Discussion Response

Institutional Affiliation

Student’s name

Course

Date

**Discussion Response**

**Effective Questioning**

In pointing out what is wrong in the scenario, I agree with the point of failure to observe the Miranda Rights by the police. Although Jacob is young/minor, he still deserves to be taken through the right procedure before being interrogated, so that a better decision can be taken thereafter.

Judging from the way the police is asking the questions, it is apparently Jacob feels scared. The kind of questions being asked are purposely meant to make the victim feel that what he has done is a big crime. For instance the question like why did you take the garment would definitely make the victim panic as he tries to figure out the most appropriate response to give (Rose 2017). As discussed in the essay, such an approach when it comes to dealing with such cases increases the chances of having the victim telling lies.

Being caught, Jacob would definitely feel nervous and impatient. This is because first of all he knows what he has done is wrong, and the way the police is approaching him signifies that he is up to no good. This would have been less intense if at all the police would have asked the victim the reason which drove him to steal the garment (Oyama 2017).

If I were the police, questions like ‘kindly tell us why you went to the store to steal the garment’, ‘Do you know what you have committed is a crime and you can be punished for that?’ Just as discussed, such chose of questions are more likely to reduce the tension and also enable the victim to understand that what he did was wrong, other than judging him without listening to his side of the story.

The inductive interview would be more appropriate to generate more reasons that drove the victim towards committing the crime (Bachman & Schutt 2016). Custody interrogation, just as discussed in the essay would also make the victim feel secured, and will increase his willingness to share openly his view about the whole incident. Through it, it would be even easier for the officer to come up with a better solution to settle the issue.

References

Bachman, R. D., & Schutt, R. K. (2016). *Fundamentals of research in criminology and criminal justice*. Sage Publications.

Rose, K. (2017). You Have the Right to Remain a Child: Juveniles and Miranda Rights. *Liberty Law.*, 13.

Oyama, Y. (2017). Promoting learners’ spontaneous use of effective questioning: Integrating research findings inside and outside of Japan. In *Promoting Spontaneous Use of Learning and Reasoning Strategies* (pp. 31-45). Routledge.