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RESEARCH ARTICLE

INVESTIGATION VERSION OF CRIMINAL CASES, TRAFFICKING CASES.

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Abstract

This article is devoted to the investigation version of criminal cases, trafficking cases. The article covers the difference of investigation version of criminal cases and analysis of its characteristics.

Today, human trafficking is a global security and stability of the society, is estimated, as a crime is a threat to the development of the world community. It is the extent of illegal arms and drug trafficking and transnational crimes, such as the sale of a row about it. Cross-border human trafficking, the complex nature of the crimes committed by organized groups is a very common crime in which a person into a commodity. In practice, this form of modern slavery¹.

According to United Nations data, the world each year, 2.7 million people are victims of human trafficking. This is an international crime of human trafficking has become a lucrative source of financing, these expert assessments, one year of profit from the sale of 7 billion US dollars, is now confirmed². In particular, 80 % of victims of trafficking crimes in women and young children, we are anxious³.

Combating this type of crime in the United Republic of Nations in 1950, "The fight against human trafficking and the use of the Prostitution of Others". About an agreement dated November 15, 2000 "The fight against transnational organized crime", the Convention and the Trafficking in Persons. Especially women and children to Prevent, Suppress and Punish the additional protocol⁴, the Republic of Uzbekistan "on combating human trafficking," the law

¹ Kadirov R. Human trafficking of Global-scale problem, Journal: Right and duty, № 10, 2008, 3-p.

² Juraev E. Human Rights for the protection of the state. Journal: Right and duty, № 8-9, 2008, 19 p;

Kubov R.H. Human trafficking as a form of transnational crime. Journal: Russian investigator. 2008. - №1. - .30-33 p.

³ Radjabova M. The fight against human trafficking. Bulletin of the Supreme Court of the Republic of Uzbekistan », №2, 2008, 2, p.

⁴ "The Universal Declaration of Human Rights " Collection of legal documents on migration and anti-trafficking in the field of human rights. - Tashkent, 2007. - 320 p

"The fight against human trafficking and prostitute the use by 3rd people Convention" /. - T., 2004. - 185 p.

"The Convention on forced or compulsory labor". International agreements on human rights. Collection. - T., 2004. - 235 p.

of 17 April 2008⁵. The Criminal Code of the Republic of Uzbekistan in connection with the sale of the new version of article 135 (modified and adapted to the qualification of the crime of trafficking in persons) is carried out⁶.

Analysis of the results of forensic and investigative practice of trafficking crimes, members of an organized group of several stages of recruitment documents of the victims; (Legally or illegally); welcome foreign victims in the country, documents or objects which are to be sold; purchase and operation. It should be noted that the method of trading in human beings and modern-day slavery, the slave trade in a new tab. Criminals, primarily women and children for forced labor and sex slaves trapped by fraud⁷.

Persons involved in trafficking force, fraud, coercion, and other criminal means, the vulnerable, the weak and suffering from depression who go to other countries in the world. To employ the above-mentioned tasks of participants of the criminal group, the person providing the victim to leave the border or the victim is waiting for the borrower and the seller in the country of operation of the victim and the buyer.

The information gathered on the crime of trafficking in person's investigation until the investigation tasks are not carried out based on the following three situations:

1. A person who, for unknown reasons, had a sudden loss of his close relatives, friends, colleagues, or other statements of stakeholders;
2. There are signs of a crime under Article 135 of the criminal case of the victim or his close relatives, friends and the statements of other persons;
3. The preparation or commission of crimes related to trafficking in human beings, it was found during the search through data analysis.

Crimes linked to trafficking in human beings, based on the description of a typical investigation of crimes and cases of forensic police and examination information received by the authorities to verify the information until the investigation is not carried out in a systematic series of actions and measures:

In the first case (for reasons unknown person, the sudden loss of that of his close relatives, friends, colleagues or other interested parties to verify the application):

For some reason, a person close to the loss of relatives of victims of data, friends, colleagues or other interested persons of this type, as well as the statements are made during the search for implementation of the measures, the officers left the republic for a long time in the party registration, check the passport regime. Foreign activities of the public security departments and citizenship through automatic vehicle registration (and registration); Notary moving and moving objects in respect of civil-law approved by the PC ships actions in criminal, civil, administrative and economic work in the field waiting for the identification of (obtaining).

A person is considered as lost because of the crime of trafficking for the purpose of the following cases:-

1. Employment, to take part in a beauty contest, part of the singing and dancing performances, travel (visa) in order to leave the territory of the country's loss of the candidate;
2. Before the loss of the person involved in the employment of citizens abroad when handling or intention to apply to the corporation;
3. To engage in prostitution with massage rooms, saunas, nightclubs, as well as loss of working women;
4. On the territory of the country of employment of foreign nationals (including citizens of CIS countries) disappeared.

In addition, young girls and women, able-bodied men, children, loss, make sure that there are indications of crimes related to human trafficking cases are the basis for the examination. Young girls and women of working age men

⁵ The Law of the Republic of Uzbekistan about "The fight against human trafficking " on March 28, 2008. №62. (4472).

⁶ September 16, 2008, the Republic of Uzbekistan "in connection with the adoption of the Law on the fight against human trafficking On introduction of amendments and additions to the Criminal Code of the Republic of Uzbekistan" On the Law № 179 // chambers of the Oliy Majlis of the Republic of Uzbekistan, 2008, №10. 485-m.

