

**The effect of the public prosecutor's mistake in the investigation
phase on the accused during the trial**

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Abstract

The study aimed to reveal the impact of the public prosecutor's mistake at the investigation stage on the accused during the trial. The starting point was that the main research problem was crystallized around the possibility of the public prosecutor making a mistake that would have a fundamental effect during the trial and may lead to invalidity. The views of legal jurisprudence regarding the issues raised in this study, as well as the judicial rulings, and the study reached a number of results, the most important of which were: The preliminary investigation stage is the most complex among the stages that the criminal case is going through, as this stage encroaches upon the freedoms guaranteed by the Constitution and the applicable laws. In the state, the public prosecutor is the head of the judicial police in his area, and they are subject to the supervision of all judicial police officials. The public prosecutor represents the authority for criminal prosecution, so he moves it and follows up its course in order to achieve its goals.

The study recommended the need to strive hard for those interested in achieving justice and protecting it from forms of abuse and abuse of power and violation of the basic principles of protecting the rights of the accused during this important and dangerous stage at the same time, in order to reach the desired goal of applying the law and achieving justice, and a complete balance must be provided between the right of The state and society in the punishment through their representative (the Public Prosecution) and the rights of the accused so that the adequate guarantee of his rights and human dignity and the achievement of a fair criminal trial.

Keywords: error, the public prosecutor, the investigation stage, the accused, the trial.