

# The concept of cause and direction in civil litigation

masoomeh marzooghi\*,

**Abstract** Anyone who claims to be right and wants to achieve it, will inevitably have to file a lawsuit in the judiciary. But simply claiming a right cannot be useful in achieving the purpose, in the meanwhile, the claimant has to provide other means for himself, in order to bring the claim to the judicial authority, will overcome by resorting to the tool to the problems in reaching the right. Among these are the directions and obligations referred to in article 51, paragraph 4, of the Civil Procedure Code. The directions and obligations contained in this paragraph are considered to be one of the most important things that if not properly explained and provided, neither will it help the seeker to achieve the right, and it will lead to his failure in this way, And, sometimes, the way to file a lawsuit can be either open or with an obstacle. But this clause is ambiguous, and it is also an issue that has not been ascertained by the point of view of the direction in this paragraph, or whether the legislators have considered something else here; Because the causes and direction of each of the different laws have different concepts each other, this is a glance at the Civil Code and the Criminal Code. It seems that, by examining the issues raised above, one can compare the comparison between the two titles in Article 51 (4) of the Civil Procedure Law, apart comparing the concepts of civil law, criminal law and civil procedure, with regard to the cause and the direction. And stated that the two in this article have a concept and function, or that they are good and different each other and have separate goals. **Keywords:** Civil Procedure, Litigation, Cause, Direction, Validity of the Judgment.

**Keywords :** **Keywords:** Civil Procedure, Litigation, Cause, Direction, Validity of the Judgment.

[Islamic Azad University, Rasht Branch - Thesis Database](#)  
[دانشگاه آزاد اسلامی، واحد رشت - سامانه بانک اطلاعات پایان نامه ها](#)