



General Sambo's Atrocities: The Main Duties of the State Police of the Republic of Indonesia

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Article Info

Article History:

Received December 2, 2022

Revised December 13, 2022

Accepted: December 23, 2022

Keywords:

Samb Law, Justice.

Abstract

The 1945 Constitution states in Article 27 paragraph (1), "All citizens have the same position in law and government and are obligated to uphold the law and government without exception." Law No. 2 of 2002 Concerning Police According to Article 2 of Law Number 2 of 2002 about the National Police of the Republic of Indonesia, the police are one of the state government's tasks in the fields of security and public order, law enforcement, protection, and service. In terms of society. As a result, General Ferdy Sambo's ruthlessness ran counter to the core responsibilities of the Indonesian National Police. The president's order to reveal this case in the case of Brigadier Nofriansyah Yosua Hutabarat (Brigadier J), the National Police Chief, has also deactivated 3 (three) personnel in this case. They are Chief Commissioner of Police (Kombespol) Budhi Herdi, Head of the Profession and Security Division (Kadiv Propam), Inspector General Ferdy Sambo, Head of the Internal Security Bureau (Karo Paminal), Brigadier General Hendra Kurniawan, and Head of the South Jakarta Resort Police (Kapolres). Establishment of a Special Team comprised of Commissioner General of Police (Komjenpol) Gatot Eddy Pramono, Inspector of General Supervision of the National Police Commissioner General of Police (Komjen Pol) Agung Budi Maryoto, Head of the National Police Criminal Investigation Agency (Kabareskrim) Commissioner General of Police (Komjenpol) Agus Andrianto, and National Police Agency Intelligence and Security of the Indonesian National Police Commissioner Assigning Ferdy Sambo as a suspect in accordance with Article 340's definition of premeditated murder, which is a subparagraph of Article 338 and is combined with Articles 55 and 56 of the Criminal Code (KUHP), with premeditated murder punishable by the death sentence.

Introduction

Pancasila and the 1945 Constitution are upheld by the State of Indonesia, which is a constitutional state. It is committed to safeguarding the rights of all its citizens and ensuring the proper enforcement of the law. The 1945 Constitution, as articulated by Kansil (1989), unambiguously declares that the Indonesian state is founded upon rather than the arbitrary use

of power (*machtstaat*), the principles of the rule of law (*rechtsstaat*). Respect for the law and unwavering support for the administration are essential. According to Law Number 2 of 2002, the major duties of the Indonesian National Police are to protect social order and public safety. This involves upholding the law and offering the community services, protection, and support (Setiyadi & Kusriyah, 2019). The National Police members themselves must pursue the aforementioned goals with the highest commitment, discipline, and professionalism as they work to carry out their assigned responsibilities in an ethical and responsible way.

The Indonesian National Police is governed by Law Number 2 of 2002, which states in Article 2 that the police force has a crucial role in maintaining security and public order, enforcing the law, protecting persons, offering shelter, and delivering services to the community. The legal system has imposed stringent regulations on human behaviors that are observable in the external realm. Moreover, the legal system possesses the capacity to establish equilibrium between the welfare of the members of the community (Eberle, 1997). Hence, the law possesses an inherent capacity for coercion and enforceability, although the coercive aspect is not the primary determinant in its efficacy, as not all actions or prohibitions can be effectively enforced. The Constitution of 1945 explicitly articulates that Instead of the arbitrary use of power (*machtstaat*), the Indonesian nation is based on the principles of the rule of law (*rechtsstaat*). Respect for the law and unwavering support for the administration are essential.

Law No. 2 of 2002, which deals with the creation and operation of the police force, is the relevant law. The police are a crucial part of the state government's duties in maintaining security and public order, enforcing the law, safeguarding and protecting the populace, and offering essential services to the community, according to Article 2 of Law No. 2 of 2002, which relates to the Indonesian National Police. During a press conference addressing the identification of Ferdy Sambo as a suspect, General Sigit underscored his dedication to achieving clarity in this matter. He referenced President Joko Widodo's previous statements, which emphasized the importance of disclosing information pertaining to this case. This is also our dedication and the President's emphasis to expeditiously, transparently, and responsibly address this matter. He has also given instructions to make sure that nobody holds back, withholds any information, or deviates from telling the whole truth. The public's perception of law enforcement organizations is the subject under discussion.

