

**FREE JUDICIARY CLASSES**

**BSA  2023 #21**

**Right और Custom**

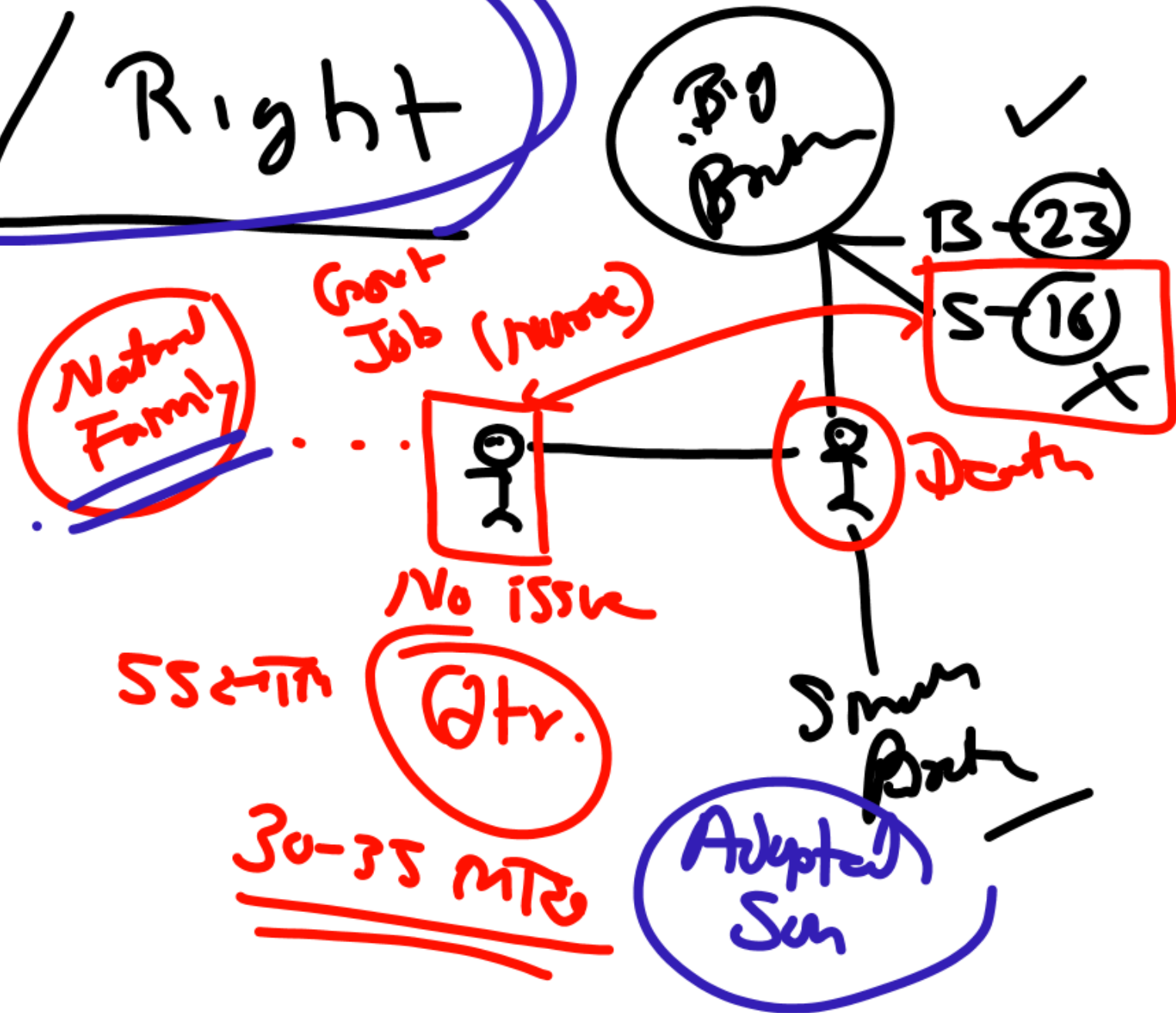
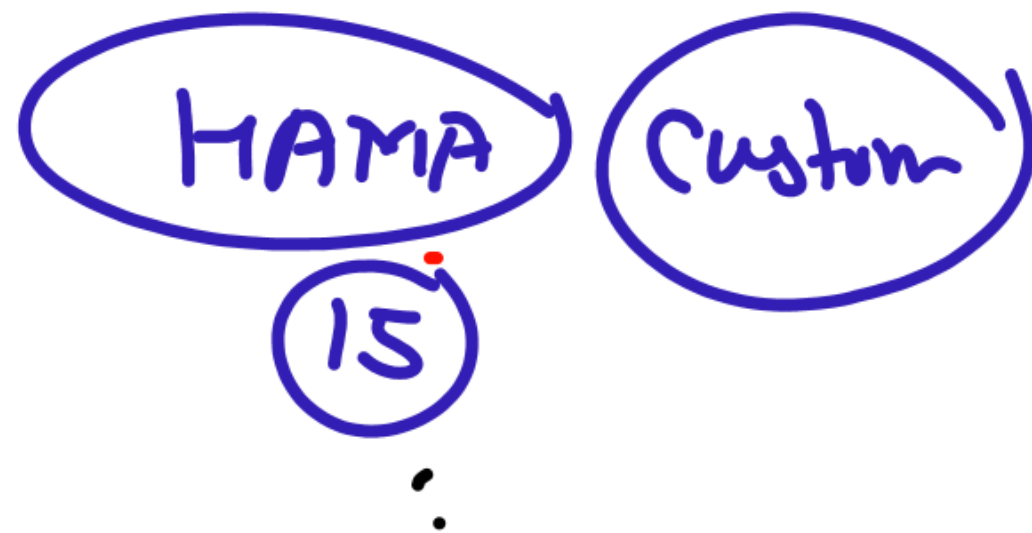
**कैसे Prove करें ?**

