



IMAM KHASSAF

**ADAB AL-QADI**  
ISLAMIC LEGAL AND  
JUDICIAL SYSTEM

Commentary by  
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Rendered into English by  
JUSTICE DR.MUNIR AHMAD MUGHAL

# Adab Al Qadi Islamic Legal And Judicial System

**Aḥmad ibn 'Umar Khaṣṣāf**

## **Adab Al Qadi Islamic Legal And Judicial System:**

*Adab Al-Qadi - Islamic Legal and Judicial System* Imam Khassaf, 2020-09-16 Islam is a practical religion dealing with the warring traits of human nature and bending them to the Straight Path It has discarded the law of jungle and the motto of might is right Islamic concept of justice is positive It does not stop at negation of the wrong but goes forward to promote the right so that there remains no incompatibility between the so called justice and what is really just and equitable The concept of Islamic justice does not permit prejudice against anyone The Quranic Injunction is and let not the hatred of any people seduce you that ye deal not justly TMQ Surah Maidah 8 Under Islam justice is the sum total of life To do injustice is sinful To suffer injustice calls for positive remedial action on the part of Muslims Such action might mean even the supreme sacrifice of one's life for the sake of justice This book is an English rendering of a popular Arabic book entitled Adab Al Qadi Written by the renowned Muslim Jurist Imam Khassaf In this book the learned author has favoured us with the basic principle of the Islamic judicial system and that of the Judiciary in the light of the Holy Quran and the Sunnah The Learned Translator of this book Justice Dr Muneer Ahmad Mughal was himself a Judge of the Lahore High Court Lahore He has perfect hold on the subject as well as over both the languages About The Author Ahmad Abu Bakr al Khassaf From the Tribe of Shaiban born around 181 AH and died in the year 261 AH 874 5AD at the age of 80 Ibn Nadim stated that Imam Khassaf was a Jurist expert on the science of compulsory duties a mathematician and well aware of the opinions and Ijtihad of Hanafi Jurists and enjoyed precedence on the court of Muhtadi Billah His early education was at the hands of his father Umar bin Muhair who was a pupil of Imam Hasan in Ziyad who in turn was a pupil of Imam Abu Hanifah Imam Kafwi has counted Imam Khassaf in the second category of the fuqaha and the mujtahidin and has named his category of the later period great Hanafis About The Commentator He was popularly known as As Sadr Ash Shahid Hisam and Hisam Shahid He was also sometimes known by the title of Burhan al A immah he was born on 483 AH 1090 AD Qarshi says that the author of Hidayah has stated that I had learnt the theoretical sciences and ilm al Fiqh from Hisam As Sadr Ash Shahid Hisam worked so hard that he excelled in the expertise of the school of thought of Imam Abu Hanifa And had gained distinctive status among the men of knowledge of Khurasan He was martyred in the battle of Qatwan in 536 AH 1141 AD Ādāb Al-Qāḍī Aḥmad ibn 'Umar Khaṣṣāf, 'Umar ibn 'Abd al-'Azīz Ṣadr al-Shahīd, Munir Ahmad Mughal, 2004

**Adab Al-Qadi** Imam Khassaf, 2023-08-19 Islam is a practical religion dealing with the warring traits of human nature and bending them to the Straight Path It has discarded the law of the jungle and the motto of might is right The Islamic concept of justice is positive It does not stop at the negation of the wrong but goes forward to promote the right so that there remains no incompatibility between the so called justice and what is really just and equitable The concept of Islamic justice does not permit prejudice against anyone The Quranic Injunction is and let not the hatred of any people seduce you that ye deal not justly TMQ Surah Maidah 8 Under Islam justice is the sum total of life To do injustice is sinful To suffer injustice calls for positive remedial action on the part of Muslims Such action

might mean even the supreme sacrifice of one's life for the sake of justice This book is an English rendering of a popular Arabic book entitled *Adab Al Qadi* Written by the renowned Muslim Jurist Imam Khassaf In this book the learned author has favored us with the basic principle of the Islamic judicial system and that of the Judiciary in the light of the Holy Quran and the Sunnah The Learned Translator of this book Justice Dr Muneer Ahmad Mughal was himself a Judge of the Lahore High Court Lahore He has perfect hold on the subject and over both the languages

**Ādāb Al-Qādi** Ahmad ibn 'Umar Khaṣṣāf,1999

*Sharia Tribunals, Rabbinical Courts, and Christian Panels* Michael J. Broyde,2017 This book explores the rise of private arbitration in American religious communities It examines why religious communities are turning to private arbitration why American law is agreeable to such arbitration and further focuses on the proper procedural jurisdictional and contractual limits of private arbitration The book argues that such arbitration not only benefits the religious community itself but also having various different faith based arbitrations is beneficial for any vibrant pluralistic democracy inhabited by diverse faith groups

**The Concept of Justice in Islam** Safraz Bacchus,2014-10-22 The book is laid out to outline the Islamic standpoint on justice and its high standard This manuscript will attempt to clarify a major misconception that has gained widespread acceptance in some academic circles The misconception is that the Muslim judge judges blindly according to a rigid set of outdated laws without giving due consideration to what is in the best interest of either the public or in upholding the rights of a person Finally it will seek to demonstrate how the ethical standards that govern the conduct and office of the qadi reinforces the public trust and confidence in the Islamic judicial system as a whole Given that the Islamic judiciary does not have the powers of the sword or the purse powers that are reserved for the executive and the legislative branches of government respect is said to be the greatest strength of the institution itself Islamic law requires a Muslim judge hakim or qadi to conform to the highest ethical standards both in their personal conduct and in issuing rulings that are just and seen to be just

