最 高 法 院

1.最高法院員工實有人數—按年及性別分

1. Actual Number of Employees of Supreme Court – by Year and Gender

單位：人
Unit: individual

年及性別(年底數) Year & Gender (End of year)		合計 Total	職員 Staff member																									技工及工友 Technical and Maintenance Worker				年及性別(年底數) Year & Gender (End of year)	
			計 Subtotal	院長 Chief Judge	法官兼庭長 Judge and concurrently Division Chief Judge	法官 Judge	優遇法官 Privilege Judge	書記官長 Chief Clerk	書記官兼科長 Clerk and concurrently Section Chief	書記官兼股長 Clerk and concurrently Unit Chief	書記官 Clerk	通譯、技士、執達員、庭務員 Interpreter, Technical Specialist, Process-server, and Court Attendant	錄事 Assistant Clerk	法警 Judicial Police	人事室主任 Director of the Personnel Office	人事室科員 Officer of the Personnel Office	政風室主任 Director of the Government Ethics Office	政風室科員 Officer of the Government Ethics Office	會計室主任 Accounting Director of the Accounting Office	會計室書記官 Clerk of the Accounting Office	統計室主任 Statistics Director of the Statistics Office	統計室書記官 Clerk of the Statistics Office	資訊室主任 Director of the Information Office	資訊室管理師設計師 Systems Coordinator and System Designer of the Information Office	資訊室操作員 Systems Operator of the Information Office	聘用法官助理 Law Clerk	其他 Other	計 Subtotal	駕駛 Driver	工友 Maintenance Worker	其他 Other		
民國 103 年 2014	計 T.	305	277	1	14	48	16	-	15	10	54	2	26	10	1	3	1	2	1	2	1	2	1	-	2	63	2	28	8	17	3	民國 103 年 2014	計 T.
	男 M.	182	162	1	11	36	14	-	3	2	27	2	9	9	1	-	1	1	1	-	-	1	1	-	1	40	1	20	8	9	3		男 M.
	女 F.	123	115	-	3	12	2	-	12	8	27	-	17	1	-	3	-	1	-	2	1	1	-	-	1	23	1	8	-	8	-		女 F.
民國 104 年 2015	計 T.	288	262	1	15	39	16	-	14	12	49	2	25	10	1	3	1	2	1	2	1	2	1	-	2	61	2	26	7	17	2	民國 104 年 2015	計 T.
	男 M.	151	133	1	11	27	14	-	3	4	24	2	9	9	1	-	1	1	1	-	-	1	1	-	1	21	1	18	7	9	2		男 M.
	女 F.	137	129	-	4	12	2	-	11	8	25	-	16	1	-	3	-	1	-	2	1	1	-	-	1	40	1	8	-	8	-		女 F.
民國 105 年 2016	計 T.	283	257	1	16	36	16	-	13	8	52	1	25	8	1	3	1	2	1	2	1	2	1	1	2	62	2	26	7	17	2	民國 105 年 2016	計 T.
	男 M.	135	117	1	13	21	14	-	3	4	19	1	8	7	1	-	1	2	-	-	-	1	1	1	1	17	1	18	7	9	2		男 M.
	女 F.	148	140	-	3	15	2	-	10	4	33	-	17	1	-	3	-	-	1	2	1	1	-	-	1	45	1	8	-	8	-		女 F.
民國 106 年 2017	計 T.	277	254	1	13	39	16	-	11	8	52	1	25	8	1	3	1	1	1	2	1	2	1	1	2	62	2	23	6	16	1	民國 106 年 2017	計 T.
	男 M.	123	108	1	10	21	14	-	2	3	18	-	6	7	-	-	1	1	-	-	-	1	1	1	1	19	1	15	6	8	1		男 M.
	女 F.	154	146	-	3	18	2	-	9	5	34	1	19	1	1	3	-	-	1	2	1	1	-	-	1	43	1	8	-	8	-		女 F.
民國 107 年 2018	計 T.	283	261	1	15	37	15	-	13	7	54	3	26	9	1	3	1	2	1	2	1	2	1	1	2	62	2	22	5	16	1	民國 107 年 2018	計 T.
	男 M.	123	109	1	11	21	13	-	2	3	18	2	7	8	-	-	1	1	-	-	-	1	1	1	1	16	1	14	5	8	1		男 M.
	女 F.	160	152	-	4	16	2	-	11	4	36	1	19	1	1	3	-	1	1	2	1	1	-	-	1	46	1	8	-	8	-		女 F.
民國 108 年 2019	計 T.	283	262	1	11	42	15	-	14	5	53	3	26	10	1	3	1	2	1	2	1	2	1	1	1	64	2	21	4	16	1	民國 108 年 2019	計 T.
	男 M.	122	109	1	8	23	13	-	2	2	18	2	6	9	-	-	1	1	-	-	-	1	1	-	1	19	1	13	4	8	1		男 M.
	女 F.	161	153	-	3	19	2	-	12	3	35	1	20	1	1	3	-	1	1	2	1	1	-	1	-	45	1	8	-	8	-		女 F.
民國 109 年 2020	計 T.	294	273	1	11	40	15	-	15	6	57	2	26	9	1	3	1	2	1	2	1	2	1	2	1	72	2	21	4	16	1	民國 109 年 2020	計 T.
	男 M.	121	108	1	7	20	13	-	3	2	18	1	6	7	-	-	1	1	-	-	-	1	1	-	-	25	1	13	4	8	1		男 M.
	女 F.	173	165	-	4	20	2	-	12	4	39	1	20	2	1	3	-	1	1	2	1	1	-	2	1	47	1	8	-	8	-		女 F.
民國 110 年 2021	計 T.	286	266	1	10	35	13	-	15	8	55	3	24	10	1	3	1	2	1	2	1	2	1	2	1	72	3	20	4	15	1	民國 110 年 2021	計 T.
	男 M.	117	104	1	6	19	11	-	3	1	19	2	4	9	-	-	1	1	1	-	-	1	1	-	-	22	2	13	4	8	1		男 M.
	女 F.	169	162	-	4	16	2	-	12	7	36	1	20	1	1	3	-	1	-	2	1	1	-	2	1	50	1	7	-	7	-		女 F.
民國 111 年 2022	計 T.	295	276	1	10	39	12	-	14	10	53	4	24	10	1	3	1	2	1	2	1	2	1	2	1	79	3	19	4	15	-	民國 111 年 2022	計 T.
	男 M.	125	113	1	6	19	12	-	3	2	18	3	3	9	-	-	1	1	1	-	-	1	1	-	-	30	2	12	4	8	-		男 M.
	女 F.	170	163	-	4	20	-	-	11	8	35	1	21	1	1	3	-	1	-	2	1	1	-	2	1	49	1	7	-	7	-		女 F.
民國 112 年 2023	計 T.	288	270	1	9	39	12	-	14	10	49	4	22	10	1	3	1	2	1	2	1	2	1	2	2	79	3	18	4	14	-	民國 112 年 2023	計 T.
	男 M.	126	114	-	6	17	12	-	4	3	17	4	2	8	-	-	-	1	1	-	-	1	1	-	1	34	2	12	4	8	-		男 M.
	女 F.	162	156	1	3	22	-	-	10	7	32	-	20	2	1	3	1	1	-	2	1	1	-	2	1	45	1	6	-	6	-		女 F.

2.最高法院民事事件收結情形—按年別分

2. State of Filings and Dispositions of Civil Cases in Supreme Court – by Year

單位：件；日 (Unit: case; day)

年別 Year	受理件數 Cases lodged			終結件數 Cases closed					未結件數 Pending cases	終結事件中平均一件所需日數 Average number of days to close a case		平均每法官每月辦結件數 Average number of cases closed by each justice per month
	合計 Total	舊受 Previously lodged	新收 Newly lodged	計 Total	判決 Judg-ment	裁定 Rulings	撤回 With-drawn	其他 Other		收案至結案 From first lodge in to final closing	分案至結案 From case dispatch to case closing	
民國 103 年 2014	7 642	1 800	5 842	5 987	1 173	4 625	55	134	1 655	115.20	39.69	19.25
民國 104 年 2015	7 915	1 655	6 260	5 763	1 037	4 537	77	112	2 152	118.13	45.08	20.32
民國 105 年 2016	8 772	2 152	6 620	5 470	952	4 316	97	105	3 302	135.69	39.37	20.09
民國 106 年 2017	9 559	3 302	6 257	6 089	970	4 864	132	123	3 470	171.64	39.91	21.29
民國 107 年 2018	9 411	3 470	5 941	5 335	1 038	4 114	115	68	4 076	202.94	42.51	17.86
民國 108 年 2019	10 676	4 076	6 600	5 916	1 152	4 444	134	186	4 760	255.48	43.10	18.76
民國 109 年 2020	12 573	4 760	7 813	9 265	1 497	6 837	101	830	3 308	229.68	37.51	24.92
民國 110 年 2021	11 949	3 308	8 641	9 003	1 448	7 231	96	228	2 946	148.89	44.89	22.34
民國 111 年 2022	9 337	2 946	6 391	7 436	1 266	5 595	58	517	1 901	122.17	54.26	18.29
民國 112 年 2023	7 919	1 901	6 018	6 117	1 145	4 684	62	226	1 802	125.11	74.25	14.44

3.最高法院民事事件終結件數—按訴訟程序及年別分

3. Civil Cases Terminated by Supreme Court – by Proceeding and Year

單位：件 (Unit: case)

年別 Year	合計 Total	上訴 Appeals that may be taken to the court of third instance	再審 Retrial	抗告 Appeals against rulings	聲請 Petition	其他 Other
民國 103 年 2014	5 987	2 877	62	1 368	1 614	66
民國 104 年 2015	5 763	2 676	55	1 379	1 613	40
民國 105 年 2016	5 470	2 526	54	1 239	1 613	38
民國 106 年 2017	6 089	2 631	67	1 661	1 698	32
民國 107 年 2018	5 335	2 504	48	1 271	1 512	-
民國 108 年 2019	5 916	2 673	42	1 359	1 720	122
民國 109 年 2020	9 265	3 505	22	1 958	3 118	662
民國 110 年 2021	9 003	3 337	50	1 847	3 748	21
民國 111 年 2022	7 436	3 104	37	1 481	2 814	-
民國 112 年 2023	6 117	2 951	29	1 572	1 565	-

4.最高法院民事上訴事件終結情形—按年別分

4. State of Civil Appeals Cases Terminated by Supreme Court – by Year

單位：件；% (Unit: case;%)

年別 Year	合計 Total	駁回上訴 Appeals dismissed		發回更審 Referred back to previous court for new trial		自為判決 Supreme Court itself renders a judgment		和解 Conciliation	撤回 Withdrawn	調解成立 Mediation Sustained	其他 Other	發回件數占裁判件數百分比 Percentage of remanded cases among total adjudicated cases
		全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part					
民國 103 年 2014	2 877	1 958	85.5	629	80.0	1	8.5	-	30	-	85	25.67
民國 104 年 2015	2 676	1 835	93.0	529	85.5	3	8.5	-	48	-	74	24.06
民國 105 年 2016	2 526	1 840	66.5	446	61.5	5	6.0	1	58	-	42	20.93
民國 106 年 2017	2 631	1 883	65.0	485	59.0	2	6.0	-	76	-	55	21.76
民國 107 年 2018	2 504	1 773	64.5	519	60.5	-	3.0	-	64	-	20	23.95
民國 108 年 2019	2 673	1 767	89.0	605	80.0	4	7.0	1	85	-	35	26.84
民國 109 年 2020	3 505	2 229	120.5	892	110.0	2	9.5	1	65	-	76	29.79
民國 110 年 2021	3 337	2 119	117.0	841	106.5	1	6.5	1	54	22	69	29.69
民國 111 年 2022	3 104	1 931	100.0	797	91.5	2	5.5	1	36	47	93	30.36
民國 112 年 2023	2 951	1 890	82.0	703	75.5	5	9.5	-	42	52	92	28.16

說明：最高法院自 110 年 3 月啟動移付調解程序，本表新增終結情形「調解成立」。

Note: Since March 2021, Supreme Court has started the proceeding of being referred to mediation, "Mediation sustained" was added to the table.

5.最高法院民事上訴事件終結情形—按訴訟種類分

5. State of Civil Appeals Cases Terminated by Supreme Court – by Litigation Type

中華民國 112年 (2023)

單位：件
Unit: case

訴訟種類 Litigation type	合計 Total	撤回上訴 Appeals withdrawn	撤回第一審之訴 Withdrawal of lawsuits in first instance	駁回上訴 Repealed appeals					廢棄原判 Reason of recindment					和解 Conciliation	調解成立 Mediation Sustained	其他 Other	訴訟種類 Litigation type
				計 Subtotal	不合法 Improform		無理由 groundless		計 Subtotal	發回更審 Referred back to previous court for new trial		自為判決 Supreme Court itself renders a judgment					
					全部 All	部分 Part	全部 All	部分 Part		全部 All	部分 Part	全部 All	部分 Part				
合計 Total	**2 951**	**36**	**6**	**1 972.0**	**1 636**	**5.5**	**254**	**76.5**	**793.0**	**703**	**75.5**	**5**	**9.5**	**-**	**52**	**92**	**合計 Total**
民法計 Subtotal of civil law	2 255	24	2	1 499.0	1 248	5.0	185	61.0	630.0	559	60.5	2	8.5	-	37	63	民法計 Subtotal of civil law
財產 Monetary assets	1 976	18	2	1 310.0	1 088	4.5	163	54.5	560.0	498	53.5	1	7.5	-	35	51	財產 Monetary assets
不當得利 Unjust enrichment	164	1	-	112.5	92	-	16	4.5	47.5	43	4.0	-	0.5	-	3	-	不當得利 Unjust enrichment
損害賠償 Damage compensation	427	2	-	282.5	236	1.5	33	12.0	116.5	103	12.5	-	1.0	-	13	13	損害賠償 Damage compensation
侵權行為 Tort	354	2	-	241.0	203	1.0	26	11.0	90.0	78	11.0	-	1.0	-	9	12	侵權行為 Tort
債務不履行 Nonperformance of obligation	73	-	-	41.5	33	0.5	7	1.0	26.5	25	1.5	-	-	-	4	1	債務不履行 Nonperformance of obligation
買賣 Sale	179	2	-	112.0	92	0.5	15	4.5	57.0	52	4.0	-	1.0	-	5	3	買賣 Sale
贈與 Gift	12	-	-	9.0	7	-	2	-	3.0	3	-	-	-	-	-	-	贈與 Gift
租賃 Lease	43	-	-	25.0	17	-	7	1.0	13.0	11	1.5	-	0.5	-	-	5	租賃 Lease
土地 Land property	22	-	-	12.0	10	-	2	-	6.0	6	-	-	-	-	-	4	土地 Land property
房屋 Building property	17	-	-	11.0	5	-	5	1.0	6.0	4	1.5	-	0.5	-	-	-	房屋 Building property
其他 Other	4	-	-	2.0	2	-	-	-	1.0	1	-	-	-	-	-	1	其他 Other
借貸 Load	138	1	-	98.0	84	-	11	3.0	35.0	32	3.0	-	-	-	2	2	借貸 Load
消費 Consumption	137	1	-	97.0	84	-	10	3.0	35.0	32	3.0	-	-	-	2	2	消費 Consumption
使用 Utilization	1	-	-	1.0	-	-	1	-	-	-	-	-	-	-	-	-	使用 Utilization
僱傭 Hire of services	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	僱傭 Hire of services
承攬 Hire of work	181	1	-	109.0	87	0.5	10	11.5	64.0	52	11.0	-	1.0	-	5	2	承攬 Hire of work
旅遊 Travel	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	旅遊 Travel
出版 Publication	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	出版 Publication
委任 Mandate	85	-	-	58.0	49	-	7	2.0	24.0	22	2.0	-	-	-	-	3	委任 Mandate
寄託 Deposit	9	-	-	7.5	6	-	1	0.5	0.5	-	-	-	0.5	-	1	-	寄託 Deposit
倉庫 Warehousing	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	倉庫 Warehousing
運送營業 Carriage	1	-	-	0.5	-	-	-	0.5	0.5	-	0.5	-	-	-	-	-	運送營業 Carriage
合夥 Partnership	38	-	-	24.5	23	-	1	0.5	11.5	11	0.5	-	-	-	-	2	合夥 Partnership
和解 Compromise	3	-	-	2.0	1	-	1	-	1.0	1	-	-	-	-	-	-	和解 Compromise

5.最高法院民事上訴事件終結情形—按訴訟種類分(續一)

5. State of Civil Appeals Cases Terminated by Supreme Court – by Litigation Type (Cont. 1)

中華民國 112年 (2023)

單位：件
Unit: case

訴訟種類 Litigation type	合計 Total	撤回上訴 Appeals withdrawn	撤回第一審之訴 Withdrawal of lawsuits in first instance	駁回上訴 Repealed appeals					廢棄原判 Reason of recindment					和解 Conciliation	調解成立 Mediation Sustained	其他 Other	訴訟種類 Litigation type
				計 Subtotal	不合法 Improform		無理由 groundless		計 Subtotal	發回更審 Referred back to previous court for new trial		自為判決 Supreme Court itself renders a judgment					
					全部 All	部分 Part	全部 All	部分 Part		全部 All	部分 Part	全部 All	部分 Part				
合會 Pooled loan	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	合會 Pooled loan
人事保證 Employment guaranty	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	人事保證 Employment guaranty
利息等定期給付 Periodical payment of interest and the like	1	-	-	-	-	-	-	-	1.0	1	-	-	-	-	-	-	利息等定期給付 Periodical payment of interest and the like
所有權 Ownership	555	7	2	378.5	318	1.5	47	12.0	140.5	126	12.0	-	2.5	-	6	21	所有權 Ownership
土地 Land property	352	4	1	246.0	200	0.5	37	8.5	83.0	73	8.5	-	1.5	-	3	15	土地 Land property
房屋 Building property	97	1	-	66.5	58	1.0	5	2.5	22.5	19	3.0	-	0.5	-	3	4	房屋 Building property
分割共有物 Division of joint property	74	-	1	46.0	42	-	4	-	25.0	25	-	-	-	-	-	2	分割共有物 Division of joint property
不動產鑑界 Boundaries of immovables	8	-	-	6.5	6	-	-	0.5	1.5	1	-	-	0.5	-	-	-	不動產鑑界 Boundaries of immovables
其他 Other	24	2	-	13.5	12	-	1	0.5	8.5	8	0.5	-	-	-	-	-	其他 Other
地上權 Superficies	9	2	-	4.5	4	-	-	0.5	2.5	2	-	-	0.5	-	-	-	地上權 Superficies
地役權 Predialservitude	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	地役權 Predialservitude
抵押權 Mortgage	47	-	-	36.0	30	-	5	1.0	11.0	10	1.0	-	-	-	-	-	抵押權 Mortgage
土地 Land	39	-	-	33.0	28	-	5	-	6.0	6	-	-	-	-	-	-	土地 Land
房屋 Building	8	-	-	3.0	2	-	-	1.0	5.0	4	1.0	-	-	-	-	-	房屋 Building
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	其他 Other
質權 Pledge	2	-	-	1.0	1	-	-	-	1.0	1	-	-	-	-	-	-	質權 Pledge
占有 Possession	2	-	-	2.0	2	-	-	-	-	-	-	-	-	-	-	-	占有 Possession
其他 Other	80	2	-	47.5	39	0.5	7	1.0	30.5	28	1.5	1	-	-	-	-	其他 Other
親屬 Family	141	4	-	103.5	89	-	11	3.5	31.5	27	4.0	-	0.5	-	1	1	親屬 Family
監護 Guardianship	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	監護 Guardianship
婚姻 Marriage	120	4	-	84.5	76	-	5	3.5	29.5	25	4.0	-	0.5	-	1	1	婚姻 Marriage
離婚 Divorce	57	1	-	44.0	40	-	2	2.0	12.0	9	2.5	-	0.5	-	-	-	離婚 Divorce
離婚－其他 Divorce Other	9	-	-	8.0	7	-	1	-	1.0	1	-	-	-	-	-	-	離婚－其他 Divorce Other
婚約 Betrothal	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	婚約 Betrothal
履行同居 Fulfillment of cohabitation	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	履行同居 Fulfillment of cohabitation
其他 Other	54	3	-	32.5	29	-	2	1.5	16.5	15	1.5	-	-	-	1	1	其他 Other

