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## Юридическая техника и техника доказывания по уголовным делам

Классическая правовая наука объектом приложения юридической техники видит юридическую сторону дела, а техники доказывания — фактическую сторону.

Юридическая техника обслуживает потребности в правильном понимании и применении закона. А тем, что касается установления фактических обстоятельств дела, выяснения юридических фактов, заведует теория доказательства. Ученые, которые занимаются теорией доказательства, никогда не включали в число ее проблем вопросы, связанные с толкованием законов, восполнением его пробелов и т. п.

Постмодернистская правовая мысль сводит деятельность юристов к одной из языковых игр<sup>1</sup>. Доказывание также рассматривается как игра или как борьба интерпретаций за наиболее правильное (убедительное) прочтение текста. В общем, нет ничего, кроме текста в суде, отсюда — речевая техника лежит в основе и юридической техники, и техники доказывания. Сама речь есть техника изобретения мыслей и слов.

Отсюда и своеобразная трактовка юридической техники. Юридическая техника — это и самые правила этой речевой, персонифицированной игры, и искусство владения этими правилами. Юридическая (речевая) техника имеет универсальное значение и в равной степени распространяется как на толкование закона и разрешение проблем его применения в данном конкретном случае, так и на установление фактических обстоятельств дела, подлежащего разрешению в юрисдикционном органе.

Техника исключения, градуирования, систематизации элементов речевой фактуры, основанные на языке, есть техника доказывания, то есть техника производства знания относительно предполагаемой действительности.

Владение юридической техникой — основа грамотности, мастерства юриста как профессионального пользователя юридическим языком. Изучение юридической техники подразумевает овладение юридическим языком как средством коммуникативного общения в правовой среде. Юрист —

# Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia

**Lingjun Ying**



## **Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia:**

The book delves into Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia. Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia is an essential topic that must be grasped by everyone, from students and scholars to the general public. The book will furnish comprehensive and in-depth insights into Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia, encompassing both the fundamentals and more intricate discussions.

1. This book is structured into several chapters, namely:
    - Chapter 1: Introduction to Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia
    - Chapter 2: Essential Elements of Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia
    - Chapter 3: Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia in Everyday Life
    - Chapter 4: Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia in Specific Contexts
    - Chapter 5: Conclusion
  2. In chapter 1, this book will provide an overview of Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia. The first chapter will explore what Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia is, why Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia is vital, and how to effectively learn about Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia.
  3. In chapter 2, the author will delve into the foundational concepts of Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia. The second chapter will elucidate the essential principles that must be understood to grasp Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia in its entirety.
  4. In chapter 3, the author will examine the practical applications of Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia in daily life. The third chapter will showcase real-world examples of how Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia can be effectively utilized in everyday scenarios.
  5. In chapter 4, this book will scrutinize the relevance of Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia in specific contexts. The fourth chapter will explore how Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia is applied in specialized fields, such as education, business, and technology.
  6. In chapter 5, the author will draw a conclusion about Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia. The final chapter will summarize the key points that have been discussed throughout the book.
- This book is crafted in an easy-to-understand language and is complemented by engaging illustrations. This book is highly recommended for anyone seeking to gain a comprehensive understanding of Sistema Sredstv Dokazyvaniia Po Ugolovnym Delam Monografiia.

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