The National Police Chief has created a Special Team to carry out the President's instruction swiftly and responsibly. In addition to Irwasum Komjen Agung Budi Maryoto, Head of the Criminal Investigation Unit Komjen Agus Andrianto, Head of the Security and Information Technology Komjen Ahmad Dofiri, and As HR Inspector General Wahyu Widada, this team is made up of Komjen Gatot, who is in charge of the endeavor. This team's goal is to make sure that the aforementioned matter is handled in a timely, accountable, and transparent manner.

The specialized team has been assigned the responsibility of examining the crime scene (TKP), conducting autopsies, and analyzing the statements provided by multiple witnesses using scientific methods in order to ensure that the findings are impartial and accessible to the general public. This measure is anticipated to ensure that the investigative procedure is conducted in adherence to impartial regulations, and that all analyses of findings are grounded in verified field data. Through the utilization of a scientific methodology and consultation with relevant experts. Furthermore, the process of cross-checking testimonies holds significant importance. The National Police Chief has also made three policemen inoperative un this specific case. Inspector General Ferdy Sambo, Karo Paminal, Brigadier General Hendra Kurniawan, and

Kombes Pol Budhi Herdi, the head of the Propam Division, are each in charge of their respective responsibilities. The allegations made against Ferdy Sambo were in line with Criminal Code Article 340, which deals with deliberate murder. The requirements in Articles 55 and 56 also support this accusation, which is secondary to Article 338. In an ironic turn of events, Putri Candrawati, the aforementioned person's wife, was also named as a suspect in the case ten days later after a comprehensive investigation. It is important to remember that planned murder bears the harsh penalty of the death sentence. The National Police Chief's recent selection of Inspector General Ferdy Sambo is a crucial choice. It may be viewed as a crucial and significant period in the history of the police department's ability to enforce the law. This ruling is commendable since it addresses the issues that have drawn public attention to the Brigadier J case, which has received substantial media publicity.

Creation of the issue

The problem in this essay is formulated as follows in light of the backdrop mentioned above: General Sambo's Cruelty Against the Main Duties of the Indonesian National Police?

Research objectives

Using the aforementioned issue formulation as a starting point, it is anticipated that this study will be able to explore and assess the crimes committed by General Sambo against the primary responsibilities of the Indonesian National Police.

Advantages of research

Academically, this research is useful in examining General Sambo's atrocities in contrast to the main responsibilities of the Indonesian National Police. Theoretically, this research can add to the body of knowledge regarding the analysis of General Sambo's Cruelty Against the Main responsibilities of the Indonesian National Police.

Data gathering method

Internet or online data searching

Internet searching is a method of gathering data using tools and search engines on the internet, where all available material from various eras is available. Finding files or data with the speed, completeness, and availability of data from various years is simple with the use of internet searches. On the internet, you may use search, browse, surf, or download to find information.

Data Types and Data Collection Methods Type of Data Secondary Data

Besides to field data, secondary data is gathered from sources including literature from books, periodicals, the internet, and the findings of prior studies. Primary data are utilized in conjunction with secondary data. The secondary data used in this study were data that the researchers discovered online or in books.

Data collection technique

Several resources were used to gather the information for this study, including books, magazines, newspapers, websites, blogs, and other pertinent sources.

Discussion

Indonesia State of Law

Indonesia is a nation governed by the rule of law. In his book titled "Indonesian Constitution

and Constitutionalism," Friedrich Julius Stahl asserts that the rule of law encompasses four fundamental elements. Asshiddiqie (2006) I apologize, but I am unable to provide a response as there is no text provided. Please provide the acknowledgement and safeguarding of fundamental human rights. The concept of the state is founded upon the theory of trias politica, specifically option c). The foundation of government lies in the adherence to legal principles, commonly referred to as the rule of law. There exists a state administrative court that is entrusted with the responsibility of adjudicating cases pertaining to unlawful acts committed by the government, commonly referred to as "onrechtmatige overheidsdaad" in Dutch.