5.最高法院民事上訴事件終結情形—按訴訟種類分(續二)

5. State of Civil Appeals Cases Terminated by Supreme Court – by Litigation Type (Cont. 2)

中 華 民 國 112年 (2023)

單位：件
Unit: case

訴訟種類 Litigation type	合計 Total	撤回上訴 Appeals withdrawn	撤回第一審之訴 Withdrawal of lawsuits in first instance	駁回上訴 Repealed appeals					廢棄原判 Reason of recindment						和解 Conciliation	調解成立 Mediation Sustained	其他 Other	訴訟種類 Litigation type
				計 Subtotal	不合法 Improform		無理由 groundless		計 Subtotal	發回更審 Referred back to previous court for new trial		自為判決 Supreme Court itself renders a judgment						
					全部 All	部分 Part	全部 All	部分 Part		全部 All	部分 Part	全部 All	部分 Part					
認領 Acknowledgment	2	-	-	2.0	2	-	-	-	-	-	-	-	-	-	-	-	-	認領 Acknowledgment
收養 Adoption	5	-	-	5.0	4	-	1	-	-	-	-	-	-	-	-	-	-	收養 Adoption
扶養 Maintenance	1	-	-	1.0	1	-	-	-	-	-	-	-	-	-	-	-	-	扶養 Maintenance
贍養費 Alimonies	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	贍養費 Alimonies
其他 Other	13	-	-	11.0	6	-	5	-	2.0	2	-	-	-	-	-	-	-	其他 Other
繼承 Succession	116	2	-	71.5	60	0.5	8	3.0	30.5	26	3.0	1	0.5	-	1	11		繼承 Succession
遺產 Estate	95	2	-	57.0	47	0.5	7	2.5	25.0	21	3.0	1	-	-	1	10		遺產 Estate
遺囑 Wills	17	-	-	11.5	10	-	1	0.5	4.5	4	-	-	0.5	-	-	1		遺囑 Wills
其他 Other	4	-	-	3.0	3	-	-	-	1.0	1	-	-	-	-	-	-		其他 Other
其他 Other	22	-	-	14.0	11	-	3	-	8.0	8	-	-	-	-	-	-		其他 Other
民事特別法計 Subtotal of Special Law	696	12	4	473.0	388	0.5	69	15.5	163.0	144	15.0	3	1.0	-	15	29		民事特別法計 Subtotal of Special Law
公司法 Company law	82	-	3	54.5	40	-	14	0.5	22.5	21	-	1	0.5	-	-	2		公司法 Company law
撤銷股東會決議 Withdrawal of shareholders meeting resolutions	8	-	-	7.0	4	-	3	-	1.0	1	-	-	-	-	-	-		撤銷股東會決議 Withdrawal of shareholders meeting resolutions
確認股東會決議無效 Invalidation of shareholders meeting resolutions	21	-	3	11.0	10	-	1	-	6.0	6	-	-	-	-	-	1		確認股東會決議無效 Invalidation of shareholders meeting resolutions
公司對董事或監察人訴訟 Company suing director or auditor	2	-	-	2.0	1	-	1	-	-	-	-	-	-	-	-	-		公司對董事或監察人訴訟 Company suing director or auditor
其他 Other	51	-	-	34.5	25	-	9	0.5	15.5	14	-	1	0.5	-	-	1		其他 Other
票據法 Law of negotiable instruments	68	-	-	43.5	37	-	6	0.5	19.5	19	-	-	0.5	-	-	5		票據法 Law of negotiable instruments
給付票款 Payment of negotiable instruments	19	-	-	12.5	11	-	1	0.5	6.5	6	-	-	0.5	-	-	-		給付票款 Payment of negotiable instruments
償還票據所受利益 Repayment of interest accrued on negotiable instruments	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		償還票據所受利益 Repayment of interest accrued on negotiable instruments
其他 Other	49	-	-	31.0	26	-	5	-	13.0	13	-	-	-	-	-	5		其他 Other
海商事件 Maritime matters	6	-	-	4.0	4	-	-	-	1.0	1	-	-	-	-	1	-		海商事件 Maritime matters
保險事件 Insurance matters	29	1	-	21.5	19	-	2	0.5	3.5	3	0.5	-	-	-	1	2		保險事件 Insurance matters
動產擔保交易 Personal property secured transactions	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-		動產擔保交易 Personal property secured transactions

5.最高法院民事上訴事件終結情形—按訴訟種類分(續完)

5. State of Civil Appeals Cases Terminated by Supreme Court – by Litigation Type (Cont. End)

中華民國 112年 (2023)

單位：件
Unit: case

訴訟種類 Litigation type	合計 Total	撤回上訴 Appeals withdrawn	撤回第一審之訴 Withdrawal of lawsuits in first instance	駁回上訴 Repealed appeals					廢棄原判 Reason of recindment					和解 Conciliation	調解成立 Mediation Sustained	其他 Other	訴訟種類 Litigation type
				計 Subtotal	不合法 Improform		無理由 groundless		計 Subtotal	發回更審 Referred back to previous court for new trial		自為判決 Supreme Court itself renders a judgment					
					全部 All	部分 Part	全部 All	部分 Part		全部 All	部分 Part	全部 All	部分 Part				
土地法 Land law	21	-	-	15.0	12	-	3	-	5.0	3	-	2	-	-	-	1	土地法 Land law
土地或房屋優先承買權 Priority to buy land or building properties	14	-	-	12.0	9	-	3	-	2.0	1	-	1	-	-	-	-	土地或房屋優先承買權 Priority to buy land or building properties
土地或房屋租用 Land or building leases	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	土地或房屋租用 Land or building leases
耕地租用 Farmland lease	1	-	-	1.0	1	-	-	-	-	-	-	-	-	-	-	-	耕地租用 Farmland lease
其他 Other	6	-	-	2.0	2	-	-	-	3.0	2	-	1	-	-	-	1	其他 Other
三七五租約 The 3/8th tenants lease act	20	-	-	12.5	11	-	-	1.5	7.5	6	1.5	-	-	-	-	-	三七五租約 The 3/8th tenants lease act
證券交易 Securities trading	1	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-	證券交易 Securities trading
國際貿易 International trade	4	-	-	3.0	3	-	-	-	-	-	-	-	-	-	-	1	國際貿易 International trade
國家賠償 State compensation	48	-	-	33.5	27	-	5	1.5	12.5	11	1.5	-	-	-	-	2	國家賠償 State compensation
執行事件訴訟 Execution litigation	105	4	-	71.5	55	-	15	1.5	23.5	22	1.5	-	-	-	1	5	執行事件訴訟 Execution litigation
撤銷仲裁判斷事件 Arbitral award annulment matters	7	-	-	6.0	4	-	2	-	1.0	1	-	-	-	-	-	-	撤銷仲裁判斷事件 Arbitral award annulment matters
選舉罷免訴訟 Election and recall litigation	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	選舉罷免訴訟 Election and recall litigation
勞動事件法 Labor Incident Act	198	5	-	144.0	126	0.5	13	4.5	35.0	30	5.0	-	-	-	7	7	勞動事件法 Labor Incident Act
確認僱傭關係(含併請求給付工資) Confirmation of the existence of employment relationship(along with wage payment claim)	93	1	-	72.5	67	-	5	0.5	12.5	12	0.5	-	-	-	2	5	確認僱傭關係(含併請求給付工資) Confirmation of the existence of employment relationship(along with wage payment claim)
請求給付工資 Wage payment claim	29	1	-	22.5	19	0.5	2	1.0	2.5	1	1.5	-	-	-	2	1	請求給付工資 Wage payment claim
請求給付退休金或資遣費 Retirement or severance payment claim	25	2	-	14.5	11	-	2	1.5	6.5	5	1.5	-	-	-	1	1	請求給付退休金或資遣費 Retirement or severance payment claim
請求給付獎金或分配紅利 Incentive or bonus payment claim	3	-	-	2.0	2	-	-	-	1.0	1	-	-	-	-	-	-	請求給付獎金或分配紅利 Incentive or bonus payment claim
請求給付職業災害補償或賠償 Compensation for occupational accidents claim	15	-	-	11.5	10	-	1	0.5	2.5	2	0.5	-	-	-	1	-	請求給付職業災害補償或賠償 Compensation for occupational accidents claim
請求給付其他損害賠償 Other damages claim	22	1	-	14.0	13	-	-	1.0	6.0	5	1.0	-	-	-	1	-	請求給付其他損害賠償 Other damages claim
其他 Other	11	-	-	7.0	4	-	3	-	4.0	4	-	-	-	-	-	-	其他 Other
著作權 Copyright	15	-	-	7.0	6	-	-	1.0	7.0	6	1.0	-	-	-	-	1	著作權 Copyright
專利權 Patent-right	31	-	1	23.5	20	-	2	1.5	6.5	5	1.5	-	-	-	-	-	專利權 Patent-right
商標專用權 Right of exclusive use of a trademark	7	-	-	3.5	2	-	1	0.5	2.5	2	0.5	-	-	-	1	-	商標專用權 Right of exclusive use of a trademark
其他 Other	54	2	-	30.0	22	-	6	2.0	16.0	14	2.0	-	-	-	3	3	其他 Other

6.最高法院民事上訴發回或發交更審事件次數及原因—按機關別分

6. Frequencies and Causes of Civil Appeals Cases Remanded or Assigned for New Trial by Supreme Court – by Organ

中華民國 112年 10 月至 12 月(Oct.-Dec. 2023)

單位：件；項次
Unit: case; items

機關別 Organ	裁判件數 Cases repealed	發回或發交更審原因 Grounds for remand or assignment for new trial												機關別 Organ
		合計 Total		判決不適用法規或適用不當 Judgment that does not apply or improperly applies a law or regulation	法院組織不合法 Illegal court organization	應迴避之法官參與裁判 Disqualified judge participates in adjudication	法院權限之有無辨別不當或違背專屬管轄 Improidentification of court jurisdiction or violation of exclusive jurisdiction	訴訟未經合法代理 Litigation not legally represented	違背言詞辯論公開之規定 Violation of the rule of open argument	判決不備理由或理由矛盾 Where the judgment does not provide reasons or provides contradictory reasons	已受請求事項未為判決 No judgment on a claimed matter	未受請求事項而為判決 Judgment on an unclaimed matter	未行使闡明權 Right of elucidation not exercised	當事人不適格 Incompetence of a party	
		全部 All	部分 Part												
合計 Total	**737**	**171**	**41**	**167**	**1**	**-**	**-**	**-**	**-**	**83**	**1**	**5**	**7**	**1**	**合計 Total**
臺灣高等法院 Taiwan High Court	419	100	24	95	1	-	-	-	-	48	-	3	6	1	臺灣高等法院 Taiwan High Court
臺灣高等法院臺中分院 Taiwan High Court, Taichung branch	136	36	8	34	-	-	-	-	-	17	1	2	-	-	臺灣高等法院臺中分院 Taiwan High Court, Taichung branch
臺灣高等法院臺南分院 Taiwan High Court, Tainan branch	72	12	5	14	-	-	-	-	-	7	-	-	1	-	臺灣高等法院臺南分院 Taiwan High Court, Tainan branch
臺灣高等法院高雄分院 Taiwan High Court, Kaohsiung branch	67	12	1	11	-	-	-	-	-	6	-	-	-	-	臺灣高等法院高雄分院 Taiwan High Court, Kaohsiung branch
臺灣高等法院花蓮分院 Taiwan High Court, Hualien branch	16	5	2	7	-	-	-	-	-	1	-	-	-	-	臺灣高等法院花蓮分院 Taiwan High Court, Hualien branch
福建高等法院金門分院 Fujian High Court, Kinmen branch	5	1	-	1	-	-	-	-	-	1	-	-	-	-	福建高等法院金門分院 Fujian High Court, Kinmen branch
智慧財產及商業法院 Intellectual Property and Commercial Court	9	3	1	3	-	-	-	-	-	3	-	-	-	-	智慧財產及商業法院 Intellectual Property and Commercial Court
臺灣臺北地方法院 Taiwan Taipei District Court	5	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣臺北地方法院 Taiwan Taipei District Court
臺灣士林地方法院 Taiwan Shilin District Court	1	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣士林地方法院 Taiwan Shilin District Court
臺灣新北地方法院 Taiwan New Taipei District Court	3	1	-	1	-	-	-	-	-	-	-	-	-	-	臺灣新北地方法院 Taiwan New Taipei District Court
臺灣桃園地方法院 Taiwan Taoyuan District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣桃園地方法院 Taiwan Taoyuan District Court
臺灣新竹地方法院 Taiwan Hsinchu District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣新竹地方法院 Taiwan Hsinchu District Court
臺灣苗栗地方法院 Taiwan Miaoli District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣苗栗地方法院 Taiwan Miaoli District Court
臺灣臺中地方法院 Taiwan Taichung District Court	2	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣臺中地方法院 Taiwan Taichung District Court
臺灣南投地方法院 Taiwan Nantou District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣南投地方法院 Taiwan Nantou District Court
臺灣彰化地方法院 Taiwan Changhua District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣彰化地方法院 Taiwan Changhua District Court
臺灣雲林地方法院 Taiwan Yunlin District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣雲林地方法院 Taiwan Yunlin District Court
臺灣嘉義地方法院 Taiwan Chiayi District Court	1	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣嘉義地方法院 Taiwan Chiayi District Court
臺灣臺南地方法院 Taiwan Tainan District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣臺南地方法院 Taiwan Tainan District Court
臺灣高雄地方法院 Taiwan Kaohsiung District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣高雄地方法院 Taiwan Kaohsiung District Court
臺灣橋頭地方法院 Taiwan Ciaotou District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣橋頭地方法院 Taiwan Ciaotou District Court
臺灣高雄少家法院 Taiwan Kaohsiung Juvenile and Family Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣高雄少家法院 Taiwan Kaohsiung Juvenile and Family Court
臺灣屏東地方法院 Taiwan Pintung District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣屏東地方法院 Taiwan Pintung District Court
臺灣臺東地方法院 Taiwan Taitung District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣臺東地方法院 Taiwan Taitung District Court
臺灣花蓮地方法院 Taiwan Hualien District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣花蓮地方法院 Taiwan Hualien District Court
臺灣宜蘭地方法院 Taiwan Ilan District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣宜蘭地方法院 Taiwan Ilan District Court
臺灣基隆地方法院 Taiwan Keelung District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣基隆地方法院 Taiwan Keelung District Court
臺灣澎湖地方法院 Taiwan Penghu District Court	1	1	-	1	-	-	-	-	-	-	-	-	-	-	臺灣澎湖地方法院 Taiwan Penghu District Court
福建金門地方法院 Fujian Kinmen District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	福建金門地方法院 Fujian Kinmen District Court
福建連江地方法院 Fujian LienchiangDistrict Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	福建連江地方法院 Fujian LienchiangDistrict Court

6.最高法院民事上訴發回或發交更審事件次數及原因—按機關別分(續)

6. Frequencies and Causes of Civil Appeals Cases Remanded or Assigned for New Trial by Supreme Court – by Organ (Cont.)

中華民國 112年 10月至 12月(Oct.-Dec. 2023)

單位：件；項次
Unit: case; items

機關別 Organ	發回或發交更審原因 Grounds for remand or assignment for new trial					發回或發交更審次數 Frequency of cases remanded or assigned for new trial									機關別 Organ
	未予當事人完全辯論之機會 Chance of complete argument not given to parties	未經參與辯論法官參與判決 Judge not participating in argument participates in judgment	未到場當事人未經合法通知而為判決 Judgment made in the absence of a party not legally summoned	訴訟程序違背法令顯然影響判決 Where the litigation procedure is in contravention of the laws and regulations and evidently influences the judgment	其他 Other	合計 Total	第一次 First time	第二次 Second time	第三次 Third time	第四次 Forth time	第五次 Fifth time	第六次 Sixth time	第七次 Seventh time	第八次以上 Eighth or more than eighth time	
合計 Total	**1**	**1**	**1**	**3**	**4**	**212**	**153**	**48**	**6**	**3**	**-**	**1**	**-**	**1**	**合計 Total**
臺灣高等法院 Taiwan High Court	1	-	-	1	1	124	89	29	3	2	-	-	-	1	臺灣高等法院 Taiwan High Court
臺灣高等法院臺中分院 Taiwan High Court, Taichung branch	-	-	-	1	3	44	33	9	1	-	-	1	-	-	臺灣高等法院臺中分院 Taiwan High Court, Taichung branch
臺灣高等法院臺南分院 Taiwan High Court, Tainan branch	-	1	-	-	-	17	12	4	-	1	-	-	-	-	臺灣高等法院臺南分院 Taiwan High Court, Tainan branch
臺灣高等法院高雄分院 Taiwan High Court, Kaohsiung branch	-	-	-	-	-	13	10	2	1	-	-	-	-	-	臺灣高等法院高雄分院 Taiwan High Court, Kaohsiung branch
臺灣高等法院花蓮分院 Taiwan High Court, Hualien branch	-	-	-	1	-	7	5	2	-	-	-	-	-	-	臺灣高等法院花蓮分院 Taiwan High Court, Hualien branch
福建高等法院金門分院 Fujian High Court, Kinmen branch	-	-	-	-	-	1	1	-	-	-	-	-	-	-	福建高等法院金門分院 Fujian High Court, Kinmen branch
智慧財產及商業法院 Intellectual Property and Commercial Court	-	-	1	-	-	4	2	2	-	-	-	-	-	-	智慧財產及商業法院 Intellectual Property and Commercial Court
臺灣臺北地方法院 Taiwan Taipei District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣臺北地方法院 Taiwan Taipei District Court
臺灣士林地方法院 Taiwan Shilin District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣士林地方法院 Taiwan Shilin District Court
臺灣新北地方法院 Taiwan New Taipei District Court	-	-	-	-	-	1	1	-	-	-	-	-	-	-	臺灣新北地方法院 Taiwan New Taipei District Court
臺灣桃園地方法院 Taiwan Taoyuan District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣桃園地方法院 Taiwan Taoyuan District Court
臺灣新竹地方法院 Taiwan Hsinchu District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣新竹地方法院 Taiwan Hsinchu District Court
臺灣苗栗地方法院 Taiwan Miaoli District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣苗栗地方法院 Taiwan Miaoli District Court
臺灣臺中地方法院 Taiwan Taichung District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣臺中地方法院 Taiwan Taichung District Court
臺灣南投地方法院 Taiwan Nantou District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣南投地方法院 Taiwan Nantou District Court
臺灣彰化地方法院 Taiwan Changhua District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣彰化地方法院 Taiwan Changhua District Court
臺灣雲林地方法院 Taiwan Yunlin District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣雲林地方法院 Taiwan Yunlin District Court
臺灣嘉義地方法院 Taiwan Chiayi District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣嘉義地方法院 Taiwan Chiayi District Court
臺灣臺南地方法院 Taiwan Tainan District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣臺南地方法院 Taiwan Tainan District Court
臺灣高雄地方法院 Taiwan Kaohsiung District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣高雄地方法院 Taiwan Kaohsiung District Court
臺灣橋頭地方法院 Taiwan Ciaotou District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣橋頭地方法院 Taiwan Ciaotou District Court
臺灣高雄少家法院 Taiwan Kaohsiung Juvenile and Family Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣高雄少家法院 Taiwan Kaohsiung Juvenile and Family Court
臺灣屏東地方法院 Taiwan Pintung District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣屏東地方法院 Taiwan Pintung District Court
臺灣臺東地方法院 Taiwan Taitung District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣臺東地方法院 Taiwan Taitung District Court
臺灣花蓮地方法院 Taiwan Hualien District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣花蓮地方法院 Taiwan Hualien District Court
臺灣宜蘭地方法院 Taiwan Ilan District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣宜蘭地方法院 Taiwan Ilan District Court
臺灣基隆地方法院 Taiwan Keelung District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	臺灣基隆地方法院 Taiwan Keelung District Court
臺灣澎湖地方法院 Taiwan Penghu District Court	-	-	-	-	-	1	-	-	1	-	-	-	-	-	臺灣澎湖地方法院 Taiwan Penghu District Court
福建金門地方法院 Fujian Kinmen District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	福建金門地方法院 Fujian Kinmen District Court
福建連江地方法院 Fujian Lienchiang District Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	福建連江地方法院 Fujian Lienchiang District Court

