



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

**Faculty of Shariah and Law  
Semester II, 2021/2022 Academic Session**

**Final Examination Question Paper**

**Course Code : LS3303**  
**Course Name : Fiqh of Crime**  
**Course Level : Bachelor's Degree**  
**Time : 3 hours**

**Note:**

Answer any four (4) of the following questions.

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

**QUESTION 1 (15 Marks)**

- (a) Discuss the meaning of *Jinayat* in Islamic law. And compare it with the meaning of crime in Western legal system. (3 marks)
- (b) What are the characteristics of punishments in Islamic law? (3 marks)
- (c) State the relationship between *Jinayat* and *Maqasid al-Shari'ah*. (3 marks)
- (d) Highlight the types of *Jinayat* in Islamic law. (6 marks)

**QUESTION 2 (15 Marks)**

- (a) Discuss the meaning of *Shurb al-Khamr* and give the history of its authority. (4 marks)
- (b) What is the wisdom behind codifying *Shurb al-Khamr* penalty? (3 marks)
- (c) How is the crime of *Shurb al-Khamr* executed? (5 marks)
- (d) Could we consider consuming drug as *Shurb al-Khamr*? Explain your answer. (3 marks)

**QUESTION 3 (15 Marks)**

- (a) What is *Qisas*? Explain your answer in detail. (5 marks)
- (b) State the authorities of *Qisas* from the Quran and Hadith. And explain why in *Qisas* there is life. (3 marks)

- (c) There are three (3) elements of intentionally homicide. Discuss them.  
(7 marks)

**QUESTION 4 (15 Marks)**

- (a) Explain the meaning of *Sariqah*. Why is it prohibited in Islam?  
(3 marks)
- (b) What are the conditions of the stolen property in *Sariqah*?  
(6 marks)
- (c) How to prove the crime of *Sariqah*?  
(4 marks)
- (d) State the essential requirements of *Sariqah*?  
(2 marks)

**QUESTION 5 (15 Marks)**

- (a) What is *ta'zir*? Discuss its natures that differ from *hudud*.  
(5 marks)
- (b) Explain the *diyat* for unintentionally homicide.  
(5 marks)
- (c) Discuss the meaning of *Hirabah* and its punishment.  
(5 marks)