

Name: _____ Date: _____

Understanding Our Criminal Justice System

Q1. Write a brief note on the criminal procedure in the Criminal Justice System in India.

Ans. _____

Q2. What are the procedures that have to be followed if the criminal trial has to be a fair trial?

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Q1. Write a brief note on the criminal procedure in the Criminal Justice System in India.

Ans. A crime is first reported by the victim to the Police and the police file a FIR or First Information Report. Then the police begin the investigation and arrest the suspected person or persons. The police then file a charge sheet in the Magistrate's Court. The trial begins in court. The Public Prosecutor represents the victim and the accused can defend themselves with the help of lawyer. Once the trial is over the accused is either convicted or acquitted. If convicted, the accused can appeal to the higher court.

Q2. What are the procedures that have to be followed if the criminal trial has to be a fair trial?

Ans. Procedures to be followed are:

- i. A copy of the chargesheet and all other evidence that the prosecution presented has to be given to the accused.
- ii. The trial has to be held in an open court, in public view and in the presence of the accused.
- iii. The accused has to be given a lawyer to defend himself in case he cannot afford to employ a lawyer.
- iv. The prosecution has to prove beyond reasonable doubt of guilty of the accused.
- v. The judge decides the matter only on the basis of the evidence before the court.