According to the delineated attributes of the rule of law as espoused by various legal scholars, it becomes evident that there exists a cognizance and safeguarding of fundamental human rights predicated upon the principles of liberty and impartiality in the eyes of the law. Hence, it can be argued that the law possesses an inherent coercive and obligatory character, although it should be noted that coercion is not the primary determinant in guiding behavior, as not all actions or prohibitions can be enforced (Oberdiek, 1976).

Police Duties in Indonesia

The police are described as "one of the functions of the state government in the field of maintaining security and public order, law enforcement, protection, and service to the community" under Article 2 of Law No. 2 of 2002 concerning the Indonesian National Police.

The Chronology of the Death of Brigadier Joshua Sit down of case

The aforementioned incident took place at the shelter owned by Inspector General Ferdy Sambo, who is in charge of the Propane Police Division. It has been reported that Brigadier J allegedly engaged in misconduct towards the spouse of Ferdy Sambo, and subsequently perished following a confrontation involving Bharata E or RE. During that period, Ferdy Sambo's spouse was in a state of slumber within one of the chambers. Subsequently, Brigadier J made an entrance into the room and proceeded to engage in inappropriate behavior. The spouse of Ferdy Sambo subsequently emitted a vocalization of distress, imploring assistance. According to available information, Bharata E or RE is reportedly located on the second floor, accompanied by an additional witness identified by their initials. Okay. Bharada E or RE proceeded to descend to the lower level, where the staircase exhibited an L-shaped configuration. Brigadier J discharged his firearm towards Bharata E, also known as RE. Nevertheless, as per Budhi's account, it can be inferred that Brigadier J's attempt to target Bharata E, also known as RE, did not result in a successful hit. Subsequently, Bharata E or RE conceals themselves in the staircase ascent and proceeds to discharge multiple rounds at Brigadier J, resulting in his demise.

Numerous parties have paid close attention to the situation concerning the police shooting. Ferdy Sambo was not present at the scene when the aforementioned event took place, according to Brigadier General Ahmad Ramadhan, Head of the Public Relations Division of the Indonesian National Police. Ferdy Sambo conducted a COVID-19 Polymerase Chain Reaction (PCR) test during the incident.

The person holding the role of Head of the Propam Division was away from home during the incident because a PCR test was being conducted there. Ferdy Sambo became aware of the occurrence subsequent to receiving a phone call from his emotionally distressed spouse. Inspector General Ferdy promptly departed for his place of residence. Inspector General Ferdy Sambo promptly initiated communication with the Chief of Police in South Jakarta regarding

the aforementioned incident. Ultimately, the TKP (Tempat Kejadian Perkara) was executed by the Satuan Reserse Kriminal South Jakarta Metro Police's (Criminal Investigation Unit).

Reports at the Criminal Investigation Department

The family of Brigadier Joshua experienced a sense of peculiarity surrounding the demise of Brigadier Joshua. The family expressed skepticism regarding the police statement regarding Joshua's death, as conveyed by their legal representative, Kamaruddin Simanjuntak.

First off, we want to let you know that our report has been properly received. The report relates to a purported premeditated murder offense, as defined in Criminal Code Article 340. Additionally, the Criminal Code's Article 338 and Article 351, Paragraph 3's discussion of Serious Persecution are connected to this crime. The aforementioned three articles were received, according to an announcement made at Bareskrim on July 18, 2022 by the attorney Kamaruddin Simanjuntak.

The death of Brigadier Joshua presents a number of general inquiries due to the presence of numerous irregularities. In response to the aforementioned speculation, General Listyo Sigit Prabowo, the National Police Chief, has established a specialized team comprising internal police personnel. Timsus conducted an investigation into three separate incidents, namely an alleged attempted murder, acts of violence against women, and a case involving suspected premeditated murder. In the interim, the National Police engaged external entities, specifically Kopolnas and Komnas HAM, to oversee and investigate this particular incident.

The National Commission on Human Rights (Komnas HAM) has formally requested information from the family of Brigadier Joshua. Furthermore, Komnas HAM also conducted an examination of the forensic physician responsible for conducting the autopsy on Brigadier Joshua. Please verify the presence of multiple assistants to Inspector General Ferdy Sambo, including Bharata Eliezer. In addition to conducting an examination of the Police Laboratory for any potential evidence pertaining to cyber-related closed-circuit television (CCTV) footage and cellular devices relevant to the case, Nevertheless, as of the present moment, the investigation remains ongoing and has yet to reach a definitive conclusion. The anomalies pertaining to Brigadier Joshua's case are discernible within the Indonesian context, as depicted in the accompanying image.

