



“बेटी बचाओ, बेटी पढ़ाओ”

JAYOTI VIDYAPEETH WOMEN'S UNIVERSITY, JAIPUR

FACULTY OF LAW & MANAGEMENT

Department of Law

Faculty Name	: JV'n Tanushi Sahni (Assistant Professor)
Program	: LLB – I Semester / I Year
Course Name	: JURISPRUDENCE
Session No. & Name	: 1.2 Definitions of Jurisprudence

Academic Day starts with –

- Greeting with saying ‘**Namaste**’ by joining Hands together following by 2-3 Minutes Happy session, Celebrating birthday of any student of respective class and **National Anthem**.

Lecture Starts with-

- Topic to be discussed today- Today We will discuss about Jurisprudence
- Lesson deliverance (ICT, Diagrams & Live Example)-
 - PPT (10 Slides)
 - Diagrams

DEFINITION OF JURISPRUDENCE

‘Jurisprudence’ is derived from the Latin term *juris prudentia*, which means *"the study, knowledge, or science of law."*

Jurisprudence, or legal theory, is the theoretical study of law. In jurisprudence, we study the nature, characteristics, sources, effects etc. of 'Law' itself.

The whole subject of jurisprudence is based on studying law, so what is the 'Nature' of law is a very good question to start this study.

Law is defined on basis of its source, effect on society and end purpose. There is no Consensus in between Jurists regarding any of these aspects. Their Opinions are divided and can be categorised in 'schools' of opinions. Which we call Schools of Jurisprudence\

There are 5 Major Schools of Jurisprudence: **Natural School** (Philosophical School is similar to Natural School in its thought Process); **Historical School**; **Sociological School**; **Analytical School**; **Realist School** In this chapter instead of repeating everything that we will study in the schools later we will just learn some important definitions, cram it up.

Ulpian – *Law is the art or science of what is equitable and good; The knowledge of things divine and human. The science of the just and unjust.*

Cicero – *Law is highest reason implanted in nature*

Pound – *Law is a social institution to satisfy social wants.*

Lord Moulton – *Law is the crystallized common sense of the community*

Paulus - *The law is not to be deducted from the rule, but the rule from the law.*

Keeton – *Law - 'to attempt to establish a single satisfactory definition of law is to seek to confine jurisprudence within a straitjacket from which it is continually striving to escape'*

Jurisprudence - 'The study and systematic arrangement of the general principles of law'

Austin – ‘Law’ is a rule laid down for the guidance of an intelligent being by an intelligent being having power over him 'Jurisprudence' is the philosophy of positive law.

Roscoe Pound – Jurisprudence is the science of law, using the term law in the juridical sense, as denoting the body of principles recognized or enforced by public and regular tribunals in the administration of justice

T.W Arnold – Jurisprudence is the shining but unfulfilled dream of a world governed by Reason

Salmond – Law is the body of principles recognised and applied by the state in the administration of justice; Jurisprudence is science of the 1st principle of the civil law.

Holland - Jurisprudence is the formal science of positive law

C.K Allen - Jurisprudence is the scientific synthesis of all the essential principles of law.

Julius Stone - Jurisprudence is the lawyer's extraversion. It is the lawyer's examination of the precepts, ideals and techniques of the law in the light derived from present knowledge in disciplines other than the law.

G.W Paton - Jurisprudence is a particular method of study, not the law of one country, but of the general notion of law itself.

- **University Library Reference-**

Text Book on Jurisprudence and Legal Theory –V D Mahajan

- **Suggestions to secure good marks to answer in exam-**

Understand the terminologies of the jurisprudence and also focus on the philosophy and definition given by various jurist in law.

- **Explain answer with key point answers**

Jurisprudence is derived from the latin word – Jurisprudentia which means knowledge of law

- **Questions to check understanding level of students-**
What is the meaning of Jurisprudence ?
Small Discussion About Next Topic-
Rights
- **Academic Day ends with-**
National song ' Vande Mataram'