

Abstract

Principle of Criminal Cases that is defaults (study decisions number 157 / Pid.b / 2014 / PN.TK)

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The practice of enforcement law there is a difference implication when one of the parties not meet a feat that had been promised, first is these problems is defaults, while for the second stated that the issue fraudulent. As for problems in this research was how principle of proof in criminal cases that is a civil code (study matter number 157 / Pid.b / 2014 / pn.tk) And what is the basic consideration of the judge in dropping an imprisonment (study matter number 157 / Pid.b / 2014 / pn.tk) ? .

This research adopting juridical normative and juridical empirical. Data obtained by means interview use guidelines written to the respondents who have determined. The research was done in the jurisdiction of the district court class he tanjung coral.

The results of research and discussion it was concluded that the principle of verifiable criminal cases basically it has been stipulated in article 183 KUHAP that determines that “ the judge was not allowed to drop criminal to a unless the with at least two evidence legitimate he earned the belief that a criminal act in fact the case and the defendant guilty do it”. The basic consideration of the judge in criminal with the matter of number 157 / Pid.b / 2014 / pn.tk seen that as a broad outline conducted in such a way, consider the level of errors in that has been carried out, the influence of the commission of a crime that has been carried out , the threat to article charged, thing which relieves and that something burdensome , as well as the facts being revealed in the trial .

Keyword: manifestation , deception, defaults