

CHAPTER V

CONCLUSION

A. Conclusion

Based on the description of the results of the research and discussion of Decision Number 286/Pid.B/2023/PN Stb regarding the power of verbalistic witnesses in the evidentiary process in the crime of premeditated murder with participation in the Stabat District Court, it can be concluded as follows:

1. The verbalist witness statements in the verdict have met the principle of valid and convincing proof according to the principles of criminal procedure law. Verbal witnesses were examined under oath, provided an explanation of the investigation process carried out without pressure and coercion, and clarified the difference between the investigation report and the testimony at the trial. The judge did not accept the evidence individually, but tested it through the principles of valid Evidence.
2. The Evidentiary Power of Verbalistic Witnesses in the Evidentiary Process in the Crime of Premeditated Murder with the Participation of Persons Decision Number 286/Pid.B/2023/PN Stb is as supporting evidence, not as the main evidence and has free and imperfect evidentiary power. Verbal witnesses are not considered as witnesses to the fact because they did not directly witness the criminal act, but their statements are very important to ensure the validity of the investigation

report, answer allegations of pressure or coercion, and affirm that the investigation procedure has been carried out in accordance with the criminal procedure law.

B. Recommendations

Based on the explanation that has been given in the chapter on the results of the research and discussion, the author gives the following recommendations:

1. There is no rule that explicitly and clearly regulates the existence of verbal witnesses, so it is necessary to include specific and clear regulations regarding verbalistic witnesses, including restrictions on use and strict procedures to prevent the manipulation of information and abuse of personal interests. Because in practice, this verbal witness is often used in trial as supporting evidence and is also included in a series of valid evidence, so it is appropriate to make rules so that the existence and practice of its use are clear.
2. The debate arises in the use of verbal witnesses, so law enforcement officials need to increase consistency and transparency in every stage of the investigation, especially in the preparation and preparation of investigation report. This transparency can be realized through careful and correct documentation, record of information without pressure, and can involve legal counsel from the beginning of the examination. Thus, the use of verbal witnesses does not cause controversy but as a form of internal supervision mechanism to ensure that investigation procedures

are carried out in accordance with the rule of law, thereby preventing the potential for alleged fabrication in the investigation report.

