Mohamed Khider University of Biskra

Faculty of Law and Political Science

Law Department

Second semester

handout in module:

Criminal Law terminology

Directed to first-year Master of Criminal Law students

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LAW

The Third lecture

تابع مقدمة عامة حول وسائل الإثبات

Following to general introduction to means of proof

2-الإقـرار: هو إعتراف أحد الخصوم أمام القاضي بواقعة مدعى بها عليه وهو نوعان إقرار قضائي وإقرار غير قضائي، والفرق بين النوعين أن الإقرار القضائي هو اعتراف الخصم بواقعة مدعى بها عليه أثناء السير في الدعوى المتعلقة بهذه الواقعة، أمَّا الإعتراف غير القضائي فهو الإعتراف الذي يكون خارج إطار الدعوى المرفوعة عليه، ويعتبر الاعتراف غير القضائي من قبيل القرينة فقط أي أنه لا يكون حجة قاطعة على المقر أي المعترف.

2- Confession: It is the admission of one of the parties in front of the judge of a fact claimed against him. It is of two types: judicial admission and non-judicial admission. The difference between the two types is that the judicial admission is the admission of the party to a fact claimed against him during the course of the lawsuit related to this fact, while the non-judicial admission is the admission that is outside the framework of the lawsuit filed against him. The non-judicial admission is considered only as a

presumption, meaning that it is not conclusive evidence against the one who admits, i.e. the one who confesses.

To be continued