7.最高法院刑事案件收結情形—按年別分

7. State of Filings and Dispositions of Criminal Cases in Supreme Court – by Year

單位：件；日 (Unit: case; day)

年別 Year	受理件數 Cases lodged			終結件數 Cases closed					未結件數 Pending cases	終結案件中平均一件所需日數 Average number of days to close a case		平均每法官每月辦結件數 Average number of cases closed by each justice per month
	合計 Total	舊受 Previously lodged	新收 Newly lodged	計 Total	判決 Judg-ment	裁定 Rulings	撤回 With-drawn	其他 Other		收案至結案 From first lodge in to final closing	分案至結案 From case dispatch to case closing	
民國 103 年 2014	7 093	825	6 268	6 229	5 082	1 090	31	26	864	55.95	28.63	13.80
民國 104 年 2015	6 689	864	5 825	5 577	4 342	1 178	32	25	1 112	63.10	30.75	13.60
民國 105 年 2016	6 640	1 112	5 528	4 975	3 743	1 176	35	21	1 665	88.16	30.96	13.37
民國 106 年 2017	7 504	1 665	5 839	5 431	4 149	1 204	53	25	2 073	118.52	29.16	14.21
民國 107 年 2018	8 657	2 073	6 584	6 688	5 099	1 497	57	35	1 969	121.45	28.08	16.77
民國 108 年 2019	9 678	1 969	7 709	6 637	4 588	1 938	81	30	3 041	110.73	29.93	16.90
民國 109 年 2020	11 646	3 041	8 605	8 800	6 265	2 425	87	23	2 846	131.49	28.62	20.64
民國 110 年 2021	10 213	2 846	7 367	8 737	6 269	2 389	60	19	1 476	111.54	47.56	19.83
民國 111 年 2022	8 924	1 476	7 448	7 621	5 610	1 962	35	14	1 303	62.97	33.00	17.86
民國 112 年 2023	9 061	1 303	7 758	7 841	5 660	2 146	30	5	1 220	59.44	35.64	19.80

8.最高法院刑事案件終結件數—按訴訟程序及年別分

8. Criminal Cases Terminated by Supreme Court – by Proceeding and Year

單位：件 (Unit: case)

年別 Year	合計 Total	上訴 Appeals that may be taken to the court of third instance	非常上訴 Extraordinary appeals	附帶民事訴訟 Supplement civil action	抗告 Appeals against rulings	聲請 Petitions	其他 Other
民國 103 年 2014	6 229	4 633	449	33	920	167	27
民國 104 年 2015	5 577	4 034	294	48	982	196	23
民國 105 年 2016	4 975	3 519	243	19	1 055	121	18
民國 106 年 2017	5 431	3 937	258	15	1 078	121	22
民國 107 年 2018	6 688	4 879	269	20	1 371	143	6
民國 108 年 2019	6 637	4 424	236	22	1 734	217	4
民國 109 年 2020	8 800	6 134	201	19	2 143	300	3
民國 110 年 2021	8 737	6 064	247	25	2 090	298	13
民國 111 年 2022	7 621	5 467	160	18	1 724	241	11
民國 112 年 2023	7 841	5 528	143	19	1 908	236	7

9.最高法院刑事上訴案件終結情形—按年別分

9. State of Criminal Appeals Cases Terminated by Supreme Court – by Year

單位：件；% (Unit: case;%)

年別 Year	合計 Total	駁回上訴 Appeals dismissed		發回更審 Referred back to previous court for new trial		自為判決 The Supreme Court itself renders a judgment		撤回 Withdrawn	其他 Other	發回件數占裁判件數百分比 Percentage of remanded cases among total adjudicated cases
		全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part			
民國 103 年 2014	4 633	4 039	85.5	375	70.5	23	14.0	26	-	9.67
民國 104 年 2015	4 034	3 503	99.5	302	81.0	10	8.5	27	3	9.57
民國 105 年 2016	3 519	3 063	81.5	251	69.0	12	5.5	33	4	9.19
民國 106 年 2017	3 937	3 423	81.5	279	69.0	14	11.5	52	7	8.97
民國 107 年 2018	4 879	4 285	80.5	344	68.5	18	18.0	52	13	8.57
民國 108 年 2019	4 424	3 776	85.5	366	75.0	20	10.5	77	14	10.18
民國 109 年 2020	6 134	4 935	192.5	687	181.0	35	16.5	80	7	14.35
民國 110 年 2021	6 064	4 926	182.5	557	132.5	142	59.0	49	16	11.49
民國 111 年 2022	5 467	4 801	117.5	378	89.0	14	32.5	26	9	8.60
民國 112 年 2023	5 528	4 985	77.5	346	69.5	11	10.0	25	4	7.56

10.最高法院刑事上訴案件終結情形─按罪名別分

10. State of Criminal Appeals Cases Terminated by Supreme Court – by Crime Type

中華民國 112 年 (2023)　　單位：件 (Unit: case)

罪名別 Crime type	合計 Total	駁回上訴 Appeals dismissed				撤銷原判 Revocation of previous judgment				撤回 With-drawn	其他 Other
		不合法 Improform		無理由 Groundless		發回更審 Referred back to previous court for new trial		自為判決 Supreme Court itself renders a judgment			
		全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part		
合計 Total	**5 528**	**4 978**	**76.5**	**7**	**1.0**	**346**	**69.5**	**11**	**10.0**	**25**	**4**
普通刑法計 Subtotal of general criminal law	2 656	2 390	23.5	7	0.5	193	20.5	6	3.5	10	2
內亂罪 Offenses against the internal security of the state	-	-	-	-	-	-	-	-	-	-	-
外患罪 Offenses against the external security of the state	7	3	-	-	-	4	-	-	-	-	-
妨害國交罪 Offenses of interference with relations with other states	-	-	-	-	-	-	-	-	-	-	-
瀆職罪 Offenses of malfeasance in office	4	4	-	-	-	-	-	-	-	-	-
妨害公務罪 Offenses of interference with public functions	12	11	-	-	-	1	-	-	-	-	-
妨害投票罪 Offenses of interference with voting	1	-	-	-	-	1	-	-	-	-	-
妨害秩序罪 Offenses of interference with public order	62	60	-	-	-	2	-	-	-	-	-
脫逃罪 Offenses of escape	1	1	-	-	-	-	-	-	-	-	-
藏匿人犯及湮滅證據罪 Offenses of concealment of offenders and destruction of evidence	1	1	-	-	-	-	-	-	-	-	-
偽證罪 Offenses of perjury	5	4	-	-	-	1	-	-	-	-	-
誣告罪 Offenses of malicious accusation	47	39	-	-	-	8	-	-	-	-	-
公共危險罪 Offenses against public safety	98	93	0.5	-	-	3	0.5	1	-	-	-
放火 Arson	15	15	-	-	-	-	-	-	-	-	-
燒燬建築物及住宅 Destruction by fire of building and residence	10	10	-	-	-	-	-	-	-	-	-
燒燬其他物件 Destruction by fire of other objects	5	5	-	-	-	-	-	-	-	-	-
失火 Negligent fire	1	1	-	-	-	-	-	-	-	-	-
燒燬建築物及住宅 Destruction by fire of building and residence	1	1	-	-	-	-	-	-	-	-	-
燒燬其他物件 Destruction by fire of other objects	-	-	-	-	-	-	-	-	-	-	-
違背建築術成規 Violation of building practice	-	-	-	-	-	-	-	-	-	-	-
妨害衛生 Obstruction to sanitation	-	-	-	-	-	-	-	-	-	-	-
漏逸氣體 Gas leak	-	-	-	-	-	-	-	-	-	-	-
妨害交通安全 Obstruction to traffic safety	82	77	0.5	-	-	3	0.5	1	-	-	-
強暴脅迫危害交通安全 Obstruction by violence or threat of traffic safety	-	-	-	-	-	-	-	-	-	-	-
不能安全駕駛 Inability to drive safely	30	27	0.5	-	-	1	0.5	1	-	-	-
肇事致人死傷逃逸 Hit and run	44	42	-	-	-	2	-	-	-	-	-
其他 Other	8	8	-	-	-	-	-	-	-	-	-
危險物 Hazard materials	-	-	-	-	-	-	-	-	-	-	-
爆裂物 Explosives	-	-	-	-	-	-	-	-	-	-	-
核能放射線 Nuclear radiation	-	-	-	-	-	-	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-

10.最高法院刑事上訴案件終結情形─按罪名別分(續一)

10. State of Criminal Appeals Cases Terminated by Supreme Court – by Crime Type (Cont. 1)

中華民國 112 年 (2023)　　單位：件 (Unit: case)

罪名別 Crime type	合計 Total	駁回上訴 Appeals dismissed				撤銷原判 Revocation of previous judgment				撤回 With-drawn	其他 Other
		不合法 Improform		無理由 Groundless		發回更審 Referred back to previous court for new trial		自為判決 Supreme Court itself renders a judgment			
		全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part		
偽造貨幣罪 Offenses of counterfeiting currency	1	1	-	-	-	-	-	-	-	-	-
偽造有價證券罪 Offenses of counterfeiting valuable securities	100	88	1.0	-	-	8	1.0	2	-	-	-
偽造度量衡罪 Offenses of falsifying weights and measures	-	-	-	-	-	-	-	-	-	-	-
偽造文書印文罪 Offenses of forging instruments or seals	184	162	1.5	-	-	16	1.5	1	-	2	-
偽造變造私文書 Forgery or alteration of private documents	160	141	1.5	-	-	14	1.5	-	-	2	-
偽造變造公文書 Forgery or alteration of public documents	15	14	-	-	-	1	-	-	-	-	-
偽造變造特種文書 Forgery or alteration of special documents	-	-	-	-	-	-	-	-	-	-	-
公文書不實登載 False entry in public documents	7	5	-	-	-	1	-	1	-	-	-
使公務員登載不實 Causing a functionary to make false entries in public documents	1	1	-	-	-	-	-	-	-	-	-
業務上文書登載不實 False entry in occupational documents	1	1	-	-	-	-	-	-	-	-	-
偽造盜用印文或署押 Forgery or unauthorized use of impression of a seal or signature	-	-	-	-	-	-	-	-	-	-	-
偽造盜用公印或印文 Forgery or unauthorized use of a public seal or impression of a seal	-	-	-	-	-	-	-	-	-	-	-
妨害性自主罪 Offenses against sexual autonomy	350	307	2.5	1	-	35	2.5	1	-	1	-
強制性交猥褻 Forced sexual intercourse or obscene act	343	302	2.0	1	-	34	2.0	1	-	1	-
強制性交猥褻之殺人或重傷害 Manslaughter or serious bodily harm from forced sexual intercourse or obscene act	1	-	0.5	-	-	-	0.5	-	-	-	-
其他 Other	6	5	-	-	-	1	-	-	-	-	-
妨害風化罪 Offenses against sexual morality	12	12	-	-	-	-	-	-	-	-	-
強姦 Rape	-	-	-	-	-	-	-	-	-	-	-
強姦殺人 Rape homicide	-	-	-	-	-	-	-	-	-	-	-
意圖營利性交猥褻 Sexual intercourse or obscene act for the purpose of gain	12	12	-	-	-	-	-	-	-	-	-
製造散布持有陳列猥褻文字圖畫物品 Production, distribution, possession or display of pornographic text, book or article	-	-	-	-	-	-	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-
妨害婚姻及家庭罪 Offenses against marriage and family	2	2	-	-	-	-	-	-	-	-	-

10.最高法院刑事上訴案件終結情形—按罪名別分(續二)

10. State of Criminal Appeals Cases Terminated by Supreme Court – by Crime Type (Cont. 2)

中華民國 112 年 (2023)　　單位：件 (Unit: case)

罪名別 Crime type	合計 Total	駁回上訴 Appeals dismissed				撤銷原判 Revocation of previous judgment				撤回 With-drawn	其他 Other
		不合法 Improform		無理由 Groundless		發回更審 Referred back to previous court for new trial		自為判決 Supreme Court itself renders a judgment			
		全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part		
褻瀆祀典及侵害墳墓屍體罪 Offenses against religion, graves, and corpses	1	-	0.5	-	-	-	0.5	-	-	-	-
妨害農工商罪 Offenses against agriculture, industry & commerce	-	-	-	-	-	-	-	-	-	-	-
賭博罪 Offenses of gambling	2	2	-	-	-	-	-	-	-	-	-
單純賭博 Simple gambling	-	-	-	-	-	-	-	-	-	-	-
供給賭博場所等賭博 Gamble of providing gambling places and the like	2	2	-	-	-	-	-	-	-	-	-
殺人罪 Offenses of homicide	209	175	3.5	3	0.5	22	3.5	-	0.5	1	-
殺人 Homicide	125	104	3.0	-	0.5	13	3.0	-	0.5	1	-
既遂 Consummation	61	46	2.5	-	0.5	9	2.5	-	0.5	-	-
普通殺人 General homicide	56	43	2.5	-	0.5	7	2.5	-	0.5	-	-
殺害直系尊親屬 Homicide of lineal ascendants by blood	5	3	-	-	-	2	-	-	-	-	-
未遂 Attempt	64	58	0.5	-	-	4	0.5	-	-	1	-
普通殺人 General homicide	63	58	0.5	-	-	3	0.5	-	-	1	-
殺害直系尊親屬 Homicide of lineal ascendants by blood	1	-	-	-	-	1	-	-	-	-	-
過失致死 Manslaughter	84	71	0.5	3	-	9	0.5	-	-	-	-
醫療過失致人於死 Negligent killing by a physician	1	1	-	-	-	-	-	-	-	-	-
交通過失致人於死 Negligent killing by a driver	70	62	-	2	-	6	-	-	-	-	-
其他過失致人於死 Other negligent killing	13	8	0.5	1	-	3	0.5	-	-	-	-

10.最高法院刑事上訴案件終結情形─按罪名別分(續三)

10. State of Criminal Appeals Cases Terminated by Supreme Court – by Crime Type (Cont 3.)

中華民國 112 年 (2023)　　單位：件 (Unit: case)

罪名別 Crime type	合計 Total	駁回上訴 Appeals dismissed				撤銷原判 Revocation of previous judgment				撤回 With-drawn	其他 Other
		不合法 Improform		無理由 Groundless		發回更審 Referred back to previous court for new trial		自為判決 Supreme Court itself renders a judgment			
		全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part		
傷害罪 Offenses of causing bodily harm	355	323	1.0	2	-	25	1.0	-	-	1	2
傷害直系尊親屬 Bodily harm of lineal ascendants by blood	5	5	-	-	-	-	-	-	-	-	-
重傷害 Serious bodily harm	18	15	-	-	-	3	-	-	-	-	-
傷害致死 Bodily harm resulting in death	43	38	1.0	-	-	3	1.0	-	-	-	-
醫療過失傷害 Negligent bodily harm by a physician	-	-	-	-	-	-	-	-	-	-	-
交通過失傷害 Negligent bodily harm by a driver	17	11	-	-	-	6	-	-	-	-	-
其他過失傷害 Other negligent bodily harm	6	3	-	1	-	2	-	-	-	-	-
其他 Other	266	251	-	1	-	11	-	-	-	1	2
墮胎罪 Offenses of abortion	-	-	-	-	-	-	-	-	-	-	-
遺棄罪 Offenses of abandonment	1	1	-	-	-	-	-	-	-	-	-
妨害自由罪 Offenses against personal liberty	51	45	0.5	-	-	5	0.5	-	-	-	-
使人為奴隸及買賣質押人口 Enslavement of, trade in, and pawning of, persons	1	1	-	-	-	-	-	-	-	-	-
詐術使人出國 Fraudulently causing a person to leave the territory	-	-	-	-	-	-	-	-	-	-	-
略誘罪 Abduction	-	-	-	-	-	-	-	-	-	-	-
剝奪行動自由 Deprivation of freedom of movement	36	32	0.5	-	-	3	0.5	-	-	-	-
強制罪 Coercion offense	9	8	-	-	-	1	-	-	-	-	-
恐嚇危害安全 Obstruction of safety by threat	4	4	-	-	-	-	-	-	-	-	-
侵入或滯留 Trespassing on, or lingering in, a property	-	-	-	-	-	-	-	-	-	-	-
違法搜索 Illegal search	1	-	-	-	-	1	-	-	-	-	-

10.最高法院刑事上訴案件終結情形—按罪名別分(續四)

10. State of Criminal Appeals Cases Terminated by Supreme Court – by Crime Type (Cont. 4)

中華民國 112 年 (2023)　　單位：件 (Unit: case)

罪名別 Crime type	合計 Total	駁回上訴 Appeals dismissed				撤銷原判 Revocation of previous judgment				撤回 With-drawn	其他 Other
		不合法 Improform		無理由 Groundless		發回更審 Referred back to previous court for new trial		自為判決 Supreme Court itself renders a judgment			
		全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part		
妨害名譽及信用罪 Offenses against personal reputation & credits	8	5	-	-	-	3	-	-	-	-	-
妨害秘密罪 Offenses relating to protection of secrets	2	1	-	-	-	1	-	-	-	-	-
竊盜罪 Offenses of larceny	19	19	-	-	-	-	-	-	-	-	-
普通竊盜竊占 Common theft and theft of movables or immovables	8	8	-	-	-	-	-	-	-	-	-
加重竊盜 Severe theft	11	11	-	-	-	-	-	-	-	-	-
常業竊盜 Occupational theft	-	-	-	-	-	-	-	-	-	-	-
強盜罪 Offenses of robbery	97	83	2.0	-	-	8	1.5	-	0.5	2	-
搶奪及海盜罪 Offenses of snatch of property and piracy	8	7	-	-	-	-	-	1	-	-	-
侵占罪 Offenses of misappropriation	16	14	-	-	-	2	-	-	-	-	-
普通侵占 Common embezzlement	1	1	-	-	-	-	-	-	-	-	-
公務公益侵占 Official embezzlement	-	-	-	-	-	-	-	-	-	-	-
業務侵占 Occupational embezzlement	13	11	-	-	-	2	-	-	-	-	-
侵占遺失物 Embezzlement of lost articles	2	2	-	-	-	-	-	-	-	-	-
詐欺罪 Offenses of fraud	951	881	10.0	1	-	46	7.5	-	2.5	3	-
一般詐欺 Common fraud	951	881	10.0	1	-	46	7.5	-	2.5	3	-
常業詐欺 Occupational fraud	-	-	-	-	-	-	-	-	-	-	-
背信罪 Offenses of breach of trust	5	5	-	-	-	-	-	-	-	-	-
重利罪 Offenses of usury	3	3	-	-	-	-	-	-	-	-	-
恐嚇取財罪 Offenses of obtaining property by threats	19	17	0.5	-	-	1	0.5	-	-	-	-
擄人勒贖罪 Offenses of kidnapping for ransom	4	4	-	-	-	-	-	-	-	-	-
贓物罪 Offenses relating to illegally obtained property	-	-	-	-	-	-	-	-	-	-	-
毀棄損壞罪 Offenses of destruction, abandonment, and damage of property	10	10	-	-	-	-	-	-	-	-	-
妨害電腦使用罪 Offenses of impairment to use of computers	8	7	-	-	-	1	-	-	-	-	-

10.最高法院刑事上訴案件終結情形—按罪名別分(續五)

10. State of Criminal Appeals Cases Terminated by Supreme Court – by Crime Type (Cont. 5)

中華民國 112 年 (2023)　　單位：件 (Unit: case)

