

## **Jurisprudence – II**

### **◆ UNIT I – State, Sovereignty and Law**

#### **1. Nature and Function of a State and its relationship with Law**

##### **Introduction**

The word 'state' has been derived from the Latin word 'status', which means 'standing' i.e., position of a person or a body of person. The state is the highest form of human association. It is necessary because it comes in to existence out of the basic needs of life. The most important purpose of state is to make life possible and to protect the life.

It is difficult to give a precise definition of state because different political thinkers and jurists have defined it in different ways.

**Salmond**- "State as an association, of human beings established for the attainment of certain ends by certain means".

**Goodhart**- "The purpose of State is to maintain peace and order within a particular society. Therefore, the most essential purpose of state is to make life possible."

**Aristotle** - "State is a union of families and villages having for its end, a perfect and self-sufficing life, by which we mean happy and honourable life".

**Woodrow Wilson**- "State denotes a set of people organized for law within a definite territory".

**Oppenheim**- "a State comes into existence when people are settled in a country under its own sovereign government".

**Dallas**- "a State is a body of free persons, united together for the common benefit to enjoy peaceably what is their own, and to do justice to others".

##### **Origin & Evolution of the State**

Political thinkers have propounded various theories regarding the origin and evolution of the state. There are four main theories which explain the origin of the state. They are -

- **The Divine Theory**

Acc. To this theory, the state is the creation of God. This theory was developed in the middle age in Europe because of the influence of

# Jurisprudence Lecture Notes

**Sabine Zange**



## **Jurisprudence Lecture Notes:**

## **Jurisprudence Lecture Notes** Book Review: Unveiling the Power of Words

In some sort of driven by information and connectivity, the energy of words has become more evident than ever. They have the ability to inspire, provoke, and ignite change. Such may be the essence of the book **Jurisprudence Lecture Notes**, a literary masterpiece that delves deep to the significance of words and their effect on our lives. Compiled by a renowned author, this captivating work takes readers on a transformative journey, unraveling the secrets and potential behind every word. In this review, we shall explore the book's key themes, examine its writing style, and analyze its overall effect on readers.

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