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Enumerate and Explain the key principles that guide effective criminal investigation. How do these principles contribute to the success of an investigation?

## 1) Introduction:-

Criminal investigation is guided by certain universal principles developed by criminologists, legal experts and investigative practitioners. Effect implementation and observance of these basic principles ensure that the process is fair, accurate and efficient. It uncovers the truth behind the case without compromising human rights and principles of objectivity, credibility and neutrality.

## 2) What is Effective Criminal Investigation:-

Criminal Investigation refers to the entire process that is undertaken



by law enforcement agencies to find the culprit and dispense justice to the affected party. A clear definition of criminal investigation comes from the book, Fundamentals of Criminal Investigation, according to which it is "a lawful search for people and things to reconstruct the circumstances of an illegal act, apprehend or determine the guilty party, and aid in the state's persecution of the offender" — Charles E. O'Hara

### 3) Key Principles that Guide Effective Criminal Investigation

✓ Following are the basic principles that guide an effective investigation.

#### a) Objectivity

Investigations must be impartial, fact-based and free from biases. As the Labelling theory propounds



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biases derail the entire process.

### • b) Relevance of facts

Only the facts and evidence strictly linked to the case should be pursued to prevent time wastage and wrongful suspicion.

### c) Thoroughness and Systematic Approach

This means being extremely thorough in the research and not leaving any lead unexplored to get to the core of a case.

### d) Preservation of Evidence

This includes strict maintenance of Chain of Custody and Case Diary to ensure the admissibility of evidence in the court.

### e) Independence and Neutrality

Investigators must work in a neutral manner, free of all forms of political, social or economic pressures.



## f) Presumption of Innocence

Cesare B.'s quote "greatest good for the greatest number of people" needs to be followed here, and to ensure that investigators should refrain from any presumptions and follow due process.

## g) Honesty and Confidentiality

J.S. Mill's Ethical Relativism applies here. According to it ethics should guide the conduct of the criminal investigative team ensuring integrity and maintenance of confidentiality.

## h) Regard and Sensitivity

This applies to all suspects until they are proven guilty but is especially true for vulnerable groups like minors, women and minorities.

## i) Professional Competence

This non-negotiable principle of criminal investigation says that the investigator should have sufficient knowledge



### j) Timeliness

This is crucial because delays in securing evidence and interrogating suspects can weaken cases. High acquittal rate in Pakistan is because this rule is not followed.

### k) No Coercion

Investigators must not extract a confession through torture. Extraction of evidence confession makes it inadmissible for the court.

### l) Legal Compliance

Every step of investigation must comply with legal regime. In case of Pakistan, related laws are CrPE, Evidence Act and Constitutional Safeguards.

### 4) How these Principles Ensure Success of Investigation :-

Adherence to these principles ensure the success of investigation in following ways:-

#### a) Ensure Admissible Evidence

Relevance of evidence and maintenance of Chain of



custody make the evidence admissible.

b) Prevent Wrongful Conviction

Objectivity and independence of investigators prevent wrongful convictions.

c) Ensure Credibility of Evidence and Preserves HR

Presumption of innocence and evidence-backed testimonies ensure credibility of investigative process while also preserving basic human rights.

d) Increases Conviction Rates

Timeliness of evidence collection and integrity of the process can help increase conviction rates, thus helping dispense justice.

e) Encourages Cooperation and Builds Trust

Principles of confidentiality and sensitivity of investigators increase citizen trust and encourage their cooperation.



Relevance + Preservation = Strong Evidence

Objectivity + Independence = No Wrongful Conviction

No Coercion = Upholds Human Rights & Trust on Police

Sensitivity + Confidentiality = Encourages Cooperation

## 5) Conclusion:

The principles of criminal investigation are not merely a set of academic points — they are the pillars that ensure justice and prevent injustice. In Pakistan, strict adherence to these rules should be obligated to deal with low conviction rates and lack of public trust in police investigation.