罪名別 Crime type	合計 Total	駁回上訴 Appeals dismissed				撤銷原判 Revocation of previous judgment				撤回 With-drawn	其他 Other
		不合法 Improform		無理由 Groundless		發回更審 Referred back to previous court for new trial		自為判決 Supreme Court itself renders a judgment			
		全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part		
特別刑事法計 Subtotal of special criminal law	2 824	2 557	45.5	-	0.5	151	42.0	5	6.0	15	2
貪污治罪條例 Punishment of corruption act	68	48	4.0	-	-	12	3.0	-	1.0	-	-
懲治盜匪條例 Punishment of thieves and bandits act	-	-	-	-	-	-	-	-	-	-	-
妨害兵役治罪條例 Punishment of offenses against military service act	-	-	-	-	-	-	-	-	-	-	-
違反電信法 Violation of the telecommunications act	-	-	-	-	-	-	-	-	-	-	-
違反糧食管理法 Violation of the grain control law	-	-	-	-	-	-	-	-	-	-	-
違反國家總動員法 Violation of the national general mobilization law	-	-	-	-	-	-	-	-	-	-	-
懲治走私條例 Punishment of smuggling act	4	3	-	-	-	1	-	-	-	-	-
違反森林法 Violation of the forestry law	27	23	1.5	-	-	1	0.5	-	1.0	-	-
違反漁業法 Violation of the fishery law	1	1	-	-	-	-	-	-	-	-	-
違反毒品危害防制條例 Violation of the narcotics endangerment prevention act	1 571	1 456	20.0	-	0.5	63	19.5	3	1.0	7	1
製造運輸販賣 Manufacture, transport, or sale	1 473	1 368	19.0	-	0.5	58	19.0	3	0.5	5	-
施用 Use	30	29	-	-	-	1	-	-	-	-	-
其他 Other	68	59	1.0	-	-	4	0.5	-	0.5	2	1
陸海空軍刑法 Criminal law of the armed forces	1	-	-	-	-	-	-	-	-	1	-
違反水利法 Violation of the irrigation management law	-	-	-	-	-	-	-	-	-	-	-
違反電業法 Violation of the electricity management law	1	1	-	-	-	-	-	-	-	-	-
違反海商法 Violation of the maritime commercial law	-	-	-	-	-	-	-	-	-	-	-
違反就業服務法 Violation of the employment services law	-	-	-	-	-	-	-	-	-	-	-
違反能源管理法 Violation of the energy management law	-	-	-	-	-	-	-	-	-	-	-
違反動產擔保交易法 Violation of the personal property secured transactions act	-	-	-	-	-	-	-	-	-	-	-
違反商業登記法 Violation of the commercial registration law	-	-	-	-	-	-	-	-	-	-	-
違反勞動基準法 Violation of the labor standards law	-	-	-	-	-	-	-	-	-	-	-
違反職業安全衛生法 Violation of the labor safety and health law	-	-	-	-	-	-	-	-	-	-	-

10.最高法院刑事上訴案件終結情形—按罪名別分(續六)

10. State of Criminal Appeals Cases Terminated by Supreme Court – by Crime Type (Cont. 6)

中華民國 112 年 (2023)　　單位：件 (Unit: case)

罪名別 Crime type	合計 Total	駁回上訴 Appeals dismissed				撤銷原判 Revocation of previous judgment				撤回 With-drawn	其他 Other
		不合法 Improform		無理由 Groundless		發回更審 Referred back to previous court for new trial		自為判決 Supreme Court itself renders a judgment			
		全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part		
違反各種稅法 Violation of various taxation laws	1	1	-	-	-	-	-	-	-	-	-
違反菸酒管理法 Violation of the tobacco and alcohol management law	-	-	-	-	-	-	-	-	-	-	-
妨害國幣懲治條例 Violation of the punishment for impairment of state currency act	-	-	-	-	-	-	-	-	-	-	-
違反醫師法 Violation of the physicians law	12	10	-	-	-	-	-	1	-	1	-
違反藥事法 Violation of the pharmaceutical affairs act	28	25	1.0	-	-	1	1.0	-	-	-	-
偽藥 Counterfeit medicine	28	25	1.0	-	-	1	1.0	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-
違反麻醉藥品管理條例 Violation of the anaesthetics control act	-	-	-	-	-	-	-	-	-	-	-
違反著作權法 Violation of the copyright law	4	3	-	-	-	1	-	-	-	-	-
違法重製罪 Offence of unlawful reproduction	4	3	-	-	-	1	-	-	-	-	-
移轉所有權或公開陳列特有侵害著作權 Infringement of copyright by means of transfer of ownership, public display or possession	-	-	-	-	-	-	-	-	-	-	-
公開上映或改作出租侵害著作財產權 Infringement of copyright by means of public presentation, adaptation, or renting	-	-	-	-	-	-	-	-	-	-	-
侵害著作權或違法將重製物銷售國外 Infringement of copyright or unlawful sale of reproduced articles abroad	-	-	-	-	-	-	-	-	-	-	-
侵害著作權犯罪之常業犯 Offense of occupational infringement of copyright	-	-	-	-	-	-	-	-	-	-	-
違法重製銷售受保護之外國著作翻譯 Unlawful reproduction or sale of foreign works or translations under protection	-	-	-	-	-	-	-	-	-	-	-
違法利用他人著作罪 Offense of unlawful use of another person's work of authorship	-	-	-	-	-	-	-	-	-	-	-
虛偽記載登記罪 Offense of false entry or registration	-	-	-	-	-	-	-	-	-	-	-
其他 Other	-	-	-	-	-	-	-	-	-	-	-
違反建築法 Violation of the building law	-	-	-	-	-	-	-	-	-	-	-
違反公平交易法 Violation of the fair trade act	1	-	-	-	-	-	0.5	-	0.5	-	-
違反山坡地保育利用條例 Violation of the mountain slopes conservation and utilization law	-	-	-	-	-	-	-	-	-	-	-
違反野生動物保育法 Violation of the wildlife conservation law	-	-	-	-	-	-	-	-	-	-	-
違反水污染防治法 Violation of the water pollution control law	2	1	0.5	-	-	-	0.5	-	-	-	-
違反兩岸關係條例 Violation of the cross-strait relations act	5	5	-	-	-	-	-	-	-	-	-

10.最高法院刑事上訴案件終結情形─按罪名別分(續完)

10. State of Criminal Appeals Cases Terminated by Supreme Court – by Crime Type (Cont. End)

中華民國 112 年 (2023)　　單位：件 (Unit: case)

罪名別 Crime type	合計 Total	駁回上訴 Appeals dismissed				撤銷原判 Revocation of previous judgment				撤回 Withdrawn	其他 Other
		不合法 Improform		無理由 Groundless		發回更審 Referred back to previous court for new trial		自為判決 Supreme Court itself renders a judgment			
		全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part	全部 All	部分 Part		
違反公司法 Violation of the company law	5	4	0.5	-	-	-	0.5	-	-	-	-
違反食品安全衛生管理法 Violation of the food sanitation control law	1	-	0.5	-	-	-	0.5	-	-	-	-
違反專利法 Violation of the patent law	-	-	-	-	-	-	-	-	-	-	-
偽造專利品罪 Offense of forgery of patented articles	-	-	-	-	-	-	-	-	-	-	-
竊用專利方法罪 Offense of wrongful use a patented process	-	-	-	-	-	-	-	-	-	-	-
販賣陳列輸入偽造之專利品罪 Sale, display or importation of forged patented articles	-	-	-	-	-	-	-	-	-	-	-
虛偽標示罪 Offense of false marking	-	-	-	-	-	-	-	-	-	-	-
違反商標法 Violation of the trademark law	1	1	-	-	-	-	-	-	-	-	-
侵害他人商標罪 Offense of trademark infringement	-	-	-	-	-	-	-	-	-	-	-
販賣陳列輸出入仿冒商標罪 Offense of sale, display, importation or exportation of counterfeit trademark	1	1	-	-	-	-	-	-	-	-	-
惡意使用他人商標文字罪 Offense of malicious use of another person's trademarked words	-	-	-	-	-	-	-	-	-	-	-
違反槍砲彈藥刀械管制條例 Violation of the controlling guns, ammunition and knives act	291	267	3.0	-	-	16	2.5	-	0.5	2	-
國家安全法 National security law	-	-	-	-	-	-	-	-	-	-	-
集會遊行法 Mass gathering and demonstration act	-	-	-	-	-	-	-	-	-	-	-
違反銀行法 Violation of the banking law	83	64	4.5	-	-	10	4.0	-	0.5	-	-
違反選舉罷免法 Violation of the election and recall law	17	15	-	-	-	2	-	-	-	-	-
違反兒童及少年性剝削防制條例 Violation of the child and youth sexual exploitation prevention act	67	62	0.5	-	-	4	0.5	-	-	-	-
違反兒童及少年福利與權益保障法 Violation of the protection of children and youths welfare and rights act	-	-	-	-	-	-	-	-	-	-	-
違反洗錢防制法 Violation of the Money Laundering Control Act	359	334	2.0	-	-	19	1.5	-	0.5	2	-
違反資恐防制法 Violation of Countering the Financing of Terrorism Act	1	1	-	-	-	-	-	-	-	-	-
違反跟蹤騷擾防制法 Violation of stalking and harassment prevention act	-	-	-	-	-	-	-	-	-	-	-
違反家庭暴力防治法 Violation of domestic violence prevention act	3	3	-	-	-	-	-	-	-	-	-
其他 Other	270	229	7.5	-	-	21	7.5	1	1.0	2	1
併案裁判 Consolidated judgments	48	31	7.5	-	-	2	7.0	-	0.5	-	-

11.最高法院刑事非常上訴案件終結情形—按年別分

11. State of Extraordinary Appeals Cases Terminated by Supreme Court – by Year

單位：件 (Unit: case)

年別 Year	合計 Total	駁回上訴 Appeals dismissed	撤銷 Rovocation					撤回及其他 Withdrawn or other
			計 Subtotal	原判決違背法令部分撤銷 Revocation of the illegal part of the original judgment	自為判決 The Supreme Court itself renders a judgment	原判決訴訟程序違背法令部分撤銷 Revocation of the illegal part of procedure of the original judgment	發回原審法院更為審判 Referred back to the original court for new trial	
民國 103 年 2014	449	88.5	360.5	17.5	342.0	-	1.0	-
民國 104 年 2015	294	104.0	190.0	43.5	139.5	-	7.0	-
民國 105 年 2016	243	70.0	173.0	26.0	143.0	-	4.0	-
民國 106 年 2017	258	59.5	198.5	27.0	165.5	-	6.0	-
民國 107 年 2018	269	62.0	207.0	22.0	180.0	-	5.0	-
民國 108 年 2019	236	52.5	182.5	31.0	141.5	-	10.0	1.0
民國 109 年 2020	201	55.0	146.0	23.0	114.5	-	8.5	-
民國 110 年 2021	247	74.0	172.0	35.0	120.0	-	17.0	1.0
民國 111 年 2022	160	50.5	109.5	28.0	73.5	-	8.0	-
民國 112 年 2023	143	41.0	101.0	25.0	56.0	-	20.0	1.0

12.最高法院刑事上訴案件被告裁判結果—按年別分

12. Results of Judgments and Rulings of Criminal Appeals Cases Concluded by Supreme Court – by Year

單位：人
Unit: individual

年別 Year	合計 Total	科刑 Individuals sentenced													免除其刑 Penalty released	無罪 Acquitted	免訴 Not prosecutable	不受理 Case declined	管轄錯誤 Mistake in jurisdiction	其他 Other	緩刑 Suspension of punishment	保安處分 Rehabilitative measures	年別 Year
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑 Time imprisonments								拘役 Detention	罰金 Punitive fine									
					小計 Subtotal	一年以下 1 or less than 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年 Over 10 years											
民國 103 年 2014	5 560	5 202	1	32	5 143	1 436	679	366	1 133	365	749	415	13	13	3	260	5	88	-	2	1	2	民國 103 年 2014
民國 104 年 2015	5 024	4 589	-	36	4 528	1 361	640	343	927	301	641	315	13	12	2	248	3	171	-	11	4	1	民國 104 年 2015
民國 105 年 2016	4 443	3 904	2	23	3 855	1 212	594	264	787	243	519	236	13	11	1	221	2	302	1	12	8	2	民國 105 年 2016
民國 106 年 2017	4 710	4 399	1	22	4 326	1 318	762	231	925	254	576	260	16	34	-	194	1	99	2	15	1	1	民國 106 年 2017
民國 107 年 2018	5 804	5 402	-	21	5 305	1 536	1 068	311	1 175	278	661	276	52	24	7	277	10	83	7	18	4	3	民國 107 年 2018
民國 108 年 2019	5 214	4 935	1	25	4 827	1 339	1 058	274	1 061	237	629	229	55	27	1	162	12	100	1	3	3	1	民國 108 年 2019
民國 109 年 2020	6 781	6 353	1	32	6 231	1 543	1 453	384	1 454	284	811	302	63	26	1	257	2	150	2	16	5	16	民國 109 年 2020
民國 110 年 2021	6 770	6 181	-	24	6 019	1 280	1 613	363	1 430	301	761	271	101	37	2	256	5	303	1	22	4	-	民國 110 年 2021
民國 111 年 2022	6 220	5 840	-	13	5 648	1 254	1 480	430	1 084	513	664	223	150	29	-	222	3	144	-	11	13	5	民國 111 年 2022
民國 112 年 2023	6 825	6 258	-	24	6 044	1 563	1 620	459	949	641	501	311	168	22	1	243	1	299	2	21	11	2	民國 112 年 2023

說明：本表僅含宣告不合法、無理由及自為判決之被告資料。
Note: This table only contains the defendants declared as improform, groundless or ruled by Supreme Court.

13.最高法院刑事上訴案件被告裁判結果—按罪名別分

13. Results of Judgments and Rulings of Criminal Appeals Cases Concluded by Supreme Court – by Crime Type

中華民國 112 年 (2023)

單位：人
Unit: individual

罪名別 Crime type	合計 Total	科刑 Individuals sentenced													免除其刑 Penalty released	無罪 Acquitted	免訴 Not prosecutable	不受理 Case declined	管轄錯誤 Mistake in Jurisdiction	其他 Other	緩刑 Suspension of punishment	保安處分 Re-habilitative measures	罪名別 Crime type
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑 Time imprisonments								拘役 Detention	罰金 Punitive fine									
					小計 Subtotal	一年以下 1 or less than 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年 Over 10 years											
合計 Total	**6 825**	**6 258**	**-**	**24**	**6 044**	**1 563**	**1 620**	**459**	**949**	**641**	**501**	**311**	**168**	**22**	**1**	**243**	**1**	**299**	**2**	**21**	**11**	**2**	**合計 Total**
普通刑法計 Subtotal of general criminal law	**3 424**	**3 005**	**-**	**18**	**2 810**	**943**	**1 064**	**129**	**321**	**81**	**196**	**76**	**165**	**12**	**-**	**141**	**-**	**267**	**1**	**10**	**7**	**2**	**普通刑法計 Subtotal of general criminal law**
內亂罪 Offenses against the internal security of the state	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	內亂罪 Offenses against the internal security of the state
外患罪 Offenses against the external security of the state	4	4	-	-	4	-	1	1	1	-	-	1	-	-	-	-	-	-	-	-	-	-	外患罪 Offenses against the external security of the state
妨害國交罪 Offenses of interference with relations with other states	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	妨害國交罪 Offenses of interference with relations with other states
瀆職罪 Offenses of malfeasance in office	202	2	-	-	2	1	-	-	1	-	-	-	-	-	-	-	-	200	-	-	-	-	瀆職罪 Offenses of malfeasance in office
妨害公務罪 Offenses of interference with public functions	12	12	-	-	11	11	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	妨害公務罪 Offenses of interference with public functions
妨害投票罪 Offenses of interference with voting	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	妨害投票罪 Offenses of interference with voting
妨害秩序罪 Offenses of interference with public order	111	97	-	-	97	87	10	-	-	-	-	-	-	-	-	14	-	-	-	-	-	-	妨害秩序罪 Offenses of interference with public order
脫逃罪 Offenses of escape	1	1	-	-	1	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	脫逃罪 Offenses of escape
藏匿人犯及湮滅證據罪 Offenses of concealment of offenders and destruction of evidence	2	2	-	-	1	1	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	藏匿人犯及湮滅證據罪 Offenses of concealment of offenders and destruction of evidence
偽證罪 Offenses of perjury	5	5	-	-	5	5	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	偽證罪 Offenses of perjury
誣告罪 Offenses of malicious accusation	45	32	-	-	32	30	-	1	1	-	-	-	-	-	-	7	-	5	-	1	-	-	誣告罪 Offenses of malicious accusation
公共危險罪 Offenses against public safety	97	95	-	-	94	50	10	3	16	7	8	-	1	-	-	2	-	-	-	-	-	-	公共危險罪 Offenses against public safety
放火 Arson	17	16	-	-	16	3	4	-	6	-	3	-	-	-	-	1	-	-	-	-	-	-	放火 Arson
燒燬建築物及住宅 Destruction by fire of building and residence	11	10	-	-	10	1	-	-	6	-	3	-	-	-	-	1	-	-	-	-	-	-	燒燬建築物及住宅 Destruction by fire of building and residence
燒燬其他物件 Destruction by fire of other objects	6	6	-	-	6	2	4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	燒燬其他物件 Destruction by fire of other objects
失火 Negligent fire	1	1	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	失火 Negligent fire
燒燬建築物及住宅 Destruction by fire of building and residence	1	1	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	燒燬建築物及住宅 Destruction by fire of building and residence
燒燬其他物件 Destruction by fire of other objects	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	燒燬其他物件 Destruction by fire of other objects
違背建築術成規 Violation of building practice	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違背建築術成規 Violation of building practice
妨害衛生安全 Obstruction to sanitation	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	妨害衛生安全 Obstruction to sanitation
漏逸氣體 Gas leak	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	漏逸氣體 Gas leak
妨害交通安全 Obstruction to traffic safetv	79	78	-	-	78	47	6	3	10	7	5	-	-	-	-	1	-	-	-	-	-	-	妨害交通安全 Obstruction to traffic safetv
強暴脅迫危害交通安全 Obstruction bv violence or threat of traffic safetv	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	強暴脅迫危害交通安全 Obstruction bv violence or threat of traffic safetv
不能安全駕駛 Inability to drive safelv	29	29	-	-	29	5	1	3	9	7	4	-	-	-	-	-	-	-	-	-	-	-	不能安全駕駛 Inability to drive safelv
肇事致人死傷逃逸 Hit and run	42	41	-	-	41	37	4	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	肇事致人死傷逃逸 Hit and run
其他 Other	8	8	-	-	8	5	1	-	1	-	1	-	-	-	-	-	-	-	-	-	-	-	其他 Other
危險物 Hazard materials	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	危險物 Hazard materials
爆裂物 Explosives	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	爆裂物 Explosives
核能放射線 Nuclear radiation	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	核能放射線 Nuclear radiation
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	其他 Other

說明：本表僅含宣告不合法、無理由及自為判決之被告資料。

Note: This table only contains the defendants declared as improform, groundless or ruled by Supreme Court.

