

Relevance Of Qiyas In Islamic Law In The Contemporary World

Analogical Reasoning In Islamic Jurisprudence Analogy and its modern applications The Theory of Contracts in Islamic Law Modern Perspectives on Islamic Law Berkeley Journal of Middle Eastern & Islamic Law Between God and the Sultan Analogy and the Commodification of Women Encyclopaedia of Islamic Law: Jurisprudence in Islam Framing Hijab in the European Mind Islamic Studies Introduction to Islamic Banking and Finance International Seminar on Reconstruction of Islamic Thought The Schools of Islamic Jurisprudence The Early Development of Islamic Jurisprudence as Expounded by Dr. Ahmad Hasan Library of Congress Subject Headings ISLAMIC FINANCE BANKING SYSTEM Loyola of Los Angeles International & Comparative Law Review The History of Philosophy in Islam Professor Ahmad Hasan Hasan Ahmad Hasan Ahmad Hasan Muhammad al-Mukhtār Sallāmī Rayner E. Ann Black Knut S. Vikør Mohammad Omar Farooq Arif Ali Khan Ghulran Khir-Allah Brian Kettell Ahsānullah Khan Mohammad Hameedullah Khan Syed Mahmud-un-Nasir Library of Congress Sudin Haron, President Tjitzé J. Boer

Analogical Reasoning In Islamic Jurisprudence Analogy and its modern applications The Theory of Contracts in Islamic Law Modern Perspectives on Islamic Law Berkeley Journal of Middle Eastern & Islamic Law Between God and the Sultan Analogy and the Commodification of Women Encyclopaedia of Islamic Law: Jurisprudence in Islam Framing Hijab in the European Mind Islamic Studies Introduction to Islamic Banking and Finance International Seminar on Reconstruction of Islamic Thought The Schools of Islamic Jurisprudence The Early Development of Islamic Jurisprudence as Expounded by Dr. Ahmad Hasan Library of Congress Subject Headings ISLAMIC FINANCE BANKING SYSTEM Loyola of Los Angeles International & Comparative Law Review The History of Philosophy in Islam Professor Ahmad Hasan Hasan Ahmad Hasan Ahmad Hasan Muhammad al-Mukhtār Sallāmī Rayner E. Ann Black Knut S. Vikør Mohammad Omar Farooq Arif Ali Khan Ghulran Khir-Allah Brian Kettell Ahsānullah Khan Mohammad Hameedullah Khan Syed Mahmud-un-Nasir Library of Congress Sudin Haron, President Tjitzé J. Boer

this study deals with the concept rules and application of qiyas as developed in the medieval period the early chapters contain a general treatment of this principle these are followed by chapters relating to definition of qiyas the original and the parallel case the most difficult problem in qiyas is the illah we have extensively dealt with it dividing it into seven chapters the chapters relating to condition shart cause sabab and impediments mawani have also been included as they are indirectly connected with the illah as istihsan is a latent analogy qiyas khafi we have dealt with this problem in a separate chapter qiyas has remained all along a controversial subject we have therefore analysed the points of view of its exponents and adversaries and discussed their arguments in greater detail table of contents introduction chapter 1 the development of the principle of qiyas an historical perspective chapter 2 a general survey of qiyas chapter 3 justification of qiyas chapter 4 subject matter of qiyas chapter 5 the kinds of qiyas chapter 6 definition of qiyas chapter 7 the original case chapter 8 the parallel case chapter 9 rationality of legal injunctions chapter 10 definition of legal cause chapter 11 the conditions of legal cause chapter 12 the kinds of legal cause chapter 13 the methods of determining the legal cause chapter 14 the modes of reasoning in legal cause chapter 15 the mediate cause and its kinds chapter 16 the condition and its kinds chapter 17 the sign and its kinds chapter 18 the impediments to the rule of law chapter 19 the principle of istihsan chapter 20 the critique of qiyas conclusion

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on the contemporary application of the islamic legal principle of analogy by the tunisian mufti

this book is the first comprehensive examination of the new codes of the major states of the gulf region it examines the historical roots and systemization of the theory of contracts according to the classical law of islam and charts the dichotomy between the legal theory and practice the influence of the divine sources of the law eclectic sources and legal methodologies on the system of contracts is assessed as is the way in which more rigid established laws have either resisted or been accommodated to adjust to social changes by examining modern legislation in bahrain kuwait and the united arab emirates this work emphasizes

the continuing importance of islamic contractual precepts within modern codifications of the arab gulf states and will be of equal enduring value to commercial and legal practitioners as well as scholars and students of middle east law

