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GHEI' BINTANG ISSUE



# Effectiveness Implementation Restorative Justice On Combating Violent Crimes In House Ladder In Jurisdiction of Central Jakarta Metropolitan Police

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## Abstract

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Indonesia, as a country governed by law, implements a civil law system based on the principle of justice to maintain public order. However, domestic violence (KDRT) often occurs, especially in the form of complaints, which are difficult to process due to psychological factors of the victims and slow police response. Law No. 23 of 2004 concerning Domestic Violence regulates protection for victims. This paper aims to analyze the application of restorative justice in handling domestic violence in the jurisdiction of the Central Jakarta Metro Police, as well as identify supporting factors, obstacles, and efforts made by the Police to improve the effectiveness of restorative justice implementation. Furthermore, the analysis results indicate that restorative justice is effective for cases of mild to moderate domestic violence, by improving the relationship between the victim and the perpetrator and reducing the psychological burden on the victim. However, for more serious cases, formal legal channels are still necessary. The Central Jakarta Metro Police are strengthening the implementation of restorative justice through officer training, inter-agency collaboration, community outreach, and improvements to the reporting system. To increase effectiveness, wider socialization of this concept and improvement of the quality of mediators and psychologists are needed. Collaboration with social institutions is also important to build a comprehensive protection system and pay attention to the safety of victims.

**Keywords:** Restorative Justice, Combating Violent, Jurisdiction, Central Jakarta Metropolitan Police.

## Introduction

Indonesia is a country based on law, this is stated in Article 1 Paragraph (3) of the 1945 Constitution, therefore in life in Indonesia, law exists in every level of society. System law in Indonesia using the system *Continental European* law or Also known with the term *Civil Law*. System *European* law This *continent* based on Based on the principle of justice, it is legally binding and takes the form of systematically codified laws. In living in society, it must be governed by rules that are binding for all members of society in order to create and achieve social order. Humans are individuals who need others to live their lives. Friction often occurs in the social process that can easily lead to violence. This is the beginning of the formation of law to maintain order in society. Where there is society, there is law. This is in line with reality because society really needs law. Basically, law is a rule that regulates connection between a human being with other humans or Another word is society. Rules established by society based on agreements must be obeyed and bound by these rules. These laws protect human rights, as every person or individual is protected and guaranteed their basic rights from birth, without exception. Human rights are a gift from God Almighty. Society's adherence to and binding of legal rules is based on the needs of relationships within that society Rahman, H., Abidin, R. Z., & Hidayat, N. (2025).

Society is formed in a systematic framework or diagram consisting of complex parts and containing structural functions that arise from groups. certain like family. Action Violence Which happen in public Often caused by small and common things that happen within or outside the family circle. Violent acts are one of the most common crimes. in Communities around the world, including in Indonesia, experience violence. Violence in society typically occurs between victims and those closest to them, whether they are coworkers, friends, distant relatives, close friends, or even family members within the same household, commonly known as domestic violence (DV).

Domestic violence (DV) is essentially classified as a complaint-based offense. This means that DV can only be processed through a court. law more carry on when has There is complaint from victim to police. Of course, to report to the police requires courage from the victim, especially if there are victims who have psychological burdens to bear, while during the investigation process, the police are often considered unresponsive.

According to Article 1 of Law No. 23 of 2004 concerning the Elimination of Domestic Violence (PKDRT), the definition of Domestic Violence (KDRT) is any act against a person, especially a woman, which results in misery or suffering in a sexual, physical, psychological or domestic manner, including things that result in fear, loss of self-confidence, disappearance ability For act, no sense believe or suffering psychic heavy on somebody. Violence in House ladder can shaped persecution physique (such as punches, kicks, psychological or emotional abuse), financial abuse, sexual abuse (forced sexual intercourse). Thus, it can be concluded that domestic violence is referred to in this article covers all forms actions Which cause feeling No nice (suffering), flavor Sick, wound, and acts that intentionally damage health. Domestic violence in this case with limitation family core that is Father, Mother, And child. No seldom We see, Hearing and reading in both print and electronic media reports about a child being beaten by his parents, or a wife being abused by her husband. The state and society are obliged to participate in preventing domestic violence by implementing protection and action based on the philosophy of Pancasila and the 1945 Constitution of the Republic of Indonesia Yuni K, K. C., Hidayat, N., & Musfiroh, A. (2025).