⁷ Abduhalimov Sh. Human trafficking is a global threat. Journal: Right and duty, № 8-9, 2008, 21p.

have not lost any of his close relatives of the missing friend or loved, he went to work is not available; there is an intention person in foreign countries, to go abroad, the identification of issues to discuss it with someone⁸.

If any of the points available to the disappearance of said person is confirmed, it will be necessary to clarify the following: - Man abroad or employment abroad, documented information about a person or company; - Information about the missing person: - the missing person or friends working abroad to find out information.

Out of the house, the car examination of human investigator, the presence of signs of a struggle, personal documents or a ban on leaving, if anyone has any other personal documents, clothing and items that are not, and does not belong to him. Sent to expose a person or illegal possession Explosion-proof garments, if anyone has any materials. Documents and materials that encourage people to work abroad (flyers, newspaper ads, passport authorities completed application form and other documents, invitations, as well as a variety of visa applications, etc.) exists, if anyone has any documents necessary to work outside the country, in accordance with special attention to.

If these measures fail to find a missing person search in the search process should continue with the measures. In the second case (Article 135 Criminal offenses that are already on the victim or his close relatives, friends, and check the statements of others). In contrast to the first time of the existence of clear traces of the offense of trafficking. As well as the conditions and the commission of crimes characterized by the presence of information about who committed it.

But at the same time the victim and fled to address in bodies of internal affairs and stop the criminals, taking into account the possibility of criminal activities, and you should also consider the possibility of losses in the traces of the crime. In addition, criminals, members of an organized criminal group conducted a study of active resistance movements, including the victims, their close relatives and family members affected by the illegal actions, intimidation, murder or other influences should not be reduced, as well as the victim and his close for ensure the safety of relatives and friends to see.

In this case, two typical situation can distinguish:-

- a. The victim (s), there is information about who committed the crime of trafficking in persons:
- b. The victim (s), no information about who committed the crime of trafficking in persons.

In the first case directly to the victims of the criminal activity of the group for the fight against crime and the fight against organized crime should be transferred to the department. At the same time, the main task of the During search operations staff to gather additional information necessary for the criminal proceedings, witnesses and stored in secret places for sale or other release of the victims to be exploited. To do this they will need to ask for more victim.

If the members of organized criminal groups involved in human trafficking, the appearance is, they aim their capture. Their personalities, if they - through education and judicial review.

In the second case - the person who committed the crime of trafficking in persons do not have accurate information, as well as operational staff to collect information about persons involved in trafficking, and the rest of these persons problem must be posed. The main attention should be focused on the types of persons who have committed crimes in the past, should be made to the database.

It would be advisable to check the following persons:-

Previously used as free labor, human trafficking, kidnapping, illegal deprivation of liberty and forced into prostitution, crimes against sexual freedom, brothels and adds, pornographic materials, preparation, minor storage and distribution of illegal efforts to maintain the attractiveness of the perpetrators of such crimes;

The above-mentioned crimes, used to communicate with people;

Fast report and other criteria.

⁸ People for the scale of their purchases on the practice of initiating a criminal investigation. Educational and practical guidance. Ownership. -2004. -B.21-22

The third Human trafficking crime was the preparation or commission of crimes in the search for the information obtained through research in the search for the right, so that is not discussed.

The form or report on the investigation of human trafficking in accordance with the purpose of the following documents collected during the investigation:

1. The representatives of the victims or their form, media or other sources, reports and other information;
2. To explain the details of the victim and the person suspected of the letter, a copy of their identity documents;
3. Personality of the victim and the suspect and citizens to learn about the lifestyle of rural self-government, or the characteristics of the neighborhood, as well as family circumstances;
4. Purchases by mutual consent of the victim (if configured) or a copy of it;
5. The criminal case related to the suspect and the victim, burned can be used for photos, video or audio cassettes;
6. Hotel Information and a copy of the receipt (if they exist);
7. The use of voice and return to the country of the victim or affix the original tickets (if they exist), copies of documents establishing the rules of entry at the border, as well as bank deposits.
8. Abroad and civil department of the victim and the suspects and visa information from the materials of the invention filed against them.
9. Victim and suspects the phone, the list of telephone contacts of organizations, telephone bill.
10. Those relating to cross-border checking of the information and explanations must be eyewitnesses.

In Scientific articles and publications at this stage the matter to the consideration of the criminal case, they take the value of evidence obtained because of the decision on the appeal, as shown in the note⁹.

In this case, the crime of trafficking victims by studying law in order to ensure the legitimate rights and interests in criminal proceedings. To use them during the investigation until the investigation procedural status is granted in the case allowed to question them as victims of their crimes with special powers to decision-making and judgment allowing the trial to the implementation of the measures specified in the statement.

Issue to strengthen the status of victims of the criminal procedure and international law established "secondary vectoring¹⁰" to eliminate the negative factors.

To conclusion, it should be noted that people turn comprises the step of initiating a criminal case in a form or report, an investigation until the investigation is a very difficult. Complex task, which is a separate proceeding, specific features related to the investigation process work. Next to each other so the fact that the fate of the criminal proceedings in cases it depends on the stage of the criminal proceedings against the procedural acts carried out during the preliminary. Stage of the criminal process and other procedures in stark contrast to the above characteristics.

⁹ Rahmonqulov AH Primary investigation in Internal Affairs. - T. 2004. – p.125 .; Panyukov A. Procedure activity without excitation criminal case. // Russian Justice. 2003, №5. - 51-53p.

¹⁰ Akramxodjaev pcs Legal regenerative function in criminal proceedings. - T., 1997 – 26p.