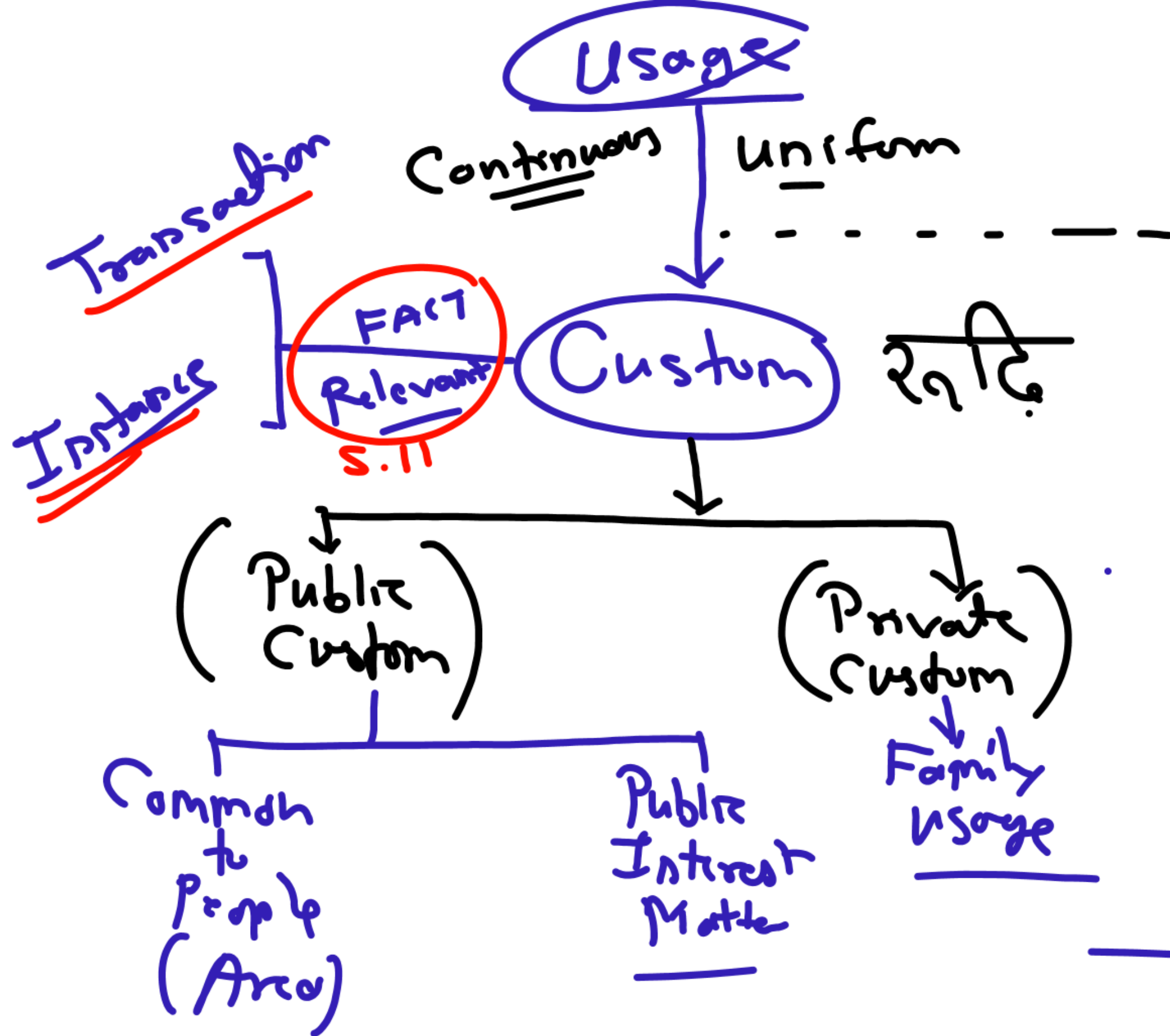
**By Tansukh Paliwal**





# Custom / Right





- ① Compulsory
- ② Uniform
- ③ Continuously
- ④ Immoral
- ⑤ Certain

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# Bharatiya Sakshya Adhiniyam, 2023



## 11. Facts relevant when right or custom is in question.

Where the question is as to the existence of any right or custom, the following facts are relevant—

- Trap
- (a) any transaction by which the right or custom in question was created, claimed, modified, recognised, asserted or denied, or which was inconsistent with its existence; **SEVEN THINGS**.
- Custom
- (b) particular instances in which the right or custom was claimed, recognised or exercised, or in which its exercise was disputed, asserted or departed from.

**CJI: Sr. Most SC JUDGE**

## 11. जब कि अधिकार या रूढ़ि प्रश्नगत है, तब सुसंगत तथ्य।

जहां कि किसी अधिकार या रूढ़ि के अस्तित्व के बारे में प्रश्न है, वहां निम्नलिखित तथ्य सुसंगत हैं-

- (क) कोई संव्यवहार, जिसके द्वारा प्रश्नगत अधिकार या रूढ़ि सृष्ट, दावाकृत, उपांतरित, मान्यकृत प्राख्यात या प्रत्याख्यात की गई थी या जो उसके अस्तित्व से असंगत था ;
- (ख) वे विशिष्ट उदाहरण, जिनमें वह अधिकार या रूढ़ि दावाकृत, मान्यकृत या प्रयुक्त की गई थी या जिनमें उसका प्रयोग विवादग्रस्त था प्राख्यात किया गया था या उसका अनुसरण नहीं किया गया था ।

1<sup>st</sup>

3<sup>rd</sup>  
Optim

Custom / Usage

BSP  
5.26

- 1. Death
- 2. Incapable
- 3. Not Found
- 4. Unreasonable  
Time / Exp.

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.



