
Al Fiqh Al Islami Wa Adillatuhu

Proceedings of the International Conference on Sustainable Innovation on Humanities, Education, and Social Sciences (ICOSI-HESS 2022)

Freedom of Religion, Apostasy and Islam

Financial Transactions in Islamic Jurisprudence

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Proceedings of the International Conference on Sustainable Innovation on Humanities, Education, and Social Sciences (ICOSI-HESS 2022) Routledge

This work analyzes the history of the application of Islamic law (Shari`ah) in Nigeria. It analyzes how Islamic law emerged in Nigeria toward the beginning of the 19th century and remained applicable until the arrival of the British Colonial regime in Northern Nigeria in 1903. It sheds light on how the law survived colonial rule and continues until today. Dr. Yushau Sodiq analyzes

progressive elements in Islamic law over the past two centuries. He goes on to discuss many objections raised by the Nigerian Christians against the application of Islamic law, as well as how Muslims respond to such criticism. In a world that is often saturated with Islamophobia and ignorant misconceptions about Islam, this book aims to clarify and respond to many important concepts and ideas within Islamic religious tradition. *Freedom of Religion, Apostasy and Islam* James Clarke & Co. Islamic attitudes are of increasing concern to the Western world and environmental issues claim much attention as well. Perhaps, though, few non-Muslims realise that there is a distinctive Islamic contribution to the environmental debate; consequently, it provides a much needed Islamic input into the world-wide

process of consultation on the future of the planet. Born from the 1992 Earth Summit, this book is a major account of Islam's contribution to the environmental debate. Dr Izzi Dien views the topic from historical, theological, philosophical, legal and ethical perspectives, examining such aspects as the Quranic doctrine of Creation, human responsibility and the actions of governments. His conclusions will not only be an invaluable submission to ecological groups but enlighten the general public, both inside and outside the Islamic community, about Muslim teaching on this area. The Environmental Dimensions of Islam is an important book, touching on issues of community, empowerment and culture. It will challenge those of all faiths and none to reconsider their attitudes towards both the Islamic and the natural world.

Financial Transactions in Islamic Jurisprudence Springer Nature

The essays and case studies collected here—featuring some of the best material from Middle East Report over the past decade as well as much original material—challenge the facile generalizations about what Western media and political establishments usually call "Islamic fundamentalism." The authors demonstrate the complexity of these movements and offer complementary and contrasting interpretations of their origins and significance. The material included covers a broad range of themes—including democracy and civil society, gender relations and popular culture—as they have emerged in countries throughout the Middle East and North Africa.

AMERICAN JOURNAL OF ISLAMIC SOCIAL SCIENCES 27:1 Equinox Publishing

This handbook is a detailed reference source comprising original

articles covering the origins, history, theory and practice of Islamic law. The handbook starts out by dealing with the question of what type of law is Islamic law and includes a critical analysis of the pedagogical approaches to studying and analysing Islamic law as a discipline. The handbook covers a broad range of issues, including the role of ethics in Islamic jurisprudence, the mechanics and processes of interpretation, the purposes and objectives of Islamic law, constitutional law and secularism, gender, bioethics, Muslim minorities in the West, jihad and terrorism. Previous publications on this topic have approached Islamic law from a variety of disciplinary and pedagogical perspectives. One of the original features of this handbook is that it treats Islamic law as a legal discipline by taking into account the historical functions and processes of legal cultures and the patterns of legal thought. With contributions from a selection of highly regarded and leading scholars in this field, the Routledge Handbook of Islamic Law is an essential resource for students and scholars who are interested in the field of Islamic Law.

Principles and Practice of Islamic Leadership University of Toronto Press

The American Journal of Islamic Social Sciences (AJISS) is a double blind peer-reviewed and interdisciplinary journal that publishes a wide variety of scholarly research on all facets of Islam and the Muslim world: anthropology, economics, history, philosophy and meta-physics, politics, psychology, religious law, and traditional Islam. Submissions are subject to a blind peer review process.

Dār al-Islām Revisited Routledge

This volume examines the writings of ten Muslim intellectuals,

working in the Muslim world and the West, who employ contemporary critical methods to understand the Qur'an. Their work points to a new trend in Muslim interpretation, characterised by a direct engagement with the Word of God while embracing intellectual modernity in a global context. The volume situates and evaluates their work and responses to it among Muslim and non-Muslim audiences.

