

The role and application of the fundamental concepts in civil law (absolute, bound, general and specific)

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Many of the rules and issues that have been raised in the jurisprudence are also used in terms of words in legal arguments and inferences. In this context, there is an absolute and specific discussion of the issues involved and the recognition of these concepts and its related judgments. They are effective in understanding the rules and development. In the absolute application of the case study to civil law, we find that the absolute term has often been raised in cases such as marriage, evidence, quarrel, will, inheritance, and many other issues. The general and specific application of civil law has also been widespread and the Iranian civil lawman has used general terms to extend the circle of his sentence or to reduce the concept circle. There are differences in the use of general, specific or absolute between lawyers. As an example, the relationship between Article 328 of the Civil Code and Article 1 of the Civil Liability Act, so that their general and specific relationship is established, is the place of dispute, which is discussed in detail in the thesis.

Keywords : : Civil Code, Waste, Absolute, Compulsory, Guaranty, General, Special.

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