

# Survey the Article 391 of the civil law with a view to case law number 733

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**Abstract:** This project is a comparative study between the article 391 of the civil law and judicial precedent number 733 (about the devaluation of the estates). In contract of sale, the price is often money, and because of rising inflation in our country, after a while, the value of money will be decreased. So by the returning the money that ed in the contract, the buyer won't be in a position before the contract, on the other hand because of raise of the price, specially in estates, the buyer should pay manifold for buying the similar bought things after the discovery of invalidating the contract sale. The devaluation of the money on one hand, and raise of price on the other hand, causes damage to the buyer which must be compensated. After reviewing the concepts damage, non-profit and devaluation of money, for explaining the damage mentioned in article 391 of the civil law, the result is that both the article mentioned and judicial precedent are talking about customer compensation and devaluation of money. According to article 391 "recompense" have been used absolute, so we are trying to study about customer compensation completely. Key words: recompense, devaluation of money, raise of price, judicial precedent number 733, the article 391 of the civil law.

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