Islamic Insurance Walter de Gruyter GmbH & Co KG

This book provides an introduction to the laws of the Middle East, defining the contours of a field of study that deserves to be called 'Middle Eastern law'. It introduces Middle Eastern law as a reflection of legal styles, many of which are shared by Islamic law and the laws of Christian and Jewish Near Eastern communities. It offers a detailed survey of the foundations of Middle Eastern law, using court archives and an array of legal sources from the earliest records of Hammurabi to the massive compendia of law in the Islamic classical age through to the latest decisions of Middle Eastern high courts. It focuses on the way legislators and courts conceive of law and apply it in the Middle East. It builds on the author's extensive legal practice, with the aim of introducing the Middle Eastern law's main sources and concepts in a manner accessible to non-specialist legal scholars and practitioners alike. The book begins with an exploration of the depth and variety of Middle Eastern law, introducing the concepts of shari'a, fiqh, and qanun, (which all mean 'law'), and dwelling on Islamic law as the 'common law' of the Middle East. It provides a historical introduction to the contemporary Middle East, exploring political systems, constitutional law, judicial review, the laws of tort and obligations, commercial law (including Islamic banking, company

law, capital markets, and commercial arbitration); and examines legislative reform in family law and the position of women in the legal system. The author considers the interaction between Islamic and Western laws and includes a bibliography designed for further research into the jurisdictions and themes explored throughout the book.

Parental Care and the Best Interests of the Child in Muslim Countries Springer

From the world's foremost authorities on the subject, the number-one guide to Islamic finance revised and updated for a post-crisis world Because it is entirely equity-based, rather than credit-based, Islamic finance is immune to the speculative bubbles and runaway volatility typical of Western finance. Especially now, in the wake of the global financial crisis, this has made them increasingly attractive to institutional investors, asset managers and hedge funds in search of more stable alternatives to conventional financial products. With interest in Islamic finance swiftly spreading beyond the Muslim world, the need among finance and investment professionals has never been greater for timely and authoritative information about the rules governing Islamic finance. This thoroughly updated and revised second edition of the premier guide to regulatory issues in Islamic finance satisfies that need. Addresses the need for banks to develop common Islamic-based international accounting and auditing standards Clearly explains the key differences between Shari'ah rulings, standardization of acceptable banking practices, and the development of standardized financial products Explores the role of the Shari'ah Boards in establishing common rules regarding the permissibility of financial instruments and markets

Offers guidance for regulators seeking to adapt their regulatory frameworks to the needs of the fast-growing Islamic finance sector

Islam in International Relations Springer

Where is dār al-islām, and who defines its boundaries in the 21st century? In *Dār al-Islām Revisited. Territoriality in Contemporary Islamic Legal Discourse on Muslims in the West*, Sarah Albrecht explores the variety of ways in which contemporary Sunni Muslim scholars, intellectuals, and activists reinterpret the Islamic legal tradition of dividing the world into dār al-islām, the “territory of Islam,” dār al-ḥarb, the “territory of war,” and other geo-religious categories. Starting with an overview of the rich history of debate about this tradition, this book traces how and why territorial boundaries have remained a matter of controversy until today. It shows that they play a crucial role in current discussions of religious authority, identity, and the interpretation of the shari‘a in the West.

A History of the Application of Islamic Law in Nigeria Psychology Press

The modernist-apologetic approach to the relation between revelation and science and politics has been a central part of Arab discourses on the future of Muslim societies for over a century. This approach introduced historical and theological narratives and interpretative mechanisms that contextualize reason and freedom in Islamic terms to argue that, unlike with Christianity, it is possible for Muslim societies to be technologically and politically advanced without forfeiting revelation as an all-encompassing, legally-binding guide. ‘Scientific and Political Freedom in Islam’ critically examines the

coherence and consistency of modernist-apologetic scholars. This is done through a discussion of their general theorizing on reason and freedom, which is then followed by discussions of their commentaries on specific scientific and political issues in light of their general theorizing. Regarding the former, the focus is Darwin’s theory of evolution, while the universality of the “Biblical flood,” the heliocentric model, the Big Bang model and Freudianism are also discussed. Regarding the latter, the focus is Islam’s desired structure of government and concept of participatory politics, while individual freedoms are also discussed. The book argues that the modernist-apologetic approach has great potential to be a force for liberalization, but also possesses inherent limitations that render its theory on the relation between revelation and freedom self-contradictory. Introducing a significant body of new information on the reasons for the failure of secularism and democracy and the attitudes towards Darwinism in the Arab world, this book is a valuable resource for students and scholars of Islamic Studies, comparative religion, democracy studies and evolution studies. *Emerging Issues in Islamic Finance Law and Practice in Malaysia* John Wiley & Sons

