



Les Juifs et le divorce: Droit, histoire et sociologie du divorce religieux

Préface de Jean Carbonnier (French Edition)

Gabrielle Atlan

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Jamais encore le Tribunal Rabbiniq ue du Consistoire de Paris n'avait ouvert ses portes à un chercheur. Au terme de ses investigations, l'auteur est parvenu à constituer une photographie sociologique du divorce religieux au sein de la communauté juive française. Les dossiers mis à sa disposition lui ont permis de mettre au jour la spécificité du divorce juif et d'apporter des informations et des résultats inédits. Accessible au néophyte, cet ouvrage reprend les règles et principes fondamentaux qui régissent le mariage et le divorce dans la Bible et la législation post-biblique. Il aborde aussi l'évolution du statut juridique de la femme juive dans la littérature rabbinique du Moyen Age. Chemin faisant, l'auteur soulève le problème douloureux du déni de *ge?* auquel se trouvent confrontées les femmes (*'agunot*). A travers la littérature rabbinique et la presse juive, il présente les différentes solutions préconisées par les rabbins de toutes obédiences, depuis l'institution du divorce civil en 1792. L'auteur interroge enfin les sources rabbiniques classiques, Maïmonide en particulier, qui sans équivoque s'insurge contre l'abus de pouvoir des époux récalcitrants au *ge?*.

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