www.ijarp.com ISSN 2456-9992 Page: 01-15

Research Article

International Journal Advanced Research Publications

Volume: 02
Issue: 10

A STUDY ON HUMAN RIGHTS VIOLATION IN THE ADULT FILM INDUSTRY

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Article Received: 19 September 2026, Article Revised: 09 October 2026, Published on: 29 October 2026

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Doi: https://doi-doi.org/101555/ijarp.1992

ABSTRACT

There is a significant relationship between pornography and the violation of human rights in the adult film industry. This paper proposes that policies should be introduced in accordance with the view to protect the violation of human rights in the film industry. However there are certain factors to be considered like the literacy rate of the people and the awareness among the people about the issue. The main objective of the study is to analyze the major reasons for violation[1] of human rights in the adult film industry and it focuses on the concept of entertainment and profit from cinematic production and artistic production at the expense of human rights and it also analyses the role of internet in the violation of human rights in the adult film industry.The researcher has followed the empirical research method using convenient sampling method. The sample size of the study is 200. The result observed from the study is that the majority of the sample respondents agree that the internet is a major source for violation of human rights in the adult film industry and there is a significant relationship between pornography and violation of human rights in the adult film industry.

KEYWORDS: Adult film industry, pornography, human rights, cinematic production, entertainment

INTRODUCTION

The porno business is viewed as probably the greatest business on the planet. Pornography is watched in pretty much consistently house. It is a pre-considered thought in our general public that the business is one that of recreation and tomfoolery. It has all the earmarks of being all gold and sparkle yet the fact of the matter is far away from this. The universe of pornos is embarrassing and the existences of its laborers are dull and obscure. The business has depicted 'subjugation' as though it were correct and normal. The depicting of ladies as sex slaves and whipping them on their reproductive organs are a portion of the fundamental subjects of explicit recordings. Many individuals love enthusiastic sex however servitude and slave sex isn't a type of energetic sex. It is sheer brutality and coldhearted way of behaving towards the pornography entertainer and further advancing remorselessness and torment among its watchers.The factors which affect the study are literacy rates,the awareness about pornography and the poverty rate. According to The Trafficking Victims Protection Act of 2000 (TVPA)sex trafficking is defined as "Recruiting, harboring, transporting, providing, obtaining, patronizing, or soliciting of an individual through the means of force, fraud, or coercion for the purpose of commercial sex".This paper tries to study the opinion of people regarding pornography in adult film industry and the impact of the pornography in the film industry and increase of human rights violation in the adult film industry.It is a major social issue which needs to be resolved.

The major objective of the study is to analyze the major reasons for violation of human rights in the adult film industry and the paper focuses on the concept of entertainment and profit from cinematic production and artistic production at the expense of human rights and it analyses the role of the internet in violation of human rights in the adult film industry.In August 2015 the Government of India issued an order to Indian ISPs to block at least 857 websites that it considered to be pornographic. In 2015 the Department of Telecommunications (DoT) had asked internet service providers to take down 857 websites in a bid to control cyber crime, but after receiving criticism from the authorities it partially rescinded the ban. The ban from the government came after a lawyer filed a petition in the Supreme Court arguing that online pornography encourages sex crimes and rapes. In February 2016 the Supreme Court asked the Indian Government to suggest ways of banning all forms of child pornography.

OBJECTIVES

1. This paper analyzes the major reasons for violation of human rights in the adult film industry.
2. It focuses on the concept of entertainment and profit from cinematic production and artistic production at the expense of human rights.
3. It analyzes the role of the internet in violation of human rights in the adult film industry.

HO: There is no significant relationship between pornography and human rights violation in adult film industry.

HA: There is a significant relationship between pornography and human rights violation in adult film industry.

