

PRESUMPTION OF INNOCENCE

The law presumes that the defendant is innocent of the charge[s] against [him] [her]. This presumption remains with the defendant throughout every stage of the trial, and it is not overcome unless from all the evidence in the case you are convinced beyond a reasonable doubt that the defendant is guilty.¹

FOOTNOTES

1. Arterburn v. State, 216 Tenn. 240, 391 S.W.2d 648 (1965); Caldwell v. State, 164 Tenn. 325, 48 S.W.2d 1087 (1932); Gray v. State, 63 Tenn. (4 Baxt) 331 (1874); 1 WHARTON'S CRIMINAL EVIDENCE § 96, at 162 (C. Torcia 13th Ed. 1972); see also Tenn. Code Ann. § 39-11-201.

COMMENTS

1. This instruction must be given in each case.