Jokowi's Decree Regarding Brigadier J

So as to maintain the public's trust in the National Police, President Joko Widodo has demanded a thorough and transparent inquiry into the situation involving Brigadier J. The aforementioned order was promptly addressed through the deactivation of multiple officials. In conjunction with the closed-circuit television (CCTV) system, which was ultimately located. TEMPO.CO, Jakarta - President Joko Widodo, also known as Jokowi, has once again urged for a comprehensive investigation into the case of Nopryansah Yoshua Hutabarat, also known as Brigadier J, who was killed. The aforementioned request was issued by President Joko Widodo (referred to as Jokowi) subsequent to his summoning of General Listyo Sigit Prabowo, the day before, the National Police Chief visited the State Palace. " At a initial stages, I emphasized the importance of conducting a comprehensive investigation without delay, avoiding any attempts to conceal information, and presenting the truth in its unadulterated form," stated Jokowi through a communication issued by the Presidential Secretariat on Tuesday, August 9, 2022.

President Joko Widodo restated his caution against allowing the incident that transpired inside Inspector General Ferdy Sambo's official apartment, the former head of the Profession and Security Division of the National Police, to diminish public trust in the police institution. In his perspective, it is imperative to uphold the reputation of the Police.

President Jokowi convened a meeting with General Listyo Sigit Prabowo, the Chief of the National Police, at the Presidential Palace. Cabinet Secretary Pramono Anung was also present alongside President Jokowi during the meeting. Nevertheless, he exhibited hesitance in disclosing the contents of Jokowi's directive to the National Police Chief.

He only stated that Jokowi's tone had not altered and steadfastly urged that Brigadier J's death be the subject of a thorough inquiry.

The president has communicated this information on three separate occasions, and his manner of presentation has been characterized by transparency. It is important to refrain from concealing or distorting the message, but rather to present it in its unaltered form. The directive originates from the president; thus it is expected that the president aspires for a resolution to rectify the current tarnished image of the Police.

Special Team Investigation

Jakarta - General Listyo Sigit Prabowo, the Chief of the National Police, has assembled a special team to address the many irrational concerns relating to the police shooting case. The Timsus was under the command of Komjen Gatot Eddy Pramono, Deputy Chief of the National Police.

"Then there is one more case that certainly involves members, because there was a shootout between members and members, and we also got a lot of information related to wild news circulating which of course we also want all of this to be handled properly.

Special Team

The source of information is Liputan6.com, located in Jakarta. The formation of a specialized team by General Lisyo Sigit Prabowo, the Chief of the National Police, aims to investigate the incident involving a shootout among members of the National Police supervised by Inspector General Ferdy Sambo, at the Propam Headquarters. In the aforementioned occurrence, Brigadier Joshua, also known as Brigadier J, died.

The National Police's Inspector of General Supervision (Irwasum), Komjen Agung Budi Maryoto, has been assigned the responsibility of leading the Special Team. Deputy Chief Komjen Gatot Eddy Pramono of the National Police is in charge of managing the Team in the interim.

Inspector General Irwasum will support Commissioner General Gatot. The team consists of Komjen Agung Budi Maryoto, Komjen Agus Andrianto from Kabareskrim, Komjen Ahmad Dofiri from Kabaintelkam, and Wahyu Widada from As HR Inspector General. Additionally, the procedure involves the external supervision organizations of Kompolnas and Komnas HAM. Creating a specialist team is one of the goals in order to guarantee an unbiased, open, and responsible investigation of this issue.

The following information pertains to the members of a specialized team under the leadership of Police Deputy Chief Gatot Eddy Pramono. This group consists of individuals whose names and photographs are provided. The matter surrounding the demise of Joshua has recently

progressed into a new stage within the previous week. The suspect in question, Richard Eliezer Pudihang Lumia, has been identified by a specialized team assembled under the leadership of Bharata E, the head of the national police (Said, 2023). The head of the national police has additionally reassigned three senior officers and seven mid-level officers who have been deemed to have exhibited unprofessional conduct in their handling of this particular case. One individual is Ferdy Sambo, who is presently detained at Kelapa Dua, Depok, at the Mobile Brigade Command Headquarters (Mako Brimob).