Domestic violence is often called a hidden *crime* , because both the perpetrator and the victim try to keep the act secret from public view. Article 28 of the 1945 Constitution which regulates Human Rights, that all forms of violence, especially domestic violence, are violations of human rights and crimes against human dignity and forms of discrimination, so that based on these

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considerations, Law Number 23 of 2004 was born which regulates the Elimination of Domestic Violence.

Action criminal violence in House ladder on in practice seldom very Which up to the trial stage in court, the reason is because there is an assumption that matters covering household matters are private matters and do not want any intervention from outside parties. In general, there are two factors causing domestic violence, namely internal factors and external factors. Internal factors include things that originate from the perpetrator's personality that can trigger the perpetrator to commit acts. violence, although sometimes Which become the cause is matter Which. Relatively simple. Meanwhile, external factors include things outside the perpetrator's control, such as economic circumstances, infidelity, or the surrounding environment.

There is a number of matter Which make victim violence in House ladder choose to continue living with their partner even though they are violent, including:

1. The victims love their partners so much that whatever their partners do, they will accept it wholeheartedly;
2. The victims are materially dependent on the perpetrators of domestic violence, because the perpetrators usually forbid the victims from working;
3. The victims have no place to complain and no place to go, because the perpetrators forbid their victims from having close relationships with other people;
4. The victim Afraid will safety himself and also his children ;
5. Religion Which trusted forbid occurrence divorce; And
6. Victim is at in environment Which normal to violence in House Household.

Domestic violence is a crime that can be resolved through *restorative justice* by the parties involved. *Restorative justice* is a case resolution that emphasizes the direct participation of the perpetrator and victim. And public. No all action criminal must taken through trial process. With prioritize peace in a way deliberation For reach consensus is mechanism integral in life public. Settlement criminal cases through mediation is Wrong One method For realize *restorative justice* who does not off from ideals law Which based on on runway law that is justice ( *law is justice* ), And principle law process settlement case Which referring to on source law written And No written.

Urgency implementation *restorative justice* in the future now caused by many crime that happened in public Indonesia Which end on process court. Public Indonesia more often go through track court as effort For finish case, because they think they can achieve justice, but in reality justice is difficult to achieve because it tends towards a win-lose solution, in the end it only creates disappointment, feud, And flavor injustice. Disappointment That there is on party Which Losers seek justice through appeals, cassation, and judicial review, even though the judicial process in Indonesia is very lengthy, starting with the police, the prosecutor's office, and finally the verdict by the district court. Therefore, *restorative justice* needs to be implemented. For a number of action criminal, especially on action criminal violence in the household, in order to create a *win-win solution* and shorten the process of resolving a case.

In study This, submitted 3 formulation problem, namely: 1) How is it? effectiveness of implementation Restorative justice in overcome occurrence Domestic violence in region law Metro Police Jakarta Center?; 2) What just factors Which support And hinder effectiveness of implementation Restorative justice in overcome occurrence Domestic violence in region law Metro Police Jakarta Center?; And 3) How Effort Which done by Police Station Metro Jakarta.

## Research Methods

This research is an empirical legal research or field research that uses systematic methods in legal research. Selecting the appropriate type of research very important Because can influence process And results study law. The approach method used is sociological juridical, namely an approach based on binding norms or regulations, to study social phenomena and their consequences in community life. Location study done in Police Station Metro Jakarta Center, Which was chosen because of the high number of cases of Domestic Violence (KDRT) in the area, which is relevant to the topic of this research.

## Results And Discussion

### Effectiveness Implementation Restorative justice in Coping Occurrence Domestic violence in the jurisdiction of the Central Jakarta Metro Police

The implementation of *restorative justice* at the Central Jakarta Metro Police has had a positive impact, particularly in cases of mild to moderate domestic violence (KDRT). This method demonstrates the importance of connection second split party that is victim And perpetrator Which want to repaired. If both parties can connect directly and improve their interactions, some big problem can completed precisely. Mediation by party The police provide them with the opportunity to listen to each other and express their feelings and circumstances . The result is usually that they resolve the problem peacefully with the community in a jointly designed agreement. Therefore, *restorative justice* not only ensures that justice is served but also ensures that reconciliation is proposed and social rehabilitation is carried out, thus ensuring that the increase in domestic violence will continue to increase Nurul Hidayat, Jannatul Firdaus, Hertin Khalifatun Nisa Arifah, Any Sani'atin, Edi Awan, & Nur Diana Khalida. (2025).