Custom / Usage

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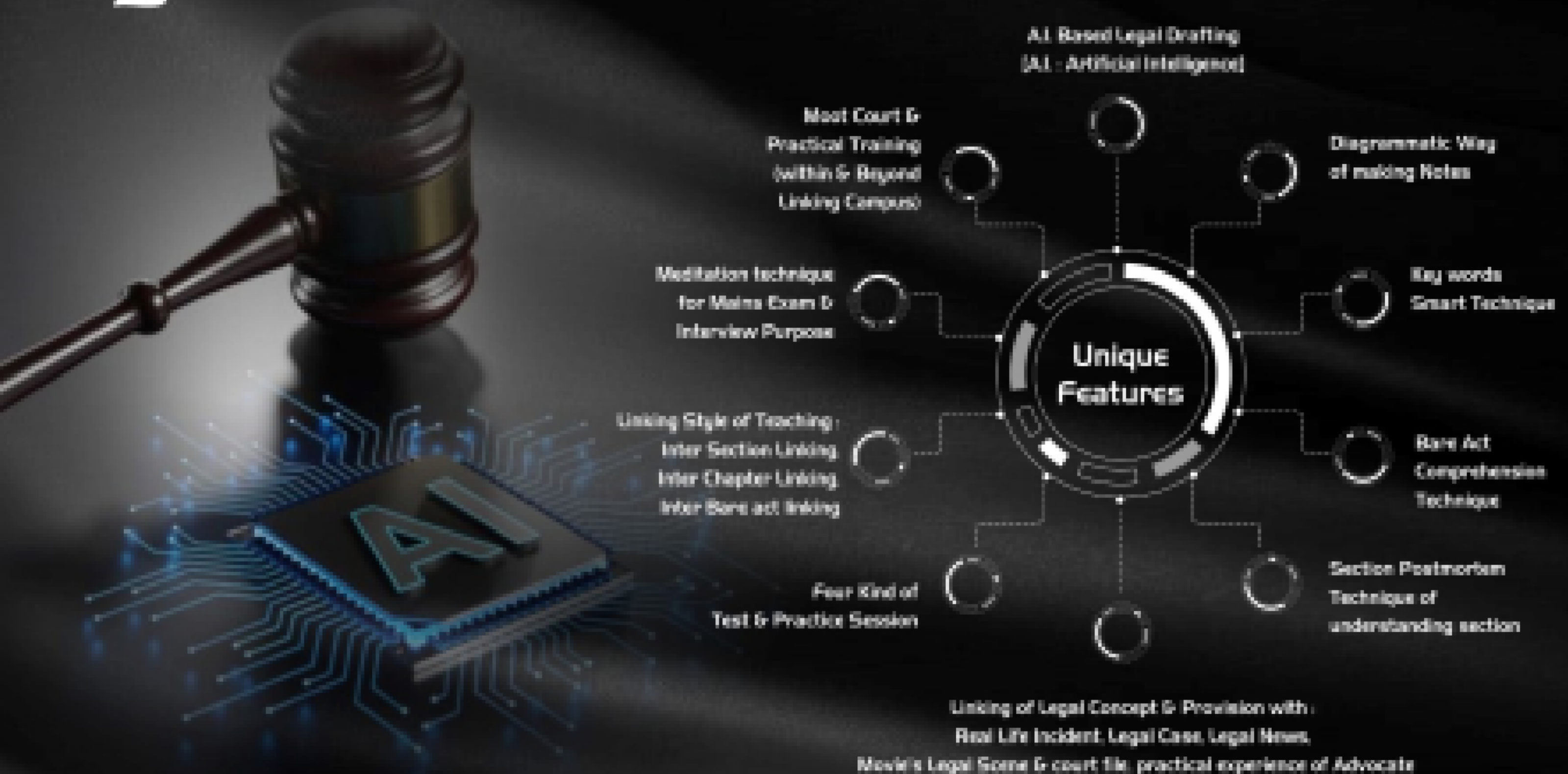


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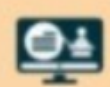




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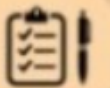


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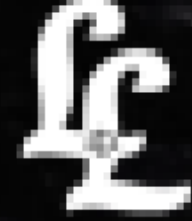
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