LITERATURE REVIEW

(Pollock and Winston 2018) Balancing Participation and Professionalism explores the impact of new digital technology and activism on the production of human rights messages. It is the first collection of studies to combine multidisciplinary approaches, "citizen witness" challenges to journalism ethics, and expert assessments of the "liberating role" of the Internet.**(Newton 2019)** The Business of Human Rights demystifies the relevance of human rights for business, explaining how the corporate responsibility to respect human rights under the UN Guiding Principles can be implemented in practice. It provides a straightforward, practical guide that can be easily read and interpreted by managers to help businesses navigate this complex area of legislation and "soft" law to fulfill their responsibilities. It explains the potential legal, financial and reputational implications for corporations and the steps they need to take to address them.**(Das, Jodshi, and Pandey 2017)**In a democratic political system, the media is often entrusted with the responsibility of guarding the rights of the people.The article concludes that the effects of pornography on children are far-reaching and potentially harmful. Children should be more effectively protected against exposure to pornography. Lastly, the role of faith-based organizations (FBOs) and the possibilities of their effective involvement, is explored.**(Pietropaoli 2020)**Corporations and other business enterprises often operate in countries affected by conflict or repressive regimes. As such, they may become involved in human rights violations and crimes under international law – either as the main perpetrators or as accomplices by aiding and abetting government actors. Transitional justice mechanisms, such as trials, truth commissions, and reparations, have usually focused on abuses by state authorities or by non-state actors directly connected to the

state, such as paramilitary groups. Innovative transitional justice mechanisms have, however, now started to address corporate accountability for human rights abuses and crimes under international law and have attempted to provide redress for victims.**(Simons and Macklin 2014)**Drawing on new governance, reflexive law and responsive law theories, the authors assess legal and other non-binding governance mechanisms that have emerged since that time, including the UN Guiding Principles on Business and Human Rights. They conclude that such mechanisms are incapable of systematically preventing human rights violating behavior by transnational corporations, or of assuring accountability of these actors or recompense for victims of such violations. The authors contend that home state regulation, while not a silver bullet, has a crucial role to play in regulating such conduct.**(Moullier, World Intellectual Property Organization, and Holmes 2008)**The creative process and business models of film industries are being refined as new technologies are used to develop, produce, finance, distribute and market film productions. So much so that the use of new technologies has allowed small and independent filmmakers from the nontraditional markets of developing nations to enter regional and international marketplaces. These filmmakers face considerable challenges as they try to keep abreast of the transformation of the legal and commercial film environment.**(Tascon 2016)**It argues that the availability of pornography is just another illustration of the systemic discrimination against this section of the population. Theoretical, non-experimental and clinical evidence illustrating the negative impact that the exposure to pornography has on children is presented against the background of the social reality.

(Ross 2010) In the early 1920s, the film industry seized on the furor over the modern girls' demands for sexual liberty and fulfillment inside and outside of marriage to introduce not only new subject matter, but new modes of addressing its diverse audience. Social upheaval in this period coincided with the media industries' movement toward unprecedented speed of adaptation and cooperation, making possible a powerful new intermediary. The film industry used this to generate layered meanings beyond the confines of the film text, encouraging bold viewers to see through the camouflage with which it sought to appease more traditionalist audience members. With Flaming Youth, through a smokescreen of melodramatic conventions and moral lessons, it delivered a strikingly modern conception of sexuality and marriage to the big screen**.(Sathaye and Javadekar 2000)**The article investigates the availability of pornographic media to under-aged users, specifically the already marginalised under-aged sector of the South African population.**(Gibney 2019)**The contributors to this volume identify three key ways in which film can achieve these goals:documenting human

rights abuses and thereby supporting the claims of victims and goals of truth and reconciliation within larger communities;legitimating, and consequently solidifying, an expanded scope for human rights; and promoting the realization of social and economic rights. Including the voices of African scholars, scholar-filmmakers, African directors Jean-Marie Teno and Gaston Kaboré, and researchers whose work focuses on transnational cinema, this volume explores overall perspectives, and differences of perspective, pertaining to Africa, human rights, and human rights filmmaking alongside specific case studies of individual films and areas of human rights violations. With its interdisciplinary scope, attention to practitioners' self-understandings, broad perspectives, and particular case studies.**(Swimelar 2010)**The creative process and business models of film industries are being refined as new technologies are used to develop, produce, finance, distribute and market film productions. So much so that the use of new technologies has allowed small and independent filmmakers from the nontraditional markets of developing nations to enter regional and international marketplaces.

