

ABSTRACT

ANALYSIS OF FREE DECISION BY JUDGE IN CORRUPTION CASE OF VEHICLES PROCUREMENT ON PESAWARAN REGENCY (Study of Decision Number: 25/Pid.TPK/2013/PN.TK)

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Corruption is an act of unlawful state financial harm, so that the perpetrators should be convicted the maximum, but in reality the judges dropped the acquittal of the accused in the Decision No. 25/Pid.TPK/2013/PN.TK. The problems of this study is: How is a basic consideration of free decision by judge in corruption case of vehicles procurement on Pesawaran Regency? Does the acquittal by a panel in corruption case of vehicles procurement on Pesawaran Regency suitable with society's sense of justice?

This study uses normative juridical approach and empirical jurisdiction. Speakers composed of prosecutors, judges and academics. Data collected by library research and field study. The data were analyzed qualitatively.

Based on the results of research and discussion, can conclude: basic consideration of free decision by judge in corruption case of vehicles procurement on Pesawaran Regency in Decision Number: Number: 25/Pid.TPK/2013/PN.TK. is the defendant not guilty of the offense corruption as charged by the Prosecution, both the primary and secondary are Article 2 and Article 3 of the Law on Corruption Eradication. In addition the defendant declared not involved in the procurement official vehicles Regent Pesawaran and does not accept the result or gain on the purchase of official vehicles. Acquittal by the assembly in basic consideration of free decision by judge in corruption case of vehicles procurement on Pesawaran Regency not meet society's sense of justice because corruption is an extraordinary crime that should be handling his case performed extraordinarily well, and the parties involved either directly or indirectly the occurrence or facilitate the implementation of such offenses, should be convicted according to the lightness or heaviness of the mistakes made, so as not to injure the sense of justice.

Suggestion of this research are: The judges should be more careful verdict against the parties involved in corruption. Supervision of procurement of goods and services local government agencies should be optimized.

Keywords: Free Decision, Corruption, Vehicles Procurement.