

Reflections on Network Group Behavior from the Perspective of Jurisprudence

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Abstract: With the rapid popularization of the internet, network group behavior has become a common social phenomenon, which not only promotes the exchange of public opinions and the realization of social supervision but also brings risks such as network violence, false information dissemination and disruption of network order. From the perspective of jurisprudence, this paper explores the connotation and characteristics of network group behavior, analyzes its inherent contradictions with legal order, justice, freedom and other core jurisprudential values, and discusses the dilemmas in the regulation of network group behavior, such as the difficulty of defining responsibilities and the imbalance between freedom and order. Based on the principles of jurisprudence, this paper puts forward corresponding regulatory paths to realize the balance between the rational development of network group behavior and the maintenance of legal order, and provides theoretical reference for the construction of a standardized and orderly network space.

Keywords: Jurisprudence; Network Group Behavior; Legal Regulation; Legal Value; Responsibility Identification

1. Introduction

In the digital age the internet has broken the limitations of time and space making it easier for individuals with the same interests demands or positions to gather and form network groups and thus generate various network group behaviors. Network group behavior as a special form of social group behavior has the characteristics of anonymity rapid dissemination strong aggregation and easy emotional incitement. It plays a positive role in promoting public participation in social governance exposing social problems and safeguarding public interests. However due to the lack of effective

constraints and the distortion of individual rationality in the network space some network group behaviors often go beyond the boundary of law and morality such as online cyberbullying malicious slander. It not only infringes on the legitimate rights and interests of individuals but also disrupts the normal network order and challenges the authority of law. From the perspective of jurisprudence exploring the nature and rules of network group behavior clarifying its legal boundaries and regulatory paths is of great significance for standardizing network behavior safeguarding legal order and realizing the value of justice.

2. Connotation and Characteristics of Network Group Behavior from the Perspective of Jurisprudence

From the perspective of jurisprudence network group behavior refers to the collective behavior generated by a group of network users through the internet based on common interests demands or emotional tendencies and acting in a relatively consistent way. It is a product of the combination of network technology and social group behavior and its essence is the extension of social relations in the network space compared with traditional social group behavior network group behavior has obvious characteristics that are closely related to jurisprudential research.

Anonymity leads to the weakening of legal constraints in the network space users can hide their real identities through virtual accounts which makes the sense of responsibility of individuals in the group weakened. Some users ignore legal norms and moral constraints and arbitrarily release extreme remarks or engage in illegal behaviors because they do not have to bear the corresponding legal responsibilities directly. This anonymity makes the external constraints on network group behavior less effective and also brings difficulties to the identification of illegal subjects.

The rapid dissemination expands the scope of influence the internet has the characteristics of real - time transmission and wide coverage once a network group behavior is formed it can spread to all parts of the country even the world in a short time and its influence is far greater than that of traditional group behavior this characteristic makes the positive effects of network group behavior can be maximized but also makes the negative effects like false information and network violence spread rapidly causing greater harm to individuals and society Emotionality leads to the loss of rationality in network group behavior individuals are easily influenced by group emotions and their independent judgment is weakened under the incitement of extreme remarks some users will abandon rational thinking and participate in illegal and inappropriate behaviors which makes network group behavior often show strong emotionality and irrationality and even deviate from the direction of legal and moral norms

3. Jurisprudential Dilemmas Faced by Network Group Behavior

3.1 the Conflict between Freedom of Speech and Legal Order

Freedom of speech is a fundamental right protected by modern legal systems the network space has become an important carrier for the exercise of this right due to its openness and inclusiveness however the improper exercise of freedom of speech in some network group behaviors has triggered conflicts with legal order some network groups abuse their right to speak they spread false information and slander others' reputations and even incite social contradictions this not only disrupts the normal order of network communication but also poses potential threats to social stability

From a law point of view this conflict basically shows the tension between individual freedom and social order freedom of speech isn't absolute it has to be used within what the law allows and can't go against the rights of others or hurt public interests how to exactly find the line between protecting freedom of speech and keeping legal order has become a big problem in controlling network group behavior

3.2 the Conflict between Justice and Utilitarianism

Justice is the core value of law it requires that all

social behaviors must conform to the principles of fairness and impartiality and respect the legitimate rights and interests of every subject, however some network group behaviors show a strong utilitarian tendency individuals or groups prioritize their own interests over the rights of others and public interests, for instance some network groups launch malicious attacks on enterprises or individuals for economic gain or emotional venting it seriously violates the principle of legal justice.

