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National Securities Laws and Global Effect of National Security: An Analytical Study

Mahendra Pratap Singh^{a,*}, 🝺

Dr. Sanjay Kulshrestha^{b**}



^a Ph.D., Scholar, Govt. M.L.B. College of Excellence, Gwalior, Jiwaji University, Gwalior, Madhya Pradesh (India).
^bProfessor & Dean, Faculty of Law (SOS), Jiwaji University, Gwalior, Madhya Pradesh (India).

KEYWORDS	ABSTRACT
Security threats, fundamental freedoms, Human Rights, The security forces, Security Laws	Nations all around the world grapple with the issue of security, specifically how to define what constitutes
	national security, enact appropriate legislation, ensure applications, and provide security. It is imperative to
	remember that governments have duties to protect those who live within its boundaries as well as those who
	are residents of their country.
	In this fast changing environment, security threats can come from a variety of unanticipated sources. Non-
	state actors, groups, loose networks, and even disconnected persons may now pose serious challenges to
	national security, in contrast to prior threats from other governments or nations that anticipated new threats.
	In this research article the researcher explain how to safe national security and how to stop the terrorism in
	India.

Introduction

Security is an issue that countries around the world are grappling with. How to determine what constitutes national security, to create appropriate laws, to protect applications and to provide security. It is important to remember that governments have an obligation to protect their citizens and those within their territories, including border security.¹ Security threats are ever-changing and come from unexpected actors in this rapidly growing environment. Unlike previous threats from other states and nations that predicted new threats, non-state actors, organizations, loose networks, and even individual individuals can pose significant threats to national security. I have. Indeed, our world has never been more dangerous. This is due to globalization, technology and other factors that allow even small groups and solitary individuals to wreak havoc. Oklahoma City residents learned the hard way years ago when disgruntled lonely manure and federal building manure destroyed other guns and killed them. hundreds. The problem is figuring out how to respond to these dangers, which are a mixture of ideologies, religions, nationalities, ethnicities, cultures, economies, and natural resources. One option is to enact all or part of the above measures that some states have already implemented. There are two drawbacks to such a restrictive and repressive strategy, he said. First, the duration of its effects is often short-lived, and the hazards can persist and even worsen, requiring more stringent measures. Think about airplane safety. Airplanes are still the safest mode of transport. In the early 1970s, few people got through security, boarded with guns, or threw grenades to hijack

planes. Of course, anti-kidnapping regulations have been strengthened along with search and security measures. The 9/11 attackers then took control of the plane, essentially without the use of powerful weapons. Again, many strict restrictions and safeguards were put in place to prevent kidnapping. Sophisticated scanners and secondary screening were standard procedures until an attempt to blow up a transatlantic plane with a liquid bomb from London came to light.

Security Forces in India

In addition to the security laws, consideration must also be given to the security forces, which frequently enforce these rules. Governments create new security forces, reorganize existing ones, or give them more power to handle security-related matters. Similar to this, most allegations of violations are made against members of the military forces.²

National Security in International Context

The international environment in which the United States and other Western countries have exerted varying degrees of influence over the world is often used to define national security discussions. US-Pakistan relations in India's case have influenced their foreign policy. The debate has been shaped by Pakistan's aid to militants in the Kashmir Valley, including sponsorship of training camps and various forms of financial and other support. It is not considered a purely intellectual issue and affects the integrity and stability of the nation. Many see this conflict as one between theocratic Pakistan and secular India, where all religions are equal. This is Partition's unfinished business. The Hindu right uses it as an argument between the peaceful Hindu civilization and the

b https://orcid.org/0000-0001-7930-5808 a). (b) https://orcid.org/0000-0002-1602-1784

Corresponding author

^{*}E-mail: mpsinghrajpoot@gmail.com (Mahendra Singh).

^{**}E-mail: s.sanjay1996@rediffmail.com (Dr. Sanjay Kulshrestha). 🍺 https://orcid.org/0000-0002-1602-1784

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aggressive and intolerable Islam. Thanks to the work of the news media, non-governmental organizations such as Helsinki Watch (1975), and Amnesty International, founded in 1961, a space for cross-border citizen engagement has been created on the international stage. These mighty Pacific weapons (in the words of Hardt and Negri) use human rights rhetoric to provide the basis for Western domination.³

Public Security Mechanism Modernization

A part of the security sector's modernization, democratization, and rationalization of power, differentiation of their responsibilities and institutions, and absorption of underprivileged socioeconomic groups via a common legal framework, is the professionalization of security services. Attention to humanitarian laws is among the most crucial elements of democratization. For the successful outcome of the nation, it is possible to resolve the conflict between the Maoist concept of security sector reform (SSR) and the non-Maoist concept of demilitarization, demobilization, and reintegration (DDR) of rebel fighters by professionalizing, right-sizing, and granting relative autonomy to security agencies. It is meant to abolish both the state of nature and the culture of impunity.

