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**THE USE OF EVIDENCE IN THE COURT DECISIONS DURING
PRE-PROCEEDINGS IN THE FIRST INSTANCE**

Evidences and proofs permeate the entire criminal judicial process, describing its basic meaning. It is not an accident that problems of criminal procedural proving are characterized by particularly breadth and relevance.

However among the many developments of the theory of evidence, some questions remain scarcely explored and require immediate resolution determined by the needs of law enforcement. One of these issues is the use of evidence in judicial decisions.

In summary, it can be argued that the promising area of science of criminal procedure and criminal procedure law is further development of provisions for the use of evidence as part of the process of proof. The use of evidence in decision-making at each stage of criminal proceedings has features determined by immediate tasks of the stage and powers of the relevant subject. Specificity of the use of evidence in legal judgments in the course of pre-proceedings depends on the legal nature of the circumstances to be established. The latter may be either actual circumstances included in the subject of proof, or ones having only procedural importance.

