

PENERAPAN HUKUM NASIONAL TERHADAP KASUS LGBT DI INDONESIA (ANALISIS OPINI PUBLIK MELALUI STUDI KASUS PENGGEREBEKAN PESTA GAY DI JAKARTA SELATAN 2025)

ABSTRAK

Penelitian ini menganalisis penerapan hukum nasional dalam kasus penggerebekan pesta gay di Jakarta Selatan tahun 2025 serta pengaruh opini publik terhadap proses penegakan hukumnya. Ketidakjelasan pengaturan mengenai perilaku sesama jenis membuat aparat menafsirkan pasal-pasal kesusilaan dan pornografi secara luas, sehingga menimbulkan ketidakpastian hukum dan potensi pelanggaran asas legalitas. Penelitian menggunakan metode yuridis normatif dengan dukungan pendekatan socio-legal melalui analisis media dan wawancara pendahuluan. Hasil penelitian menunjukkan bahwa penerapan pasal oleh aparat dipengaruhi oleh kekosongan norma serta tekanan sosial yang tercermin dari pemberitaan media dan respons masyarakat. Penelitian menyimpulkan bahwa kombinasi antara interpretasi aparat dan opini publik berperan dalam membentuk langkah penegakan hukum, sehingga diperlukan penerapan KUHP baru secara hati-hati serta pedoman teknis yang jelas agar proses penegakan hukum tetap objektif dan menghormati hak konstitusional warga negara.

Kata Kunci: Penerapan Hukum Nasional, LGBT, Opini Publik, Tindak Pidana Kesusilaan.

***THE APPLICATION OF NATIONAL LAW TO LGBT CASES IN
INDONESIA (AN ANALYSIS OF PUBLIC OPINION THROUGH
A CASE STUDY OF THE 2025 GAY PARTY RAID IN SOUTH
JAKARTA)***

ABSTRACT

This study examines the application of national law in the 2025 police raid on a gay party in South Jakarta and analyzes the influence of public opinion on the law enforcement process. The absence of clear legal provisions regarding same-sex conduct has led law enforcement officers to broadly interpret morality and pornography articles, creating legal uncertainty and potential violations of the principle of legality. This research employs a normative juridical method supported by a socio-legal approach through media analysis and preliminary interviews. The findings show that the application of relevant criminal provisions is shaped by both normative gaps and social pressure reflected in media coverage and public responses. The study concludes that the combination of legal interpretation by law enforcement officers and prevailing public opinion plays a significant role in shaping enforcement actions. Therefore, careful implementation of the New Criminal Code and clear technical guidelines are needed to ensure that law enforcement remains objective and respects citizens' constitutional rights.

Keywords: *Implementation of Criminal Law, LGBT, Public Opinion, Criminal Acts Against Morality.*