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FREEDOM OF PRESS AND MEDIA TRIALS

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ABSTRACT

In India, we are now through a massive media experiment. A "media prosecution" is a lawsuit that appears in the newspaper and is now determined in the court of public opinion. It is normal procedure to conduct a media trial concurrently with a criminal investigation of this kind. The assassinations of Aarushi Talwar and Sheena Bora have re-emphasized India's fundamental right to privacy. The death of Indian star Sushant Singh Rajput, who died recently, drew comparable media attention, resulting in yet another clash with the basic human right to privacy. Despite his death, the Indian media has been engaged in an uncontrolled "media trial" for the last several months. The media published everything he'd ever done in his life, from his personal records to his bank account, purchases with strangers, and intimate pictures and videos of people he'd been with who were ignorant of the investigation. Because of this, the individual's personal integrity has been compromised, and the principle of "innocent until proved guilty" has been questioned. And this raises an intriguing question: Would the Indian Constitution allow the media to intrude into people's private life in the name of "press freedom"? We'll examine at media courts, often known as India's "fourth estate of democracy," since every new law is subject to various kinds of legal checks and balances, according to this article.

KEYWORDS: Administration Of Justice, Fair Trial, Freedom Of Speech, Prejudice, Reasonable Restriction.

REFERENCES

1. K. G. Prithvi and M. Punngai, "Media Trial - an Overview," *Int. J. Trend Sci. Res. Dev.*, 2019, doi: 10.31142/ijtsrd20295.
2. M. Rae, "Trial by media: Why victims and activists seek a parallel justice forum for war crimes," *Crime, Media, Cult.*, 2020, doi: 10.1177/1741659019874179.
3. R. Surette, "Media trials," *J. Crim. Justice*, 1989, doi: 10.1016/0047-2352(89)90034-2.
4. A. K. Singh and A. Kumar, "Media Trials in India," *SSRN Electron. J.*, 2015, doi: 10.2139/ssrn.2552426.
5. "Media Trial of Indian Judicial Proceedings: A Journalistic Approach," *J. XI'AN Univ. Archit. Technol.*, 2020, doi: 10.37896/jxat12.04/838.

6. D. Singh and S. Singh, "Media Trial: Freedom of Speech VS. Fair Trail," *IOSR J. Humanit. Soc. Sci.*, 2015.
7. J. N. Spencer, "Contempt of Court Act 1981," *J. Crim. Law*, 1983, doi: 10.1177/002201838304700108.
8. K. M. Roy and D. R. Tyagi, "Effect of Social Media Trial on the Indian Judicial System," *SIJ Trans. Ind. Financ. Bus. Manag.*, 2020, doi: 10.9756/sijifbm/v8i1/ifbm20002.
9. "Privacy as a Human Right and Media Trial in India," *Age Hum. Rights J.*, 2014.