

FALLOS DE LA CASACIÓN PENAL DE LA PROVINCIA DE BUENOS AIRES

DERECHO PENAL: PARTE GENERAL Y PARTE ESPECIAL

Roubo sexual, Art. 139 del C.P. "Fallo en uso", Acceso carnal por cualquier vía, Ambito de aplicación temporal de la ley penal, Retroactividad y ultra-actividad de la ley más benigna, Concurso real entre homicidio "crimen causa" y robo calificado por el uso de armas, Defraudación, Circunstancias de incapaces, Delitos calificados por el resultado, Homicidio en ocasión de robo, Robo, Homicidio, Art. 139 del C.P., Distinción con el art. 84 del C.P., Tipo complejo, Excepciones legales agravadas por intimidación, Concusión, Extorsión, Registros del tipo, Intimidación, Tentativa, Diferencias con la excepción legal agravada, Homicidio "crimen causa", Acreditación del robo homicidio y de los elementos subjetivos, Homicidio "crimen causa", Distinción con el homicidio en ocasión de robo, Imprudencia, Lesiones imprudentes agravadas, Infracción al deber de cuidado, Legítima defensa propia y de terceros, Homicidio, Agresión legítima, Participación criminal, Coadutoría funcional, Decisión común al hecho, División de tareas, Participación criminal, Delitos especiales propios, Comunicabilidad de circunstancias agravantes, Pena, Agravantes, Configuración y determinación de las circunstancias agravantes, Principio de culpabilidad, Delitos calificados por el resultado, Mensal in re libita, Privación ilegal de la libertad agravada, Robo calificado, Concurso, Robo agravado por el uso de armas, Armas de fuego.

DERECHO PROCESAL PENAL. GARANTIAS CONSTITUCIONALES. EJECUCION PENAL

Acción de revocación, Intervención del juez de Ejecución, Acción penal pública, Desistimiento de la acusación, Recurso del particular damnificado, Acción penal, Prescripción, Art. 40 del C.P., según ley 13.910, Acusación, Homicidio doloso, Acusación subsidiaria o alternativa, Principio de congruencia, Denuncia, Acompañamiento de documentación en soporte electrónico, Validez, Rubros copios, Interposición ante el Tribunal de Casación, Admisibilidad, Nullidades, Acta de debate, Acta de declaración del imputado, Nullidades, Reconocimientos de personas y de objetos, Fallos en su redacción, Posibilidad de revocación, Particular damnificado, Facultad autónoma de recurrir en casación, Recurso de queja, Principio acusatorio, Desistimiento de la acusación fiscal, Principio de congruencia, Defensa en juicio, Excepciones legales agravadas, Principio de congruencia, Inmutabilidad de la base fáctica a pesar de la distinta subversión típica, Principio de oralidad, Lectura de las declaraciones ratificadas durante la encuesta preliminar, Principio de prohibición de autoincriminación, Art. 18 de la C.N., Principio de prohibición de doble juzgamiento, No bis in idem, Pruebas periciales, Pericia ballística y de revelado metalográfico, Diligencias reproducibles, Pruebas testimoniales, Incorporación por lectura, Art. 364 inc. 3º General inc. 1º del C.P.P., Prueba testimonial, Testigo de oídas, Supuestos, Valoración, Pruebas, Actos definitivos e irreproducibles, Registros, Pruebas, Bases de datos del Estado, Álbumes de fotografías, Registros de huellas dactilares, Recurso de casación, Fallo "Casar" E.S.J.N.D., Casación impone, Segunda instancia "cuasi-material", Recurso de queja, Art. 435 del C.P.P., según ley 13.912, Procedencia, Sentencia, Resoluciones judiciales, Fundamentación, Arts. 184 y 170 Constitución Provincia Bs. As., Vencido y sentencia, Secreto de la deliberación.

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