

ABSTRAK

Karin Auliya Prasetyo, 2026. *Analisis Yuridis Pemberian Kepastian Status Anak Dari Nikah Siri Melalui Penetapan Asal - Usul (Studi Kasus : Penetapan Pengadilan Agama Nomor 523/Pdt.P/2024/Pa.Badg).* Skripsi. Program Studi Hukum, FH, UNIVERSITAS PGRI MADIUN. Pembimbing (I) Nizam Zakka Arrizal, S.H., M.Kn., (II) Dimas Pramodya Dwipayana, S.H., M.H.

Penelitian ini mengkaji pemberian kepastian hukum anak yang lahir dari nikah siri melalui penetapan asal-usul anak berdasarkan Penetapan Pengadilan agama Nomor 523/Pdt.P/2024/PA.Badg. Permasalahan dalam penelitian ini berkaitan dengan pertimbangan hukum hakim terhadap status anak dari nikah siri ketika ayah biologis telah meninggal dunia serta kepastian hukum yang diperoleh anak setelah adanya penetapan asal-usul anak. Tujuan penelitian mengetahui secara yuridis pertimbangan hukum hakim dan mengetahui kepastian hukum terhadap anak yang lahir dari nikah siri. Topik yang dibahas (1) pertimbangan hukum hakim dalam menentukan status anak dari nikah siri sebagaimana Penetapan Pengadilan Agama Nomor 523/Pdt.P/2024/PA.Badg dan (2) aspek kepastian hukum pada anak dari nikah siri sebagaimana Penetapan Agama Bandung nomor 523/Pdt.P/2024/PA.Badg. Jenis penelitian yuridis normatif menggunakan pendekatan perundang-undang, pendekatan kasus dan pendekatan konseptual. Pengumpulan data melalui studi pustaka dengan teknik analisis data kualitatif. Hasil penelitian menunjukkan bahwa pertimbangan hakim didasarkan pada alat bukti, keterangan saksi, dan ketentuan hukum yang berlaku sehingga permohonan dikabulkan.

Kata Kunci : Nikah Siri, Penetapan Asal-Usul Anak, Kepastian Hukum.

ABSTRACT

Karin Auliya Prasetyo, 2026. Legal Analysis Of Providing Certainty Of The Status Of Children From Siri Marriages Through Determination Of Origin (Case Study : Determination Of The Religious Court Number 523/Pdt.P/2024/Pa.Badg). Thesis. Law Departement, UNIVERSITAS PGRI MADIUN, Advisor (I) Nizam Zakka Arrizal, S.H., M.Kn., (II) Dimas Pramodya Dwipayana, S.H., M.H.

This study examines the provision of legal certainty for children born from unregistered marriages through the determination of the child's origin based on Religious Court Decree Number 523/Pdt.P/2024/PA.Badg. The problem in this study is related to the judge's legal considerations regarding the status of children from unregistered marriages when the biological father has died and the legal certainty obtained by the child after the determination of the child's origin. The purpose of this study is to find out the judge's legal considerations and to find out the legal certainty for children born from unregistered marriages. The topics discussed are (1) the judge's legal considerations in determining the status of children from unregistered marriages as stipulated in Religious Court Decree Number 523/Pdt.P/2024/PA.Badg and (2) aspects of legal certainty for children from unregistered marriages as stipulated in Bandung Religious Decree Number 523/Pdt.P/2024/PA.Badg. The type of normative juridical research uses a statutory approach, a case approach, and a conceptual approach. Data collection through literature studies with qualitative data analysis techniques. The research results show that the judge's considerations were based on evidence, witness statements, and applicable legal provisions so that the application was granted.

Keywords: *Siri Marriage, Determining the Origin of Children, Legal Certainty.*