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KEY WORD: DOUBLE INVESTIGATION

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Inquiry is one of the significant steps in the criminal justice process which is used as the screening mechanism of the accused before the offender is sent to court for trial. Its purpose is to collect all evidence and to comply with other necessary proceedings in pursuant to the Code of Criminal Procedure in order to obtain facts or to prove criminal conduct of the alleged offender. It is important to note that, aside from the inquiry officer's duty to collect all evidence, he must inquire the alleged offender.

It is generally accepted that one of the main principle in Criminal Proceeding is to prohibit on re-proceeding in the same offence. The objective of this principle is to protect the right of the accused and also necessary for the states on justly proceeding. As the matter of fact there is no clearly legal provision especially on double investigation so there may be misused on the law enforcement. Moreover, if the said proceeding can be partly enforced the existing problems will be on what conditions or the overlap between the former and the latter evidences getting from double investigation especially if there is non-procecution order from the Public Prosecutor. From the said unclearly legal provision it may deem that the right of the accused will be affected.

This thesis aims at the exploration and the analysis of the weaknesses of the Criminal Procedure Code's provisions. It emphasizes the important and the necessity of the Code's amendments. Its recommendations should serve the alleged offender as a guarantee of the right to fair trial which in turn can be used as guideline for any future-law amendments.