this book presents an invaluable contribution to the debate on the compatibility of islam and modernity it is full of arguments and examples showing how islam can be understood in line with modern life human rights democracy the rule of law civil society and pluralism the three authors come from different countries represent different gender perspectives and have a shia a sunni and a non muslim background respectively which makes the book a unique source of information and inspiration irmgard marboe university of vienna austria this well informed book explains reflects on and analyses islamic law not only in the classical legal tradition of sharia but also its modern contemporary context the book explores the role of islamic law in secular western nations and reflects on the legal system of islam in its classical context as applied in its traditional homeland of the middle east and also in south east asia written by three leading scholars from three different backgrounds a muslim in the sunni tradition a muslim in the shia tradition and a non muslim woman the book is not only unique but also enriched by differing insights into islamic law sir william blair provides the foreword to a book which acknowledges that islam continues to play a vital role not just in the middle east but across the wider world the discussion on which the authors embark is a crucial one the book starts with an analysis of the nature of islamic law its concepts meaning and sources as well as its development in different stages of islamic history this is followed by accounts of how islamic law is being practised today key modern institutions are discussed such as the parliament judiciary dar al ifta political parties and other important organizations it continues by analysing some key concepts in our modern times nation state citizenship ummah dhimma recognition of the status of certain non muslims in islamic states and the rule of law the book investigates how in recent times more and more fatwas are issued collectively rather than emanating from an individual scholar the authors then evaluate how islamic law deals with family matters economics crime property and alternative dispute resolution lastly the book revisits certain contemporary issues of debate in islamic law such as the burqa halal food riba interest and apostasy modern perspectives on islamic law will become a standard scholarly text on islamic law its wide ranging coverage will appeal to researchers and students of islamic law or islamic studies in general legal practitioners will also be interested in the comparative aspects of islamic law presented in this book

the contrast between religion and law has been continuous throughout muslim history islamic law has always existed in a tension between these two forces god who gave the law and the state the sultan representing society and implementing the law this tension and dynamic have created a very particular history for the law in how it was formulated and by whom in its theoretical basis and its actual rules and in how it was practiced in historical reality from the time of its formation until today that

is the main theme of this book knut s vikor introduces the development and practice of islamic law to a wide readership students lawyers and the growing number of those interested in islamic civilization he summarizes the main concepts of islamic jurisprudence discusses debates concerning the historicity of islamic sources of dogma and the dating of early islamic law describes the classic practice of the law in the formulation and elaboration of legal rules and practice in the courts and sets out various substantive legal rules on such vital matters as the family and economic activity

analogical reasoning qiyas is one of the four sources of islamic fiqh it is recognized that the outcomes of qiyas are generally speculative in nature however a vast portion of the corpus of islamic law is derived based on qiyas one such area is marital relationship and mutual rights of the spouses in several areas of marital relationship and mutual rights the islamic jurisprudents have applied concepts and tools that are related to commerce or business tijarah such terminologies include bai exchange buy sale and ijarah lease this paper examines such employment of business related framework in the area of marital relationship and mutual rights based on both classical and post classical legal sources the author analyzes the legalistic tendency underlying the legacy of the traditional islamic law as exemplified in using business related framework in an overreaching manner such tendency is akin to commodification of women which is inconsistent with the values and spirit of islam as enshrined in the primary two sources the qur an and sunnah a broad range of gender related issues is related to such commodified view of woman also this paper offers an explanation of how the traditional islamic view on slavery might be closely connected to this commodified view furthermore it sheds light on how such commodification can impact on family as a central social institution the paper identifies some of the relevant areas where the use of qiyas has been overstretched in islamic law and strong circumspection is called for in employing such business related framework to marital gender relationship

this book compares how british and spanish media have covered the french ban on hijab wearing in public schools using interdisciplinary approaches ranging from social psychology semiology cognitive linguistics and sociology it seeks to explain how the hijab is interpreted as a sign by the mainstream culture and hijab wearing muslim sub culture based on an analysis of 108 articles published in the national newspaper from each context this comparative study operates on two levels a micro level analysis of within culture variations between mainstream culture and the hijab wearing women and a macro level analysis of the cross cultural variation between the british context and the spanish one the result is a profound insight into how each discourse reveals the different level of social integration of hijab wearing women in these two different contexts the analysis methodology combines between critical discourse analysis cda conceptual metaphor theory cmt and cognitive linguistics cl the book introduces a novel analysis methodology for social and linguistic sciences it is the cognitive critical discourse analysis

methodology ccda

this book highlights the key characteristics of islamicbanking which differentiate it from conventional banking this detailed book highlights how islamic banking isconsistent with the sharia a and as such an important partof the system is the prohibition on collecting interest this central religious precept appears to rule out mostaspects of modern finance but it does allow money to be usedfor trading tangible assets and business which can thegenerate a profit brian kettell s book looks at all aspectsof islamic banking including detailed chapters on itscreation through to explanations of murabaha and musharakacontracts ijara and istisna a financing methods as well assalam and takaful insurance finally the book takes a lookat sharia a law and sharia a boards indicating the rolesand responsibilities that come with membership

with global assets expected to reach over a trillion dollars in the next few years islamic finance is the fastest growing segment of the international financial services industry this introductory guide takes readers on an in depth tour of this exciting new world of opportunity with profiles of the many diverse players and projections of islam s hottest growth markets

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