

## Module Title: Criminal Procedure and Due Process

### Overview:

This module provides an overview of criminal procedure and due process, focusing on the legal framework that governs the investigation, prosecution, and adjudication of criminal cases. It explores the constitutional principles that protect the rights of individuals accused of crimes and ensure a fair and impartial criminal justice system.

### Learning Objectives:

- Understand the stages of criminal procedure from investigation to trial
- Identify the key constitutional rights of the accused
- Analyze the role of due process in protecting individual rights
- Explore the ethical considerations in criminal procedure

### Module Content:

#### 1. Introduction to Criminal Procedure

- Overview of the criminal justice system
- Stages of criminal procedure (investigation, arrest, arraignment, trial, sentencing)

#### 2. Constitutional Rights of the Accused

- Fourth Amendment (search and seizure)
- Fifth Amendment (self-incrimination, double jeopardy)
- Sixth Amendment (right to counsel, speedy trial)
- Eighth Amendment (cruel and unusual punishment)

#### 3. Due Process in Criminal Justice

- Definition and importance of due process
- Procedural due process vs. substantive due process
- Balancing individual rights with the interests of society

#### 4. Ethical Considerations in Criminal Procedure

- Professional responsibility of law enforcement and legal professionals
- Avoiding misconduct and ensuring fairness in criminal investigations
- Role of ethics in ensuring a just criminal justice system

### Assessment:

- Case study analysis on a landmark Supreme Court case involving criminal procedure and due process rights
- Role-playing exercises simulating various stages of criminal procedure

- Essay on the importance of ethical behavior in criminal justice professionals

Conclusion:

This module has provided a comprehensive overview of criminal procedure and due process, highlighting the importance of protecting the rights of the accused in the criminal justice system. By understanding the constitutional principles and ethical considerations involved in criminal procedure, learners can gain a deeper appreciation of the complexities of ensuring justice in criminal cases.