This utilitarian tendency in network group behavior often leads to the distortion of legal values when the pursuit of self - interest becomes the primary goal of network groups the guiding role of justice is weakened resulting in the imbalance of rights and obligations and bringing great difficulties to the realization of legal justice

3.3 the Difficulty of Responsibility Identification

The anonymity dispersion and complexity of network group behavior make it extremely hard to identify the responsible subjects of illegal acts in most cases network group behavior is the result of joint participation by multiple users and it's hard to distinguish the specific role and responsibility of each participant also the real - time and rapid dissemination of network information makes it difficult to fix and preserve evidence related to illegal acts which further increases the difficulty of identifying responsibilities in judicial practice

This dilemma affects the effectiveness of legal regulation it also weakens the deterrent effect of the law on illegal network group behavior making it hard to effectively safeguard the legitimate rights and interests of victims

4. Regulatory Paths of Network Group Behavior Based on Jurisprudential Principles

4.1 Improving the Legal System to Clarify Legal Boundaries

Based on the rule of law principles it is necessary to improve the legal system about network behavior and clearly define network users' rights and obligations we should strengthen legislation on network violence false information dissemination and other illegal acts clarify the standards of illegal network group behavior and the corresponding legal responsibilities so that network group behavior

regulation has a clear legal basis

At the same time it is necessary to improve judicial interpretations solve practical problems like difficult evidence collection and difficult responsibility identification in the trial of network group behavior cases and ensure that the law can be effectively implemented in practice so as to form a strong deterrent to illegal network group behavior

4.2 Strengthening Legal Value Guidance and Cultivating Legal Awareness

The irregularity of many network group behaviors is closely related to the weak legal awareness of network users so it is crucial to strengthen the publicity and education of legal knowledge and guide network users to establish a correct concept of the rule of law we should help users understand freedom of speech is not unlimited and any behavior that violates legal norms will bear legal responsibilities.

We should publicize positive network group behaviors that follow legal and moral norms guide network users to take part in network activities rationally and in a standardized way and gradually form a good network atmosphere where the rule of law is respected and abided by.

4.3 Giving Play to Network Platforms Main Responsibility It Focuses on the Main Responsibility of Network Platforms and Gives the Platforms a Chance to Show Their Main Responsibility

Network platforms are important carriers of network group behavior and bear the primary responsibility for regulating network information and behaviors, it is necessary to clarify the main responsibilities of network platforms and require them to establish and improve the information review mechanism, strengthen the review of content released by users and timely delete illegal information to prevent the spread of negative network group behaviors.

At the same time relevant departments should

strengthen the supervision of network platforms severely punish platforms that fail to perform their supervision obligations and promote network platforms to operate in accordance with the law so as to build a solid line of defense for regulating network group behavior

5. Conclusion

Network group behavior is a product of the development of the internet era it has both positive and negative effects from the perspective of jurisprudence network group behavior is not only a kind of social behavior but also a kind of behavior regulated by law it is facing dilemmas like the conflict between legal values and the difficulty of responsibility identification to solve these dilemmas we need to take jurisprudential principles as the guidance, improve the legal system it needs to strengthen the guidance of legal values and give play to the main responsibility of network platforms to realize the balance between the rational development of network group behavior and the maintenance of legal order only in this way can we give full play to the positive role of network group behavior restrain its negative effects and build a standardized orderly and healthy network space.

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