

Rejection of child marriage based on religion and family rights in Iran

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Abstract:

Marriage is one of the most important stages of human life, marriage is important but the age of marriage is more important. Mental and physical fitness comes with age and experience. The issue of child marriage is a challenging one. Islam does not make the maturity condition in marriage a necessary condition. Child marriage means forcing a girl and a boy to marry at a young age without the necessary education and acquaintance with life skills. However, they do not know about marriage and protecting a family are not able to form an independent married life. Both young people enter the new life at a young and inexperienced age, and therefore face many problems and incompatibilities begin. The only advantage of marriage at an early age is the fulfillment of halal¹ sexual and emotional needs. But it is not necessary to get married at a young age because early marriage can be rejected based on the couple's duties in religious teachings. In Iran, the marriage of a 13-year-old girl and a 15-year-old boy is legal, but there are several laws in family law that implicitly denies child marriage. The single article of fidelity and the single clause of public and special obedience as common duties of men and women are in conflict with child marriage. General and special obedience each has instances that are incompatible with the child's spirit and body, including childbirth and sexual intercourse and breastfeeding. Therefore, the most appropriate age for marriage for young people is when they reach physical and mental maturity and have the ability to achieve the goals they have set for marriage.

Keyword: Marriage, age, child marriage, untimely marriage

¹ Halal versus haram means what is permissible in Sharia and reason. Whether it is a heart action, such as beliefs, or physical, or verbal. (Islamic Encyclopedia)

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Introduction

Age appropriateness in marriage is one of the most important issues. If the age difference between couples is smaller, the marriage bond will be stronger, because people with more or less the same age difference are not in two different stages of life and their needs and characteristics are definitely different. People who are close in age have shared experiences and memories, and there is a similar cultural context for understanding them.

the idea of marriage in young age which is to studies, many writers and researchers from ancient times to present have written books and articles in this field, including: The book of youth and choosing a wife by Ali Akbar Mazaheri in 1994, Marriage in Islam by Ali Meshkini in In 2002, Ahmad Izanloud's marriage charter briefly have discussed the marital status and age of the couple. However, the books used in this article are the book of marriage etiquette by Ahmad Ismail Tabar in 2004, the book of marriage by Ayatollah Ebrahim Amini in 2010 and the book of marriage by Ali Ahmad Tabahi in 2011. They have talked in detail about choosing a spouse and the age appropriateness of the couple .

Marriage is an important stage in the life of every person that must be done with the utmost care and reflection. The first step in starting a family is choosing the right spouse. This stage is one of the most important stages of each person's life and must be done carefully enough, because the person must accept the consequences of his choice almost to the end of his life, and the greatest efficiency family goes back to the choice and comprehensiveness in this choice of the. In this process, consider the material and spiritual aspects to provide the ground for the happiness of this world and the hereafter. This study seeks to rule out marriages that occur at a very young age. Therefore, age appropriateness should be considered important at the stage of marriage, and we should consider whether girls or boys are at an age when they are able to accept responsibility for marriage. This preparation is rejected based on the duties of the couple in religion and law.

1- Semantics of words

1-1- Child marriage in dictionaries and idioms

Child marriage is a formal or informal marriage in which a person marries before the age of 18([www. Harmful practices unicef.org](http://www.Harmfulpractices.unicef.org).Retrieved2019-09-05) Child marriage in Islamic jurisprudence refers to marriage under the age of puberty, ie 9 lunar years for a girl and 15 lunar years for a boy. This marriage has special rules and regulations. For example, Ruhollah Khomeini writes: "A person who has a wife under the age of 9 is not allowed to have sex, whether the woman is permanent or intermittent (temporary), but other pleasures such as touching lust and hugging and intercrural sex "Even if she is nursing, it does not cause a problem, and if she defecates before nine lunar years and is not recto vaginal sistula it is only a sin(Ruhollah Al-Khomeini, 2000)."

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But if it leads to recto vaginal fistula, the man must pay blood price to his wife (Ali Sistani, 2018)
Child marriage in Iranian law is the marriage of girls under 13 and boys under 15.