(Betsalel and Gibney 2009) The adult film industry is considered as one of the biggest industries in the world. Porn is watched in almost every second house. It is a preconceived notion in our society that the industry is one that is leisure and fun. It appears to be all gold and glitter but the reality is far away from this. The world of adult films is humiliating and the lives of its workers are dull and shady. The industry has portrayed ‘bondage’ as if it were right and common. The portraying of women as sex slaves and whipping them on their private parts are some of the main themes of pornographic videos. Many people love passionate sex but bondage and slave sex is not a form of passionate sex. It is sheer violence and inhumane behavior towards the porn performer and further promoting cruelty and torture among its viewers. It is reported from time to time by various human rights organisations how women are forced to be part of the porn industry and are coerced to be slaves or servants of influential clients. The porn actors’ human rights are violated due to violent and humiliating pornographic acts which they are often forced to perform. Trafficking, child abuse, non-consensual sex and fake contracts are some of the other human rights violations. Apart from the actors, the viewers are also highly affected by such content. They get exposed to such uncommon and unacceptable sexual behavior that they often desire to have same type of sex with their partners. They imitate the actors and start turning hostile towards their partners which results in increased sexual crimes/assault cases toward women.**(Tibbals 2013)**Women currently working behind the scenes in the adult film industry both inform considerations of the contemporary experiences of sex work in the USA and shed some light on differential experiences of gendered workplace organizations. Based on ethnographic observations and informal interviews conducted at a typical adult film production company and on examining the industry's historical development,found that a diverse range of occupations and

occupational opportunities are available for women in the adult film industry and women workers in the US adult film industry experience their gendered workplace in unique ways.**("Intimate Labor in the Adult Film Industry" 2016)**The porn actors' human rights are violated due to violent and humiliating pornographic acts which they are often forced to perform. Trafficking, child abuse, non-consensual sex and fake contracts are some of the other human rights violations. Apart from the actors, the viewers are also highly affected by such content. They get exposed to such uncommon and unacceptable sexual behavior that they often desire to have same type of sex with their partners.**(Larkin 2004)**The contributors to this volume identify three key ways in which film can achieve these goals:documenting human rights abuses and thereby supporting the claims of victims and goals of truth and reconciliation within larger communities;legitimating, and consequently solidifying, an expanded scope for human rights; and promoting the realization of social and economic rights.**(Lüdering 2018)**It is conventional wisdom that knowing the right people is essential for one's career. This claim is supported in the literature on social capital. However, the empirical evidence in this field remains ambiguous. While the literature recognizes that 'connections' help finding any job at all, it remains unclear if long-term benefits exist. In contrast to other industries, collaborations between performers in adult films are easily observed. Consequently, a collaborative network can be constructed which serves as an input in order to estimate the effect of a person's centrality on individual success. Unfortunately, success is not easily observed either. Hence, in this manuscript, the survival in the industry is used as a proxy for professional success. This assumption is justified by the economic argument that, in the absence of lock-in effects, performers will remain in the industry as long as it remains profitable. The profitability does not only depend on monetary aspects but also includes costs from social stigma and adverse effects on health and mental well-being. Using a combination of network analysis and duration models, the results indicate that there is a strong correlation between network centrality and survival in the adult film industry.**(Klausner and Katz 2011)**It is conventional wisdom that knowing the right people is essential for one's career. This claim is supported in the literature on social capital. However, the empirical evidence in this field remains ambiguous. While the literature recognizes that 'connections' help finding any job at all, it remains unclear if long-term benefits exist. In contrast to other industries, collaborations between performers in adult films are easily observed.**(Penn 2005)**The portraying of women as sex slaves and whipping them on their private parts are some of the main themes of pornographic videos. Many people love passionate sex but bondage and slave sex is not a form of passionate sex. It is sheer violence and inhumane behavior towards the porn performer and further promoting cruelty and torture among its viewers. It is reported from time to time by various human rights organisations how women are forced to be part of the porn industry and are coerced to be slaves

