Robbery by Hypnosis

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**ABSTRACT:** The subject of this study was to investigate the theft hypnosis and the main objective of the study is designed and based on the subject. In this study, we try offenses against property and property of the people we introduce the theft of hypnosis and since the mass change with time and with more advanced means of communication and every day the perpetrators of this crime to provide new methods and procedures to be implemented, are trying to educate and inform the public on reducing the impact of the crime to investigate. Now the Islamic penal measures against theft according to the type and extent of punishment to robbery and robbery punishable by capital punishment are indivisible. Findings show that Penal laws on robbery hypnosis, according to the Islamic Republic of Iran, Islamic jurisprudence is derived from lawmakers and legislator tried to set term limits and fits the shape and dimensions of hypnosis robbery that could have been done by studying the Quran, manner of operation of the Innocents theft. Due to extensive changes in the shape and form of theft, legislators lack of resources on how to determine the amount of direct and punishment, tries to steal the act of hypnosis through priori.

**Keyword:** Theft hypnosis / Islamic law / Punishment

**“Objectives”**

Theft is one of the ugliest and most despicable type of crime that unfortunately occurs in different forms in different societies and foundations of human societies crumble and the most important non-normal and high number of crimes that are being introduced to “Mother Offenses”. Theft is usually done by smart people and smart and professional robbers plan earlier and sometimes using measures such as site visit for theft, control, care, and identify and evaluate potential barriers to the mass of turns. The statistics show an unprecedented growth in recent years for robbery and reflects the fact that after the robbery-related crimes "Drug trafficking and Addiction" ranked second and third in the men's crimes are among the crimes of women. Also, most child offenders in Iran "steal" that are led by adults. History of human social life, evidence of various forms of crime, criminal damage and in all times and places is in contrast to the more or less similar. Reflecting the historical process, indicate the existence of the phenomenon of "stealing" as one of the distortions of human social life and social misfits, the passage of time, along with significant advances in the fields of science, technology, methods and procedures, kinds of tools stolen and used by thieves to achieve their goals and also changed and in order to facilitate and accelerate the new techniques and new technology to gain appropriate time and place. And in various forms and ways to express the passage of time. That we are currently witnessing the theft of some form of hypnosis. This study addressed the following issues relating to the theft of hypnosis.

The concept and theft types and hypnosis

Hypnosis in Islam and jurists view

Theft of hypnosis in the Penal Code (punishment)

**“Basic Concepts”**

**Theft in the dictionary**

Theft in the vocabulary word meaning to steal the books and artifacts hidden in the secret and hidden meaning, it has been getting. (Faris Zakaria, E. 1404. AH / 216) Thus, in general, one of the meanings is covered and concealed and “Saragha” means “Khali”. (Firouzabadi, 1407 AD. 203 BC)

Eavesdropping means secretly listening.(Ebne Manzour 1363/112)it is coming in the Holy Quran. (Surah al-Hijr, verse 18)
Ebne Manzour defines theft as follow: From the Arab point of view, theft is who secretly unto the amulet is not something that takes itself. The above is obtained from the viewpoint of the theft of a word, or three or four basic elements are: 1 - remove the object 2 - owned by someone else 3 - hidden 4 - Being portable, this element is associated with the removal of the immovable object is not removable, so it does not need separate mention.

**Types of Theft**

Home stealing: the abduction of any merchandise or object of any shape and location of the home, using any style of home robberies are the most common type of theft in our society. Location of the property where the equipment is located that has been the target of robbers looted.

Theft of trade centers and shops: Theft involving ordinary goods (such as home burglary, breaking or cutting a door lock shop, etc.) to steal manipulation, theft of a drawer.

Pickpocketing: Taking money from one pocket to the inside if he does not understand. Using negligence or some tips on picking is done.

Stealing Purse: Sudden grab bag of motorcycles usually done by people.

