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District Court of Hanau, 02.02.2007
1 Civil Chamber

Business-No. 1 O 822/06

It is requested that all entries
specify number above business

Resolution

The dispute

Applicants

towards

Request opponents

The applicant as the coveted legal aid denied.

Decision full caption (EU_CB_00.DOT)

Reasons:

The applicant sought legal aid for the payment of pain and suffering directed action, which he justified by the fact that the defendant to 2) against the will sole custody of his mother his circumcision by the defendant to 1) was initiated. He was compelled to consent with the threat at a Refusal not to be the son of the defendant to 2).

The defendant to 1) deny having performed the circumcision while Where the defendant has not admitted to 2) to the point.

The proposed action has no chance of success, which is why the applicant sought legal aid to verveigern.

The applicant is automatically assigned as the son of the defendant to 2) whose religion at is, how his father Muslim, without it been necessary to a particular act would. During a formal reception in the Christian religion through baptism takes place in the Community is already taken by the birth of Islam in the religious community of man. The life of a Muslim not only of the

so-called five duties (creed, prayer, fasting, almsgiving, pilgrimage) determined, but also accompanied by other rituals (called Rites of passage), to which the circumcision is. Even if it is not associated with any adverse health effects, but in terms of hygiene even offers advantages, it is indeed legal criteria a personal injury within the meaning of § 223 of the Criminal Code represents, but it lacks a good tradition that follows the example of the Prophet, and as a rite which sees itself as the first step of a boy in the male adult world, the taint of illegality. A twelve year old boy, how the applicant knows regularly from this tradition of Muslims and extent can a single charge. The decision about when this is required also emphatically from the father. A 12 - year-old child has the capacity for insight which is necessary in order to decide whether a religious rite to be performed or not.

For a pain and suffering claim, there is no room in this context.

Dr. Uffelman