or servants of influential clients.**(Summers 2022)**the chapter describes the ways in which filmmaking techniques participate in and facilitate this double coding, often directing jokes toward particular audiences while ensuring continuity for others. Ultimately, it identifies three different strategies for including such that have been deployed to prioritize different segments of the audience.**(Tarrant 2016)**The adult film industry is considered as one of the biggest industries in the world. Porn is watched in almost every second house. It is a preconceived notion in our society that the industry is one that is leisure and fun. It appears to be all gold and glitter but the reality is far away from this. The world of adult films is humiliating and the lives of its workers are dull and shady. The industry has portrayed 'bondage' as if it were right and common. The portraying of women as sex slaves and whipping them on their private parts are some of the main themes of pornographic videos.

METHODOLOGY

The research method followed here is empirical research. A total of 200 samples have been collected out of which all samples have been collected through a convenient sampling method. Demographic convenient sampling information from the respondents about the human rights violation in the adult film industry have been collected. The independent variables are age, gender, educational qualification, occupation, and marital status. The dependent variables are the role of the internet, entertainment, and profit from cinematic and artistic production. The statistical analyses used here are SPSS and graphical representation.

ANALYSIS

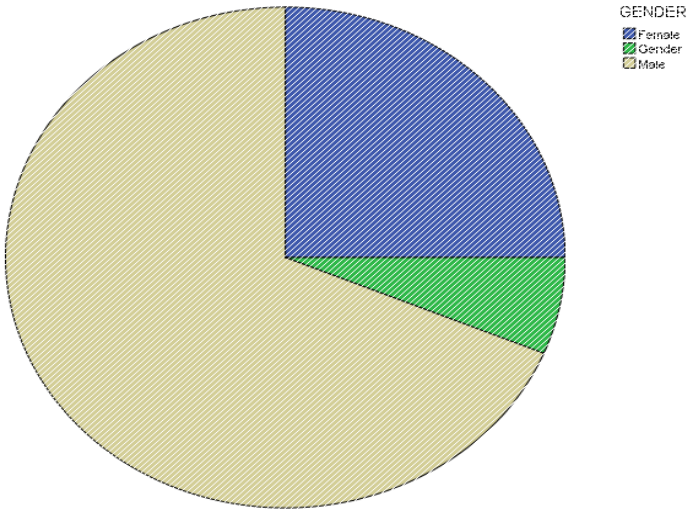


Figure 1.

Legend

Figure 1 Represents the Gender of the Respondents Among the Sample Population.

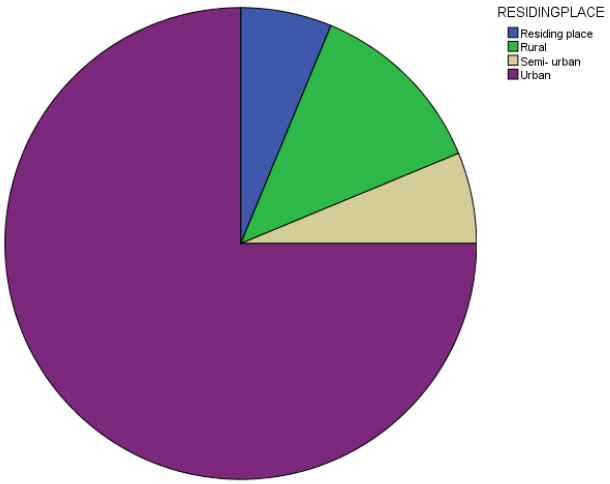


Figure 2.