Deputy Police Chief Gatot Eddy Pramono, has spearheaded a specialized team that has identified Brigadier Ricky Rizal as a suspect in the case. On the day of Saturday, Bharata E made an alteration to his statement. He refuted any involvement in a confrontation with Joshua. In the most recent update, Richard reported that he descended from the second floor of the residence due to the audible disturbance emanating from the first floor. Upon arrival, Richard asserted that he had witnessed Ferdy Sambo in possession of a firearm, while Joshua was already prone on the ground, visibly covered in blood. Richard further acknowledged that he had discharged a firearm at Joshua as a result of directives received from his superiors.

The National Police Chief, General Listyo Sigit Prabowo, is expected to make an announcement this afternoon on a new suspect in the investigation of Brigadier J's tragic passing, according to the Head of the Public Relations Division, Inspector General Pol Dedi Prasetyo. According to several police department sources, the suspect's name is still a mystery, although Ferdy Sambo is widely thought to be him.

Special Team Performance

The autonomous nature of the special team's activities was stressed by Agung Budi Maryoto. The crime scene (TKP), the results of the autopsy, and the testimony of multiple witnesses were all reviewed by the special team when it was constituted. "Until the outcomes are impartial and available to the general public, scientific crime investigation serves as our guide."

'This stage is expected to be able to verify that the investigation process is carried out in line with objective norms and that all conclusion analyses are based on established field facts,' reads the expectation statement. both using a scientific method and relevant professionals. Cross-checking of testimony is extremely crucial, as well.

Brigadier Joshua's Assassination Status

According to the online news platform AKURAT.CO, The individual known as Ferdy Sambo, who previously held the position of Head of the Program Division Inspector General, has been formally designated as a suspect in the murder investigation of Brigadier J. Nofriansyah Yoshua Hutabarat. The suspect's status was promptly communicated by General Listyo Sigit Prabowo, the Chief of the National Police, along with a group of high-ranking officers. The National Police Chief's assertiveness is evidently aligned with President Jokowi's directives on multiple occasions. In order to ensure that the investigation into the shooting incident involving Brigadier J remains transparent and free from any attempts to conceal pertinent information, it is imperative that the case be opened in its entirety.

During a press conference addressing the identification of Ferdy Sambo as a suspect, General Sigit underscored his dedication to elucidating this incident. He referred to the prior statements made by President Joko Widodo (Jokowi) as a basis for his commitment to uncovering the truth surrounding this case. It is our solemn commitment, as well as a priority emphasized by the President, to expedite the resolution of this matter in a manner that is characterized by

transparency and accountability. The President has also issued a directive, urging all individuals involved to refrain from any form of hesitation or concealment, and instead, to present the truth in its entirety without compromise. The establishment and maintenance of public trust in the Police is an imperative duty that we have diligently fulfilled both in the present day and in the preceding day, which was the 8th of September, 2022.

The process of ascertaining whether Ferdy Sambo has garnered recognition has been well-received by various entities. One individual, Syahputra (2002), a criminal law specialist from Trisaksi University, expressed the view that the designation of Ferdy Sambo as a suspect constituted a momentous decision made by General Listyo Sigit, the Chief of the National Police. According to the individual, it is believed that through this remark, the National Police Chief has successfully upheld the police's credibility. Azmy expressed his gratitude for the National Police Chief's brave choice to make the investigation into Brigadier J's murder public. A sizable number of law enforcement officers must participate in this endeavor.

According to his statement, this decision is anticipated to hold significant historical significance within the realm of police law enforcement. In a statement, Azmy expressed his appreciation for the decision and announcement made by the National Police Chief regarding the appointment of Inspector General Ferdy Sambo. Azmy emphasized that this decision holds great significance within the context of police law enforcement, as it addresses the pressing issues that have captured public attention, particularly the case involving Brigadier J. November 8, 2022.

The National Police Chief's assertive demeanor, as stated, exemplified his maturity and sense of duty in safeguarding the reputation of the police force, thus preventing any potential damage to its standing. The National Police Chief's assertive and direct demeanor exemplifies his maturity, responsibility, and commitment to upholding the reputation of the institution. This also serves as a catalyst for fostering a culture of integrity and progress within the Indonesian National Police.