The success of the criminal justice system can be assessed from different perspectives, Wrong the only one is reduce amount stress psychological Which must suffered by the victims. In a more modern approach, the legal process is not only about punishing the perpetrator to make him suffer as much as the victims, but also about considering the victims' need for rehabilitation. In this case, they feel they have to deal with a stressful justice system and methods. Which burdensome, during period Which very long. Approach This more attention to a more dramatic conclusion compared to the first case. This process and procedure must be simplified in order to provide a sense of trauma to the victims. There are some small couples who have problems, must experience kind of trauma, will but Now, with existence system the, can continue their lives after receiving compensation or obtaining a feeling of psychological reciprocity. This provides a more comprehensive framework compared to regular system, which which is often more oriented towards population of perpetrators Alone. On this problem, every step And regulation arranged so that making victims feel a little less pain. This system can teach people a lesson and motivate some perpetrators to quit the criminal game,<sup>18</sup> and also give victims hope and respect from the perspective of their experiences. This solution affects the psychological and mental state of victims, but lets them know that they and their efforts are truly appreciated. Therefore, by emphasizing the principle of healing, we can achieve that the effectiveness of this system is more dominant and can be measured not only by the final results or the sanctions given, but by the extent to which a system takes the victim's side into account and provides reparation. As reported, the size most important to effectiveness system This, Good in operate And how they respond to the situation is how far individuals feel supported and unburdened by the system and individuals will continue to feel safe and served by legal authorities have a greater chance of adjusting to the situation afterwards. So, with method This, method nuanced healing benefit No not only the

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individuals who are harmed, but also society as a whole, because it reduces the risk of such crimes happening again in the future.

The effectiveness of the rehabilitation approach in the context of restorative justice can be seen through chance Which given to for perpetrator For repair their behavior without having to go through a lengthy judicial process. A lengthy judicial process often results in a break in the family relationships permanently, so that the rehabilitative measures taken can be a more humane alternative. Through mediation and dialogue, perpetrators have the space to understand the impact of their actions and attempt to correct the mistakes they have made, while victims are also given the opportunity to express their feelings and perhaps obtain some measure of justice. However, the effectiveness of this restorative justice method has significant limitations, especially in cases of severe domestic violence (DV). In circumstances where physical violence severe or trauma psychological deep happen, process frequent mediation times not capable give justice Which adequate for the victims. Domestic violence Which heavy can leave used wound Which in, Good in a way physique and emotional, Which cannot be cured by mere dialogue between the perpetrator and the victim.

The limitations in the application of restorative justice require serious consideration in specific cases. In situations where the victim's safety and well-being are threatened, formal legal channels may be the only way to ensure justice . Formal legal processes not only provide recognition to victim but Also facilitate protection Which more strong through strict legal sanctions against perpetrators, which can prevent future acts of violence. Consequently, although rehabilitation and restorative justice offer a more practical approach and prioritize reconciliation, it is important to evaluate each case carefully. Firm law enforcement remains necessary, especially moment face to face with the violation that heavy. Therefore, a combination of rehabilitation approaches and formal legal channels is considered necessary. create environment Which safe And support for all party Which involved. Thus, although restorative justice carries positive potential in resolving some cases of violation, it is important to pay attention to the context and nature of the from violation the. Cases Which involving Domestic violence Which heavy requires handling more strict through mechanism law formal For ensure that justice can be achieved without neglecting the needs and safety of victims. The balance between rehabilitation and law enforcement is key to creating comprehensive justice Najiatus, Wulandari, N., Hidayat, N., Arifah, H. K. N., Khan, H. A. U., & Rohmayati, N. S. (2025).