**Leadership, Authority and Representation in British Muslim Communities** Sophie Gilliat-Ray,Riyaz Timol,2021-01-26 The contributions explore Muslim religious leadership in multiple forms and settings While traditional authority is usually correlated with theology and piety as in the case of classically trained ulema the public advocacy of Muslim community concerns is often headed by those with professionalized skillsets and civic experience In an increasingly digital world both women and men exercise leadership in novel ways and sites of authority are refracted from traditional loci such as mosques and seminaries to new and unexpected places This collection provides systematic focus on a topic that has hitherto been given rather diffuse consideration It complements historical work on community leadership as well as more contemporary discussion on the training and role of Islamic religious authorities It will be of interest to scholars in Religious Studies Sociology Political Science History and Islamic Studies

*Land, Law and Islam* Hilary Lim,2013-07-18 In this pioneering work Siraj Sait and Hilary Lim address Islamic property and land rights drawing on a range of socio historical classical and contemporary resources They address the significance of Islamic theories of property and Islamic land

tenure regimes on the webs of tenure prevalent in the Muslim societies They consider the possibility of using Islamic legal and human rights systems for the development of inclusive pro poor approaches to land rights They also focus on Muslim women s rights to property and inheritance systems Engaging with institutions such as the Islamic endowment waqf and principles of Islamic microfinance they test the workability of authentic Islamic proposals Located in human rights as well as Islamic debates this study offers a well researched and constructive appraisal of property and land rights in the Muslim world

Legal Documents as Sources for the History of Muslim Societies ,2017-06-06 This volume is a tribute to the work of legal and social historian and Arabist Rudolph Peters University of Amsterdam Presenting case studies from different periods and areas of the Muslim world the book examines the use of legal documents for the study of the history of Muslim societies From examinations of the conceptual status of legal documents to comparative studies of the development of legal formulae and the socio economic or political historical information documents contain the aim is to approach legal documents as specialised texts belonging to a specific social domain while simultaneously connecting them to other historical sources It discusses the daily functioning of legal institutions the reflections of regime changes on legal documentation daily life and the materiality of legal documents Contributors are Maaïke van Berckelaer Maurits H van den Boogert L on Buskens Khaled Fahmy Aharon Layish Sergio Carro Mart n Brinkley Messick Toru Miura Christian M ller Petra M Sijpesteijn Mathieu Tillier and Amalia Zome o

**Encyclopedia of Islam and the Muslim World** Richard C. Martin,2004 Review This two volume set on Islam is a timely resource aimed at the general reader More than 500 articles 200 5 000 words in length describe the Islamic world from its known beginnings to the present day A Synoptic Outline of Entries at the beginning of volume one presents a thematic overview of the encyclopedia that facilitates browsing A glossary of terms and a pronunciation key appear at the end of volume two followed by genealogies timelines and a detailed index Reference that rocks American Libraries May 2005

**Dunyā Ki Zindagi Aur Dunyadaron Kā Hāl** Sufi Allah Din Firuzpuri,1999 *Indian National Bibliography* B. S. Kesavan,2014-05

**Judicial System of Islam** Ghulām Murtaẓā Āzād,1987 **Islamic Studies** ,1994

The All Pakistan Legal Decisions ,1992 Containing cases decided by the Federal Court Privy Council High Courts of Dacca Lahore and Baghdad ul Jadid Azad Jammu and Kashmir Chief Court of Sind Judicial Commissioner s Courts Baluchistan and Peshawar and revenue decisions Punjab varies

Legal Systems of the World [4 Volumes] Herbert M. Kritzer,2002-06-20 Legal Systems of the World is the only comprehensive reference work that covers the legal systems of every nation on earth every state in the Union and every province of Canada Legal Systems of the World A Political Social and Cultural Encyclopedia is the only comprehensive reference work geared to the ordinary reader and legal scholar alike that answers these critical questions From Afghanistan to Zimbabwe this exhaustive four volume set with nearly 400 entries explores the structure operation and history of legal and judicial systems in every country on earth every state in the Union and every province of Canada That alone would make it a must have for every library But there s more The international

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*Judicial Practice* Boğaç A. Ergene,2009 This book brings together edited articles from the second and third editions of the Encyclopaedia of Islam that are relevant to Islamic judicial practice institutions and agents The material presented in this compilation identifies and explains key concepts germane to the application of Islamic law It demonstrates the wide spectrum of variations in the functions and operations of judicial actors and institutions in different Islamic contexts and reveals the complicated relationship between legal doctrine and practice As such this book constitutes a much needed introductory volume and a convenient starting point for readers interested in Islamic judicial practice

*Islamic Jurisprudence* ,2001

Social Change and Development in Pakistan S. M. Haider,1981

**Yearbook of Islamic and Middle Eastern Law, Volume 12 (2005-2006)** Eugene Cotran,Martin Lau,2007-12 Practitioners and academics dealing with the Middle East can turn to the Yearbook of Islamic and Middle Eastern Law for an instant source of information on the developments over an entire year in the region The Yearbook covers Islamic and non Islamic legal subjects including the laws themselves of some twenty Arab and other Islamic countries The publication s practical features include articles on current topics country surveys reflecting important new legislation and amendments to existing legislation per country the text of a selection of documents and important court cases a Notes and News section and book reviews

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