Elements of National Security

The only thing more difficult than a national security enterprise is dealing with international security. It directly or indirectly covers most of the country's administration. Internal and external national security are her two basic categories of national security.

Preventing attacks on public institutions and their people, implementing civil defense and disaster preparedness (including counter-terrorism laws), and ensuring the resilience and redundancy of critical infrastructure are all part of national security. concerns above. This includes the use of secret services or counterintelligence to defend the country against foreign-sponsored threats. The executive branch's responsibility to maintain internal security represents political power, preferably through democratic means. Domestic national security also refers to controlling the country's finances from economic problems that could cause widespread public dissatisfaction with the government and public turmoil as a result of demonstrations. In democratic regimes, external national security is often an area more generally associated with national security. It includes national environmental security, national environmental security as a method of immigration control, and securing international trade across national borders. External security concerns refer to actions by other governmental or non-governmental organizations that directly or indirectly disrupt, damage or attack the economic system, adversely affecting the quality of life of the nation and leading to economic warfare. There is a possibility. These concerns are far from borders. It usually devolves into a larger and more intense military confrontation that requires the maintenance of strong national strength when economic disputes cannot be resolved through diplomatic channels to unite friendly nations and isolate threats. Armed conflicts often jeopardize the territorial integrity of nations, require the promotion of military doctrine as part of national defense strategy, and challenge

military attitudes and the ideas, techniques, and techniques used to ensure that integrity is maintained. guide technology. The use of intelligence services to detect, counter, or prevent threats and espionage and to protect sensitive materials is often necessary to maintain external national security.

Criticism of National Security

The efforts taken to safeguard national security in the face of threats to society, particularly in liberal democracies, have resulted in a continuing discussion about the extent and purpose of power with regard to civil and human rights. The preservation of the state (through upholding self-determination and sovereignty) and individual freedoms and rights may occasionally conflict.⁴

Others claim that the national security policy is no longer relevant to the globe at large because many of the contemporary causes of disturbance (such as terrorism or global warming) cannot be addressed militarily by states acting alone. In response to the rising sense of unhappiness, an increasing number of academics, NGOs, and decision-makers have called for the adoption of a new, people-centered security paradigm called "Human Security." According to Human Security, the best way to increase state security is for state officials to focus on reducing human vulnerabilities.⁵

Conflicting Demands in a Democracy

All democracies in the world concur that special laws are necessary to give law enforcement extra authority to combat terrorism. There are already specific laws in place that are significantly more stringent than those that previously applied to India in the UK, the USA, Canada, and many other members of the European Union. Judges have acknowledged this necessity in a number of rulings across several countries, including India.

Conclusion

Due to the internationalization of terrorism, India's many domestic security challenges now have a greater scope. To date, our neighbors have continued to deploy terrorists in "slow bleed" operations in India to further their agendas. India needs to make fundamental adjustments fast in this situation. Otherwise, the common person's right to life, liberty, and security will continue to be violated. The responsibility of the civil society is to promote this cause. A comprehensive piece of legislation created especially to fight terrorism and give law enforcement authorities additional power are some activities that come to mind in this context.

Suggestion

- 1. Implement Police Commission recommendations to increase police effectiveness and accountability.
- 2. Improving the legal system by increasing the number of judges, updating outdated sections of the Code of Civil and Criminal Procedure, and increasing the use of information technology to process court documents. Public officials and other public officials who violate the law. This should be part of the party's minimum common program.
- 3. Strengthen the country's security infrastructure to enable integrated information management between law enforcement and intelligence agencies. This increases the credibility of law

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enforcement agencies.

4. Implementing a witness protection program can reduce the incidence of perjury, which is common when criminals in terrorism situations are prosecuted. Well-known human rights campaigning NGOs hold public hearings before parliamentary committees.

Endnotes

- ² Argandoña, Antonio. "The United Nations convention against corruption and its impact on international companies." Journal of Business Ethics 74, no. 4 (2007): 481-496.
- ³ Price-Smith, Andrew T. The health of nations: Infectious disease, environmental change, and their effects on national security and
- development. Mit Press, 2001.

⁴ Wong, Kam C. "The USA patriot act: A policy of alienation." *Mich. J. Race* & *L.* 12 (2006): 161.

⁵ Yoo, John. "International law and the war in Iraq." *American Journal of International Law* 97, no. 3 (2003): 563-576.

¹ Clinton, Bill. A national security strategy for a new century. White House, 1998.