



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

Faculty of Shariah and Law
Semester III, 2022/2023 Academic Session

Final Examination Question Paper

Course Code : LS2304

Course Name : Fiqh of Inheritance

**Course Level : Bachelor of Laws (LL.B) & Bachelor of
Shariah Law (BSL)**

Time : 3 hours

Notes:

1. Answer **all** the following questions in PART 1.
2. Answer any **two (2)** of the following questions in PART 2.

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PART 1

Answer all the following questions.

QUESTION 1: (15 Marks)

The jurists put categories of *al-Asabah* to be *al-Asabah Bi al-Nafs*, *al-Asabah Bi al-Ghair* and *al-Asabah Ma'a al-Ghair*.

1. Illustrate each of such categories. (6 Marks)
2. Support your answer with examples. (6 Marks)
3. Differentiate between the *al-Asabah* and *Ashab al-Furudh*. (3 Marks)

QUESTION 2: (15 Marks)

Solve the inheritance in the following cases:

1. Siti died, and she left her husband, one grandson, three full brothers and five half-brothers by father. (4 Marks)
2. Abu passed away leaving three wives and two half-brothers by father. (2 Marks)
3. Ali died and he left the father, the mother, three sons and four grandsons. (4 Marks)
4. Zubaidah died and she left her parent (father and mother) and five half-brothers by mother. (3 Marks)

5. Hasan died and he left one full-brother and three half-brothers by mother.
(2 Marks)

PART 2

Answer any two (2) of the following questions.

QUESTION 1: (15 Marks)

1. Discuss the history of the inheritance system:

a. In Pre-Islamic Era.

(6 Marks)

b. After the advent of Islam.

(4 Marks)

2. Does the slave person get inheritance from his mother who died? Explain.

(5 Marks)

QUESTION 2: (15 Marks)

1. Explain factors of inheritance in *shariah*.

(8 Marks)

2. In the case of the wife who has been divorced with *talak rajie*, does she in that situation entitle for the inheritance of her husband who died?

(2 Marks)

3. In the case of the wife who has been divorced with *talak bai'n*, does she in that situation entitle the inheritance of her husband who died?

(5 Marks)

QUESTION 3 (15 Marks)

1. Regarding the property left by the deceased person, it cannot be divided immediately after his death. This is because there are some rights that need to be done with the use of the legacy property. One of such rights is a paying of his debt. Which debt should be paid first? The Allah's rights or human being's right?

(8 Marks)

2. The jurists have discussed the expenses for the management of the corpse. Explain the following points:

a. What is the meaning of the management of the corpse.

(2 Marks)

b. Should this management of the corpse be taken from the property of the deceased? Explain the views of the jurists and what is your own opinion on this matter?

(5 Marks)

بالتوفيق والنجاح