## **Supporting and Inhibiting Factors in the Effectiveness of Restorative Justice Implementation in Addressing Domestic Violence in the Jurisdiction of the Central Jakarta Metro Police**

### **Factor Supporters**

### **Commitment Police**

The police's commitment to addressing domestic violence (DV) is a crucial factor in achieving justice and providing protection for victims . Special training for police officers will focus on restorative justice-oriented domestic violence management. This approach not only focus on giving punishment law to perpetrator, but Also strive to improve relationships and restore the victim's condition. Through this training, it is hoped that police officers will be able to better understand the dynamics of Which appear in case Domestic violence, so that they can act with more professionalism and sensitivity to the needs of victims. Increased professionalism And sensitivity member police in handle problem Domestic violence is a crucial step to build public trust in police

institutions. Through training emphasizing the principles of restorative justice, police officers are provided with the insight and skills needed to identify signs of trauma and psychological issues experienced by victims. This enables them to provide more comprehensive assistance, strengthening the police force's role as protectors and guardians of the community. Therefore, the police's commitment to implementing this approach contributes to the victim's recovery process and reduces the likelihood of recurrence of domestic violence.

### **Collaboration with Institution Social And Psychologist**

In addressing domestic violence (DV), collaboration between social organizations and professional psychologists is a crucial and influential element. The assistance provided by these professionals is not only aimed at accelerating psychological recovery victim, but Also For give directions to perpetrator so that may experience changes in their behavior. Victims of domestic violence often experience long-lasting trauma and impact on health mental they. In situation This, existence psychologist And officer social has a very important role it is important to provide the necessary support in help individual overcome trauma as well as build return a better life. With this coordinated approach, victims not only receive legal protection but also comprehensive psychological support. Conversely, perpetrators of violence also benefit. from Work The same This through directions And advice. Programs The services provided aim to help individuals understand the mistakes they have made, manage emotions, and correct potentially harmful behavior. Collaboration between police, social institutions, and psychologists results in environment recovery Which comprehensive And each other support. Therefore, the restorative goals of justice, namely repairing relationships and preventing the recurrence of violent acts, can be achieved more effectively. Approach This No just prioritize handling case One per One, but also seeks to raise collective awareness regarding the importance of preventing violence and rehabilitation for all parties involved Hidayat, N., Ilahi, L. K., Najiatun, & Arifah, H. K. N. (2024).

### **Counseling To the Community**

Aspects supporting the implementation of restorative justice in handling domestic violence (DV) cases are crucial to discuss. One crucial element is providing community outreach with the aim of educating them about the benefits and concepts of restorative justice. This investment in education is expected to foster a deeper understanding of peaceful resolution methods that involve not only the perpetrator and victim, but also the community as a whole. This knowledge is crucial so that the community does not view peaceful resolution as a way to ignore the perpetrator's guilt, but rather as a planned approach to achieving more comprehensive justice and restoration for all parties involved. Through various activities such as seminars, workshops, and social campaigns, the community is given the opportunity to gain an understanding Which more Good about mission justice restorative. Activities This is an effective tool for encouraging open conversations about domestic violence, while also providing a comprehensive explanation of the mediation process involved. Community participation in these discussions not only helps them understand the concept but also strengthens their sense of empathy for the victims. for victim. With thus, community education own a vital role in building an atmosphere that supports a peaceful resolution, in where every party can contribute in effort find solution Which fair. Besides That, improvement understanding public about draft justice restorative can impact positive Which more wide, that is reduce stigma to Victims of domestic violence. Individuals who feel supported by those around them will be more confident in reporting the incidents they face, which leads to more secure and faster treatment. In this situation, education about restorative justice is not just about providing information, but also

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about strengthening culture Positive conflict resolution at the community level. By providing education to the community, it is hoped that mutually reinforcing support networks will be formed and positive changes will be created in how communities address legal and social issues.

