

**ANALYSIS JURIDICAL OF VERDICT WHO LEGALLY BINDING FOR  
CRIMINAL OFFENSE NARCOTICS  
(CASE STUDY : NO. 281/Pid.B/2013/PN.TK)**

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**ABSTRACT**

The Verdict is very important, because in it there is a value who may come into direct contact with human rights. With respect to the description above, researcher interested to do research by the problems : Is this verdict No. 281/Pid.B/2013/PN.TK has been accordance with the terms formal and material as stated in KUHAP and Is the legal consequences of verdict No. 281/Pid.B/2013/PN.TK if it does not comply the terms of formal and material. The results of research and discussions showed that : the verdict should be in accordance with terms of material and formal based KUHAP, because differences element in article who judges used the imposition of criminal against a defendant with indictment given public prosecutor will result in the decision is not based on trial evidence, so that null and void and the potential for Human Rights violations. Legal consequences as decision that does not comply the terms of the formal and material is null and void, because contained in KUHAP that each judge's ruling there should be the norm in article 197 paragraph (1) KUHAP, that the decision have a strong legal position. KUHAP also provides provisions when a decision which is not in accordance with the existing provisions then it is considered null and void.

**Keywords: The Verdict is legally binding, null and void**