

ABSTRACT

Lilik Cholifatun Chasana, 10210098, 2014. *Dispute Resolution Against for Children Grants Lift Through the Head of Village (Case Study In Wangun Village, Palang District, Tuban)*. Thesis. Al ahwal Al-shakhsyiah Majors, Sharia Faculty, Maulana Malik Ibrahim State Islamic University of Malang. Supervisor: Dr. H. Fadil Sj, M.Ag.

Key Words : Dispute, Grant, Child Lift, The Head of Village

There has been a problem in the Wangun Village, Palang District, Tuban Regency related grants issues that has given to a foster child who has been adopted by the grantor of during her childhood until he was married. The grant treasures to be a problem, because of grantor brother didn't receive with the land grant that had been given to the foster child. Then, appear dispute going on between both parties. So, this issue was brought to the head of village to find a solution about dispute related to the grant.

In this research, there are problems formulation, namely: 1) What is the basis of the village head in resolving the dispute grants against on foster child? 2) How dispute resolution grants against on adopted children conducted by the head of village? 2). Type of this research is empirical qualitative approach. Researcher use some methods in collecting data, such as observation, interview and documentation. Data analysis method is used in this research, is descriptive qualitative analysis

The results of this research are . The basic that be used by head of village in solving this problem refers to benefit of community and no rules legally. But this is equated with the existing rules on al-Qawaid fihiyah, namely "*Jalb-u al Mashālih Wa Dar-u al-Mafāsīd*" (*meraih kemaslahatan dan menolak kemafsadatan*). Existing several stages performed by head of village in solving this problem. *First*, look for a family tree from all of the parties and find out the origins of property dispute. *Second*, both parties of dispute, brought together in a single forum, attended by each side of family and and both parties expressed the problems. *Third*, because the first meeting didn't get solution yet, held a subsequent meeting to find a solution by bringing new evidence that could corroborate what is disputed. *Fourth*, head of village gave a briefing that this problem is families problem and better this problem is solved with deliberation, because head of village doesn't has authority in resolving the related estate. From several stages can be found the solution that the land home to be rights of the foster child and land of field to be right for brother of grant giver

