

ABSTRACT

Arina Sondang

(00000010318)

“THE AUTHORITY OF DISTRICT COURT IN THE SETTLEMENT OF DIVORCE CASES FOR MARRIED COUPLES IS CATHOLIC (Case Study Number: 2877 K/Pdt/2012)”

(xi + 64 pages ; 1 attachment)

According to Article 1 of Law Number 1 of 1974 concerning Marriage, Marriage is an inner and outer bond between a man and a woman as husband and wife with the aim of forming a happy and eternal family based on the One Godhead. Furthermore, in Article 2 it is explained that marriage is legal, if it is carried out according to the laws of each religion and its beliefs and each marriage is recorded according to the applicable laws and regulations. One of the principles of marriage contained in the Marriage Law is the Principle of Monogamy. The Meaning of the Principles of Monogamy is regulated in article 3 paragraph (1) of the Marriage Law, namely "In principle, a man may only have a wife. A woman can only have a husband". The emergence of a change in the outlook of life that is different between husband and wife, the emergence of disagreements between the two, changing the tendency of the heart in each of them often leads to a household crisis that changes the harmonious atmosphere into strife, conformity becomes a dispute, affection becomes hatred, all things which must be accommodated and completed. In the marriage formula according to the Marriage Law, the purpose of marriage is to establish a happy and eternal family (household), this means that the marriage is held not for a while or for a certain period of time planned, but for a lifetime or forever, and not may be disconnected just like that. Therefore marriage is not permitted which is only held temporarily such as contract marriage. Termination of marriage with divorce is only permitted under very forced circumstances.

Reference: 35 (1974 – 2018)

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