Child marriage in UNICEF refers to marriage under the age of 18. The widespread effects of marriage on human life require that the individual be provided with physical, mental and psychological conditions. The goal that Islam has set for marriage is largely to achieve peace and help each other in the hardships and problems of life. In the Holy Quran: (Of the signs of God is that He created for you wives of your own kind, so that you may find comfort in them, and He may establish friendship and mercy among you. Yes, in this blessing there are certainly signs for people who think (Sura Roman, verse 21)

In this verse, he introduces the couple as a source of comfort and friendship as a source of friendship and mercy. It is the duty of a friend to help and to be kind, which both bring peace. This heavenly covenant prolongs the life of society and ultimately quenches the sexual instinct. (Yaghoubi Joybari, Fatemeh, Shabani, Mohammad Hossein, Mirahmadi, Ebrahim, (2019)p62) A child is a human being in a society that has not yet reached full maturity in all the various dimensions of a human being in the physical, social, spiritual and psychological realms. So we need to know if the child is ready for marriage in all dimensions? How old should he be? Is it enough just to reach the puberty age? At this age, do girls have the ability to take responsibility and reach the psychological and emotional maturity of marriage? Are boys at this age able to prepare and form a life together? Although puberty is for marriage but it is not enough. Another basic condition is to achieve growth. Of all the religious documents that have conditioned growth, it seems that the concept of growth is nothing but an understanding. A girl at a young age has characteristics and behaviors that prevent her from getting married and have a successful married life, and some as a boy who has reached puberty, he has not been able to start a family and accept the heavy responsibilities of marriage. There will be many problems in life.

The child considers the simplest problems of life that he does not have the financial or physical strength to solve as big problems, and ignoring this feeling of helplessness is a big mistake. The child seeks attention in childhood or if it is in the early stages of puberty has a strong desire to establish a friendly relationship with peers and the child's speech etiquette is different from that of an adult, so if one or both couples are very old and have children, this is difficult. It will be an instrument. Of course, it can be stipulated that children should marry each other and not adults, but this is not another problem in fulfilling the duties of a spouse.

1- Rejection of child marriage based on the duties of couples in religious teachings

1-1- Rejection of child marriage based on the duties of a woman in the family according to Islamic teachings

Since this phenomenon is in the third world and in Islamic countries, it must be said that there are many religious themes that deny child marriage. Islamic texts consider a woman's obedience to her husband's right over his wife (Klini, Mohammad Ibn Ya'qub, (1986) vol 5, p507) (That the wife obeys her husband and does not oppose and disobey him and does not give anything from her husband's house without his permission and does not fast during

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Ramadan except with his permission. These are small examples of a husband's right to obey his wife) Ibn Babawiyah Buwayh, Muhammad ibn Ali, (1992) (Tahmaz (2014), 1857) (What is the scientific level of obedience for girls at a young age? Girls go through adolescence between the ages of 11 and 13 and between 18 and 20. This period has different durations in different societies. Adolescence is shorter in simple societies and longer in industrial societies. Adolescents between the ages of 15 and 17 usually become more emotionally, intellectually, value-wise, and behaviorally independent, and between the ages of 18 and 20 they enter the stage of more socially communicative. Girls at this age have less physical growth than boys.

The age of 11 to 13 usually manifests morally in the form of opposition to family and environmental values, and they are usually harsh and exaggerated in their feelings and regulate their actions based on these feelings) Nasser Bi Ria et al. (1996) p10671070(

Many adolescents suffer from a lack of understanding and self-centeredness. Their obedience to the law is still due to the supervision of powerful people and the fear of punishment, and they soon learn that some laws can be ignored without prosecution. Those who do not commit offenses seriously also have problems and difficulties of self-knowledge, all of which are about life, religion, and morality) Mussen, Paul Henry (2001) p501(

Meanwhile, in religious texts, the housewife is invited to be patient in the face of the man's moral deviations and asks the man not to bring his problems into the home and family environment. Any woman who does not tolerate her husband and forces him to do something he has no power to do, God will not accept his good deeds from him, and if he dies in this state, he will meet God, who is angry with him.) Ibn Babawiyah Buwayh, Muhammad ibn Ali, (1992) p204, Ibn Fadl, (1991) p40, Ahmad Ismail Tabar, (2004) p20(

It remains to be seen whether the child can have such patience without suffering irreparable psychological damage. The answer is that body hormones in adolescent girls lead them to isolation and in boys to inner anger.) mussen P.H ; Kagan, A; HUSTON'a; CONGER'j (2000) p138(

