

Analisis yuridis wanprestasi dalam perjanjian sewa menyewa ruang simulator menurut hukum perikatan studi kasus putusan no 267 pk pdt 2011 = Juridical analysis of default on symulator room rental agreement reviewed by the law of obligation case study court decision no 267 pk pdt 2011 / Puspasari Nurmaladewi

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Abstrak

ABSTRAK

Skripsi ini membahas tentang analisa putusan hakim yang menyatakan tergugat telah wanprestasi berdasarkan Putusan No. 267 PK/PDT/2011. Penelitian ini adalah penelitian kualitatif dengan desain deskriptif. Hasil penelitian menyarankan agar hakim dalam putusannya menerapkan asas memuat dasar alasan yang jelas dan rinci; putusan yang dijatuhkan harus berdasarkan pertimbangan yang jelas dan cukup sebagaimana yang ditegaskan pada Pasal 25 Ayat (1) UU No.4 Tahun 2004 tentang Kekuasaan Kehakiman dan Pasal 178 Ayat (1) HIR.

ABSTRACT

The focus of this study is the analysis of court decision that the defendant has been declared in default by decision No. 267 PK/PDT/2011. The purpose of this study is to understand if judges considerations of court decision No. 397/Pdt.G/2006/PN.JKT.PST, court decision No. 24/PDT/2008/PT.DKI, court decision No. 56 K/Pdt/2009, and court decision No. 267 PK/PDT/2011 is right. This research is qualitative descriptive interpretive. The data were collected by literature research. The researcher suggest that suggested that the judge in his decision to apply the principles contain a clear rationale and detailed; decision handed down should be based on clear and sufficient consideration as defined in Article 25 Paragraph (1) of Act 4 of 2004 on Judicial Power and Article 178 Paragraph (1) HIR.