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FIGURE 2 Represents the Residing Place of The Respondents Among The Sample Population.

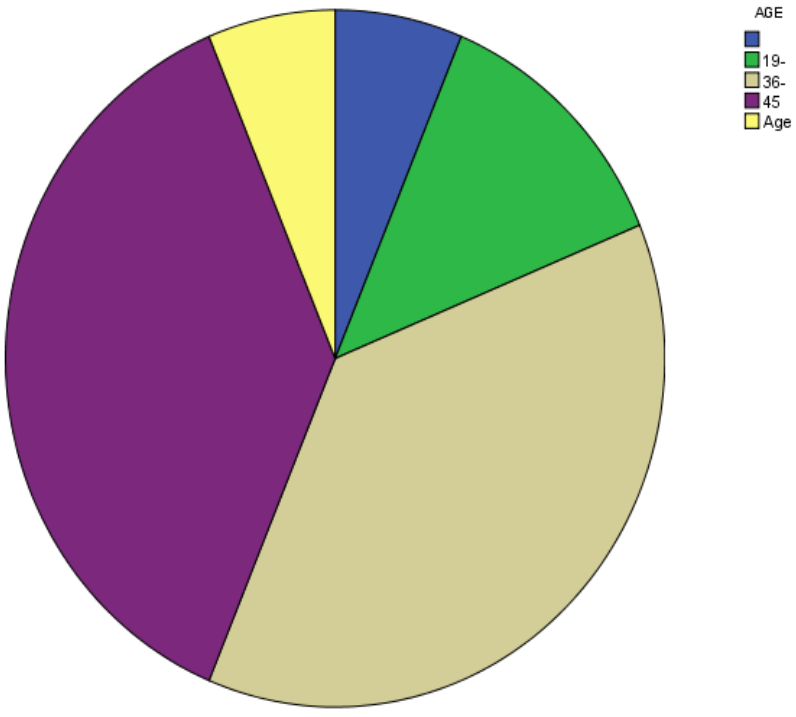


Figure 3.

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Figure 3 Represents the Age of the Respondents of the Sample Population.

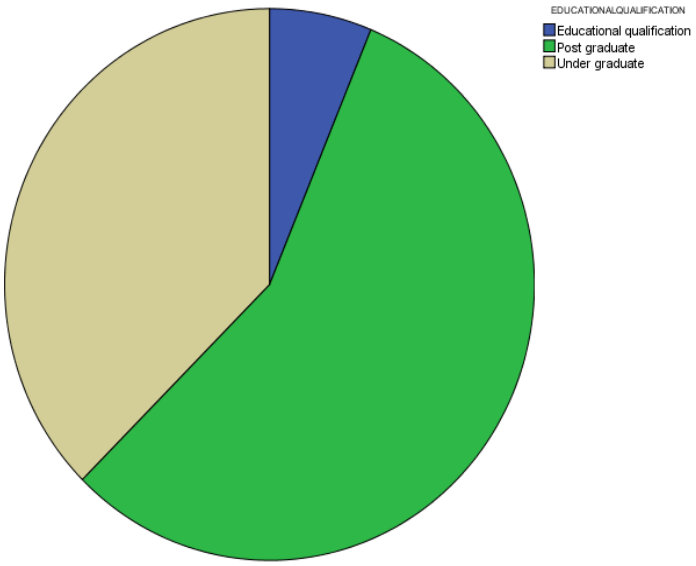


Figure 4.

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Figure 4 Represents the Educational Qualification of the Sample Respondents.