This book elaborates the fundamental principles and practices of Islamic leadership and management by highlighting its underlying philosophies, key concepts, and sources. The book closely examines the relationship of Islamic leadership with spiritual leadership and how it shapes the concept of leadership. The book also compares Islamic Leadership with other related spiritual leadership concepts such as the Servant Leadership, religiosity, and other conventional leadership perspectives based

on Islamic framework. The chapters within the book delve into Islamic teachings and values from Al-Qur'an and Hadith that can be applied when governing an organization using several case studies. This insightful and thorough discussion on Islamic leadership will be useful as a reference for academic courses on leadership, and current and aspiring business leaders.

Shari'ah Law International Institute of Islamic Thought (IIIT)

Through a thorough analysis of emerging legal and regulatory issues in Islamic finance law and practice in Malaysia, this exciting new study covers issues such as blockchain technology, anti-money laundering, and FinTech in Islamic finance.

Radical Islam Oxford University Press

Written by the Qadi (judge) of the Shari'a Court of Jerusalem and former director of the Shari'a Court system in Israel, this book offers a unique perspective on the religious law of Muslim minorities living in the West. Specifically, it explores the *fiqh al-aqalliyāt* doctrine of religious jurisprudence developed by modern Islamic jurists to resolve the challenges of maintaining cultural and religious identity in majority non-Muslim societies. The author examines possible applications across numerous cultural and geographical contexts, answering such questions as: what are the rules for assuming political and public roles, and should one deposit money that incurs interest? Building on a growing scholarship, this book aims to resolve points of view and facets of religious law that have been neglected by previous studies. Accessibly written, *Shari'a in the Modern Era* is designed to promote cross-cultural understanding among readers of all faiths.

Islam, Context, Pluralism and Democracy Edinburgh University

Press

A world expert's introduction to the controversial subject of Islamic law Providing a comprehensive and accessible examination of Shari'ah Law, this well considered introduction examines the sources, characteristic features, and schools of thought of a system often stereotyped for its severity in the West. In a progressive and graduated fashion, Mohammad Hashim Kamali discusses topics ranging from juristic disagreement to independent reasoning. Also broaching more advanced topics such as the principle of legality and the role and place of Shari'ah-oriented policy, Kamali controversially questions whether Islam is as much of a law-based religion as it has often been made out to be. Complete with a bibliography and glossary, and both a general index and an index of Arabic quotations, this wide-ranging exploration will prove an indispensable resource for Islamic students and scholars, and an informative guide to a complex topic for the general reader.

Islamic Finance Simon and Schuster

Islam encourages business and financial transactions as a way of securing the basic needs for all human beings, but these need to be conducted in accordance with the principles contained in the Qur'an and Sunnah. However, these legal concepts are not classified subject-wise, and the verses on commercial law, like all other topics, are scattered throughout the Qur'an, making it difficult for readers to gain a full understanding of the topic. This, therefore, is the first comprehensive book to demystify Islamic contract law and specifically Islamic financial contracts, and to examine its roots and history. The book is written in a clear style to allow for a greater understanding of the more challenging and

misunderstood areas pertaining to Islamic business and financial contracts. It also contributes a series of chapters which address the market niche and need, concerning Shariah compliance for Islamic financial products and services. The book is divided into 16 chapters in order to provide a holistic and thorough overview of Islamic law of contract. It covers the objections and misconceptions surrounding Islamic business and financial contracts. It also includes the key features and guiding principles of Islamic law of contract and offers technical know-how, illustrating the concept of formation of a contract, as well as the essential elements of a valid contract. The authors also offer a discussion on the system of options under Islamic business and financial contracts and potential solutions to breach of contracts. The book will serve as a handy reference for scholars and students of Islamic business and finance and Islamic commercial law and will also be beneficial for practitioners as well as legal and judicial officers. It will open new doors for further research in the field of Islamic financial contracts.