13.最高法院刑事上訴案件被告裁判結果—按罪名別分(續一)

13. Results of Judgments and Rulings of Criminal Appeals Cases Concluded by Supreme Court – by Crime Type(Cont. 1)

中華民國 112 年 (2023)

單位：人
Unit: individual

罪名別 Crime type	合計 Total	科刑 Individuals sentenced												免除其刑 Penalty released	無罪 Acquitted	免訴 Not prosecutable	不受理 Case declined	管轄錯誤 Mistake in Jurisdiction	其他 Other	緩刑 Suspension of punishment	保安處分 Re-habilitative measures	罪名別 Crime type
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑 Time imprisonments								拘役 Detention	罰金 Punitive fine								
					小計 Subtotal	一年以下 1 or less than 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年 Over 10 years										
偽造貨幣罪 Offenses of counterfeiting currency	1	1	-	-	1	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	-	偽造貨幣罪 Offenses of counterfeiting currency
偽造有價證券罪 Offenses of counterfeiting valuable securities	101	92	-	-	92	-	37	4	50	1	-	-	-	-	-	7	-	2	-	-	-	偽造有價證券罪 Offenses of counterfeiting valuable securities
偽造度量衡罪 Offenses of falsifying weights and measures	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	偽造度量衡罪 Offenses of falsifying weights and measures
偽造文書印文罪 Offenses of forging instruments or seals	186	163	-	-	161	124	22	6	9	-	-	-	2	-	-	16	-	5	1	1	-	偽造文書印文罪 Offenses of forging instruments or seals
偽造變造私文書 Forgery or alteration of private documents	156	140	-	-	140	115	13	4	8	-	-	-	-	-	-	12	-	3	1	-	-	偽造變造私文書 Forgery or alteration of private documents
偽造變造公文書 Forgery or alteration of public documents	18	16	-	-	16	5	8	2	1	-	-	-	-	-	-	2	-	-	-	-	-	偽造變造公文書 Forgery or alteration of public documents
偽造變造特種文書 Forgery or alteration of special documents	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	偽造變造特種文書 Forgery or alteration of special documents
公文書不實登載 False entry in public documents	7	2	-	-	2	1	1	-	-	-	-	-	-	-	-	2	-	2	-	1	-	公文書不實登載 False entry in public documents
使公務員登載不實 Causing a functionary to make false entries in public documents	1	1	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	使公務員登載不實 Causing a functionary to make false entries in public documents
業務上文書登載不實 False entry in occupational documents	3	3	-	-	2	2	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	業務上文書登載不實 False entry in occupational documents
偽造盜用印文或署押 Forgery or unauthorized use of impression of a seal or signature	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	偽造盜用印文或署押 Forgery or unauthorized use of impression of a seal or signature
偽造盜用公印或印文 Forgery or unauthorized use of a public seal or impression of a seal	1	1	-	-	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	偽造盜用公印或印文 Forgery or unauthorized use of a public seal or impression of a seal
妨害性自主罪 Offenses against sexual autonomy	327	317	-	-	317	48	39	11	160	7	49	3	-	-	-	9	-	1	-	-	1	妨害性自主罪 Offenses against sexual autonomy
強制性交猥褻 Forced sexual intercourse or obscene act	322	312	-	-	312	45	38	11	159	7	49	3	-	-	-	9	-	1	-	-	1	強制性交猥褻 Forced sexual intercourse or obscene act
強制性交猥褻之殺人或重傷害 Manslaughter or serious bodily harm from forced sexual intercourse or obscene act	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	強制性交猥褻之殺人或重傷害 Manslaughter or serious bodily harm from forced sexual intercourse or obscene act
其他 Other	5	5	-	-	5	3	1	-	1	-	-	-	-	-	-	-	-	-	-	-	-	其他 Other
妨害風化罪 Offenses against sexual morality	13	11	-	-	11	8	2	-	-	-	1	-	-	-	-	2	-	-	-	-	-	妨害風化罪 Offenses against sexual morality
強姦 Rape	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	強姦 Rape
強姦殺人 Rape homicide	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	強姦殺人 Rape homicide
意圖營利性交猥褻 Sexual intercourse or obscene act for the purpose of gain	13	11	-	-	11	8	2	-	-	-	1	-	-	-	-	2	-	-	-	-	-	意圖營利性交猥褻 Sexual intercourse or obscene act for the purpose of gain
製造散布持有陳列猥褻文字圖書物品 Production, distribution, possession or display of pornographic text, book or article	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	製造散布持有陳列猥褻文字圖書物品 Production, distribution, possession or display of pornographic text, book or article
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	其他 Other
妨害婚姻及家庭罪 Offenses against marriage and family	2	2	-	-	2	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	妨害婚姻及家庭罪 Offenses against marriage and family

13.最高法院刑事上訴案件被告裁判結果─按罪名別分(續二)

13. Results of Judgments and Rulings of Criminal Appeals Cases Concluded by Supreme Court – by Crime Type(Cont. 2)

中華民國 112 年 (2023)

單位：人
Unit: individual

罪名別 Crime type	合計 Total	科刑 Individuals sentenced													免除其刑 Penalty released	無罪 Acquitted	免訴 Not prosecutable	不受理 Case declined	管轄錯誤 Mistake in Jurisdiction	其他 Other	緩刑 Suspension of punishment	保安處分 Rehabilitative measures	罪名別 Crime type
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑 Time imprisonments								拘役 Detention	罰金 Punitive fine									
					小計 Subtotal	一年以下 1 or less than 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年 Over 10 years											
褻瀆祀典及侵害墳墓屍體罪 Offenses against religion, graves and corpses	3	3	-	-	3	1	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	褻瀆祀典及侵害墳墓屍體罪 Offenses against religion, graves and corpses
妨害農工商罪 Offenses against agriculture, industry & commerce	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	妨害農工商罪 Offenses against agriculture, industry & commerce
賭博罪 Offenses of gambling	2	2	-	-	2	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	賭博罪 Offenses of gambling
單純賭博 Simple gambling	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	單純賭博 Simple gambling
供給賭博場所等賭博 Gamble of providing gambling places and the like	2	2	-	-	2	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	供給賭博場所等賭博 Gamble of providing gambling places and the like
殺人罪 Offenses of homicide	208	185	-	13	171	53	12	12	12	33	12	37	1	-	-	9	-	13	-	1	3	-	殺人罪 Offenses of homicide
殺人 Homicide	133	115	-	13	102	1	-	9	10	33	12	37	-	-	-	4	-	13	-	1	-	-	殺人 Homicide
既遂 Consummation	57	56	-	13	43	1	-	1	-	3	1	37	-	-	-	1	-	-	-	-	-	-	既遂 Consummation
普通殺人 General homicide	54	53	-	11	42	1	-	1	-	3	1	36	-	-	-	1	-	-	-	-	-	-	普通殺人 General homicide
殺害直系尊親屬 Homicide of lineal ascendants by blood	3	3	-	2	1	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	殺害直系尊親屬 Homicide of lineal ascendants by blood
未遂 Attempt	76	59	-	-	59	-	-	8	10	30	11	-	-	-	-	3	-	13	-	1	-	-	未遂 Attempt
普通殺人 General homicide	76	59	-	-	59	-	-	8	10	30	11	-	-	-	-	3	-	13	-	1	-	-	普通殺人 General homicide
殺害直系尊親屬 Homicide of lineal ascendants by blood	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	殺害直系尊親屬 Homicide of lineal ascendants by blood
過失致死 Manslaughter	75	70	-	-	69	52	12	3	2	-	-	-	1	-	-	5	-	-	-	-	3	-	過失致死 Manslaughter
醫療過失致人於死 Negligent killing by a physician	1	1	-	-	1	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	醫療過失致人於死 Negligent killing by a physician
交通過失致人於死 Negligent killing by a driver	65	62	-	-	61	50	7	3	1	-	-	-	1	-	-	3	-	-	-	-	2	-	交通過失致人於死 Negligent killing by a driver
其他過失致人於死 Other negligent killing	9	7	-	-	7	2	4	-	1	-	-	-	-	-	-	2	-	-	-	-	1	-	其他過失致人於死 Other negligent killing

13.最高法院刑事上訴案件被告裁判結果—按罪名別分(續三)

13. Results of Judgments and Rulings of Criminal Appeals Cases Concluded by Supreme Court – by Crime Type(Cont. 3)

中華民國 112 年 (2023)

單位：人
Unit: individual

罪名別 Crime type	合計 Total	科刑 Individuals sentenced													免除其刑 Penalty released	無罪 Acquitted	免訴 Not prosecutable	不受理 Case declined	管轄錯誤 Mistake in Jurisdiction	其他 Other	緩刑 Suspension of punishment	保安處分 Re-habilitative measures	罪名別 Crime type
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑 Time imprisonments								拘役 Detention	罰金 Punitive fine									
					小計 Subtotal	一年以下 1 or less than 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年 Over 10 years											
傷害罪 Offenses of causing bodily harm	410	403	-	-	264	123	29	12	40	7	41	12	136	3	-	7	-	-	-	-	2	-	傷害罪 Offenses of causing bodily harm
傷害直系尊親屬 Bodily harm of lineal ascendants by blood	5	5	-	-	3	2	-	-	1	-	-	-	1	1	-	-	-	-	-	-	-	-	傷害直系尊親屬 Bodily harm of lineal ascendants by blood
重傷害 Serious bodily harm	20	20	-	-	20	-	-	6	11	2	1	-	-	-	-	-	-	-	-	-	-	-	重傷害 Serious bodily harm
傷害致死 Bodily harm resulting in death	60	59	-	-	59	-	1	-	7	1	39	11	-	-	-	1	-	-	-	-	-	-	傷害致死 Bodily harm resulting in death
醫療過失傷害 Negligent bodily harm by a physician	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	醫療過失傷害 Negligent bodily harm by a physician
交通過失傷害 Negligent bodily harm by a driver	11	11	-	-	7	6	1	-	-	-	-	-	4	-	-	-	-	-	-	-	-	-	交通過失傷害 Negligent bodily harm by a driver
其他過失傷害 Other negligent bodily harm	4	4	-	-	1	1	-	-	-	-	-	-	3	-	-	-	-	-	-	-	1	-	其他過失傷害 Other negligent bodily harm
其他 Other	310	304	-	-	174	114	27	6	21	4	1	1	128	2	-	6	-	-	-	-	1	-	其他 Other
墮胎罪 Offenses of abortion	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	墮胎罪 Offenses of abortion
遺棄罪 Offenses of abandonment	1	1	-	-	1	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	遺棄罪 Offenses of abandonment
妨害自由罪 Offenses against personal liberty	81	71	-	-	61	50	6	2	1	-	2	-	10	-	-	5	-	5	-	-	-	-	妨害自由罪 Offenses against personal liberty
使人為奴隸及買賣質押人口 Enslavement of, trade in, and pawning of, persons	5	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	5	-	-	-	-	使人為奴隸及買賣質押人口 Enslavement of, trade in, and pawning of, persons
詐術使人出國 Fraudulently causing a person to leave the territory	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	詐術使人出國 Fraudulently causing a person to leave the territory
略誘罪 Abduction	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	略誘罪 Abduction
剝奪行動自由 Deprivation of freedom of movement	61	59	-	-	58	47	6	2	1	-	2	-	1	-	-	2	-	-	-	-	-	-	剝奪行動自由 Deprivation of freedom of movement
強制罪 Coercion offense	9	7	-	-	2	2	-	-	-	-	-	-	5	-	-	2	-	-	-	-	-	-	強制罪 Coercion offense
恐嚇危害安全 Obstruction of safety by threat	6	5	-	-	1	1	-	-	-	-	-	-	4	-	-	1	-	-	-	-	-	-	恐嚇危害安全 Obstruction of safety by threat
侵入或滯留 Trespassing on, or lingering in, a property	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	侵入或滯留 Trespassing on, or lingering in, a property
違法搜索 Illegal search	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違法搜索 Illegal search

13.最高法院刑事上訴案件被告裁判結果—按罪名別分(續四)

13. Results of Judgments and Rulings of Criminal Appeals Cases Concluded by Supreme Court – by Crime Type(Cont. 4)

中華民國 112 年 (2023)

單位：人
Unit: individual

罪名別 Crime type	合計 Total	科刑 Individuals sentenced													免除其刑 Penalty released	無罪 Acquitted	免訴 Not prosecutable	不受理 Case declined	管轄錯誤 Mistake in Jurisdiction	其他 Other	緩刑 Suspension of punishment	保安處分 Re-habilitative measures	罪名別 Crime type
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑 Time imprisonments								拘役 Detention	罰金 Punitive fine									
					小計 Subtotal	一年以下 1 or less than 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年 Over 10 years										
妨害名譽及信用罪 Offenses against personal reputation & credits	7	6	-	-	-	-	-	-	-	-	-	-	4	2	-	1	-	-	-	-	-	-	妨害名譽及信用罪 Offenses against personal reputation & credits
妨害秘密罪 Offenses relating to protection of secrets	1	1	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	妨害秘密罪 Offenses relating to protection of secrets
竊盜罪 Offenses of larceny	23	22	-	-	21	20	1	-	-	-	-	-	1	-	-	-	-	-	-	1	-	-	竊盜罪 Offenses of larceny
普通竊盜竊占 Common theft and theft of movables or immovables	8	8	-	-	7	7	-	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	普通竊盜竊占 Common theft and theft of movables or immovables
加重竊盜 Severe theft	15	14	-	-	14	13	1	-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	加重竊盜 Severe theft
常業竊盜 Occupational theft	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	常業竊盜 Occupational theft
強盜罪 Offenses of robbery	165	145	-	4	141	-	1	3	15	21	79	22	-	-	-	2	-	18	-	-	-	-	強盜罪 Offenses of robbery
搶奪及海盜罪 Offenses of snatch of property and piracy	11	10	-	-	10	4	4	2	-	-	-	-	-	-	-	-	-	-	-	1	-	-	搶奪及海盜罪 Offenses of snatch of property and piracy
侵占罪 Offenses of misappropriation	21	12	-	-	11	6	3	1	1	-	-	-	-	1	-	1	-	8	-	-	-	-	侵占罪 Offenses of misappropriation
普通侵占 Common embezzlement	1	1	-	-	1	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	普通侵占 Common embezzlement
公務公益侵占 Official embezzlement	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	公務公益侵占 Official embezzlement
業務侵占 Occupational embezzlement	11	10	-	-	10	6	2	1	1	-	-	-	-	-	-	1	-	-	-	-	-	-	業務侵占 Occupational embezzlement
侵占遺失物 Embezzlement of lost articles	9	1	-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	8	-	-	-	-	侵占遺失物 Embezzlement of lost articles
詐欺罪 Offenses of fraud	1 317	1 246	-	-	1 243	290	873	69	10	1	-	-	2	1	-	58	-	9	-	4	1	1	詐欺罪 Offenses of fraud
一般詐欺 Common fraud	1 317	1 246	-	-	1 243	290	873	69	10	1	-	-	2	1	-	58	-	9	-	4	1	1	一般詐欺 Common fraud
常業詐欺 Occupational fraud	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	常業詐欺 Occupational fraud
背信罪 Offenses of breach of trust	5	5	-	-	5	4	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	背信罪 Offenses of breach of trust
重利罪 Offenses of usury	3	3	-	-	2	1	1	-	-	-	-	-	1	-	-	-	-	-	-	-	-	-	重利罪 Offenses of usury
恐嚇取財罪 Offenses of obtaining property by threats	25	25	-	-	25	16	8	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	恐嚇取財罪 Offenses of obtaining property by threats
擄人勒贖罪 Offenses of kidnapping for ransom	12	12	-	1	11	-	-	-	3	4	3	1	-	-	-	-	-	-	-	-	-	-	擄人勒贖罪 Offenses of kidnapping for ransom
贓物罪 Offenses relating to illegally obtained property	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	贓物罪 Offenses relating to illegally obtained property
毀棄損壞罪 Offenses of destruction, abandonment, and damage of property	12	11	-	-	4	3	1	-	-	-	-	-	3	4	-	-	-	1	-	-	-	-	毀棄損壞罪 Offenses of destruction, abandonment, and damage of property
妨害電腦使用罪 Offenses of impairment to use of computers	8	6	-	-	4	4	-	-	-	-	-	-	1	1	-	1	-	-	-	1	-	-	妨害電腦使用罪 Offenses of impairment to use of computers

13.最高法院刑事上訴案件被告裁判結果—按罪名別分(續五)

13. Results of Judgments and Rulings of Criminal Appeals Cases Concluded by Supreme Court – by Crime Type(Cont. 5)

中華民國 112 年 (2023)

單位：人
Unit: individual

罪名別 Crime type	合計 Total	科刑 Individuals sentenced												免除其刑 Penalty released	無罪 Acquitted	免訴 Not prosecutable	不受理 Case declined	管轄錯誤 Mistake in Jurisdiction	其他 Other	緩刑 Suspension of punishment	保安處分 Re-habilitative measures	罪名別 Crime type
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑 Time imprisonments								拘役 Detention	罰金 Punitive fine								
					小計 Subtotal	一年以下 1 or less than 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年 Over 10 years										
特別刑事法令計 Subtotal of special criminal law	**3 401**	**3 253**	**-**	**6**	**3 234**	**620**	**556**	**330**	**628**	**560**	**305**	**235**	**3**	**10**	**1**	**102**	**1**	**32**	**1**	**11**	**4**	**-** **特別刑事法令計 Subtotal of special criminal law**
貪污治罪條例 Punishment of corruption act	100	74	-	-	74	5	18	6	16	14	10	5	-	-	-	10	-	15	-	1	-	- 貪污治罪條例 Punishment of corruption act
懲治盜匪條例 Punishment of thieves and bandits act	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 懲治盜匪條例 Punishment of thieves and bandits act
妨害兵役治罪條例 Punishment of offenses against military service act	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 妨害兵役治罪條例 Punishment of offenses against military service act
違反電信法 Violation of the telecommunications act	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 違反電信法 Violation of the telecommunications act
違反糧食管理法 Violation of the grain control law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 違反糧食管理法 Violation of the grain control law
違反國家總動員法 Violation of the national general mobilization law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 違反國家總動員法 Violation of the national general mobilization law
懲治走私條例 Punishment of smuggling act	6	6	-	-	6	4	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	- 懲治走私條例 Punishment of smuggling act
違反森林法 Violation of the forestry law	51	48	-	-	48	15	28	5	-	-	-	-	-	-	-	3	-	-	-	-	-	- 違反森林法 Violation of the forestry law
違反漁業法 Violation of the fishery law	1	1	-	-	1	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 違反漁業法 Violation of the fishery law
違反毒品危害防制條例 Violation of the narcotics endangerment prevention act	1 794	1 774	-	6	1 767	77	208	231	399	387	242	223	1	-	-	17	-	2	-	1	-	- 違反毒品危害防制條例 Violation of the narcotics endangerment prevention act
製造運輸販賣 Manufacture, transport, or sale	1 697	1 679	-	6	1 673	18	190	223	398	380	241	223	-	-	-	15	-	2	-	1	-	- 製造運輸販賣 Manufacture, transport, or sale
施用 Use	29	29	-	-	29	29	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 施用 Use
其他 Other	68	66	-	-	65	30	18	8	1	7	1	-	1	-	-	2	-	-	-	-	-	- 其他 Other
陸海空軍刑法 Criminal law of the armed forces	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 陸海空軍刑法 Criminal law of the armed forces
違反水利法 Violation of the irrigation management law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 違反水利法 Violation of the irrigation management law
違反電業法 Violation of the electricity management law	1	1	-	-	1	-	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 違反電業法 Violation of the electricity management law
違反海商法 Violation of the maritime commercial law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 違反海商法 Violation of the maritime commercial law
違反就業服務法 Violation of the employment services law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 違反就業服務法 Violation of the employment services law
違反能源管理法 Violation of the energy management law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 違反能源管理法 Violation of the energy management law
違反動產擔保交易法 Violation of the personal property secured transactions act	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 違反動產擔保交易法 Violation of the personal property secured transactions act
違反商業登記法 Violation of the commercial registration law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 違反商業登記法 Violation of the commercial registration law
違反勞動基準法 Violation of the labor standards law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 違反勞動基準法 Violation of the labor standards law
違反職業安全衛生法 Violation of the labor safety and health law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	- 違反職業安全衛生法 Violation of the labor safety and health law

13.最高法院刑事上訴案件被告裁判結果—按罪名別分(續六)

13. Results of Judgments and Rulings of Criminal Appeals Cases Concluded by Supreme Court – by Crime Type(Cont. 6)

中華民國 112 年 (2023)