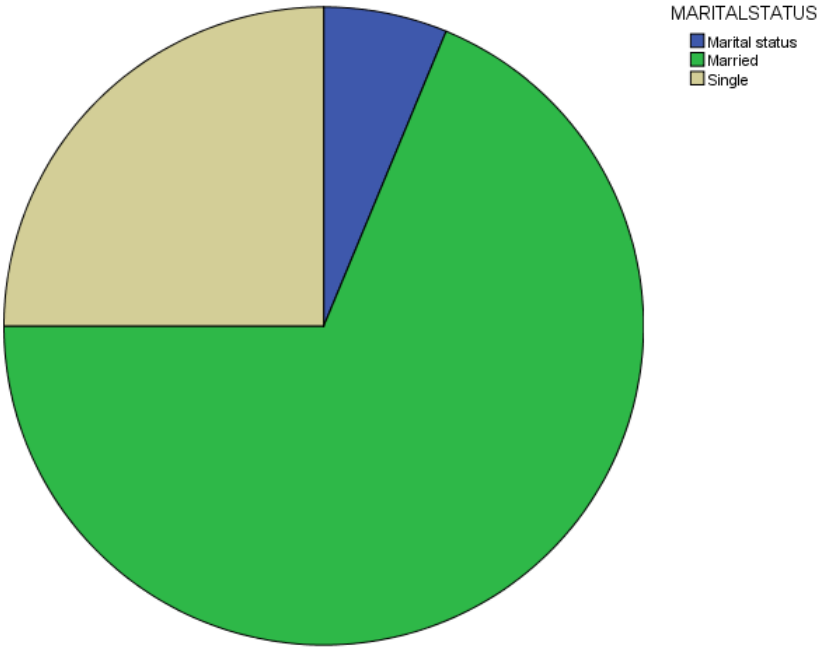


Figure 5.

Legend

Figure 5 Represents the Marital Status of the Sample Population Of The Respondents.

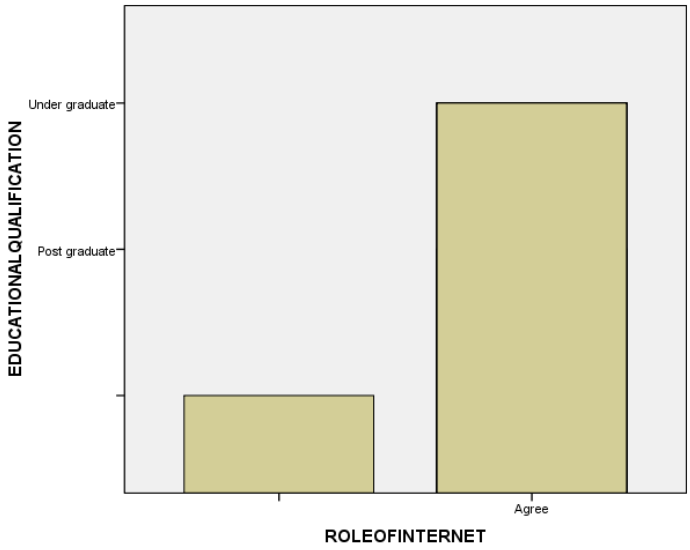


Figure 6.

Legend

Figure 6 Represents the Educational Qualification And the Opinion of the Respondents Regarding the Role of the Internet In The Adult Film Industry.

