

§ 1-5. Criminal action.

A criminal action is –

- (1) An action prosecuted by the State as a party, against a person charged with a public offense, for the punishment thereof.
- (2) An action prosecuted by the State, at the instance of an individual, to prevent an apprehended crime against his person or property. (Const., art. 4, s. 1; C.C.P., s. 5; Code, s. 129; Rev., s. 350; C.S., s. 395.)