

Legal Assessment-the quality of the Legal Definition of Motelahemeh in Paragraph (ب) of Article 709 of the Penal Code

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Abstract

Motelahemeh third of the face and head injuries (Shjaj) It results in number. The legal sources for the different injury definitions are provided. Although many of these definitions, units are similar in content and differ only in some interpretations, But reflecting on the different interpretations in the works that can be applied to provide a precise definition of the species in general and Motelahemeh Shjaj in particular, is essential Which should be without any negligence by paying attention to the provisions of the terms and expressions taken. In this regard, and to provide a precise definition, stable and efficient than Motelahemeh, referring to the quality of legislation (The quality of law) as established progressive for close examination of the nature, origin and shape legislation, can be very helpful and leads to quality the legal definition of the injury. In this article, referring to the sources of Islamic law with regard to the quality of legislation, a cross-different definitions provided by Motelahemeh in law and penal code criticized fall and thereby, in addition to recognition of elements essential Motelahemeh, and precise scientific definition it delivers.

Keywords: Motelahemeh; The Quality of the Law; Muscle; Flesh; Periosteum.

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