Stealing Necklace: Women rip the necklace or jewelry with the sudden invasion.

Stealing vehicles: Involving stolen cars, motorcycles and bikes. Stealing cars and motorbikes are often crowded places at night and during the day, and the productivity of their owners neglected and often takes place in front of their eyes.

Armed robbery and piracy: In our country in recent years for stealing guns are fully perceptible. It is the threat of robbery with firearms or cold, if the thief has a weapon, even though it may not be used to threaten armed robbery statutes.

Computer robberies: This type of theft, robbery and abuse of the banking system or any other system through a computer that is currently growing.

Robbery by hypnosis: This is perhaps the newest and rarest type larceny theft devices could be used for the first time in Italy, in this study, to steal through hypnosis.

**Definition of Hypnosis**

Webster dictionary defines the word hypnosis follows: it is a condition similar to sleep, which is induced by the one who suggested it be accepted by anyone easily and without resistance. Although experts believe, hypnosis is more of a romance to a bedroom. During hypnosis you are always vigilant and do you only respond to external stimuli. This is essentially the same as when you're reading a book and charming. You cannot really think of anything else other than this book. Will focus all of your attention to the situation when informed sense of change. Many of us, in some circumstances, states have experienced no pain or numbness in the case, for example, when deeply engrossed in a detective series and we are excited, some do not feel pain, styles, body like a delight, and hunger. But this is not the Rapture but it is the result of concentration. Because there are certain situations where physical activity comes to experience such moments that we love deeply engrossed in a phone conversation, you may not understand it, we're burning shirt on ironing. This is because they do not have fond memories of these adverse events occurred and usually never a good idea to use these events or have not learned that with hypnosis for surgical anesthesia, which can be done in exactly the same way that their attention: a particular issue that arouses the person who found the body, surgery is not a secret that nothing but a particular ultra-attention to spouse of Pharaoh of Egypt, like cutting their hands when Yousef (AS) faced. To get to it, you get to focus on the hypnotist's voice or to an object. Then what will happen is that your conscious mind is the thinking activity is reduced, because deep down you find peace of mind. This is because your subconscious mind is accessible to him. When you are hypnotized, you are more susceptible to suggestion on how to feel, think and you will behave. When the hypnotist tells you, your subconscious mind accepts the lower empathy. This is just like when a person decides to steal someone speaks directly hypnotist.

**Types of Hypnosis**

According to scientific standpoint, hypnosis is divided into three main types: Placebo, and regression analysis. Each of these sorts of hypnosis is used by scientists. Therapeutic hypnosis is when a person is induced to suggest a simple way of thinking, feeling and action so as to change her to fix her problem. Hypnotist for entertainment shows are also in the group. Although it is not the health aspect. In declining health, her memories come to bring driven person, so he could better understand the problems that they are suffering now. Finally, the analysis of medical specialists to analyze a person's subconscious mind is trying to understand the problem. Hypnotizer new theory about hypnosis and this is far from the old beliefs. Today many psychiatrists and psychologists who advocate this theory: Hypnotizer guidance in establishing the role hypnosis plays and "original
work" is done in the process of self-hypnosis. In fact, the self-hypnosis as a pilot and copilot Hypnotizer and during the flight, there is an intermediate work. While most of the old superstitious belief that cooperation is considered a match and sometimes people think hypnosis is based on the mistaken belief that hypnosis is subjugation to the power of resistance against their Hypnotizer and usually does not hypnosis and the like generally have never experienced it but the proud claim that never hypnosis are not usually aware of the fact that this resistance until They just do not have the mental ability to focus has not Hypnotizer important thing to know is that, according to Dr. Spiegel, known Hypnotizer stated: Mesmerize is no sign of mental weakness. But hypnosis signs indicating a high level of talent and ability to focus on the individual. There are three basic requirements for hypnosis: you must be willing and interested in being hypnotized. You should believe that hypnosis can have on you. You should be able to find calm and relaxation.

