

## ABSTRAK

Tujuan penelitian untuk mengetahui penerapan unsur-unsur Pasal 353 Ayat (2) KUHP pada Putusan Pengadilan Negeri Banyumas Nomor 89/Pid.B/2020/PN Bms, dan untuk mengetahui pertimbangan hukum bagi hakim dalam menjatuhkan pidana terhadap pelaku tindak pidana penganiayaan yang direncanakan terlebih dahulu pada Putusan Pengadilan Negeri Banyumas Nomor 89/Pid.B/2020/PN Bms. Metode penelitian Yuridis Normatif, Spesifikasi Penelitian : *Clinical legal research*, Materi penelitian Putusan Nomor 89/Pid.B/2020/PN Bms, Lokasi penelitian Pengadilan Negeri Banyumas

Berdasarkan hasil penelitian dan analisis data, dapat disimpulkan bahwa : Penerapan unsur-unsur Pasal 353 Ayat (2) KUHP pada Putusan Pengadilan Negeri Banyumas Nomor 89/Pid.B/2020/PN Bms adalah telah sesuai, dimana perbuatan telah terbukti secara sah dan meyakinkan memenuhi unsur dari pasal yang didakwakan. Pertimbangan hukum bagi hakim dalam menjatuhkan pidana terhadap pelaku Tindak Pidana Penganiayaan Yang Direncanakan terlebih Dahulu pada Putusan Pengadilan Negeri Banyumas Nomor 89/Pid.B/2020/PN Bms adalah Pertimbangan juridis dan Pertimbangan sosiologis

Kata kunci : tindak pidana, penganiayaan, direncanakan

## ABSTRACT

*The purpose of the study was to find out the application of the elements of Article 353 Paragraph (2) of the Criminal Code in the Banyumas District Court Decision Number 89/Pid.B/2020/PN Bms, and to find out the legal considerations for judges in imposing a crime against the perpetrators of the criminal act of persecution that was planned in advance. first in the Banyumas District Court Decision Number 89/Pid.B/2020/PN Bms. Normative juridical research method, Research Specifications: Clinical legal research, Decision research material Number 89/Pid.B/2020/PN Bms, Banyumas District Court research location*

*Based on the results of research and data analysis, it can be concluded that: The application of the elements of Article 353 Paragraph (2) of the Criminal Code in the Banyumas District Court Decision Number 89/Pid.B/2020/PN Bms is appropriate, where the act has been legally and convincingly proven fulfill the elements of the article indicted. Legal considerations for judges in imposing crimes against perpetrators of the premeditated crime of torture in the Banyumas District Court Decision Number 89/Pid.B/2020/PN Bms are juridical considerations and sociological considerations*

*Keywords: crime, persecution, planned*

