

Chapter-6 Understanding Our Criminal Justice System

1. Who are the four key players in the criminal justice system?

The four key players in the criminal justice system are:-

- i. Police.*
 - ii. Public prosecute.*
 - iii. Defence lawyer.*
 - iv. Judge.*
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2. Who decides whether a person is guilty or innocent?

It is the court of law that decides whether a person is guilty or innocent.

3. What is free trial?

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4. What is an FIR?

FIR stands for First Information Report, which is made to police about commission of a cognisable offence.

5. Name three essential elements of free trial?

Three essential elements of free trial are:-

- i. The trial should be conducted in an open court.*
 - ii. The accused should be given opportunity to defend himself/herself.*
 - iii. The judge should remain impartial, should act on the basis of evidence only.*
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6. Explain briefly the functions of the Judge?

The judge is like a umpire in a game who conducts trial impartially in an open court. He hear all the witnesses and evidence presented by all

parties concerned and decides whether the accused is guilty or innocent.

7. *What are the functions of the defence lawyer?*

The functions of the defence lawyer are that the Defend accused person in a court of law. He presents all evidence to rebut the prosecutors arguments and challenges all questionable assertions of fact by the prosecutor. The defence lawyer challenges procedural errors and may seek to have changes dimised because of unreliable evedence.

8. *What are the rights guaranteed to the Protection under arrests in Article 22 of our Constitution?*

Article 22 of the contitution guarantees to every arrested person the following fundamental rights:-

- i. Reason for being arrested.*
 - ii. Right of being presented before a magistrate within 24 hours of arrest.*
 - iii. No ill-treatment or torture during custody.*
 - iv. Confessions made in custody cannot be used as evidence against accused.*
 - v. No under 15 years boy or women cannot be caused to police stations for questioning only.*
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9. *What are civil cases?*

A civil case is a private case where someone sues some else. This is also known as suit or action. They usually involve private disputes between persons or organisation.

10. *Distinguish between Criminal and Civil Cases?*

Criminal case

Criminal cases are termed to be harmful to society.

Civil case

Civil cases usually involve private disputes between persons or organistaion.
