

# **The injured party in criminal procedure and his/her protection- summary**

**Martina Valíčková**

In my diploma thesis I would like to point out certain facts of an injured person and his/her position in the criminal procedure. I would like to sum up individual opinions and thoughts of some experts, outline possible solutions for some issues so that the injured person would not be out of the attention in the criminal procedure, but to be its fully-fledged participant whose interests are truly considered in the criminal procedure.

In the introduction of my thesis first I deal with general issues. I define the concept of an injured person and damage, I outline specific cases, when the injured person's participation in the criminal procedure is excluded or limited. Last but not least is a short excursus presenting some of its rights and I also outline certain imperfections of legal regulation. This more or less general exposition of an injured person is followed by the chapter which describes the situation of literary processing.

The third chapter concerns adhesion proceedings. For the injured person in context with his/her participation in the criminal procedure, compensation for damage is crucial, but surely it is not possible to limit the sense of his/her participation in the criminal procedure only to this extent. Particular subchapters concern the meaning of adhesion proceedings and compare the assertion for claims damages in the criminal procedure and civil procedure, then they include instruction for the injured person, which is often a necessary condition for a legitimate assertion for claims to stand the loss, also particular conditions of a legitimate assertion for claims to stand the loss, subject of the adhesion proceedings and decision-making of the court in the adhesion proceedings.

The last chapter concerns the procedural diversions. In its introduction I mainly outline particular advantages of these alternatives of the standard criminal procedure; I also mention some of the obstacles of their better utilization. The obstacles are partly certain legal restrictions and also the approach of the organs active in the criminal procedure. In its four subchapters are the particular diversions analyzed separately. First I state general condition of their realization and then I pay attention to the issues and aspects, which consider mainly only the injured person.