**E - Placebos after the Hypnosis**

Placebos will lead you to believe it; you can hear the words, gestures, sounds and even smells particularly special to begin. However, you can create a long-term brainwashing. For example, if the word "Kastinopel" you hear the attempted robbery homes. To the person alleged to be a crime and punished him against it, in addition to the regulatory element-based prediction material element of culpability in criminal law and criminology, including the action occurs outside of the act will be committed as a result; the psychological relationship between the action and the person (or voluntary relation) is called the moral element in it (either mental or spiritual).

**The lack of legal proof**

Evidence in the criminal justice system, both in terms of legal status to lose. Some of these reasons, regardless of the type and structure of its businesses, are illegal and invalid. But some of those eligible for legal status, but as soon as you get the benefit of these conditions; it will lose its legitimacy. Judicial duel and hypnosis Ordal of the reasons that the criminal justice system does not have any legal status. On the other hand, acknowledges compliance with the conditions of the reasons that can be validated. If you confess will be with the headquarters, in legal effect. The confessional is the result obtained by torture and threats, has no legal effect.

**Hypnosis and views of Muslim jurists**

Hypnosis is a certain mood; like drowsiness and involuntary induction is the subject of consciousness (self-hypnosis) is increased tremendously. This information usually focuses on topics that are presented to him by Hypnotizer.

Hypnosis is the science of living things which can be exploited correctly, but witches and they abuse it to fool the people, they had to work that magic sentence was permissible unknown. The philosophy is not permissible, and many, including:

Make out through normal path of life;
Many of deception and fraud, so that through hypnosis and Spritism now and in the past has been practiced magic and divination.
Possibly discover the secrets of others, because one of the things always dreamed of reading the mind of the person concerned.
Involuntary capture the souls of others.

However, the comments of the scholars on this issue: some jurists, hypnosis absolutely forbidden to know, and some of its provisions are considered permissible. However, the science of positive sciences in many aspects of life that can be properly exploited, but the magicians of abuse and deception they were working. If the person against whom such application is unaware of the magic will be considered.

**Religions have different views on this issue**

Imam Khomeini (RA) in response to whether hypnosis is forbidden in Islam? If hypnosis is to do well and do well, what is the ruling? Hypnosis responds that it is not permissible. (Khomeini, Estetfaat, C 2/22) Others also allow the hypnotic condition, which is expressed in the following examples:

Ayatollah Khamenei (D Z): Learning hypnosis and rational use of the general purpose solvent and substantially has no problem, provided that the consent of a person who wants to go to sleep artificial loss is not significant for him.
Ayatollah Makarem Shirazi (DZ): The use of hypnosis as a legitimate medical purpose and is provided that they have sufficient experience and knowledge, and the resulting negative impact on the religious and otherwise not. But to discover the secret, or the knowledge of the past and future are not permitted. (Makarem Shirazi, 45, S. 115)

Ayatollah Tabrizi (RA): In hypnosis, the fear of losing the person who performed the act with him or another person will not be tolerated. (Tabrizi, c / 460)

Ayatollah Golpayegani (RA): Hypnosis is forbidden to treat the patient, if the treatment is unique and discover the secrets that others do not have a problem. (Golpayegani C / 299)

Theft of hypnosis in the Penal Code (punishment)

Article 651 of the Penal Code, theft of a comprehensive range of cost effective, but does not commit all of the following five conditions of 5 to 20 years in prison and up to 74 lashes returns: 1-theft occurs at night, 2-robbers have two or more people, 3-or more persons carrying a concealed weapon or appear to be, 4 - the wall went up or broken keys or dummy to take the amulet, 5 - In addition, assaulting or threatening someone is stealing.

Article 655 of the Penal Code, punishment in the materials before the robbery began to steal up to 5 years imprisonment and 74 strokes of the whip.