Global Sales and Contract Law Psychology Press

Winner of the I.R. Iran World Award for Book of the Year In *The Middle Path of Moderation in Islam*, leading Islamic law expert Mohammad Hashim Kamali examines the concept of wasatiyyah, or moderation, arguing that scholars, religious communities, and policy circles alike must have access to this governing principle that drives the silent majority of Muslims, rather than focusing on the extremist fringe. Kamali explores wasatiyyah in both historical/conceptual terms and in contemporary/practical terms. Tracing the definition and scope of the concept from the foundational sources of Islam, the Qu'ran and Hadith, he

demonstrates that wasatiyyah has a long and well-developed history in Islamic law and applies the concept to contemporary issues of global policy, such as justice, women's rights, environmental and financial balance, and globalization. Framing his work as an open dialogue against a now-decades long formulation of the arguably destructive Huntingtonian "clash of civilizations" thesis as well as the public rhetoric of fear of Muslim extremism since the attacks of September 11, 2001, Kamali connects historical conceptions of wasatiyyah to the themes of state and international law, governance, and cultural maladies in the Muslim world and beyond. Both a descriptive and prescriptive meditation on a key but often neglected principle of Islam, *The Middle Path of Moderation in Islam* provides insight into an idea that is in the strategic interest of the West both to show and practice for themselves and to recognize in Muslim countries.

Islam and Popular Culture Routledge

This book deals with the Islamic law of will for the administration of Muslim estates. It examines the rules of Islamic law of wills in Malaysia in respect of testamentary provisions giving directions as to the administration of the estates and other matters. This is done in the context of the will of entrustment (wisoyah) in particular. The discussion focuses on the meaning of will of entrustment (wisoyah) its origin, its characteristics, its legality, its legal ruling and its creation which deal with four essential elements: testator (musi), executor (wasi), subject matter of will (musa fih) and formation (sighah). The discussion will also highlight the issues of testacy and intestacy with regard to Muslim estates. In what sense are these two terms to be taken by Muslims? The study attempts to examines various state

enactments relating to Islamic law of wills. This requires some reference to the meaning of Islamic wills as understood at present and wills under civil law.

Scientific and Political Freedom in Islam Routledge

This comprehensive analysis of domestic and international sales law covering over sixty jurisdictions is the most detailed work in the field. It includes all aspects of a sale of goods transaction and provides answers to complex issues in practice.

Interpretations of Law and Ethics in Muslim Contexts Routledge
Debate on freedom of religion as a human right takes place not only in the Western world but also in Muslim communities throughout the world. For Muslims concerned for this freedom, one of the major difficulties is the 'punishment for apostasy' - death for those who desert Islam. This book argues that the law of apostasy and its punishment by death in Islamic law is untenable in the modern period. Apostasy conflicts with a variety of foundation texts of Islam and with the current ethos of human rights, in particular the freedom to choose one's religion.

Demonstrating the early development of the law of apostasy as largely a religio-political tool, the authors show the diversity of opinion among early Muslims on the punishment, highlighting the substantial ambiguities about what constitutes apostasy, the problematic nature of some of the key textual evidence on which the punishment of apostasy is based, and the neglect of a vast amount of clear Qur'anic texts in favour of freedom of religion in the construction of the law of apostasy. Examining the significant challenges the punishment of apostasy faces in the modern period inside and outside Muslim communities - exploring in particular how apostasy and its punishment is dealt with in a

multi-religious Muslim majority country, Malaysia, and the challenges and difficulties it faces there - the authors discuss arguments by prominent Muslims today for an absolute freedom of religion and for discarding the punishment of apostasy.

The Environmental Dimensions of Islam John Wiley & Sons

This is an open access book. This proceeding consists of research presented in ICOSI UMY, on 20-21 July 2022 at Universitas Muhammadiyah Yogyakarta. The conference covers the topic of governance, international relations, law, education, humanities, and social sciences. The COVID-19 pandemic first time that occurred in 2019, has brought many changes that constrain all countries to adapt quickly. The crisis has shown vulnerabilities and gaps in several primary systems, including healthcare, social protection, education, value chains, production networks, financial markets, and the ecosystem. One of the efforts that each country can take to rise from the COVID-19 pandemic is through strengthening multilateralism, international solidarity, and global partnerships. Hence, this conference raises the central theme "Strengthening Global Partnership for Resilience." This theme covers sub-themes that allow prospective scholars to submit their papers for 'Virtual Conferences' presentation under the following scopes: Social Sciences, Humanities, Educations, and Religious Studies. Presented papers will also get a chance to be published in our remarkable partner publishers. Through the International Symposium on Social, Humanities, Education, and Religious Studies (ISSHERS) and Asian Conference on Comparative Laws (Asian-COL), we hope that participants will express their innovative and creative ideas to provide benefits and contribute knowledge to strengthen global partnerships

among countries. Finally, all 75 papers published in this

proceedings are expected not only as research output but can be developed further into prototypes or evidence for policy making.