Many mental illnesses and personality disorders are rooted in the adolescent's early childhood. A child who does not have a strong relationship with his parents due to early marriage has problems in his behaviors because the child's behaviors are formed due to his initial attachments and his health is affected by the quality of his family interactions) Huesmann' Rawell S; Eron' Leonard (1984) (Feelings of rejection cause aggression (aggression means external harm)) Casidy J & Berlin L.J (1994) pp971 _991(Forced marriage and separation from parents as a child are good reasons to feel rejected. Islam states that a woman's greatest responsibility to her husband is to protect the privacy and values of the family through behavior and speech. She represents her husband inside and outside the house. The requirement of such a responsibility is that the wife be somewhat aware of the responsibility, such a woman protects her husband's proerties and does not lose her husband's proerties and reputation with carelessness and luxury. The Prophet of Islam considers blessed and useful women to be women whose expenses are

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low) Payende Abolghasem(2003)p222, Qaza'i, Mohammad Ibn Salameh(1982)p45(. Imam Sadegh, the Shia religious leader, says that a blessed woman is a woman who has no expenses and considers a woman to be evil at great expense) Har Ameli, Muhammad ibn Hassan(2008(vol20p240(The best women have five characteristics. 1. Has a low financial cost, 2. Kind, 3. Obedient and supportive 4. That if her husband gets angry, to satisfy her on the same day 5. In the absence of her husband to maintain her reputation and proerties.(Qaza'i, Mohammad Ibn Salameh(1982),p45)

Children and adolescents are not able to manage their spouse's family and proerties, and usually if the person is brought up naturally, the children will not be able to have a full monetary audit because their interests and tastes are usually immature. In Islam, this point is taken into account and is in accordance with the Shari'a, because in order to give money to a child or adolescent, when he reaches the age of puberty, he must be tested to test his mental development, and it happens that Someone has an adult body but an immature intellect. Some even believe that this test should be done before puberty so that his rights are not lost. This point is inferred by the jurists in verse 6 of Surah Nisa. One of the important advantages of a woman is that she is a very delicate and beautiful creature. The woman is kind and loving. If we consider the zeal that Islam has required of a man for his family, wife, sister and mother as an instinct of nature, the point is that when a man marries a woman, he wants to experience all the goodness and beauty of this delicate Monopolized. Available. Make all her elegance and beauty unique and keep her away from foreign men. The man is very rude and can not tolerate his partner to communicate with a stranger and joke and laugh, and considers this a violation of his legal right. This man expects his wife to protect herself from the eyes of non-mahrams (other men) by observing Islamic warm and friendly, and not to treat them warmly and intimately.(Amini, Ibrahim(1969)p107-108) A girl aged 8-12 has a sensitive spirit. A 12-year-old thinks that attachment is important, that it means having an external relationship with a peer group, and is usually interested in having relationships with people of the opposite sex. The most important task for adolescents at this age is to clarify the identity crisis. To achieve a more or less stable identity, adolescents must organize their needs, aspirations and abilities to adapt to the expectations of society. One of them is joining groups and drug gangs, and because girls become intimate with others very soon, they practically enter the world of socializing at this age, that is, 12 to 14, and imitate their tasteful friends.(Debesse,M(2000p140-145)

One of the most important purposes of marriage in Islam is sexual satisfaction through sharia, otherwise no one has the right to provide for their sexual needs. The mental and physical coexistence of women in sexual matters creates a close relationship between the two. Separation and divorce due to cold sex are very common; According to the Family Health Center, 78% of divorces in Iran in 1398 due to sexual issues. The creation of a man and a woman is to achieve peace with his wife so that after satisfying his physical and sexual needs, he can reach the spiritual needs and deal with the normal and spiritual affairs of life with free thought and complete peace.(Ismail Tabar, Ahmad,(2003)p140) But because at a young age (8-12) this synchronicity has the full potential to harm the child as well as vulnerability to sexually transmitted diseases and cervical cancer. Vaginal and cervical cells in girls do not have

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protective cells at an early age and are easily damaged at a young age and are not even fertile. Complications such as gestational hypertension, gestational infections, and bleeding are more common in young women under the age of 15 than in women who marry in their 20s. These complications put them at greater risk of death, in addition to the physical damage they cause, leading to psychological and emotional damage. At the age of (8-12), the child somehow distances himself from his childhood and loses contact with his family and friends. Her activities are limited towards housework and childcare, but this can lead to depression and anxiety. There are also mentioned in the formal source reports in official sources in these countries that the spouse's child is in power due to intolerance of unequal conditions and disability. They usually choose to commit suicide or kill their spouse to solve the problem of running away from home(Islamic Republic News Agency, Injuries and Consequences of a Married Child, Date and Time of Download: 05/17/2010).

