

ABSTRACT

Muhammad Ais Setiawan. 09210028. 2014. The Efforts Bailiffs role in to bring the defendant divorce cases in The Islamic Court Bangil, Pasuruan. Thesis. Al-ahwal Al-syakhsiyyah Study Program, Sharia Faculty, State Islamic University of Maulana Malik Ibrahim Malang, Lecturer: Dr. H. Mujaid Kumkelo, M.H

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The Islamic Court is one of the implementing agencies of the judicial authorities in charge of receiving, examining and deciding civil cases filed with the Court. For the smooth process of the trial, the presence of the litigants is crucial for deciding cases in which trial judges may hear testimony from both sides, so that the decision not rated bias and can be accepted by the plaintiff or defendant. Pursuant to Article 103 of Law No. 50 In 2009 the duty to summon the litigants to appear before the court is Bailiffs / Substitute Bailiffs.

The research focus is to determine how the application role Bangil The Islamic Court Bailiffs. It aims to determine the role of Bailiffs when delivering the call to the defendant a divorce case. The future research focus, why the defendant ignores calls in The Islamic Court Bangil trial. It aims to find out the reasons why the defendant ignores the call of The Islamic Courts Bangil.

The type research used in this study is empirical jurisdiction. Legal materials in the form of primary legal materials is the result of direct interviews with several informants, clerks, bailiffs and defendant. While the secondary legal materials include documents, photographs and other supporting books. The analysis used is descriptive qualitative, which describe clearly and concisely about the role of The Islamic Court bailiff Bangil defendant ignores the call and the reason the trial.

The results obtained by researchers is the first effort made The Islamic Court Bangil Bailiffs to a defendant who would be called to appear in court is to do a good communication without bring up the things that could make the defendant felt angry and give direction to the defendant as well as an understanding of the importance of attendance in the trial. The second was found a few things that the background defendants ignore the call at the trial, that is, the defendant has been unintended to deal with the case, the court day is clash with defendant working time, defendant is really disappointed with the short thought of the judge, defendant is frightened to present in the court.