



Sources of Law

Customs

- Any rule being practiced by any Community continuously and uniformly from time immemorial.
- In India, laws relating to marriage and divorce and developed from customs followed by different communities.
- Example- The Hindu Marriage Act, 1955
 - Solemnization of marriage.
 - Prohibited marriages.
 - Rights upon dissolution of marriage.
- Custom should not against Statutory law, unreasonable and opposed to public policy.

Judicial Precedents

- Previously decided judgements binding on the lower court.
- Judgement of High Courts may have a persuasive value on another High Court.
- Cases decided by smaller benches of the Hon'ble Supreme Court.

Legislation

- Law made by the Parliament/state legislation, may be central law, state law or special law.
- Subordinate legislation.

Persuasive Sources?



Basic Legal Terms

Constitutional Body

Statutory Body

Constitutional Rights

Statutory Rights

Fundamental Rights

Articles, Clauses, Sub-clauses

Sections, Sub-sections

Rules, Sub-rules

Provisos

Schedules

Explanations

Explanations

Substantive Law

Procedural Law

Cognizable Offence

Non-cognizable Offence

First Information Report

Bailable Offence

Non-bailable Offence

Compoundable Offence

Non-Compoundable Offence