

# **Investigations the Formation personality file in the new rules of criminal in Iran with looking at America rule**

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**There are many reasons to attention to the criminal persons. Of the reasons for human rights offenders as human beings deserving of dignity and respect "We have honored the man" this conception that their rights in the criminal justice system should be considered fair and just like opposite sides of victim. What there is consensus among different views doctrine about how to determine fair punishment and penal justice, that it should be fit between punishment and crime, as well as criminal situation that filing personality can provide the conditions to achieve this goal. One of the functions of filing character has in Iran and America can be noted in stage judicial decision about convicted person and determine the extent of his punishment after taking crime and it is very important that at this stage Judgment with the principle of individualizing the punishment and filing characters punishment fits the crime. The principle of individualizing the penalty is one of the most important principles governing the punishment that with observing it penalties determined more equitable and more humane. This means that in compliance with this principle in the process of judicial decision-making, official tendentious with offender character recognition and ion of appropriate punishment tries for the purposes of retribution, prevent recidivism, reformation and treatment and justice and fairness. Important and initial function of character dossiers in the criminal justice system is help to refine and treat offenders. This policy in the long term can be effective on strengthen risk management offense and crime prevention.**

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