

ABSTRAK

Judul : Deskripsi Tentang Penyelesaian Sengketa Jual Beli Tanah, Permasalahan yang diangkat dalam penelitian ini adalah: 1. Mengapa Hakim Pengadilan Negeri menyatakan gugatan di kabulkan sedangkan Hakim Pengadilan Tinggi dan Mahkamah Agung menyatakan gugatan tidak dapat diterima?, Tujuan penelitian ini adalah Untuk mengetahui alasan Hakim Pengadilan Negeri menyatakan gugatan di kabulkan sedangkan Hakim Pengadilan Tinggi dan Mahkamah Agung menyatakan gugatan tidak dapat diterima. Variabel dalam peneltian ini adalah: Variabel Bebas dan Variabel Terikat. Variabel bebas dalam penelitian ini adalah bebas dalam mempengaruhi variabel lain maka dari itu variabel bebas dalam penelitian ini adalah alasan Hakim Pengadilan Negeri menyatakan gugatan dikabulkan sedangkan Hakim Pengadilan Tinggi dan Hakim Mahkamah Agung menyatakan gugatan tidak dapat diterima. Berdasarkan hasil penelitian dan pembahasan yang telah dikemukakan maka penulis menyimpulkan sebagai berikut: 1. Hakim Pengadilan Negeri menyatakan Gugatan dikabulkan karena: a. Gugatan Penggugat sempurna b. Penggugat berhasil membuktikan adanya perjanjian dengan tergugat sesuai dengan pasal 1320 KUHPerdara c. Penggugat berhasil membuktikan tergugat melakukan wanprestasi. 2. Alasan Hakim Pengadilan Tinggi dan Hakim Mahkamah Agung menyatakan gugatan tidak dapat diterima karena sebagai berikut: a. Gugatan penggugat cacat formil b. Gugatan penggugat tidak memiliki kedudukan hukum sesuai penerapan hukum.

Kata Kunci: Deskripsi tentang, Penyelesaian Sengketa Jual Beli Tanah

ABSTRACT

Title: Description of Land Sale and Purchase Dispute Resolution, The problems raised in this study are: 1. Why do District Court Judges declare the lawsuit to be granted while the High Court and Supreme Court Judges declare the lawsuit unacceptable?, The purpose of this research is to find out the reason why the District Court Judge declared the lawsuit to be granted while the High Court and Supreme Court Judges declared the lawsuit unacceptable. The variables in this study are: Independent Variables and Bound Variables. The free variable in this study is free to affect other variables, therefore the free variable in this study is the reason why the District Court Judge stated that the lawsuit was granted while the High Court Judge and the Supreme Court Judge stated that the lawsuit was unacceptable. Based on the results of the research and discussion that has been presented, the author concludes as follows: 1. The District Court Judge stated that the Lawsuit was granted because: a. The Plaintiff's lawsuit was perfect b. The plaintiff succeeded in proving the existence of an agreement with the defendant in accordance with article 1320 of the Civil Code c. The plaintiff succeeded in proving that the defendant committed default. 2. The reasons for the High Court Judge and the Supreme Court Judge to declare the lawsuit inadmissible are as follows: a Plaintiff's lawsuit with formal disability b. The plaintiff's lawsuit has no legal standing according to the application of the law.

Keywords: Description of Settlement, Land Sale and Purchase Dispute