maximum cases they don't have family support to send them school. Family support is the most important characteristic of the family to take education for any child.

5.2. Violence in Family

Family refer members relate to one another than on a strict configuration of status roles. Here, we will define family as a socially recognized group (usually joined by blood, marriage, or adoption) that forms an emotional connection and serves as an economic unit of society.

Family is most important institution of the society. It provides social, emotional and economic security to the members. If a *Hijra* born in any family. Neighborhood, relatives start thinking that couple might have sexual problem either in male or female. Parents also not consider him as their child and not take care of him properly. He beaten by the parents and sibling.

5.3. Lack of Medical facilities

Sadly many AIDS service organization have not regarded eunuchs as part of their service community, even though *Hijras* sex workers are at very great risk for HIV/AIDS and other sexually transmitted diseases (STD). There also have been cases where even emergency medical care has been withheld from *Hijras*. Many health care providers or Doctors refuse to treat them. NGOs are plays very crucial role to spread the awareness of HIV/AIDS or harmful results of unprotected sex but we finds that they refuse to go where *Hijra*'s population resides.

5.4. Inequality by the law (Criminal tribe Act. 1871 and IPC Section 377)

Unfortunately our laws too instead of providing them safety are used as weapons to torture them. The Criminal Tribes Act, 1871, amended in the year 1897 and subtitled as "An Act for the Registration of Criminal Tribes and Eunuchs," With this wonderful amendment police got new ideas and reasons to torture and hijra community got new reasons to be away from main stream. By the title "An Act for the Registration of Criminal Tribes and Eunuchs," eunuchs who are not criminals either by birth or by vocation were equated with all criminal tribes. Under this law, the local government was required to keep a register of the names and residences of all eunuchs who were "reasonably suspected of kidnappings or castrating children or committing offences under Section 377 of the Indian Penal Code." Section 377 of the Indian Penal Code is another weapon in the hands of police which criminalizes "carnal intercourse against the order of nature with any man, woman or animal," even if it is voluntary. The law, which is traced back to colonial ideas of morality, in effect, presumes that a hijra or a homosexual is engaging in "carnal intercourse against the order of nature". This again makes these communities vulnerable to police harassment, arrest and torture by the police at any given time and place under any excuse (Sindhe 2012).

5.5. Role of Media

In essence, the mass media are the tools or technologies that facilitate dissemination of information and entertainment to a vast number of consumers. They are the tools of large-scale manufacture and distribution of information and related messages. These tools 'mediate' the messages; they are not the messages themselves. However, Marshall McLuhan, the media prophet, liked to proclaim that 'the medium is the message', though the title of one of one of his books suggests rather that 'the medium is the messages'. The media are technologies; they are also messages. They can also be looked at as industries, as cultural or entertainment industries (Kumar 2004).

Media plays very important role in contemporary world. It spreads information more fast and wide. In many movies negatively showed to the *Hijra* people. One of the movies is murder 2. In this movie *Hijra* performed as character of minister and a castrator. He castrated to a man who wanted to be castrated. After the castration he became more violently. He murdered of many girls and castrator also who was his *GURU*. This movie influenced negatively on the character of *Hijra* people.

Transgendered people are less likely to report abuse than other groups, largely because of fear of police brutality or public exposure. Some sources indicate that as much as 90 per cent of all anti-Transgender crime goes unreported. In response to the problem of violence directed toward members of the transgendered community, many organizations, usually in larger cities, have formed anti-violence task forces and patrol, aimed at creating safe spaces for members of the community, opening dialogue with police authorities, and gathering statistics regarding the prevalence of hate crimes in the transgender community. Other have monitored courtroom to make certain that individuals charged with hate crimes are prosecuted fully, still others have campaigned foe hate crimes legislation. Although the move for hate crimes legislation began in the mid-1980, some particularly graphic example of hate crime against trans people in the 1990 gave urgency to the movement, especially the gruesome murders of lesbian cross-dresser Brandon Teena in 1993 and Kimberly pierces' feature boys don't cry, Wyoming college student Mathew shepared in 1998, and Alabama textile worker Billy Jack Gaitherr in 1999. Although these brutal murders were all too familiar to LGBT people, they garnered a great deal of media attention. They thereby made the problem of anti-transgender violence real for the larger public (Gupta 2005).

Hate violence increasing day by day against *Hijra* people. But they don't have special provision. Many times *Hijras* are raped, beaten by the police, insulted in the public places. Still there cases are unreported. They filled with fear. In public place nobody talk with them. People afraid from them and they afraid from people.

6. Conclusion

Transgender people face Discrimination in whole world. They suffering from discrimination on work places, hospital, in jobs, law etc. They face violence and abuse e.g. harassment by police in public place, harassment at home, police entrapment, abuse harassment and Rape in police station etc. laws are not in the favor of transgender people. They are suffering from hate violence. Due to this hate violence they are beaten by people and police without any reason and verbal abuse in the whole world. *Lastly Society does not accept*

them as normal human being. Permanent solutions of this problem need to change the mind of people and treat them as a human being. They must have all the facilities that provide to a human being e.g. education, housing, awareness, medical treatment, equality etc.

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