單位：人
Unit: individual

罪名別 Crime type	合計 Total	科刑 Individuals sentenced													免除其刑 Penalty released	無罪 Acquitted	免訴 Not prosecutable	不受理 Case declined	管轄錯誤 Mistake in Jurisdiction	其他 Other	緩刑 Suspension of punishment	保安處分 Re-habilitative measures	罪名別 Crime type
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑 Time imprisonments								拘役 Detention	罰金 Punitive fine									
					小計 Subtotal	一年以下 1 or less than 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年 Over 10 years											
違反各種稅法 Violation of various taxation laws	2	2	-	-	2	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反各種稅法 Violation of various taxation laws
違反菸酒管理法 Violation of the tobacco and alcohol monopoly law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反菸酒管理法 Violation of the tobacco and alcohol monopoly law
妨害國幣懲治條例 Violation of the punishment for impairment of state currency act	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	妨害國幣懲治條例 Violation of the punishment for impairment of state currency act
違反醫師法 Violation of the physicians law	13	12	-	-	12	10	-	2	-	-	-	-	-	-	-	-	-	-	-	1	-	-	違反醫師法 Violation of the physicians law
違反藥事法 Violation of the pharmaceutical affairs act	32	28	-	-	28	21	5	-	1	-	1	-	-	-	-	4	-	-	-	-	-	-	違反藥事法 Violation of the pharmaceutical affairs act
偽藥 Counterfeit medicine	32	28	-	-	28	21	5	-	1	-	1	-	-	-	-	4	-	-	-	-	-	-	偽藥 Counterfeit medicine
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	其他 Other
違反麻醉藥品管理條例 Violation of the anaesthetics control act	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反麻醉藥品管理條例 Violation of the anaesthetics control act
違反著作權法 Violation of the copyright law	3	2	-	-	2	2	-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	違反著作權法 Violation of the copyright law
違法重製罪 Offence of unlawful reproduction	3	2	-	-	2	2	-	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	違法重製罪 Offence of unlawful reproduction
移轉所有權或公開陳列持有侵害著作權 Infringement of copyright by means of transfer of ownership, public display or possession	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	移轉所有權或公開陳列持有侵害著作權 Infringement of copyright by means of transfer of ownership, public display or possession
公開上映或改作出租侵害著作財產權 Infringement of copyright by means of public presentation, adaptation, or renting	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	公開上映或改作出租侵害著作財產權 Infringement of copyright by means of public presentation, adaptation, or renting
侵害著作權或違法將重製物銷售國外 Infringement of copyright or unlawful sale of reproduced articles abroad	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	侵害著作權或違法將重製物銷售國外 Infringement of copyright or unlawful sale of reproduced articles abroad
侵害著作權犯罪之常業犯 Offense of occupational infringement of copyright	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	侵害著作權犯罪之常業犯 Offense of occupational infringement of copyright
違法重製銷售受保護之外國著作翻譯 Unlawful reproduction or sale of foreign works or translations under protection	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違法重製銷售受保護之外國著作翻譯 Unlawful reproduction or sale of foreign works or translations under protection
違法利用他人著作罪 Offense of unlawful use of another person's work of authorship	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違法利用他人著作罪 Offense of unlawful use of another person's work of authorship
虛偽記載登記罪 Offense of false entry or registration	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	虛偽記載登記罪 Offense of false entry or registration
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	其他 Other
違反建築法 Violation of the building law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反建築法 Violation of the building law
違反公平交易法 Violation of the fair trade act	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	-	-	-	-	違反公平交易法 Violation of the fair trade act
違反山坡地保育利用條例 Violation of the mountain slopes conservation and utilization law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反山坡地保育利用條例 Violation of the mountain slopes conservation and utilization law
違反野生動物保育法 Violation of the wildlife conservation law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反野生動物保育法 Violation of the wildlife conservation law
違反水污染防治法 Violation of the water pollution control law	3	3	-	-	3	1	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反水污染防治法 Violation of the water pollution control law
違反兩岸關係條例 Violation of the cross-strait relations act	11	11	-	-	11	-	3	-	8	-	-	-	-	-	-	-	-	-	-	-	-	-	違反兩岸關係條例 Violation of the cross-strait relations act

13.最高法院刑事上訴案件被告裁判結果—按罪名別分(續完)

13. Results of Judgments and Rulings of Criminal Appeals Cases Concluded by Supreme Court – by Crime Type(Cont. End)

中華民國 112 年 (2023)

單位：人
Unit: individual

罪名別 Crime type	合計 Total	科刑 Individuals sentenced													免除其刑 Penalty released	無罪 Acquitted	免訴 Not prosecutable	不受理 Case declined	管轄錯誤 Mistake in Jurisdiction	其他 Other	緩刑 Suspension of punishment	保安處分 Re-habilitative measures	罪名別 Crime type
		計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑 Time imprisonments								拘役 Detention	罰金 Punitive fine									
					小計 Subtotal	一年以下 1 or less than 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年 Over 10 years											
違反公司法 Violation of the company law	7	7	-	-	7	7	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反公司法 Violation of the company law
違反食品安全衛生管理法 Violation of the food sanitation control law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反食品安全衛生管理法 Violation of the food sanitation control law
違反專利法 Violation of the patent law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反專利法 Violation of the patent law
偽造專利品罪 Offense of forgery of patented articles	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	偽造專利品罪 Offense of forgery of patented articles
竊用專利方法罪 Offense of wrongful use a patented process	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	竊用專利方法罪 Offense of wrongful use a patented process
販賣陳列輸入偽造之專利品罪 Sale, display or importation of forged patented articles	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	販賣陳列輸入偽造之專利品罪 Sale, display or importation of forged patented articles
虛偽標示罪 Offense of false marking	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	虛偽標示罪 Offense of false marking
違反商標法 Violation of the trademark law	1	1	-	-	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反商標法 Violation of the trademark law
侵害他人商標罪 Offense of trademark infringement	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	侵害他人商標罪 Offense of trademark infringement
販賣陳列輸出入仿冒商標罪 Offense of sale, display, importation or exportation of counterfeit trademark	1	1	-	-	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	販賣陳列輸出入仿冒商標罪 Offense of sale, display, importation or exportation of counterfeit trademark
惡意使用他人商標文字罪 Offense of malicious use of another person's trademarked words	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	惡意使用他人商標文字罪 Offense of malicious use of another person's trademarked words
違反槍砲彈藥刀械管制條例 Violation of the controlling guns, ammunition and knives act	295	291	-	-	291	13	16	33	61	146	20	2	-	-	-	3	-	-	-	1	-	-	違反槍砲彈藥刀械管制條例 Violation of the controlling guns, ammunition and knives act
國家安全法 National security law	1	1	-	-	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	國家安全法 National security law
集會遊行法 Mass gathering and demonstration act	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	集會遊行法 Mass gathering and demonstration act
違反銀行法 Violation of the banking law	221	217	-	-	217	6	99	26	67	4	11	4	-	-	1	1	-	1	1	-	-	-	違反銀行法 Violation of the banking law
違反選舉罷免法 Violation of the election and recall law	16	13	-	-	13	2	7	1	3	-	-	-	-	-	-	1	-	-	-	2	-	-	違反選舉罷免法 Violation of the election and recall law
違反兒童及少年性剝削防制條例 Violation of the child and youth sexual exploitation prevention act	65	63	-	-	63	1	14	3	31	1	12	1	-	-	-	2	-	-	-	-	-	-	違反兒童及少年性剝削防制條例 Violation of the child and youth sexual exploitation prevention act
違反兒童及少年福利與權益保障法 Violation of the protection of children and youths welfare and rights act	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反兒童及少年福利與權益保障法 Violation of the protection of children and youths welfare and rights act
違反洗錢防制法 Violation of the Money Laundering Control Act	362	347	-	-	347	327	18	2	-	-	-	-	-	-	-	12	1	-	-	2	-	-	違反洗錢防制法 Violation of the Money Laundering Control Act
違反資恐防制法 Violation of Countering the Financing of Terrorism Act	1	1	-	-	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反資恐防制法 Violation of Countering the Financing of Terrorism Act
違反跟蹤騷擾防制法 Violation of stalking and harassment prevention act	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反跟蹤騷擾防制法 Violation of stalking and harassment prevention act
違反家庭暴力防治法 Violation of domestic violence prevention act	3	3	-	-	1	-	1	-	-	-	-	-	2	-	-	-	-	-	-	-	-	-	違反家庭暴力防治法 Violation of domestic violence prevention act
其他 Other	410	347	-	-	337	124	134	20	42	8	9	-	-	10	-	49	-	11	-	3	4	-	其他 Other

14.最高法院刑事上訴案件被告科刑人數—按罪名及年別分

14. Numbers of Persons Sentenced in Criminal Appeals Cases Concluded by Supreme Court – by Crime Type and Year

單位：人
Unit: individual

年別 Year	合計 Total	普通刑法計 Subtotal of general criminal law	內亂罪 Offenses against the internal security of the state	外患罪 Offenses against the external security of the state	妨害國交罪 Offenses of interference with relations with other states	瀆職罪 Offenses of malfeasance in office	妨害公務罪 Offenses of interference with public functions	妨害投票罪 Offenses of interference with voting	妨害秩序罪 Offenses of interference with public order	脫逃罪 Offenses of escape	藏匿人犯及湮滅證據罪 Offenses of concealment of offenders and destruction of evidence	偽證及誣告罪 Offenses of perjury and malicious accusation	公共危險罪 Offenses against public safety													偽造貨幣罪 Offenses of counterfeiting currency	偽造有價證券罪 Offenses of counterfeiting valuable securities	年別 Year
													放火 Arson		失火 Negligent fire		違背建築術成規 Violation of building practice	妨害衛生安全 Obstruction to sanitation	漏逸氣體 Gas leak	妨害交通安全 Obstruction to traffic safety				危險物 Hazard materials		其他 Other			
													燒燬建築物及住宅 Destruction by fire of building and residence	燒燬其他物件 Destruction by fire of other objects	燒燬建築物及住宅 Destruction by fire of building and residence	燒燬其他物件 Destruction by fire of other objects				強暴脅迫危害交通安全 Obstruction by violence or threat of traffic safety	不能安全駕駛 Inability to drive safely	肇事致人死傷逃逸 Hit and run	其他 Other	爆裂物 Explosives	核能放射線 Nuclear radiation			
民國 103 年 2014	5 202	2 043	-	3	-	4	9	10	-	-	-	78	14	8	-	-	-	-	-	-	17	96	15	-	-	-	10	89	民國 103 年 2014
民國 104 年 2015	4 589	1 757	-	6	-	4	5	1	-	-	-	56	14	2	-	-	-	-	-	-	15	125	11	-	-	-	1	119	民國 104 年 2015
民國 105 年 2016	3 904	1 563	-	2	-	2	1	16	-	-	-	52	12	4	-	-	-	1	-	-	12	87	6	-	-	1	-	83	民國 105 年 2016
民國 106 年 2017	4 399	1 827	-	2	-	2	6	21	-	1	-	72	18	9	-	-	-	-	-	-	17	140	2	-	-	-	2	59	民國 106 年 2017
民國 107 年 2018	5 402	2 392	-	1	-	5	5	28	1	2	1	76	26	6	-	-	-	9	-	-	31	131	7	-	-	-	10	98	民國 107 年 2018
民國 108 年 2019	4 935	2 120	-	1	-	-	6	34	-	-	-	46	17	3	-	-	-	-	-	-	19	98	3	-	-	-	6	76	民國 108 年 2019
民國 109 年 2020	6 353	2 886	-	5	-	3	6	2	-	2	1	55	17	10	2	-	-	3	-	-	25	91	10	-	-	-	6	87	民國 109 年 2020
民國 110 年 2021	6 181	2 939	-	4	-	-	6	7	11	-	-	70	14	9	-	1	-	-	-	-	33	63	9	-	-	-	4	82	民國 110 年 2021
民國 111 年 2022	5 840	2 812	-	6	-	3	5	5	18	-	1	33	17	6	-	-	-	-	-	-	17	56	8	-	-	-	1	89	民國 111 年 2022
民國 112 年 2023	6 258	3 005	-	4	-	2	12	-	97	1	2	37	10	6	1	-	-	-	-	-	29	41	8	-	-	-	1	92	民國 112 年 2023

說明：本表僅含宣告不合法、無理由及自為判決之被告資料。
Note: This table only contains the defendants declared as improform, groundless or ruled by Supreme Court.

14.最高法院刑事上訴案件被告科刑人數—按罪名與年別分(續一)

14. Numbers of Persons Sentenced in Criminal Appeals Cases Concluded by Supreme Court – by Crime Type and Year (Cont.1)

單位：人
Unit: individual

年別 Year	偽造度量衡罪 Offenses of falsifying weights and measures	偽造文書印文罪 Offenses of forging instruments or seals								妨害性自主罪 Offenses against sexual autonomy			妨害風化罪 Offenses against sexual morality					妨害婚姻及家庭罪 Offenses against marriage and family	褻瀆祀典及侵害墳墓屍體罪 Offenses against religion, graves, and corpses	妨害農工商罪 Offenses against agriculture, industry & commerce	賭博罪 Offenses of gambling		殺人罪 Offenses of homicide					年別 Year
		偽造變造私文書 Forgery or alteration of private documents	偽造變造公文書 Forgery or alteration of public documents	偽造變造特種文書 Forgery or alteration of special documents	公文不實登載 False entry in public documents	使公務員登載不實 Causing a functionary to make false entries in public documents	業務上文書登載不實 False entry in occupational documents	偽造盜用印文或署押 Forgery or unauthorized use of impression of a seal or signature	偽造盜用公印或印文 Forgery or unauthorized use of a public seal or impression of a seal	強制性交猥褻 Forced sexual intercourse or obscene act	強制性交猥褻之殺人或重傷害 Manslaughter or serious bodily harm from forced sexual intercourse or obscene act	其他 Other	強姦 Rape	強姦殺人 Rape homicide	意圖營利性交猥褻 Sexual intercourse or obscene act for the purpose of gain	製造散布持有陳列猥褻文字圖畫物品 Production, distribution, possession or display of pornographic text, book or article	其他 Other				單純賭博 Simple gambling	供給賭博場所等賭博 Gamble of providing gambling places and the like	殺人 Homicide 既遂 Consummation	殺人 Homicide 未遂 Attempt	過失致死 Manslaughter 醫療過失致人於死 Negligent killing by a physician	過失致死 Manslaughter 交通過失致人於死 Negligent killing by a driver	過失致死 Manslaughter 其他過失致人於死 Other negligent killing	
民國 103 年 2014	-	218	114	1	14	6	3	-	-	472	1	4	-	-	58	-	-	5	2	-	-	4	79	65	-	24	10	民國 103 年 2014
民國 104 年 2015	-	167	91	1	11	7	11	-	1	329	-	5	-	-	65	-	-	1	6	-	-	3	87	79	-	28	18	民國 104 年 2015
民國 105 年 2016	-	138	61	1	12	1	1	-	-	288	4	4	-	-	73	-	-	2	3	-	-	2	73	65	-	29	13	民國 105 年 2016
民國 106 年 2017	-	143	39	-	18	6	3	-	-	330	5	2	-	-	54	1	-	2	1	-	-	-	60	69	1	15	10	民國 106 年 2017
民國 107 年 2018	-	154	38	-	15	7	2	-	-	413	-	4	-	-	46	-	-	7	3	-	2	5	59	72	-	23	14	民國 107 年 2018
民國 108 年 2019	-	155	45	-	4	6	2	1	-	306	-	1	-	-	44	-	-	3	1	-	-	2	62	56	2	12	16	民國 108 年 2019
民國 109 年 2020	-	194	22	-	9	8	2	1	1	391	7	3	-	-	36	-	-	3	-	-	1	1	103	76	1	21	10	民國 109 年 2020
民國 110 年 2021	-	155	19	1	10	3	2	-	-	361	2	14	-	-	39	-	-	-	-	1	-	3	56	91	-	35	10	民國 110 年 2021
民國 111 年 2022	-	150	18	-	6	1	5	-	1	337	1	3	-	-	7	14	-	2	3	-	-	-	43	72	-	59	7	民國 111 年 2022
民國 112 年 2023	-	140	16	-	2	1	3	-	1	312	-	5	-	-	11	-	-	2	3	-	-	2	56	59	1	62	7	民國 112 年 2023

14.最高法院刑事上訴案件被告科刑人數—按罪名與年別分(續二)

14. Numbers of Persons Sentenced in Criminal Appeals Cases Concluded by Supreme Court – by Crime Type and Year (Cont.2)

單位：人
Unit: individual

年別 Year	傷害罪 Offenses of causing bodily harm							墮胎罪	遺棄罪	妨害自由罪 Offenses against personal liberty								妨害名譽及信用罪	妨害秘密罪	竊盜罪 Offenses of larceny			強盜罪	搶奪及海盜罪	年別 Year
	傷害直系尊親屬 Bodily harm of lineal ascendants by blood	重傷害 Serious bodily harm	傷害致死 Bodily harm resulting in death	醫療過失傷害 Negligent bodily harm by a physician	交通過失傷害 Negligent bodily harm by a driver	其他過失傷害 Other negligent bodily harm	其他 Other	Offenses of abortion	Offenses of abandonment	使人為奴隸及買賣質押人口 Enslavement of, trade in, and pawning of, persons	詐術使人出國 Fraudulently causing a person to leave the territory	略誘罪 Abduction	剝奪行動自由 Deprivation of freedom of movement	強制罪 Coercion offense	恐嚇危害安全 Obstruction of safety by threat	侵入或滯留 Trespassing on, or lingering in, a property	違法搜索 Illegal search	Offenses against personal reputation & credits	Offenses relating to protection of secrets	普通竊盜竊占 Common theft and theft of movables or immovables	加重竊盜 Severe theft	常業竊盜 Occupational theft	Offenses of robbery	Offenses of snatch of property and piracy	
民國 103 年 2014	2	39	71	-	-	-	67	-	3	1	-	-	106	8	-	1	-	2	4	2	3	1	167	15	民國 103 年 2014
民國 104 年 2015	4	14	49	-	1	-	47	-	1	-	-	-	63	5	2	-	1	1	8	6	6	1	152	19	民國 104 年 2015
民國 105 年 2016	2	7	44	-	3	-	29	-	3	-	-	-	69	3	-	1	-	1	2	1	6	-	147	16	民國 105 年 2016
民國 106 年 2017	3	7	61	-	1	-	52	-	2	3	-	-	64	6	4	-	-	2	1	3	3	-	163	20	民國 106 年 2017
民國 107 年 2018	2	21	60	-	7	1	53	-	4	1	-	-	80	17	11	4	-	6	-	10	6	-	152	18	民國 107 年 2018
民國 108 年 2019	1	13	65	-	5	-	63	-	1	-	-	-	63	11	9	1	-	4	1	6	13	-	110	9	民國 108 年 2019
民國 109 年 2020	4	42	49	-	13	-	68	1	4	-	-	-	122	13	4	-	-	6	6	5	8	-	182	10	民國 109 年 2020
民國 110 年 2021	4	27	46	-	17	3	155	-	2	-	-	-	77	11	5	1	-	7	1	13	10	-	171	5	民國 110 年 2021
民國 111 年 2022	1	27	91	-	19	3	247	-	1	4	-	-	64	4	5	4	-	6	4	10	12	-	129	12	民國 111 年 2022
民國 112 年 2023	5	20	59	-	11	4	304	-	1	-	-	-	59	7	5	-	-	6	1	8	14	-	145	10	民國 112 年 2023

14.最高法院刑事上訴案件被告科刑人數—按罪名與年別分(續三)

