



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

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

Final Examination Question Paper

Course Code : LS 2304
Course Name : Fiqh-ul-Mirath
Course Level : Bachelor of Laws (LL.B) &
Bachelor of Shariah Law (BSL)
Time : 3 hours

Notes:

Answer any **four** of the following questions.

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

QUESTION 1 (15 marks)

- a) "Islam drastically reformed the principles of inheritance operating in Pre-Islamic era".

Explain this statement with reference to principles of inheritance applied in Pre-Islamic and Islamic era.

(8 marks)

- b) Discuss the governing principles of Islamic law of inheritance.

(7 marks)

Question 2 (15 marks)

- a) Explain the circumstances under which a true grandfather and a true grandmother inherit. What is their quantum of share?

(6 marks)

- b) A dies leaving behind B\$ 250,000. His heirs are:
Widow, Mother, Daughter and Brother
What is the entitlement of each heir?

(9 marks)

QUESTION 3 (15 marks)

- a) Identify five heirs who are never excluded from inheritance. Discuss the shares of each of them under different circumstances.

(9 marks)

- b) B dies leaving behind property worth B\$ 400,000. His heirs are:

Father, Mother, Widow, 4 Sons and 3 Daughters

What is the entitlement of each heir?

(6 marks)

QUESTION 4 (15 marks)

- a) In certain circumstances, the fractional shares allotted to the heirs may be “more than unity”.

Explain this statement with the help of examples.

(9 marks)

- b) C dies leaving behind property worth B\$ 500,000. His heirs are:

Wife, 2 Daughters and Mother

(6 marks)

QUESTION 5 (15 marks)

a) Who are “Uterine Heirs” and how these differ from “Agnatic Heirs”

(6 marks)

b) D dies leaving behind property worth B\$ 100,000. His heirs are:

Daughter’s Son’s Daughter, Daughter’s Daughter’s Son and Daughter’s
Daughter’s Daughter

(9 marks)

QUESTION 6 (15 marks)

a) Explain the legal principles relating to succession in cases of

- (i) “Missing Person”,
- (ii) “Homicide” and
- (iii) “Illegitimacy”.

(3 marks each)

b) Who are “Agnates in the Right of Another” and what are their shares?

(6 marks)

بالتوفيق والنجاح