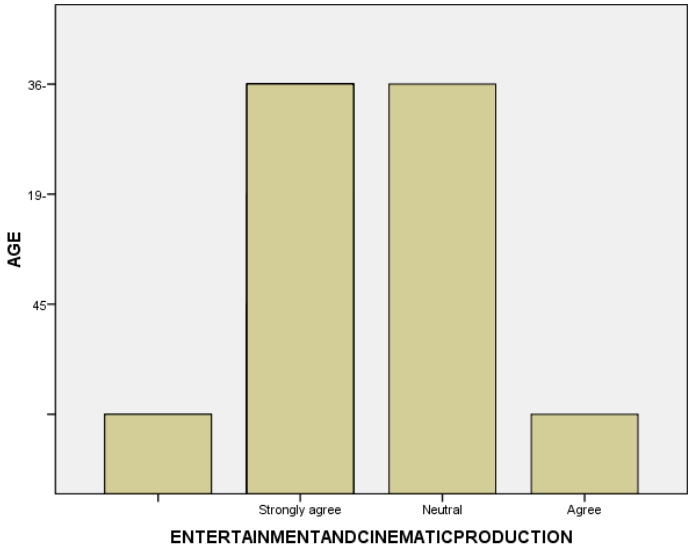


Figure 7.

Legend:

FIGURE 7 Represents The Age And Opinion Of The Respondents Regarding The Concept ““Entertainment And Profit From Cinematic And Artistic Production Should Not Come At The Expense Of Human Rights “

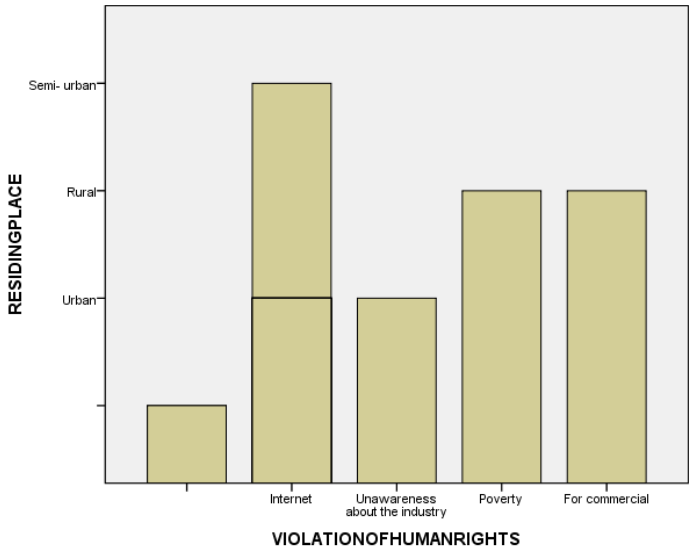


Figure 8.

Legend:

FIGURE 8 Represents the Residing Place And the Opinion of the Sample Respondents Regarding the Reason For the Violation of Human Rights In The Adult Film Industry.

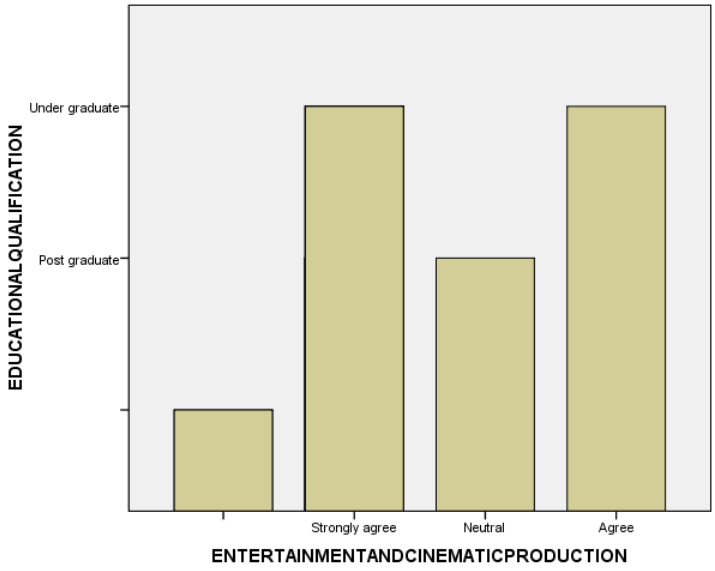


Figure 9.