Article 661 of the Penal Code, in other cases, the conditions in which these materials are not punished for committing robbery, imprisonment will be from three months to two years and up to 74 lashes and one day.

Article 664 of the Penal Code, criminal offense for anyone knowingly to establish or change the key or any other means to make the offense, or imprisonment from three months to a year to produce and will be sentenced to 74 lashes.

Article 667 of the Penal Code, in all cases of robbery and snatching property, the court punish, thieves or kidnappers reject the same (mine) and in the absence of such rule or a price yet to be sentenced stolen or hijacked, and the compensation. (Beygzadeh, Bita / 296)

Analysis of Article 665 of the Penal Code

Mentioned in Article provides: Whoever takes the property of another and act as a theft he is liable to imprisonment for one year, shall be sentenced to six months and the result of an injury if the victim is entered against the poor, will be sentenced to punishment. As the article clearly imply the distinction between criminal thefts and hijacking so does yours and whoever turns out to be a steal for other people to take action or not subject to, the operation is performed, and obviously is not hidden because it is assumed that he is not entitled to practice as a criminal theft under Article 197 of the Penal Code, theft is the secret to my abduction. In Article 665 is stealing money, so what has caused lawmakers say: “He acted as theft is not covered.”, Otherwise the action is being secretly stealing money is hidden, there is no reason not to comply with it as theft, while the law stipulates the action, as the subject is not theft. It is known kidnapping operations that belong in Article 665 clearly done. In other words, the purpose of Article 665 of hypnotic behavior as misappropriation and theft and pickpocketing. Forms: the material cannot be above the law concerning Article 657 of embezzlement and each picking them under bag woman purse, on the order is placed. It has been prescribed in Article 657: whoever commits kidnapping money from the purse of another woman, and so is picking one to five years in prison and will be sentenced to 74 lashes. The “others” in the above cases that the facility abduction, violence and abuse of dominance or property owner is negligent, such as pickpocketing, theft, manipulation, etc. necklace theft (Ghorbani, 1371/46) What is the purpose of Article 665?

It is important to note that legislation in the twenty-first chapter of the Penal Code, has been looking for all types of property, the rules can steal Capture and thereby the legal vacuum on kidnapping and robbery of property to fill, in the matter of Article 665 of the judgment have been all kinds of robbery and kidnapping special circumstances. For example, theft under Article 651 (which must necessarily be defined as the theft is secret) when the rules will be punished that the fifth condition is that the material contained. In Article 657, if the hijacking of the property covered by the said provision will be operated by bag theft, pickpocketing and the like, such as: Theft is theft and manipulation necklace. However, there are other forms of financial Capture former Article 665 does not apply to materials and looks, a state legislator in Article 665 of them has ruled. For example, if someone goes to the jeweler's shop to select and purchase a piece of gold from gold sales may suddenly ran out of the shop, the property subject to any of the ingredients except the 665 is not stealing and capturing. Similarly, if someone at the railway station, sac or bag another excuse to get him to help him leave and flee, only to be covered by Article 665. The legislature enacted Article 665 with respect to a generic "property of anyone else" hijack all new forms of theft, including theft of hypnosis may also warrant. Because of the advancement of human knowledge, in fines, has taken on new forms. Capture a new kind of property that may be used in the latest techniques, and it is located in

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Italy "steal property through hypnosis" is. To oversee the operation of a foreign man and a woman with stylish hair done. They go to a bank and ask for money to be bold and Cashier Bank without any resistance (due to hypnosis) is submitted to them without understanding all aspects of the diagnosis is the funds to them. (Ibid, 55), who were sentenced to jail for stealing hypnosis offender shall be sentenced from six months to one year. In the literature of jurisprudence (Najafi, 1412 AD. AH / 599) have raised the question of jurists like theft is through hypnosis or mesmerism. Seems to have been given under Article 665 stated: "And if the damage is the result of this work, will be sentenced to punishment as" above the law with respect to the laws. Mohaghegh Helli (RA) says about it: ... As previously mentioned, Momaj one who has the intelligence and wisdom to dope materials and thus destroys his property, he would steal (resolution, 1389/182).