Therefore, it seems unlikely that a person who has just reached puberty at the age of (8-12 years) is mentally and psychologically ready for marriage, and one can expect a period of mercy in the shadow of marriage.

2- Rejection of child marriage based on the duties of the family man in Islamic teachings In this case, not only is the girl unable to perform her duties towards her husband at a young age and can not meet the expectations of her husband, but also a boy (15 to 18 years old) can not take responsibility for starting a family. Do not take on and perform your duties. There are tasks for men to perform in order to have a successful life.

In communities where child marriage is common, the man is usually responsible for providing for the basic needs of the home, and he is obliged to do his best for their well-being because they are under his responsibility. This view is rooted in the words of the great religions, including the Prophet Muhammad. The husband must be the guardian and custodian of his wife and other family members, and each guardian has the responsibility of his subordinates. And they do not leave any shortcomings in this regard. In the words of the Prophet of Islam, it is said that the family members of a man are subordinate and captive to him. If he refuses this duty, he fears that God will take the blessings of wealth from him and plunge him into poverty (Nouri, Hussein Ibn Muhammad Taqi(1987)vol14,p60). Here we have to see what are the main intellectual priorities of boys in the age group of 17-27 years. Human mental age increases with early experiences and this distance from the world of early childhood and adolescence has a great impact on increasing mental age. This causes premature aging. This is because life requires skills and the child accepts these skills in a purely imitative way and does not go through the main stages. Life skills according to its definition in the World Health Organization is the ability to perform adaptive and positive behavior in a way that a person can cope with the challenges and necessities of daily life.(Ismail Tabar, Ahmad,(2003),P120).

In discussing life skills in a country like Iran, adolescents aged 17 to 21 whose age range is higher than child marriage. Expecting the skill and stage of life in Iran at this age is schooling and emotional relationships, so this age is not suitable for economic activities. A successful marriage is one that is based on self-knowledge and many other things. Economy is one of the important features of this and one should have the financial and living equipment. The golden

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age of economics is between 22 and 28, golden age of learning and skills is 6 to 18 years old, and the golden age is 18 to 25 years of gaining experience. We see that loans up to the age of 28, which of course vary between 22 and 28, can not be economically stable, and this economic insecurity, which is usually accompanied by insufficient family support, can lead to unsuccessful marriages and many other problems(. Hossein Khanifar(2012), p. 50)

There is no doubt that the first and most important desire of a woman is the good behavior of her husband and a good life with him, that is, the polite language and respectful behavior of the husband are important for the woman. Islam also pays attention to this issue. A man's good behavior with his wife is a sign of his faith and piety, and if a man is mean to his wife and family, he will be punished by God.

According to the religious sources of Islam, God will have mercy on a man who treats his wife well, because God has made the man the guardian of the woman. In Islam, the best of you are those who are the best for their wives.(Ibn Babawiyah Buwayh, Muhammad ibn Ali, (1992), Vol3, p. 443). The treatment of the husband with his wife in the family environment is very important, because the basis of the first grave torment is the abuse of the family, and if he violates it, he will not get rid of this torment (Ismail Tabar, the same,(2004), pp. 127 – 124)Husband's patience with his wife is accompanied by a guarantee of reward and forgiveness of the man's sins. Given the difficult living conditions of the present age, is it reasonable to expect such characteristics from adolescents? Because the steadiness of a life depends on having from, realistic and calculated intention will and intention to start a married life.(Ismail Tabar, the same,(2004), pp. 127 - 124)

2- The possibility of rejecting the child's marriage based on the duties of the spouse in family law

Family law is a set of rules for regulating family relationships that relate to the three parts of marriage, divorce, and parent-child relationships. The task of family law is to improve social practices and strengthen moral values in the family. Minimal interference in the parent-child relationship is the key that family rights must follow. Article 10 of the Constitution of the Islamic Republic of Iran considers the family as the basic unit of Islamic society. In Iran, the family has no legal personality, and political activists are trying to give it legal personality(Hossein Safaei and Assadollah Emami(, 2033), Vol. 1, pp. 1-3) Family law in Iran has a short history and most of the rights come from the source of jurisprudence. Most topics come under the heading of personal status(Mohammad Mustafa Al-Shabli,(1977) , Vol. 1 pp. 13 and 14.)

