



OPEN PEER REVIEW

Comparative Analysis of Spousal Rights in Imami Jurisprudence, Iranian Law, and Selected Countries

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1. Round 1

1.1. Reviewer 1

Reviewer:

The statement, "Marriage grants rights and duties to the spouses and serves as the sole legal framework for creating affinal kinship...", could be supported with specific examples from Iranian or international contexts for better grounding.

The statement, "their rights are not identical but can be balanced," would benefit from elaboration on what constitutes "balance" in different jurisdictions.

The interpretation of Article 1084 could be expanded by comparing how dowries function in different Islamic and non-Islamic societies to show variation in practice.

The term "nafaqah" is well-explained, but adding a comparative analysis with maintenance provisions in Western countries would make the discussion more robust.

Authors revised the manuscript and uploaded the document.

1.2. Reviewer 2

Reviewer:

The phrase, "Each spouse, therefore, has rights and obligations toward the other," is broad. It would be helpful to briefly define what these obligations are, as they differ significantly across legal systems.

The section discussing "cooperation in strengthening the family and raising children" would benefit from examples or interpretations of this cooperation in both Iranian and international contexts to provide a comparative perspective.

In discussing cooperation (Paragraph 2), include cultural or religious nuances that influence how cooperation is perceived and practiced in Iran versus other countries, as this is key to understanding the differences.

The explanation, "Given that every system, including the family system, requires a leader and manager...", could include scholarly critiques or differing interpretations of this verse to provide a balanced analysis.

The discussion on Article 1114 could include case law examples from Iran to illustrate the application of this right in real-world scenarios.

The explanation under Article 1105, "Family leadership is not a privilege but a duty," could benefit from including counterarguments or feminist critiques to enhance academic depth.

Authors revised the manuscript and uploaded the document.

2. Revised

Editor's decision: Accepted.

Editor in Chief's decision: Accepted.