***ABSTRACT***

***APPLYING PRINCIPLES OF JUSTICE IN DECISION OF JUDGES UNDERGOING MANDATORY medical and social REHABILITATION FOR NARCOTIC ADDICS ACCORDING TO ACT NUMBER 35 OF 2009 ON NARCOTICS IN INDONESIA***

*A narcotic addict form “self victimizing victims”, because narcotic addicts suffering from dependency syndrome as a result of narcotic abuse is doing himself. Victims of crimes who are addiction requires special treatment, that they get care and protection so it can go back into citizens able to participate in the life of the nation. According to Article 54 of Act Number 35 Year 2009 on Narcotics, that narcotic addicts and victims of narcotic abuse are required to undergo medical rehabilitation and social rehabilitation. The rehabilitation can be decided or determined by the judge. But in practice, is not given to the rehabilitation of narcotic addicts although it meets the conditions. This is contradict to the principle of equality before the law, that the criminal justice quasi-defendant have the same rights before the law.*

*Problems researched is how policy medical and social rehabilitation for drug addicts according Act Number 35 Year 2009 on Narcotics ?, and how the application of the principle of justice in decision of judges undergoing mandatory medical and social rehabitasi for narcotic addicts in Indonesia ?.*

*Specifications of the research is descriptive analytic, which description or give a representation to object of research and make conclusion. Approach method used is normative. Research stage is research library to find secondary data. Methods of data collection is done with the study of literature, while the data analysis done by juridical qualitative.*

*Based on the results of the research, that the policy of medical and social rehabilitation for narcotic addicts is a non-penal crime prevention policy in accordance with the purpose of punishment, that is, from the aspect of protection of society (general prevention) and aspects of treatment offender (special prevention). The obligation to undergo rehabilitation for drug addicts in the judge's decision, they apply equally to all drug addicts walaipun requirements for rehabilitation are met. This is due to the difference in social status and economic status. Based on the principle of justice adopted Narcotics Law, that every addict rehabilitation must be given equally (justice kumutatif).*

*Keywords : Principle of Justice – Decision of Judge - Medic and Social Rehabilitation - Narcotics*