

ABSTRACT

Puji Rahayu. Diah, 10220034, WARRANTIES OF TITLE PRACTICE EXECUTION OF CUSTOMERS TORT LIABILITY (CASE STUDY IN BANK MUAMALAT KAB. JOMBANG) Thesis Department of Business Law of the State Islamic Syariah. Universitas Mulana Malik Ibrahim Malang.

Supervisor: Dr. Suwandi. M.H

Keywords: Mortgage, Islamic Law, Default, Execution, Warranty.

Developments in all areas at this time of life would become increasingly. But current economic field also began to experience significant growth among the general public. One of them is a banking institution that is regulated in Law No. 7 of 1992 and is also a forum for people to carry out their various purposes in financial terms and in terms of financing. Regarding the things that exist in the banking itself, many of which are not known by most people about the existence of security rights set forth in Law No. 4 Year 1996 Which of these things should be understood by the community, both on the collateral security rights itself, and what is the result if the customer does not properly perform its obligations in terms of security rights.

The focus of this study adalah untuk know a) How does the practice of execution guarantees tanggunga rights against defaulting customers in Bank Muamalat Jombang? b) what are the constraints faced by the Bank Muamalat Jombang in the practice of execution guarantees security rights against defaulting customers?

This type of research used in this study is an empirical approach to data collection kualitatif. Metode that researchers use observation, interview and documentation. The number of research subjects in this study there are two speakers from the Bank Muamalat Jombang

Based on the results of the study is the first practice of execution guarantees security rights against defaulting customers in Bank Muamalat Jombang has happened on several customers. Second in view of the practice of Islamic law guarantees the execution of the guarantee rights against defaulting customers should have a grounding in the practice of sharia, so that both parties are not suffered a loss. Third constraints faced by Bank Muamalat Jombang in practice execution guarantee the security rights against defaulting customers to make an evaluation of their performance further.