



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

Faculty of Shariah and Law
Semester II, 2015/2016 Academic Session

Final Examination Question Paper

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

Notes:

Answer Only 4 (Four) Questions.

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

QUESTION 1 (15 Marks)

- (a) Discuss the meaning of *Qazf*. And give its authority and its explanation from the Shar'i texts. (3 marks)
- (b) What is the wisdom behind codifying *Qazf* penalty? (3 marks)
- (c) How the *Qazf* is executed? (3 marks)
- (d) There are several situations in which the punishment of *Qazf* is not imposed. Explain them. (6 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) There are three (3) elements of intentionally homicide. Discuss them. (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 *hirabah*. Why is it prohibited in Islam?

(3 marks)

(b) Discuss the types of *hirabah* and their punishment.

(8 marks)

(c) How to prove the crime of *hirabah*?

(4 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 *istidad* and its punishment.

(5 marks)

بالتوفيق والنجاح