

Thesis Title	The principle prohibits the plaintiff to claim the defendant as a witness: study the case of many defendants.
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ABSTRACT

The principle of proof of facts in criminal cases, the defendant will be assumed to be innocent. It is the duty of the plaintiff to prove the evidence without any doubt that the defendant is the offender. Therefore, the defendant has no duty to bring witnesses or to deny the plaintiff's claim. The plaintiff was unable to enforce evidence to prove the defendant's fault. Therefore cannot claim the defendant as his own witness or forcing the defendant to give evidence or present evidence to the court

Provisions for prohibiting the plaintiff from claiming the defendant as a witness In the Event that many people commit a crime, it is also a problem that, in the case of the plaintiff claiming the person who committed the crime or involved in the offense as a witness listening to the witnesses of the conspirators also caused a lot of problems. Which will result in allegations against each other, whether they are separate lawsuits or lawsuits which can be separated as follows

1.In the case of a co-offender being sued as a defendant in different cases may be the technique of the plaintiff So that the plaintiff can claim one defendant as another witness Therefore should not claim witnesses who have been sued as a witness Because the defendant had committed an offense in the same case, probably helping each other

2.In the case of a co-defendant having been sued with the defendant But the plaintiff had withdrawn the case before But the plaintiff had withdrawn the case before may be caused by the

plaintiff proposing that If the defendants are accused of withdrawing from the proceedings In this case, the person who has been withdrawn may give false statements to condemn other defendants and therefore should not be a witness.

3.In the case of a co-defendant having been sued with the defendant but the court ordered another case that person may come to squeak to another defendant in another case.

4.In the case of a co-offender with a defendant being convicted the perpetrator who has been prosecuted is completely unsuccessful and will not receive any benefit from that action. In this case, it should be heard as a witness.

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The problems in claiming co-offenders the plaintiff will claim the defendant from one case as a witness in another case. To not condone the defendant in listening to witnesses who are co-conspirators or those who are involved with the offense, it is a very serious problem because the first four cases will accuse each other, and also against the English law in principle that The defendant was unable to testify against other defendants, whether in the case of a separate case or a lawsuit and according to Germany The accused could not testify in the case that he was accused of committing an offense Including the accused, unable to testify about the involvement of the other accused.