Legend

FIGURE 9 Represents the Educational Qualification And the Opinion of the Sample Respondents Regarding the Concept““Entertainment And Profit From Cinematic And Artistic Production Should Not Come At The Expense Of Human Rights “

Table 1

Case Processing Summary

	Cases					
	Valid		Missing		Total	
	N	Percent	N	Percent	N	Percent
EDUCATIONALQUALIFICATION * ENTERTAINMENTANDCINEMATICPRODUCTION	17	100.0%	0	.0%	17	100.0%

Legend

TABLE 1 Represents the Case Processing Summary of the Educational qualification of the Respondents and Opinion of the Respondents Regarding the Concept Entertainment and Profit from Cinematic and Artistic Production Should Not Come At the Expense of Human Rights "

EDUCATIONALQUALIFICATION * ENTERTAINMENTANDCINEMATICPRODUCTION Crosstabulation

Count

		ENTERTAINMENTANDCINEMATICPRODUCTION				
			Agree	Neutral	Strongly agree	Total
EDUCATIONALQUALIFICATION	Post graduate	2	0	0	0	2
		0	0	1	8	9
	Under graduate	0	1	0	5	6
Total		2	1	1	13	17

RESULTS AND DISCUSSIONS

FIGURE 1 represents the gender of the respondents among the sample population.**FIGURE 2** represents the residing place of the respondents among the sample population.**FIGURE 3** represents the age of the respondents of the sample population.**FIGURE 4** represents the educational qualification of the sample respondents.**FIGURE 5** represents the marital status of the sample population of the respondents.**FIGURE 6** represents the educational qualification and the opinion of the respondents regarding the role of the internet in the adult film industry. Majority of the sample respondents belonging to the category of undergraduates agree that the internet plays a major role in the adult film industry. **FIGURE 7** represents the age and opinion of the respondents regarding the concept ""Entertainment and profit from cinematic and artistic production should not come at the expense of human rights ". Majority of the respondents in the age group of 36-45 agree with the concept"Entertainment and profit from cinematic and artistic production should not come at the expense of human rights". **FIGURE 8** represents the residing place and the opinion of the sample respondents regarding the reason for the violation of human rights in the adult

film industry. Majority of the sample respondents living in the semi-urban area believe internet as a major source for violation of human rights in the adult film industry.**FIGURE 9** represents the educational qualification and the opinion of the sample respondents regarding the concept``"Entertainment and profit from cinematic and artistic production should not come at the expense of human rights ".Majority of the sample respondents belonging to the category of undergraduates agree with the concept"Entertainment and profit from cinematic and artistic production should not come at the expense of human rights". **TABLE 1** represents the case processing summary of the educational qualification of the respondents and opinion of the respondents regarding the concept Entertainment and profit from cinematic and artistic production should not come at the expense of human rights .

LIMITATIONS

One of the major limitations of the study in the sample frame.There is a major constraint in the convenient sampling method, the survey was conducted through questionnaire by google forms to collect responses from the people .Another limitation is the sample size of 200 which cannot be used to assume the thinking of the entire in a particular country, state or city.The physical factors have a larger impact,thus,limiting the study.

CONCLUSION

Based on the results of the analysis done, it has been found that "There is a significant relationship between pornography and violation of human rights in the adult film indusrty". Majority of the sample respondents agree that the internet plays a major role in the violation of human rights in the adult film industry and majority of the respondents agree that the Entertainment and profit from cinematic and artistic production should not come at the expense of human rights .

It isn't contended that all porn ought to be prohibited. The impacts of porn on grown-ups are the subject for another article. It is basically contended that the impacts of porn on youngsters are up to this point coming to and possibly regrettable that Segment 16 of the Constitution ought to be all the more painstakingly applied. Honor Segment 28 of the Constitution by eliminating obscene substances from allowed to-air TV channels and distributions and by confining the selling of porn by means of cellphones. In doing so one can decisively restrict the manners in which that kids are presented to erotic entertainment. However the government has taken several measure to eradicate pornography from the film industry.

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