Some argue that regulating family relationships is more than just legal law, it is the responsibility of religious and moral teachings. Therefore, they do not accept excessive government interference and related laws(Nasser Katozian(2004), Vol. 1, pp. 4-7)

These are just some of the reasons why the law does not specifically address child marriage. There are not many issues in Iranian law regarding child marriage. Article 1041 and Article 50

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of the Family Protection Law deal with the issue that according to Law 1041, boys are allowed to marry at the age of 15 and girls at the age of 13. Minority of child marriage law requires the permission of the guardian, the existence of interest in the child marriage and the issuance of permission by the court. If this is not the case and the three conditions are not met, the perpetrator (a man who married a young girl without the guardian's permission) is sentenced to 6th degree imprisonment, ie 6 months to 2 years in prison, but the law on the marriage of the girl's guardian with He is younger than the legal age, regardless of the court order.

These are just some of the reasons why the law does not specifically address child marriage. There are not many issues in Iranian law regarding child marriage. Article 1041 and Article 50 of the Family Protection Law deal with the issue that according to Law 1041, boys are allowed to marry at the age of 15 and girls at the age of 13. A minority of child marriage law requires the permission of a guardian. . If this is not the case and the three conditions are not met, the perpetrator (a man who married a young girl without the permission of the guardian) will be sentenced to 6 years imprisonment, ie 6 months to 2 years imprisonment, but the law is silent on when only court permission is not obtained. The court considers the financial, cultural and social situation of the child as well as the debt situation of the applicant child. If he approves the conditions, then a girl under 13 and a boy under 15 are allowed to get married. Parents in case of moral corruption and reputation in addiction and alcohol and the person applying to marry a minor girl, the person is also certified. Financially and morally, in this case, the court issues a marriage license for a minor girl and boy. They will have the law. In Iran, it is not possible to have accurate statistics on the marriages of children under 13 and 15 years old, because these marriages usually take place after the rape of the girl and her pregnancy, and because these punishments are punished according to Islamic law and Iranian law. Registers the marriage. Does not own the punishment for raping a girl under 9 lunar years due to sexual assault is a man who has been sentenced to death and in other cases, if threatened, kidnapped or intimidated, regardless of age, will be sentenced to rape.

Iranian law defines common duties for men and women. Good fellowship (Article 1103) Cooperation in strengthening the foundation of the family (1104 AD) Loyalty (Article 1104) Living in a shared home (AD 1114) Special obedience in sexual matters and public obedience (duties usually performed by a married woman) (Article 1108) Refusal from a job or profession in which it is in conflict with the status of the family and the status of the spouse.

As you can see, the law sets out conditions for common duties that are beyond the reach of 13- and 15-year-olds.

- 1-2Relying on Article 1108 (general and special obedience) in rejecting child marriage

Pregnancy and lactation are part of general obedience. Pregnancy and lactation under the age of 13 and even under the age of 18 pose risks to the fetus, and as the mother grows older, the mother's developmental stages are disrupted. For example, in 11-year-old girls, levels of two hormones called gonadotropin, LH, luteinizing hormone and FSH, the follicle-stimulating

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hormone that stimulates the ovaries, rise, leading to the production of estrogen and testosterone. Estrogen promotes breast growth, bone and fat distribution in women, and testosterone stimulates sexual arousal and increases glandular secretion. However, it does take some time for ovulation to occur regularly. At this time, girls' menstrual cycles are usually without ovulation and can be irregular and intense. 25 to 50% of girls do not ovulate in the first 4 years of menstruation. Various factors affect the function of the pituitary and hypothalamus glands as a result, the onset of menstruation .factors can be strong emotions and beliefs, body structure, diet, family dynamics and also genetic structure. Therefore, the onset of puberty in girls is very different. It occurs much earlier in some people and later in others. Therefore, girls at the age of 13 are not suitable for fertility. Social pressure for pregnancy makes her feel insecure. Underage pregnancy is out of wedlock in developed countries. This type of pregnancy is a scandal in most societies and cultures(Northrop, Christine,(2006) pp. 48-46).According to Google Trends, while most people use IUDs, the best way to prevent it for people under 18 is to use combination pills(Mahvash Mashreghi et al.(2004), pp. 11-18)

. The effect of maternal age on the complications and consequences of pregnancy is so effective that pregnancy under the age of 20 is known as a high-risk pregnancy. According to the x2 test, eclampsia at the age of 1 + 18 is more than pregnancy at other ages, and there is a significant relationship between eclampsia and this age. (Behrouz Fadaei et al.(First Week of September, Vol 290, pp. 855-860)

NTDS is a neural tube defect and a component of nerve abnormalities. It was performed during studies conducted at Imam Reza Hospital in Isfahan, Iran. Data performed with 8spss statistical software. There is a significant relationship between maternal age and this defect.

