

# **CRIMINAL TRIAL**

## **ABSTRACT**

This diploma thesis deals with the criminal trial, which is the most important stage of criminal procedure, because it fulfills the purpose of criminal procedure, which is the proper detection of crimes and fair punishment of their perpetrators.

The thesis focuses on the individual phases of the criminal trial, as well as the basic principles that determine the form of the Czech criminal trial, and in the trial, they mostly find their best use. At the same time, attention is paid to current issues related to the criminal trial, as well as to new institutes that change its traditional form to some extent, such as the plea bargain, the declaration of guilt or the institute of indisputable facts. In connection with the planned recodification of the Code of Criminal Procedure, the current regulation contained in the drafts of the new Code of Criminal Procedure is also being evaluated.

The work is divided into four chapters, the first of which deals with the application of the basic principles of criminal procedure during the criminal trial. All the basic principles that determine the form of the criminal trial are briefly discussed, as well as the relations between them and possible conflicts. After that, the first chapter deals with the new institutes in the Code of Criminal Procedure from the traditional basic principles' point of view.

The second chapter focuses on the criminal trial preparation, which is a key to its success, then describes the delivery of the indictment, control of the trial, as well as ensuring the participation of persons without whom the criminal trial could not take place.

The third chapter discusses the process of the criminal trial, paying particular attention to the issue of evidence, which is a crucial stage of criminal procedure. The thesis describes the interrogation of participants, witnesses, the use of expert opinions but also the use of the other evidence. In the context of the evidence, current topics are discussed.

The last chapter outlines possible decisions including the verdict, which is the culmination of the criminal trial, and the requirements that the verdict must comply with are shown.

## **KEY WORDS**

Criminal trial

Criminal procedure

Court