This decision serves as a point of reference that can be recollected and applied in practical situations in the future. Hendardi, the Director of Setara Institute, also expressed admiration. According to his statement, the National Police Chief successfully completed a highly demanding examination by designating Sambo as a suspect.

This particular case poses a significant challenge for the National Police Chief. Despite successfully completing the test, General Listyo Sigit Prabowo expressed, "..."

Based on Hendardi's analysis, the apprehension of the suspect Sambo serves as evidence of the continued professionalism within the Police force under the leadership of Sigit. Law enforcement agencies operate based on the fundamental principles of integrity, openness, and evidence-driven approaches. Hendardi observed that the Police exhibited initial caution in response to this case, as it involved officers who had achieved high levels of professional success. The objective of this endeavor is not solely to uphold the reputation of the Police, but rather to demonstrate the continued efficacy and public confidence in this essential component of the justice system. The family holds the belief that Brigadier Joshua may have been subjected to torture resulting in his demise. On July 18, 2022, the aforementioned allegation was subsequently reported to the National Police's Criminal Investigation Unit.

The Special Team has additionally performed a re-autopsy on Brigadier Joshua. However, the findings are still anticipated to be available one to two months in advance.

In this particular instance, the Chief of the National Police has also rendered three officers incapacitated. The individuals holding the respective positions are Head of the Propam Division of the Inspector General of the Police, Ferdy Sambo, Inspector General's office,

Brigadier General Hendra Kurniawan, who holds the position of Karo Paminal, and Kombes Pol Budhi Herdi, who currently serves as the Chief of Police in South Jakarta.

"Ferdy Sambo Chapter Article and Sentence"

The city of Jakarta - Ferdy Sambo and Putri Candrawathi have been identified as suspects in the premeditated homicide case involving Nofriansyah Yosua Hutabarat, also known as Brigadier J. Both individuals were formally accused under the Criminal Code's Article 340, which entails the imposition of the most severe punishment, namely capital punishment. Ferdy Sambo was officially identified as a suspect in a premeditated murder case on August 9, 2022. General Police Listyo Sigit Prabowo, the head of the national police, promptly made this announcement during a press conference.

The articles under suspicion in the case of Ferdy Sambo are Article 340, which pertains to premeditated murder, and is considered in connection with Articles 55 and 56 of the Criminal Code, ancillary to Article 338. Paradoxically, ten days subsequent to a comprehensive investigation, his spouse, Putri Candrawati, was designated as a suspect. The determination was announced by the Indonesian National Police, specifically by Commissioner General of Police. Agung Budi Maryoto held a press conference at the National Police Central. The husband of the previous Head of the Propam Police Division has been indicted under the same legal provision as four other people who are also suspects in the case, according to Brigadier General Pol. Andi Rian Djajadi, Director of General Crimes (Dirtipidum) at Bareskrim Polri.

Brigadier General Andi Rian, from the National Police Criminal Investigation Department, stated on Friday (19/8/22) that Along with Articles 55 and 56 of the Criminal Code, Article 340 of the Criminal Code is subservient to Article 338 of the Criminal Code. Article 340 of the Criminal Code governs the offense of premeditated murder.

The application of the death sentence is the most severe penalty for premeditated murder, according to the regulations established in Article 340 of the Criminal Code, which is secondary to Article 338 of the Criminal Code together with Articles 55 and 56 of the Criminal Code.

Conclusion

The Indonesian Constitution of 1945 explicitly establishes the nation on principles of the rule of law, not arbitrary power. The police's responsibilities for maintaining public order and security are outlined in Law No. 2 of 2002., and enforcing the law. Amidst a press conference, General Sigit affirmed commitment to investigating the Ferdy Sambo case transparently, following President Joko Widodo's directive for complete truth disclosure. A Special Team led by Komjen Gatot, assisted by experts, was formed to impartially re-evaluate evidence using scientific methods, subsequently leading to the suspension of key officers, including Inspector General Ferdy Sambo, linked to the incident. The decision carries significant weight in law enforcement, addressing public concerns, and the case is investigated for premeditated murder charges under specific Criminal Code articles. Remarkably, the wife of the individual involved, Putri Candrawati, was also implicated in a similar case.

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