Although eclampsia and this disease can be prevented by providing care before and during pregnancy, it can not be said that this care will occur, due to the poor economic conditions of most married people under the age of 18(Eshraghi,Mahya(2009) p. 59). The World Health Organization (WHO) has identified anemia as the most common disease caused by malnutrition, affecting more than 2 billion people, of whom children and women are the most vulnerable. Research conducted at Yahya Nejad Hospital in Babol, Iran, showed that at the age of 18, 12.8% had anemia, which was due to the fact that they usually experienced their first delivery and had no previous pregnancy and experienced less bleeding. (Nisa Isfahani et al.(Summer 2003) P. 213 - 219.). Preeclampsia with a prevalence of 2.37% among mothers under 18 years 12.5% and at the age of 35 years 4.65% and among mothers 15-35 years a significant difference in the prevalence of this disease at the beginning of pregnancy and late gestational age was confirmed, ie in Young age and high age .The possibility of pregnancy has been raised (Marzieh Lotfalizadeh Masoumeh Khosh Sima(May 2016), No. 8, pp. 1 – 54)

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Special obedience, which is one of the duties of a couple in family law, is sexual intercourse. Special obedience causes problems at a young age. Finally, this is a special fertility supplement. Early marriage in Iran is mostly related to ethnic culture. Ethnicity, **as a context that shapes reproductive behavior**, has a special and fundamental place in the study of fertility in multiethnic societies. Although there is a multi-ethnic structure in Iran, little research has been done on the relationship between ethnicity and the number of pregnancies. Statistics show that in the Arab region of Khuzestan, from 1965 to 1976, due to economic pressure, the age of marriage increased and before 1930, the subject of marriage was registered by local religious centers. In 1935, the age of marriage was included in Article 1041 of the Civil Code, which set the age of marriage at 18 for boys and 15 for girls. In 1966, 47% of women aged 15-15 married in Iran. In 1976, the figure dropped to 35 percent, and the increase in the age of marriage increased significantly in 1991, with married people aged 15 to 19 reaching 18 percent. According to data from the World Fertility (w.f.s), in 22 developing countries, the younger the age of marriage, the higher the frequency of pregnancies, meaning that the young force in reproduction is reduced.

-2-2Relying on Article 1104 (Loyalty to each other)

The next critique is the discussion of fidelity in the single article (1104) because the adolescent's view of sexuality is associated with emotion and love and takes on an emotional nature. Adolescence is a time when feelings of instability and insecurity intensify. There is not necessarily a connection between sexual maturity and mental maturity in adolescents. It is not as if he has matured mentally if he is physically mature. J. Stanley Hall of the American Psychological Association considers adolescence to be a time of storms and intense stress and a time of extraordinary physical, mental, and emotional ability. These are the characteristics of marriage of a person at this age, that is, marriage out of affection, while he has not yet established stability and is still seeking instability, he is insecure, and his sense of love is also in the direction of resolving these feelings. How reasonable it can be to expect loyalty from this person in the future in life. This is a question that the answer is in the heart of the matter. Another problem that Iranian law has in the field of child protection is that the grounds for requesting a divorce for a woman are limited to the cases provided by law and if someone under the age of 13 files for divorce, her request It is not given priority and this is due to the closure of the law due to jurisprudence. That is, a girl or a boy who is married under the legal age, if he / she requests a divorce, stating that the marriage was without my heart's consent and that I got married only with a court order and the guardian's permission, does not affect the divorce decree and its process. It should be noted that the problem is not jurisprudence, but the interpreter of jurisprudence who chooses the old views of scholars to present it in law.

ultural level of society because the issue of child marriage is an issue related to ethnicity. In a study conducted in Khuzestan province of Iran, Arab women had the highest illiteracy in

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Khuzestan province, while There was a significant difference in terms of age of marriage in Lor ethnicity in the same province. In tribes with lower literacy rates, marriage at a young age was higher. The average age of marriage in Persia was 21.6 years in the Lor Bakhtiari tribe and 21 and 19 years in Arab women, which was directly related to the literacy level of these ethnic groups. (Ali Hossein, Hosseinzadeh(Spring 2010); Pages 67-96)

Giving sexual literacy to prevent unwanted pregnancies at a young age can prevent many underage marriages. A survey conducted in Shiraz province shows that 31% of female students in Shiraz had no information about sexually transmitted diseases.(Maryam, Ansari Lari and Negineh, Hadi (2003) Number 2, P. 55-62)

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