



Question-1

Define the term "Criminal Justice System".

Solution:

Criminal justice system is the 'body of law' or 'Court' regulating the inquiry into whether a person has violated criminal law or not.

Question-2

Write a brief note on the criminal procedure in the Criminal Justice System in India.

Solution:

A crime is first reported by the victim to the Police and the police file a FIR or First Information Report. Then the police begin the investigation and arrest the suspected person or persons. The police then file a charge sheet in the Magistrate's Court. The trial begins in court. The Public Prosecutor represents the victim and the accused can defend themselves with the help of a lawyer. Once the trial is over the accused is either convicted or acquitted. If convicted, the accused can appeal to the higher court.

Question-3

What is the role of the police in the Criminal Justice System?

Solution:

In the Criminal Justice System the police play the role of investigating the case and arresting the accused.

Question-4

What are the guidelines that the police have to follow during investigation?

Solution:

Police investigations have to be conducted in accordance with law and with full respect for human rights. The police are not allowed to torture or beat or shoot anyone during investigation. They cannot inflict any form of punishment on a person even for petty offences.

Question-5

What are D.K. Basu Guidelines?

Solution:

D.K. Basu Guidelines are as follows

- The police officials who carry out the arrest or interrogation should wear clear, accurate and visible identification and name tags with their designations.
- A memo of arrest should be prepared at the time of arrest and should include the time and date of arrest. It should also be attested by at least one witness who could include a family member of the person arrested. The arrest memo should be counter-signed by the person arrested.
- The person arrested, detained or being interrogated has a right to inform a relative, friend or well wisher.
- When a friend or relative lives outside the district, the time, place of arrest and venue of custody must be notified by police within 8 to 12 hours after arrest.

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