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RES JUDICATA MEANING

Section 11 of Civil Procedure Code, 1908

Res Judicata means **a thing decided**.
Res Judicata is the Latin term for "**a matter judged**",
It can apply in a case where has be there has been a final judgment and it is no longer subject to appeal;
It can also be used to bar (stop, block) continued litigation of a case on **same issues between the same parties.**

The doctrine includes two related concepts - **Claim preclusion** and **Issue preclusion**.

Claim Preclusion

Claim preclusion focuses on baring a suit from being brought again on a legal cause of action that has already been finally decided between the parties.

Issue Preclusion

Issue preclusion bars the re-litigation of factual issues that have already been necessarily determined by a judge as a part of an earlier claim.

Doctrine of res judicata is based on three maxims-

1. **Nemo debet bis vexari pro una et eadem causa** - It means no man shall be punished twice for the same offence.

2. **Interest Reipublicae Ut Sit Finis Litium** - It means it is in the interest of the state that there should be an end to litigation. or Litigation must come to an end.

3. **Res Judicata Pro Veritate Accipitur** - It means that a judicial decision must be accepted as correct.

Nemo bis punitur pro eodem delicto also means almost the same as Nemo debet bis vexari pro una et eadem causa.

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Click here to read Section 11 of CPC that talks about Res Judicata.