Marghad is who Hypnotic drugs offer another take his property. (Tabatabai. 1359/498) Sleep aid may be given in addition to the financial loss to the property being lost, such as crimes of physical impairment or a member of his mind, to be entered. Hence the scholars said: If the damage is actually committed the crime, the crime would be guaranteed. The meaning of the above explanation is that such mine, done secretly. But when they returned to the owner of the property involved and he has been beaten. Although these explanations may be accepted, but about the theft of the term used in Article 651 is not acceptable. The substance has ordained: If the circumstances of the theft but not affordable at all five of the following conditions is committed five to twenty years in prison and will be sentenced to 74 lashes. The conditions stated in paragraph 5 of this article are that the person who stole it is harmed or threatened. The compounds robbery, kidnapping implies that the mine has been hurt, but not thereafter, unless it is the cost of theft to assault (Article 652) and the theft or abuse (Article 651) does not necessarily exclude the practice of secrecy because, as previously stated, the purpose of the secrecy is that the thief intends away from the public eye and do their work quietly. However, if the thief or anyone else involved in the accident with property owner and he will be persecuted, not to act out of secrecy. However, the composition of the former Penal Law General's initiative was stolen materials, his base stealing, no matter what the definition is, a kind of disruption brought the writing materials and failed to create a logical order between them. Because of the season, robbery and kidnapping of mine and I think he makes a difference snatch theft, robbery as defined in Article 197 have been proper in addition has mentioned, the hijacking of the property to define the distinction theft is detected, the materials relating to the robbery sentence above, then express provisions of stealing property and then starting materials relating to the robbery and hiding in the regulations concerning the purchase and sale of the stolen money cases of puts. Were present in the law, the law stated during a robbery regulation 656-651 materials then inserted in Article 657 of the subject property from theft does not name hijacking. Again the material during 659-658 theft warrant stated, in Article 660 after the new issue of property other than theft and hijacking, as the unauthorized use of water, electricity, telephone and gas has been proposed. Again in Article 661 of the theft, then a crime titles during the 663-662 materials such as: Education and intervention Privacy buying and selling stolen property, is discussed. Article 664 stated abetting thefts and again in Article 665 of the criminal sentence has so snatch yours and repeated in Article 666 of the robbery and in the end the decision is yours compensation due to theft and other theft. As obtained from the above expression, it is unclear why lawmakers were materials such approval has been bewildered and without rational discipline. Hopefully, after a test period of the Penal Code Act of 1375, along with other types of defects in the material, is removed.

CONCLUSIONS

According to the discussion above, is obtained from the viewpoint of the Penal Code, the crime of robbery with a crime, theft (Article 197) and non-financial abduction (Articles 657 and 665) the order is placed. According to the legislative history of theological debate and attention to issues of legal theft, robbery is defined as: Not to hijack yours is yours, but secretly steal and if not, do not, under other titles such as embezzlement and theft, theft under hypnosis is placed. Theft of property, theft of property, etc., but the secret is not a secret; do not qualify under other titles such as embezzlement or theft robbery is hypnosis. Since the former provisions of the Penal Code Act of 1991 was not stolen at all forms of financial rapine, as theft and kidnapping law by opening a new chapter in the non-financial, is seeking to fill the legal vacuum in this regard and the rules have been sentenced to all forms of theft, so the materials 664-651 of theft and placed on property seizure warrant be used in the latest techniques, and other items that are not covered by these materials, the legislature enacted Article 665 and Article 665 has been as general plans to take new forms of all robberies, including the theft of hypnosis has ruled. Because of the advancement of human knowledge, in fines, has taken on new forms. Capture a new kind of property that may be used in the latest techniques, is hypnosis theft.
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