### Factor Inhibitor

#### Lack of Public Understanding

One of the main obstacles in implementing restorative justice mechanisms is the lack of public understanding of this concept. often see process law official as the only one method to resolve problems or actions that violate the law.<sup>36</sup> This view No separated from inheritance system law positive Which make court Formal law enforcement is the primary tool in law enforcement. This understanding is deeply ingrained in the public mind, creating a narrow mindset in choosing conflict resolution options that involve more participation And nature comprehensive. If No There is change in a way think This, existence justice restorative will Keep going ignored And considered unimportant. The lack of public awareness and education about restorative justice is a challenge that needs to be addressed to increase public understanding. Many people do not receive adequate information about the basic principles and benefits of this mechanism. Low levels of legal knowledge within the community result in an inability to assess more positive solution options and focus on recovery. In other words, other, lack of understanding about *restorative justice* can cause misunderstandings, so that people tend to feel safer to stay in system law formal that they have know previously. As a result of this low or lack of understanding, the implementation of restorative justice is often viewed as less credible or even illegitimate by some members of society. This view hinders the acceptance of the concept among the general public. Uncertainty about validity mechanism justice restorative make public hesitant to participate in more inclusive and dialogue-based processes. Therefore, efforts to increase understanding and acceptance of restorative justice in society require strategic actions, such as increased outreach, legal education, and broader awareness campaigns, so that the community can understand the value of different approaches to resolving conflict and justice issues Hidayat, N., Arifah, H. K. N., K. K. C. Y., & Hidayati, A. (2023).

#### Inequality Social And Emotional

The social and emotional differences between victims and perpetrators are crucial aspects that must be considered in handling violence. In various situations, for victim often time is at in condition Which not enough profitable, especially when concerning dependence finance to perpetrator. Situation This often arises in family relationships or the workplace, where an imbalance of power makes victims hesitate to take necessary legal action. This inability can hinder their courage to resist violence or fight for their own rights, which should be in line with protections in the legal system and restorative justice . Furthermore, emotional dependence also has a significant influence. to ability individual Which become victim For act. In In many situations, complex emotional relationships can produce indecision moral Which make individual difficulty For take rational decisions. Victims may feel bound by love, respect, or guilt related to the violence, further weakening their bargaining position. In situations where feelings play a role, victims often feel pressured to forgive or maintain the relationship, which can hinder the achievement of a just and effective solution. Finally, without appropriate intervention from professionals to help balance the bargaining positions between the parties involved, restorative justice processes have the potential to become a tool used to reinforce the dominance of one party over another. Emotional manipulation and pressure from perpetrators can undermine the principles of voluntary consent and equality that should be the foundation of restorative justice.

Therefore, it is crucial to establish a safe environment where victims can feel empowered, protected, and supported. from threat, And own chance For fight for their rights in a way fair without feel worry will consequence Which Possible they face.

### Limitations Source Human Resources

*Restorative justice* as an approach to conflict resolution requires involvement power professional Which competent, like mediator and psychologists. This process requires not only good communication skills, but also a deep understanding of conflict dynamics and sensitivity to the psychological conditions of both victims and perpetrators. However, in the field, the availability of source Power man Which capable fulfil criteria the is still very limited, especially in remote areas. In this context, the limited number of trained mediators and psychologists is a significant structural barrier and can affect the success of implementation. *restorative justice* . Condition limited source Power man in This sector has a serious impact on the implementation of *restorative justice* . An ideal mediation process should involve experts who are skilled at recognizing and addressing the complex emotions of all parties involved. Without adequate expert involvement, the *restorative justice process* not only risks being ineffective but can also lead to dissatisfaction among the parties. Inexperienced or poorly trained teams may fail to build trust and empathy, which are key elements to achieving meaningful reconciliation and healing for victims. and the perpetrator. Furthermore, these limitations in expertise tend to slow down the overall case handling process, which in turn can affect the effectiveness of recovery goals. For provide mentoring Which appropriate can worsen the psychological condition of the parties involved, thereby reducing the possibility of achieving a resolution. settlement Which fair And justice. With Thus, this has the potential to weaken the *legitimacy of restorative justice* as an alternative dispute resolution that prioritizes a humanist approach. Addressing these limitations is an urgent task so that *restorative justice* can fulfill its promises of restoration and function optimally in society.

### Conclusions and Practical Implication

Restorative Justice at the Central Jakarta Metro Police is effective in handling cases of mild to moderate Domestic Violence (KDRT), because it can improve connection between victim And perpetrator, reduce burden psychological experienced by the victim, and provide an opportunity for the perpetrator to improve himself. However, for domestic violence cases Which Serious, path usage law Officials are still needed to protect the safety of victims. Restorative Justice that done in Central Jakarta Metro Police It is very effective in handling cases of mild to moderate domestic violence (DV). This approach can improve the relationship between the victim and the perpetrator. reduce pressure psychological Which felt by victim, as well as provide opportunities for perpetrator to make repairs self. However, in cases of domestic violence Which.

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