14. Numbers of Persons Sentenced in Criminal Appeals Cases Concluded by Supreme Court – by Crime Type and Year (Cont.3)

單位：人
Unit: individual

年別 Year	侵占罪 Offenses of misappropriation				詐欺罪 Offenses of fraud		背信罪	重利罪	恐嚇取財罪	擄人勒贖罪	贓物罪	毀棄損壞罪	妨害電腦使用罪	特別刑事法令計	貪污治罪條例	懲治盜匪條例	妨害兵役治罪條例	違反電信法	違反糧食管理法	違反國家總動員法	懲治走私條例	違反森林法	違反漁業法	年別 Year
	普通侵占 Common embezzlement	公務公益侵占 Official embezzlement	業務侵占 Occupational embezzlement	侵占遺失物 Embezzlement of lost articles	一般詐欺 Common fraud	常業詐欺 Occupational fraud	Offenses of breach of trust	Offenses of usury	Offenses of obtaining property by threats	Offenses of kidnapping for ransom	Offenses relating to illegally obtained property	Offenses of destruction, abandonment, and damage of property	Offenses of impairment to use of computers	Subtotal of special criminal law	Punishment of corruption act	Punishment of thieves and bandits act	Punishment of offenses against military service act	Violation of the telecommunications act	Violation of the grain control law	Violation of the national general mobilization law	Punishment of smuggling act	Violation of the forestry law	Violation of the fishery law	
民國 103 年 2014	3	1	11	-	43	30	8	1	6	5	1	7	2	3 159	211	-	1	-	-	-	2	49	2	民國 103 年 2014
民國 104 年 2015	2	3	11	-	44	12	2	2	12	8	1	7	4	2 832	196	-	-	-	-	-	7	68	5	民國 104 年 2015
民國 105 年 2016	-	2	13	-	134	1	3	2	13	7	1	3	1	2 341	150	-	-	-	-	-	-	41	-	民國 105 年 2016
民國 106 年 2017	2	1	10	-	268	-	5	8	7	13	1	2	5	2 572	145	-	-	-	-	-	2	62	-	民國 106 年 2017
民國 107 年 2018	4	-	9	6	569	-	4	9	19	2	-	12	4	3 010	173	-	-	-	-	-	4	76	1	民國 107 年 2018
民國 108 年 2019	3	2	12	-	630	2	2	11	43	1	2	3	7	2 815	135	-	-	-	-	-	5	54	-	民國 108 年 2019
民國 109 年 2020	9	2	10	1	1 060	-	5	7	17	9	-	12	2	3 467	120	-	-	-	-	-	16	59	-	民國 109 年 2020
民國 110 年 2021	3	-	9	2	1 204	-	9	4	16	4	1	11	6	3 242	134	-	-	-	-	-	3	63	1	民國 110 年 2021
民國 111 年 2022	2	-	12	2	1 087	8	7	4	33	3	-	10	7	3 028	116	-	-	1	-	-	5	43	-	民國 111 年 2022
民國 112 年 2023	1	-	10	1	1 246	-	5	3	25	12	-	11	6	3 253	74	-	-	-	-	-	6	48	1	民國 112 年 2023

14.最高法院刑事上訴案件被告科刑人數—按罪名與年別分(續四)

14. Numbers of Persons Sentenced in Criminal Appeals Cases Concluded by Supreme Court – by Crime Type and Year (Cont.4)

單位：人
Unit: individual

年別 Year	違反毒品危害防制條例 Violation of the narcotics endangerment prevention act			陸海空軍刑法 Criminal law of the armed forces	違反水利法 Violation of the irrigation management law	違反電業法 Violation of the electricity management law	違反海商法 Violation of the maritime commercial law	違反就業服務法 Violation of the employment services law	違反能源管理法 Violation of the energy management law	違反動產擔保交易法 Violation of the personal property secured transactions act	違反商業登記法 Violation of the commercial registration law	違反勞動基準法 Violation of the labor standards law	違反職業安全衛生法 Violation of the labor safety and health law	違反各種稅法 Violation of various taxation laws	違反菸酒管理法 Violation of the tobacco and alcohol management law	妨害國幣懲治條例 Violation of the punishment for impairment of state currency act	違反醫師法 Violation of the physicians law	違反藥事法 Violation of the pharmaceutical affairs act		違反麻醉藥品管理條例 Violation of the anaesthetics control act	年別 Year
	製造運輸販賣 Manufacture, transport, or sale	施用 Use	其他 Other															偽藥 Counterfeit medicine	其他 Other		
民國 103 年 2014	1 627	428	51	3	-	1	-	-	-	-	-	-	-	2	-	-	7	59	-	-	民國 103 年 2014
民國 104 年 2015	1 282	397	73	-	-	1	-	2	-	-	-	-	-	2	-	2	12	44	-	1	民國 104 年 2015
民國 105 年 2016	986	390	50	-	-	1	-	-	-	-	-	-	-	2	-	-	-	47	1	1	民國 105 年 2016
民國 106 年 2017	1 048	410	103	2	-	-	-	-	-	-	-	-	-	3	-	-	6	51	-	-	民國 106 年 2017
民國 107 年 2018	1 384	428	106	-	-	-	-	-	-	-	-	-	1	-	-	5	9	48	-	-	民國 107 年 2018
民國 108 年 2019	1 353	373	119	-	-	-	-	1	-	-	-	-	1	5	-	-	7	40	-	1	民國 108 年 2019
民國 109 年 2020	1 780	314	87	1	-	-	-	-	-	-	-	-	1	4	-	2	17	38	1	-	民國 109 年 2020
民國 110 年 2021	1 726	37	66	1	-	-	-	-	-	-	-	1	1	4	-	1	5	55	1	-	民國 110 年 2021
民國 111 年 2022	1 727	5	73	2	-	-	-	-	-	-	-	-	-	3	1	3	9	35	-	-	民國 111 年 2022
民國 112 年 2023	1 679	29	66	-	-	1	-	-	-	-	-	-	-	2	-	-	12	28	-	-	民國 112 年 2023

14.最高法院刑事上訴案件被告科刑人數—按罪名與年別分(續完)

14. Numbers of Persons Sentenced in Criminal Appeals Cases Concluded by Supreme Court – by Crime Type and Year (Cont. End)

單位：人
Unit: individual

年別 Year	違反著作權法 Violation of the copyright law	違反建築法 Violation of the building law	違反公平交易法 Violation of the fair trade act	違反山坡地保育利用條例 Violation of the mountain slopes conservation and utilization law	違反野生動物保育法 Violation of the wildlife conservation law	違反水污染防治法 Violation of the water pollution control law	違反兩岸關係條例 Violation of the cross-strait relations act	違反公司法 Violation of the company law	違反食品安全衛生管理法 Violation of the food sanitation control law	違反專利法 Violation of the patent law	違反商標法 Violation of the trademark law	違反槍砲彈藥刀械管制條例 Violation of the controlling guns, ammunition and knives act	國家安全法 National security law	集會遊行法 Mass gathering and demonstration act	違反銀行法 Violation of the banking law	違反選舉罷免法 Violation of the election and recall law	違反兒童及少年性剝削防制條例 Violation of the child and youth sexual exploitation prevention act	違反兒童及少年福利與權益保障法 Violation of the protection of children and youths welfare and rights act	違反洗錢防制法 Violation of Money Laundering Control Act	違反資恐防制法 Violation of Countering the Financing of Terrorism Act	違反跟蹤騷擾防制法 Violation of stalking and harassment prevention act	違反家庭暴力防治法 Violation of domestic violence prevention act	其他 Other	年別 Year
民國 103 年 2014	21	1	-	2	2	-	27	11	-	-	-	317	-	-	68	15	66	-	9	-	-	-	177	民國 103 年 2014
民國 104 年 2015	9	-	1	1	4	-	30	14	2	-	-	262	-	-	121	30	58	-	1	-	-	2	205	民國 104 年 2015
民國 105 年 2016	10	1	-	2	1	-	47	11	1	-	-	214	-	-	72	78	46	-	-	-	-	1	188	民國 105 年 2016
民國 106 年 2017	4	-	2	2	1	-	49	5	6	-	-	268	-	-	89	46	35	-	1	-	-	2	230	民國 106 年 2017
民國 107 年 2018	9	-	2	1	1	3	45	20	6	-	2	367	-	-	63	27	37	-	15	-	-	-	177	民國 107 年 2018
民國 108 年 2019	3	-	8	2	6	3	33	5	16	-	-	310	-	-	78	16	48	-	4	-	-	3	186	民國 108 年 2019
民國 109 年 2020	7	-	18	-	4	2	21	18	10	-	2	379	-	-	95	64	82	-	20	-	-	1	304	民國 109 年 2020
民國 110 年 2021	14	-	-	-	2	4	31	7	6	-	1	317	-	-	197	66	68	-	67	-	-	2	361	民國 110 年 2021
民國 111 年 2022	17	-	-	-	1	1	10	8	7	-	1	308	-	-	113	12	65	-	152	-	-	2	308	民國 111 年 2022
民國 112 年 2023	2	-	-	-	-	3	11	7	-	-	1	291	1	-	217	13	63	-	347	1	-	3	347	民國 112 年 2023

15.最高法院刑事上訴發回或發交更審案件次數及原因—按機關別分

15. Frequencies and Causes of Criminal Appeals Cases Remanded or Assigned for New Trial by Supreme Court – by Organ

中華民國 112 年 10 月至 12 月 (Oct.-Dec. 2023)

單位：件；項次
Unit: case; items

機關別 Organ	裁判件數 Cases repealed	發回或發交更審原因 Grounds for remand or assignment for new trial												機關別 Organ
		合計 Total		判決不適用法規或適用不當 Judgment that does not apply or improperly applies a law or regulation	法院組織不合法 Illegal court organization	應迴避之法官參與裁判 Disqualified judge participates in adjudication	禁止審判公開非依法律之規定 Illegal ban on trial in open court	法院認管轄有無或未論知管轄錯誤係不當 Improdecision on jurisdiction or no pronouncement of wrong jurisdiction	法院受理訴訟或不受理訴訟係不當 Improentertain-ment or refusal of case by the court	被告未於審判期日到庭而逕行審判 Judgment made without the presence of defendant in court	強制辯護要件未經到庭辯護而逕行審判 Judgment made without defense in mandatory defense cases	未經檢察官或自訴人到庭陳述即為審判 Trial without statement by a public or private prosecutor in court	應停止或更新審判而未經停止或更新 Trial that shall be stayed or renewed but was not done so	應於審判期日調查之證據未予調查 Where evidence to be investigated at the trial date is not investigated	
		全部 All	部分 Part												
合計 Total	**1 460**	**97**	**41**	**38**	**-**	**-**	**-**	**-**	**1**	**1**	**1**	**-**	**-**	**63**	**合計 Total**
臺灣高等法院 Taiwan High Court	720	44	21	16	-	-	-	-	-	-	1	-	-	29	臺灣高等法院 Taiwan High Court
臺灣高等法院臺中分院 Taiwan High Court, Taichung branch	357	19	11	6	-	-	-	-	-	-	-	-	-	15	臺灣高等法院臺中分院 Taiwan High Court, Taichung branch
臺灣高等法院臺南分院 Taiwan High Court, Tainan branch	173	8	2	4	-	-	-	-	-	-	-	-	-	5	臺灣高等法院臺南分院 Taiwan High Court, Tainan branch
臺灣高等法院高雄分院 Taiwan High Court, Kaohsiung branch	175	23	7	11	-	-	-	-	1	1	-	-	-	12	臺灣高等法院高雄分院 Taiwan High Court, Kaohsiung branch
臺灣高等法院花蓮分院 Taiwan High Court, Hualien branch	32	3	-	1	-	-	-	-	-	-	-	-	-	2	臺灣高等法院花蓮分院 Taiwan High Court, Hualien branch
福建高等法院金門分院 Fujian High Court, Kinmen branch	2	-	-	-	-	-	-	-	-	-	-	-	-	-	福建高等法院金門分院 Fujian High Court, Kinmen branch
智慧財產及商業法院 Intellectual Property and Commercial Court	1	-	-	-	-	-	-	-	-	-	-	-	-	-	智慧財產及商業法院 Intellectual Property and Commercial Court
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-	其他 Other

15.最高法院刑事上訴發回或發交更審案件次數及原因—按機關別分(續)

15. Frequencies and Causes of Criminal Appeals Cases Remanded or Assigned for New Trial by Supreme Court – by Organ (Cont.)

中華民國 112 年 10 月至 12 月 (Oct.-Dec. 2023)

單位：件；項次
Unit: case; items

機關別 Organ	發回或發交更審原因 Grounds for remand or assignment for new trial							發回或發交更審次數 Frequency of cases remanded or assigned for new trial								機關別 Organ
	未予被告以最後陳述之機會 Failure to avail the defendant with opportunity to present final statement	已受請求事項未予判決 No judgment on a claimed matter	未受請求事項予以判決 Judgment on an unclaimed matter	未經參與審理法官參與判決 Judge not participating in argument participates in judgment	判決不載理由或所載理由矛盾 Where no reasons are specified in the judgment or where ground of reasons specified are contradicting	訴訟程序違背法令顯然影響判決 Where the litigation procedure is in contravention of the laws and regulations and evidently influences the judgment	其他 Other	合計 Total	第一次 First time	第二次 Second time	第三次 Third time	第四次 Forth time	第五次 Fifth time	第六次 Sixth time	第七次 Seventh time	第八次以上 Eighth or more than eighth time	
合計 Total	**-**	**4**	**-**	**-**	**91**	**2**	**1**	**138**	**122**	**13**	**3**	**-**	**-**	**-**	**-**	**-**	**合計 Total**
臺灣高等法院 Taiwan High Court	-	2	-	-	46	-	1	65	55	9	1	-	-	-	-	-	臺灣高等法院 Taiwan High Court
臺灣高等法院臺中分院 Taiwan High Court, Taichung branch	-	2	-	-	16	1	-	30	28	1	1	-	-	-	-	-	臺灣高等法院臺中分院 Taiwan High Court, Taichung branch
臺灣高等法院臺南分院 Taiwan High Court, Tainan branch	-	-	-	-	8	-	-	10	10	-	-	-	-	-	-	-	臺灣高等法院臺南分院 Taiwan High Court, Tainan branch
臺灣高等法院高雄分院 Taiwan High Court, Kaohsiung branch	-	-	-	-	19	1	-	30	26	3	1	-	-	-	-	-	臺灣高等法院高雄分院 Taiwan High Court, Kaohsiung branch
臺灣高等法院花蓮分院 Taiwan High Court, Hualien branch	-	-	-	-	2	-	-	3	3	-	-	-	-	-	-	-	臺灣高等法院花蓮分院 Taiwan High Court, Hualien branch
福建高等法院金門分院 Fujian High Court, Kinmen branch	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	福建高等法院金門分院 Fujian High Court, Kinmen branch
智慧財產及商業法院 Intellectual Property and Commercial Court	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	智慧財產及商業法院 Intellectual Property and Commercial Court
其他 Oher	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	其他 Oher

16.最高法院重大刑事案件被告裁判結果─按年別分

16. Results of Judgments and Rulings of Major Criminal Cases Concluded by Supreme Court – by Year

單位：件；人
Unit: case; individual

年別 Year	終結件數 Cases closed	被告人數 Number of defendants													緩刑人數 Number of persons suspended of punishment	保安處分人數 Number of persons rehabilitative measures	褫奪公權人數 Number of persons deprived of civil rights	沒收件數 Number of confiscation cases	沒收並追徵、追繳或抵償件數 Number of confiscation and payment	追徵、追繳或抵償件數 Number of payment	年別 Year
		合計 Total	科刑 Individuals sentenced						免除其刑 Penalty released	無罪 Acquitted	免訴 Not prosecutable	不受理 Case declined	管轄錯誤 Mistake in Jurisdiction	其他 Other							
			計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑 Time imprisonments															
						十年以下 10 or less than 10 years	逾十年至十五年以下 Over 10 to 15 years	逾十五年 Over 15 years													
民國 103 年 2014	32.5	34	34	1	32	-	-	1	-	-	-	-	-	-	-	-	34	1	-	-	民國 103 年 2014
民國 104 年 2015	35.5	36	36	-	36	-	-	-	-	-	-	-	-	-	-	-	36	-	-	-	民國 104 年 2015
民國 105 年 2016	27.5	29	28	2	23	-	3	-	-	1	-	-	-	-	-	-	28	8	-	-	民國 105 年 2016
民國 106 年 2017	20.0	23	23	1	22	-	-	-	-	-	-	-	-	-	-	-	23	14	-	-	民國 106 年 2017
民國 107 年 2018	20.5	21	21	-	21	-	-	-	-	-	-	-	-	-	-	-	21	14	-	-	民國 107 年 2018
民國 108 年 2019	25.5	26	26	1	25	-	-	-	-	-	-	-	-	-	-	-	26	19	-	-	民國 108 年 2019
民國 109 年 2020	30.0	33	33	1	32	-	-	-	-	-	-	-	-	-	-	-	33	22	-	-	民國 109 年 2020
民國 110 年 2021	23.0	24	24	-	24	-	-	-	-	-	-	-	-	-	-	-	24	17	-	-	民國 110 年 2021
民國 111 年 2022	12.0	13	13	-	13	-	-	-	-	-	-	-	-	-	-	-	13	12	-	-	民國 111 年 2022
民國 112 年 2023	24.5	24	24	-	24	-	-	-	-	-	-	-	-	-	-	-	24	17	-	-	民國 112 年 2023

說明：本表僅含宣告不合法、無理由及自為判決之被告資料。
Note: This table only contains the defendants declared as improform, groundless or ruled by Supreme Court.

17.最高法院重大刑事案件被告裁判結果—按罪名別分

17. Results of Judgments and Rulings of Major Criminal Cases Concluded by Supreme Court – by Crime Type

中華民國 112 年 (2023)

單位：件；人
Unit: case; individual

罪名別 Crime type	終結件數 Cases closed	被告人數 Number of defendants													緩刑人數 Number of persons suspended of punishment	保安處分人數 Number of persons rehabilitative measures	褫奪公權人數 Number of persons deprived of civil rights	沒收件數 Number of confiscation cases	沒收並追徵、追繳或抵償件數 Number of confiscation and payment	追徵、追繳或抵償件數 Number of payment	罪名別 Crime type
		合計 Total	科刑 Individuals sentenced						免除其刑 Penalty released	無罪 Acquitted	免訴 Not prosecu-table	不受理 Case declined	管轄錯誤 Mistake in Jurisdict-ion	其他 Other							
			計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑 Timed imprisonments															
						十年以下 10 or less than10 years	逾十年至十五年以下 Over 10 to 15 years	逾十五年 Over 15 years													
合計 Total	**24.5**	**24**	**24**	**-**	**24**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**24**	**17**	**-**	**-**	**合計 Total**
普通刑法 General criminal law																					普通刑法 General criminal law
內亂罪 Offenses against the internal security of the state	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	內亂罪 Offenses against the internal security of the state
外患罪 Offenses against the external security of the state	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	外患罪 Offenses against the external security of the state
妨害國交罪 Offenses of interference with relations with other states	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	妨害國交罪 Offenses of interference with relations with other states
強制性交猥褻而故意殺被害人 Murder in addition to rape or forced obscene act	0.5	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	-	-	強制性交猥褻而故意殺被害人 Murder in addition to rape or forced obscene act
強制性交猥褻而致被害人於死 Rape or forced obscene act resulting in death of the victim	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	強制性交猥褻而致被害人於死 Rape or forced obscene act resulting in death of the victim
殺人既遂 Accomplished homicide	11.5	11	11	-	11	-	-	-	-	-	-	-	-	-	-	-	11	5	-	-	殺人既遂 Accomplished homicide
殺害直系血親尊親屬 Homicide of lineal ascendants by blood	2.0	2	2	-	2	-	-	-	-	-	-	-	-	-	-	-	2	1	-	-	殺害直系血親尊親屬 Homicide of lineal ascendants by blood
強盜結合罪 Offense combined with robbery	4.0	4	4	-	4	-	-	-	-	-	-	-	-	-	-	-	4	4	-	-	強盜結合罪 Offense combined with robbery
擄人勒贖既遂罪 Accomplished offense of kidnapping for ransom	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	擄人勒贖既遂罪 Accomplished offense of kidnapping for ransom
擄人勒贖既遂而致人於死或重傷 Accomplished offense of kidnapping for ransom resulting in death or serious bodily harm	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	擄人勒贖既遂而致人於死或重傷 Accomplished offense of kidnapping for ransom resulting in death or serious bodily harm
擄人勒贖結合罪 Offense combined with kidnapping for ransom	1.0	1	1	-	1	-	-	-	-	-	-	-	-	-	-	-	1	1	-	-	擄人勒贖結合罪 Offense combined with kidnapping for ransom
特別刑法 Special criminal law																					特別刑法 Special criminal law
懲治盜匪條例 Punishment of thieves and bandits act	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	懲治盜匪條例 Punishment of thieves and bandits act
違反毒品危害防制條例 Violation of the narcotics endangerment prevention act	5.0	6	6	-	6	-	-	-	-	-	-	-	-	-	-	-	6	5	-	-	違反毒品危害防制條例 Violation of the narcotics endangerment prevention act
製造運輸販賣第一級毒品既遂 Accomplished manufacture, transport, or sale of first grade narcotics	4.0	5	5	-	5	-	-	-	-	-	-	-	-	-	-	-	5	4	-	-	製造運輸販賣第一級毒品既遂 Accomplished manufacture, transport, or sale of first grade narcotics
製造運輸販賣第二級毒品既遂 Accomplished manufacture, transport, or sale of second grade narcotics	1.0	1	1	-	1	-	-	-	-	-	-	-	-	-	-	-	1	1	-	-	製造運輸販賣第二級毒品既遂 Accomplished manufacture, transport, or sale of second grade narcotics
意圖販賣而持有第一級毒品 Possession, with intent to sell, of first grade narcotics	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	意圖販賣而持有第一級毒品 Possession, with intent to sell, of first grade narcotics
強暴脅迫使人施用第一級毒品既遂 Accomplished offense of causing another to use first grade narcotics by violence or threat	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	強暴脅迫使人施用第一級毒品既遂 Accomplished offense of causing another to use first grade narcotics by violence or threat
強暴脅迫使人施用第二級毒品既遂 Accomplished offense of causing another to use second grade narcotics by violence or threat	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	強暴脅迫使人施用第二級毒品既遂 Accomplished offense of causing another to use second grade narcotics by violence or threat
意圖供製造毒品之用而栽種罌粟古柯 Cultivation, with intent for manufacture of narcotics, of poppy and coca	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	意圖供製造毒品之用而栽種罌粟古柯 Cultivation, with intent for manufacture of narcotics, of poppy and coca

說明：本表僅含宣告不合法、無理由及自為判決之被告資料。
Note: This table only contains the defendants declared as improform, groundless or ruled by Supreme Court.

