Subject: Islamic Jurisprudence BA Part I

Objective
The course will elaborate–Islamic Legal theories including their philosophical, historical and sociological basis. The Course will cover the history and the growth of the Muslim legal system, the primary and secondary sources of Islamic Law: a). The Quran and the Traditions b). Ijma and customs, Juristic Deduction: a). Qiy’as or Analogy, b). Istehsan or Juristic -preference, c). Istedlal, d). Ijtehad and Taqlid.
This course will discuss the remaining part of the Islamic Jurisprudence-I. It will focus on the practical side of Islamic legal concepts such as, Acts, Rights and Obligations, Legal Capacity, Ownership and Possession Family laws, Torts and Crimes, Punishments, Procedure and Evidence, Constitutional and Administrative Law. The law regulating relations between Muslims and non-Muslims will also be covered.

Course Contents

1. Sources of Islamic law
   - Primary Sources
   - Secondary Sources

2. Four Schools of Thoughts
   - Origin
   - Development

3. Mujtahid and Classification

4. Will
   - Definition
   - Aims
   - Objective
   - Limitation

5. Gift
   - Definition
   - Kinds
6. Waqf
   • Definition
   • Purpose
   • Concept

7. Dower
   • Definition
   • Aims
   • Objectives

8. Divorce
   • Definition
   • Kinds
   • Islamic and English Concepts
   • Iddat

9. Marriage
   • Definition
   • Essentials
   • Kinds and its Legal effects
   • Grounds of Prohibition
   • Option of Puberty

TEXT BOOKS
5. Mulla. D.F. Muhammadian Law

Reference Books