



टिप्पणी

1

कानून की अवधारणा

क्या आपने कभी अपने दिन-प्रतिदिन के जीवन में कानून की आवश्यकता महसूस की है? क्या आपने कभी ट्रैफिक पुलिस द्वारा यातायात के नियमों का उल्लंघन करने वाले किसी व्यक्ति पर जुर्माना लगाने देखा है? कानून हमारे जीवन के सभी पहलुओं को प्रभावित करता है। यह हमें माँ की आँख से लेकर हमारी शिक्षा, रोजगार, विवाह तथा जीवन के अन्य महत्वपूर्ण क्षेत्रों में सुरक्षा उपलब्ध कराता है। कानून हमारे दैनिक जीवन में महत्वपूर्ण भूमिका अदा करता है, चाहे समाचारपत्र या दूध या कोई अन्य छोटी किन्तु आवश्यक वस्तु खरीदना हो। कानून इतना महत्वपूर्ण है कि कानून के विभिन्न तथ्यों के विषय में जानकारी प्राप्त करना अत्यंत आवश्यक है जैसे कानून का अर्थ क्या है, हमें कानून कहाँ से प्राप्त होता है, इसके प्रकार कौन-कौन से हैं और सदियों की अवधि से लेकर कानून के वर्तमान स्वरूप का विकास कैसे हुआ, आदि।



उद्देश्य

इस पाठ के अध्ययन के पश्चात आप

- “कानून” शब्द के अर्थ और परिभाषा को जान पाएँगे,
- कानून का वर्गीकरण कर पाएँगे।
- कानून के स्रोतों को जान पाएँगे। एवं
- कानून के प्रवर्तन और न्यायकरण (administration of justice) में भारतीय कानून प्रणाली, न्यायपालिका, कानूनी पेशेवरों और सिविल सोसाइटी की भूमिका को जान पाएँगे।

1.1 कानून का अर्थ तथा परिभाषा

कानून का अर्थ उस नियम से है जो सभी क्रियाओं पर अभेदकर रूप से लागू होता है। यह आचरण का कल्पित प्रारूप है जिसके अनुरूप क्रियाएँ की जाती हैं या की जानी चाहिए। कानून नियमों और विनियमों का एक बड़ा विकास है, जो मुख्य रूप से न्याय, निष्पक्ष व्यवहार तथा

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