



جامعة السلطان الشريف علي الإسلامية
UNIVERSITI ISLAM SULTAN SHARIF ALI
SULTAN SHARIF ALI ISLAMIC UNIVERSITY

Faculty of Shariah and Law
Semester II, 2014/2015 Academic Session

Final Examination Question Paper

Course Code : LS 3303
Course Name : Fiqh of Crimes
Course Level : Bachelor of Laws (LL.B) & Bachelor of
Shariah Law (BSL)
Time : 3 hours

Notes:

Question 1 is compulsory. Candidates must answer Question 1 and attempt any 3 remaining questions.

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

Compulsory Question

QUESTION 1 (15 Marks)

- (a) Explain the meaning of *irtidad* or *riddah*. And give its authority from Shar’I texts. (5 marks)
- (b) What are the conditions for the saying or the action to be considered as apostasy in Islamic law? (5 marks)
- (c) Explain how the Law of Apostasy being implemented in Turkey by referring to Sultan Abdul Majid imperial rescript in 1839? (5 marks)

QUESTION 2 (15 Marks)

- (a) What are the types of killing in Islamic law? Differentiate them clearly and give an example for each including its punishment. (5 marks)
- (b) State the authorities of *Qisas* from the Quran and Hadith. And explain why in *Qisas* there is a life. (3 marks)
- (c) Discuss the three (3) elements of intentionally homicide. (7 marks)

QUESTION 3 (15 Marks)

One of crimes that is determined its punishment in Islam is *shurb al-Khamr*. Write an essay on it by clarifying the meaning of *khamr*, its evidence of prohibition,

gradual approach in its prohibition and its punishment according to Muslim scholars by giving their evidences.

(15 marks)

QUESTION 4 (15 Marks)

(a) Explain the meaning of *zina*. Why is it prohibited in Islam?

(3 marks)

(b) Discuss the elements of *zina*.

(4 marks)

(c) What is the punishment for non-married person.

(3 marks)

(d) How to prove the crime of *zina*?

(5 marks)

QUESTION 5 (15 Marks)

(a) What is *ta'zir*? Discuss its natures that differ from *hudud*.

(5 marks)

(b) Explain the *diyat* for un-intentionally homicide.

(5 marks)

(c) Discuss the meaning of *qazaf* and its punishment.

(5 marks)

بالتوفيق والنجاح