17.最高法院重大刑事案件被告裁判結果—按罪名別分(續)

17. Results of Judgments and Rulings of Major Criminal Cases by Supreme Court – by Crime Type (Cont.)

中華民國 112 年 (2023)

單位：件；人
Unit: case; individual

罪名別 Crime type	終結件數 Cases closed	被告人數 Number of defendants													緩刑人數 Number of persons suspended of punishment	保安處分人數 Number of persons rehabilitative measures	褫奪公權人數 Number of persons deprived of civil rights	沒收件數 Number of confiscation cases	沒收並追徵、追繳或抵償件數 Number of confiscation and payment	追徵、追繳或抵償件數 Number of payment	罪名別 Crime type
		合計 Total	科刑 Individuals sentenced						免除其刑 Penalty released	無罪 Acquitted	免訴 Not prosecu-table	不受理 Case declined	管轄錯誤 Mistake in Jurisdict-ion	其他 Other							
			計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑 Timed imprisonments															
						十年以下 10 or less than10 years	逾十年至十五年以下 Over 10 to 15 years	逾十五年 Over 15 years													
違反槍砲彈藥刀械管制條例 Violation of the controlling guns, ammunition and knives act	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反槍砲彈藥刀械管制條例 Violation of the controlling guns, ammunition and knives act
未經許可製造販賣或運輸槍砲彈藥既遂 Accomplished manufacture, sale, or transport of guns or explosives without permission	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	未經許可製造販賣或運輸槍砲彈藥既遂 Accomplished manufacture, sale, or transport of guns or explosives without permission
未經許可轉讓出租或出借槍砲彈藥既遂 Accomplished transfer, lease, or lending of guns or explosives without permission	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	未經許可轉讓出租或出借槍砲彈藥既遂 Accomplished transfer, lease, or lending of guns or explosives without permission
意圖供犯罪之用而製造販賣運輸轉讓出租出借槍砲彈藥既遂 Accomplished manufacture, sale, transport, transfer, lease, or lending, with intent for use in commission of crime, guns or explosives without permission	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	意圖供犯罪之用而製造販賣運輸轉讓出租出借槍砲彈藥既遂 Accomplished manufacture, sale, transport, transfer, lease, or lending, with intent for use in commission of crime, guns or explosives without permission
意圖供犯罪之用而製造販賣運輸轉讓出租出借鋼筆..等槍械 Manufacture, sale, transport, transfer, lease, or lending, with intent for use in commission of crime, firearms such as a pistol fountain pen	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	意圖供犯罪之用而製造販賣運輸轉讓出租出借鋼筆..等槍械 Manufacture, sale, transport, transfer, lease, or lending, with intent for use in commission of crime, firearms such as a pistol fountain pen
未經許可製造販賣運輸具有殺傷力之改造模型槍既遂 Accomplished manufacture, sale, or transport of lethal model firearms without permission	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	未經許可製造販賣運輸具有殺傷力之改造模型槍既遂 Accomplished manufacture, sale, or transport of lethal model firearms without permission
意圖供犯罪之用而擅自改造販賣運輸轉讓出租出借改造模型槍 Manufacture, sale, transport, transfer, lease, or lending, with intent for use in commission of crime, of lethal model firearms without permission	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	意圖供犯罪之用而擅自改造販賣運輸轉讓出租出借改造模型槍 Manufacture, sale, transport, transfer, lease, or lending, with intent for use in commission of crime, of lethal model firearms without permission
意圖供犯罪之用而製造販賣運輸轉讓出租出借具殺傷力之各式槍砲 Manufacture, sale, transport, transfer, lease, or lending, with intent for use in commission of crime, other various guns or explosives without permission	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	意圖供犯罪之用而製造販賣運輸轉讓出租出借具殺傷力之各式槍砲 Manufacture, sale, transport, transfer, lease, or lending, with intent for use in commission of crime, other various guns or explosives without permission
違反兒童及少年性剝削防制條例 Violation of the child and youth sexual exploitation prevention act	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反兒童及少年性剝削防制條例 Violation of the child and youth sexual exploitation prevention act
違反組織犯罪條例重大案件 Major cases of violation of the Organized Crimes Act	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反組織犯罪條例重大案件 Major cases of violation of the Organized Crimes Act
非法介入公共工程重大案件 Major cases of illegal intervention in public projects	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	非法介入公共工程重大案件 Major cases of illegal intervention in public projects
違法重大金融案件 Major illegal financial cases	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違法重大金融案件 Major illegal financial cases
貪污重大案件 Major corruption cases	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	貪污重大案件 Major corruption cases
賄選重大案件 Major cases of election by bribery	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	賄選重大案件 Major cases of election by bribery
食品安全衛生管理案件 Major cases of violation of the food sanitation control law	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	食品安全衛生管理案件 Major cases of violation of the food sanitation control law
營業秘密案件 Major cases of trade secret	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	營業秘密案件 Major cases of trade secret
其他認為於社會治安有重大影響之案件 Other cases deemed to have major effect on social security	0.5	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	其他認為於社會治安有重大影響之案件 Other cases deemed to have major effect on social security

18.最高法院重大刑事案件收結情形—按年別分

18. State of Filings and Dispositions of Major Criminal Cases in Supreme Court – by Year

單位：件；日 (Unit: case; day)

年別 Year	受理件數 Cases lodged			終結件數 Cases closed			未結件數 Pending cases	實際以重大終結案件中平均一件所需日數 Average number of days required to close a major case
	合計 Total	舊受 Previously lodged	新收 Newly lodged	重大案件 Major cases		非重大案件 Non-major cases		
				不合法、無理由及自為判決 Improform, Groundless and Ruled by the Supreme Court	發回更審 Referred back to previous court for new trial			
民國 103 年 2014	53	12	41	32.5	13.5	-	7	47.20
民國 104 年 2015	58	7	51	35.5	12.5	-	10	49.98
民國 105 年 2016	49	10	39	27.5	13.5	-	8	61.41
民國 106 年 2017	31	8	23	20.0	6.0	-	5	58.04
民國 107 年 2018	41	5	36	20.5	14.5	1	5	58.00
民國 108 年 2019	42	5	37	25.5	7.5	-	9	75.12
民國 109 年 2020	44	9	35	30.0	10.0	-	4	45.68
民國 110 年 2021	34	4	30	23.0	7.0	-	4	66.00
民國 111 年 2022	23	4	19	12.0	7.0	-	4	65.37
民國 112 年 2023	32	4	28	24.5	5.5	-	2	40.57

19.最高法院刑事補償事件終結情形—按年別分

19. State of Compensation for Wrongful Detentions and Executions Cases in Supreme Court – by Year

單位：件；人；新台幣元
Unit: case; individual; NT. $

年別 Year	終結情形 State of cases closed																	核准情形 State of approval								年別 Year
	計 Total	核准件數及請求補償原因 Number of approved cases and grounds for compensation claim													駁回件數 Cases dismissed	撤回件數 Cases withdrawn	其他 Other	合計 Total		核准補償 Compensation approved		核准返還執行罰金 Execution penalty ordered for reimbursement		核准沒收、追徵、追繳或抵償 The state of execution on confiscation or payment		
		第一條第一款 The first section, Paragraph 1	第一條第二款 The second section, Paragraph 1	第一條第三款 The third section, Paragraph 1	第一條第四款 The fourth section, Paragraph 1	第一條第五款 The fifth section, Paragraph 1	第一條第六款 The sixth section, Paragraph 1	第一條第七款 The seventh section, Paragraph 1	第二條第一款 The first section, Paragraph 2	第二條第二款 The second section, Paragraph 2	第二條第三款 The third section, Paragraph 2	第二條第四款 The fourth section, Paragraph 2	第二條第五款 The fifth section, Paragraph 2	第二條第六款 The sixth section, Paragraph 2				人數 Number of persons	金額 Amount of money	人數 Number of persons	金額 Amount of money	人數 Number of persons	金額 Amount of money	人數 Number of persons	金額 Amount of money	
民國 103 年 2014	6	-	1	-	-	-	-	-	-	-	-	-	1	-	2	-	2	2	482 700	1	345 000	1	137 700	-	-	民國 103 年 2014
民國 104 年 2015	6	-	1	-	-	-	-	-	-	-	-	-	1	-	2	-	2	2	945 000	2	945 000	-	-	-	-	民國 104 年 2015
民國 105 年 2016	3	-	-	-	-	-	-	-	-	-	-	-	-	-	3	-	-	-	-	-	-	-	-	-	-	民國 105 年 2016
民國 106 年 2017	3	-	-	-	-	-	-	-	-	-	-	-	-	-	3	-	-	-	-	-	-	-	-	-	-	民國 106 年 2017
民國 107 年 2018	6	1	2	-	-	-	1	-	-	-	-	-	-	-	1	-	1	4	746 700	4	746 700	-	-	-	-	民國 107 年 2018
民國 108 年 2019	4	-	-	-	-	-	-	-	-	-	-	-	-	-	3	-	1	-	-	-	-	-	-	-	-	民國 108 年 2019
民國 109 年 2020	3	-	2	-	-	-	-	-	-	-	-	-	-	-	1	-	-	2	276 000	2	276 000	-	-	-	-	民國 109 年 2020
民國 110 年 2021	13	-	1	-	-	-	4	-	-	-	-	-	-	-	6	1	1	5	621 000	5	621 000	-	-	-	-	民國 110 年 2021
民國 111 年 2022	11	-	1	-	-	-	2	-	-	-	-	-	-	-	8	-	-	3	237 000	3	237 000	-	-	-	-	民國 111 年 2022
民國 112 年 2023	7	-	-	-	-	-	-	-	-	-	-	-	-	-	5	-	2	-	-	-	-	-	-	-	-	民國 112 年 2023

20.最高法院軍事案件收結情形—按年別分

20. State of Filings and Dispositions of Military Cases in Supreme Court – by Year

單位：件；日 (Unit: case; day)

年別 Year	受理件數 Cases lodged			終結件數 Cases closed				未結件數	終結案件中平均一件所需日數
	合計 Total	舊受 Previously lodged	新收 Newly lodged	計 Total	不合法、無理由及自為判決 Improform, Groundless and Ruled by Supreme Court	發回更審 Referred back to previous court for new trial	其他 Other	Pending cases	Average number of days to close a case
民國 103 年 2014	75	11	64	68.0	39.5	9.5	19.0	7	33.99
民國 104 年 2015	42	7	35	30.0	13.0	5.0	12.0	12	55.10
民國 105 年 2016	48	12	36	34.0	18.0	4.0	12.0	14	35.79
民國 106 年 2017	46	14	32	36.0	22.0	2.0	12.0	10	34.94
民國 107 年 2018	43	10	33	32.0	22.0	2.0	8.0	11	56.09
民國 108 年 2019	35	11	24	25.0	15.0	3.0	7.0	10	56.52
民國 109 年 2020	37	10	27	25.0	19.0	1.0	5.0	12	23.36
民國 110 年 2021	41	12	29	33.0	19.5	3.5	10.0	8	49.33
民國 111 年 2022	40	8	32	29.0	18.0	2.0	9.0	11	58.59
民國 112 年 2023	36	11	25	32.0	13.0	5.0	14.0	4	56.09

21.最高法院刑事軍事上訴案件被告裁判結果—按年別分

21. Results of Judgments and Rulings of Military Cases Concluded by Supreme Court – by Year

單位：件；人
Unit: case; individual

年別 Year	終結件數 Cases closed	被告人數 Number of defendants																	緩刑人數 Number of persons suspended of punishment	保安處分人數 Number of persons rehabilitative measures	年別 Year
		合計 Total	科刑 Individuals sentenced											免除其刑 Penalty released	無罪 Acquitted	免訴 Not prosecutable	不受理 Case declined	管轄錯誤 Mistake in Jurisdiction	其他 Other			
			計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑 Time imprisonments															
						小計 Subtotal	一年以下 1 or less than 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年 Over 10 years									
民國 103 年 2014	46	47	45	-	1	44	7	2	3	21	2	6	3	-	2	-	-	-	-	-	-	民國 103 年 2014
民國 104 年 2015	18	24	23	-	1	22	-	4	2	10	2	1	3	-	1	-	-	-	-	-	-	民國 104 年 2015
民國 105 年 2016	20	25	23	-	-	23	4	-	11	4	2	2	-	-	2	-	-	-	-	-	-	民國 105 年 2016
民國 106 年 2017	24	28	26	1	-	25	5	2	1	9	6	1	1	-	2	-	-	-	-	-	-	民國 106 年 2017
民國 107 年 2018	24	31	29	-	-	29	11	3	3	3	5	3	1	-	2	-	-	-	-	-	-	民國 107 年 2018
民國 108 年 2019	18	20	19	-	-	19	7	6	-	5	-	1	-	-	-	-	-	-	1	-	-	民國 108 年 2019
民國 109 年 2020	18	17	17	-	-	17	6	3	1	5	-	1	1	-	-	-	-	-	-	-	-	民國 109 年 2020
民國 110 年 2021	23	40	38	-	-	38	6	6	4	11	11	-	-	-	1	-	-	-	1	-	-	民國 110 年 2021
民國 111 年 2022	19	20	20	-	1	19	6	6	-	6	-	1	-	-	-	-	-	-	-	2	1	民國 111 年 2022
民國 112 年 2023	19	15	13	-	-	13	2	3	3	3	-	2	-	-	1	-	-	-	1	-	-	民國 112 年 2023

說明：本表僅含宣告不合法、無理由及自為判決之被告資料。
Note: This table only contains the defendants declared as improform, groundless or ruled by Supreme Court.

22.最高法院刑事軍事上訴案件被告裁判結果—按罪名別分

22. Results of Judgments and Rulings of Military Cases Concluded by Supreme Court –by Crime Type

中華民國 112 年 (2023)

單位：件；人
Unit: case; individual

罪名別 Crime type	終結件數 Cases closed	被告人數 Number of defendants																	緩刑人數 Number of persons suspended of punishment	保安處分人數 Number of persons rehabilitative measures	罪名別 Crime type
		合計 Total	科刑 Individuals sentenced											免除其刑 Penalty released	無罪 Acquitted	免訴 Not prosecu-table	不受理 Case declined	管轄錯誤 Mistake in Jurisdiction	其他 Other		
			計 Subtotal	死刑 Death sentence	無期徒刑 Life sentence	有期徒刑 Time imprisonments															
						小計 Subtotal	一年以下 1 or less than 1 year	逾一年至二年以下 Over 1 year to 2 years	逾二年至三年以下 Over 2 years to 3 years	逾三年至五年以下 Over 3 years to 5 years	逾五年至七年以下 Over 5 years to 7 years	逾七年至十年以下 Over 7 years to 10 years	逾十年 Over 10 years									
合計 Total	**19**	**15**	**13**	**-**	**-**	**13**	**2**	**3**	**3**	**3**	**-**	**2**	**-**	**-**	**1**	**-**	**-**	**-**	**1**	**-**	**-**	**合計 Total**
陸海空軍刑法計 Criminal law of the armed forces	**2**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**陸海空軍刑法計** Criminal law of the armed forces
違反職役職責罪 Offences against the military duty or service	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反職役職責罪 Offences against the military duty or service
違反長官職責罪 Offences against the military duty of officer	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反長官職責罪 Offences against the military duty of officer
違反部屬職責罪 Offences against the military duty of subordinate	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	違反部屬職責罪 Offences against the military duty of subordinate
其他軍事犯罪 Other military offences	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	其他軍事犯罪 Other military offences
外患罪 Offenses against the external security of the state	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	外患罪 Offenses against the external security of the state
普通刑法計 General criminal law	**6**	**3**	**3**	**-**	**-**	**3**	**1**	**1**	**-**	**1**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**普通刑法計 General criminal law**
偽造文書印文罪 Offenses of forging instruments or seals	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	偽造文書印文罪 Offenses of forging instruments or seals
妨害性自主罪 Offenses against sexual autonomy	6	3	3	-	-	3	1	1	-	1	-	-	-	-	-	-	-	-	-	-	-	妨害性自主罪 Offenses against sexual autonomy
殺人罪 Offenses of homicide	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	殺人罪 Offenses of homicide
詐欺罪 Offenses of fraud	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	詐欺罪 Offenses of fraud
其他 Other	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	其他 Other
特別刑事法計 Special criminal law	**11**	**12**	**10**	**-**	**-**	**10**	**1**	**2**	**3**	**2**	**-**	**2**	**-**	**-**	**1**	**-**	**-**	**-**	**1**	**-**	**-**	**特別刑事法計 Special criminal law**
貪污治罪條例 Punishment of corruption act	4	4	2	-	-	2	-	-	1	-	-	1	-	-	1	-	-	-	1	-	-	貪污治罪條例 Punishment of corruption act
違反毒品危害防制條例 Violation of the narcotics endangerment prevention act	2	3	3	-	-	3	1	1	1	-	-	-	-	-	-	-	-	-	-	-	-	違反毒品危害防制條例 Violation of the narcotics endangerment prevention act
違反兒童及少年性剝削防制條例 Violation of the child and youth sexual exploitation prevention act	2	2	2	-	-	2	-	-	-	2	-	-	-	-	-	-	-	-	-	-	-	違反兒童及少年性剝削防制條例 Violation of the child and youth sexual exploitation prevention act
其他 Other	3	3	3	-	-	3	-	1	1	-	-	1	-	-	-	-	-	-	-	-	-	其他 Other
併案裁判 Consolidated judgments	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**-**	**併案裁判 Consolidated judgments**

說明：本表僅含宣告不合法、無理由及自為判決之被告資料。
Note: This table only contains the defendants declared as improform, groundless or ruled by Supreme Court.