

## **ABSTRACT**

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### ***JURIDICAL REVIEW OF THE LEGAL POSITION OF FORCED MONEY (DWANGSOM) IN TORT CASES WHOSE PRINCIPAL PENALTY IS IN THE FORM OF PAYMENT OF MONEY***

**(ix+91 pages)**

*The thesis entitled "Juridical Review of the Position of Forced Money (Dwangsom) in Default Cases whose Principal Penalty is in the Form of Payment of Money" aims to analyze the legal position and effectiveness of forced money (Dwangsom) as a tool in enforcing compliance with a contract. Especially in situations where the main settlement involves the payment of a certain amount of money. Forced money is a legal instrument used to ensure the implementation of court decisions by imposing daily financial sanctions if the losing party does not comply with the ruling. Default, as a form of non-fulfillment of contractual obligations, often results in demands for payment of money as compensation. This research uses qualitative methods by utilizing document analysis of judges' decisions relevant to the topic. The main focus of the analysis includes legal review and judges' consideration in accepting or rejecting forced money as an instrument of enforcement of default-related rulings. In addition, this study also considers differences in the results of judges' decisions in similar cases and the impact of the application of forced money on justice and legal effectiveness. The results of this study are expected to provide a clearer picture of the pattern of judges' rulings related to forced money in default cases with the principal penalty of paying money. This comparative analysis is expected to contribute to the development of better legal policies, especially in the context of civil judgment enforcement and efforts to improve legal effectiveness in Indonesia.*

*References* : 51 (1981-2023)

*Keywords* : *Legal Standing, Forced Money, Default, Payment of Money*