

Rebellion & Violence in
**ISLAMIC
LAW**

Khaled Abou El Fadl



Rebellion And Violence In Islamic Law

A. Al-Dawoody



Rebellion And Violence In Islamic Law:

Rebellion and Violence in Islamic Law Khaled Abou El Fadl, 2001-11-01 Khaled Abou El Fadl's book represents the first systematic examination of the idea and treatment of political resistance and rebellion in Islamic law. Pre-modern jurists produced an extensive and sophisticated discourse on the legality of rebellion and the treatment due to rebels under Islamic law. The book examines the emergence and development of these discourses from the eighth to the fifteenth centuries and considers juristic responses to the various terror-inducing strategies employed by rebels including assassination, stealth attacks, and rape. The study demonstrates how Muslim jurists went about restructuring several competing doctrinal sources in order to construct a highly technical discourse on rebellion. Indeed, many of these rulings may have a profound influence on contemporary practices. This is an important and challenging book which sheds light on the complexities of Islamic law and pre-modern attitudes to dissidence and rebellion. Conference of the Books Khaled Abou El Fadl, 2001. Abou El Fadl, Islamic law. UCLA School of Law wrote the 62 brief essays here over the course of five years. Through a combination of musings and critical reflections on classical Muslim authors, he both traces Muslim intellectual history and also confronts questions of ethics, faith, law, politics, culture, and modern identity. He ranges over many facets of Islam in the contemporary world, exploring censorship, political oppression, terrorism, the veil, and the treatment of women, marriage, parental rights, the dynamics between law and morality, the character of the prophet Muhammad, and other topics. About half the essays first appeared in *The Minaret* magazine. c. Book News Inc. Islamic Jurisprudence on the Regulation of Armed Conflict Nesrine Badawi, 2019-10-01. In *Islamic Jurisprudence on the Regulation of Armed Conflict: Text and Context*, Nesrine Badawi argues against the existence of a true interpretation of the rules regulating armed conflict in Islamic law. In a survey of formative and modern seminal legal works on the subject, the author sheds light on the role played by the sociopolitical context in shaping this branch of jurisprudence and offers a detailed examination of the internal deductive structures of these works.

Indian Muslim Minorities and the 1857 Rebellion Ilyse R. Morgenstein Fuerst, 2020-01-23. While jihad has been the subject of countless studies in the wake of recent terrorist attacks, scholarship on the topic has so far paid little attention to South Asian Islam and more specifically its place in South Asian history. Seeking to fill some gaps in the historiography, Ilyse R. Morgenstein Fuerst examines the effects of the 1857 Rebellion, long taught in Britain as the Indian Mutiny, on debates about the issue of jihad during the British Raj. Morgenstein Fuerst shows that the Rebellion had lasting pronounced effects on the understanding by their Indian subjects, whether Muslim, Hindu, or Sikh, of imperial rule by distant outsiders. For India's Muslims, their interpretation of the Rebellion as jihad shaped subsequent discourses, definitions, and codifications of Islam in the region. Morgenstein Fuerst concludes by demonstrating how these perceptions of jihad contextualised within the framework of the 19th-century Rebellion continue to influence contemporary rhetoric about Islam and Muslims in the Indian subcontinent. Drawing on extensive primary source analysis, this unique take on Islamic identities in South Asia will be

invaluable to scholars working on British colonial history India and the Raj as well as to those studying Islam in the region and beyond

The Place of Tolerance in Islam Khaled Abou El Fadl, 2002-11-08 Khaled Abou El Fadl a prominent critic of Islamic puritanism leads off this lively debate by arguing that Islam is a deeply tolerant religion Injunctions to violence against nonbelievers stem from misreadings of the Qur'an he claims and even jihad or so called holy war has no basis in Qur'anic text or Muslim theology but instead grew out of social and political conflict Many of Abou El Fadl's respondents think differently Some contend that his brand of Islam will only appeal to Westerners and students in liberal divinity schools and that serious religious dialogue in the Muslim world requires dramatic political reforms Other respondents argue that theological debates are irrelevant and that our focus should be on Western sabotage of such reforms Still others argue that calls for Islamic tolerance betray the Qur'anic injunction for Muslims to struggle against their oppressors The debate underscores an enduring challenge posed by religious morality in a pluralistic age how can we preserve deep religious conviction while participating in what Abou El Fadl calls a collective enterprise of goodness that cuts across confessional differences With contributions from Tariq Ali Milton Viorst and John Esposito and others

Rock the Casbah Robin Wright, 2011-07-19 A decade after the 9/11 attacks this groundbreaking book takes readers deep into rebellions against both autocrats and extremists that are redefining politics culture and security threats across the Islamic world The awakening involves hundreds of millions of people And the political transformations and tectonic changes are only beginning Robin Wright an acclaimed foreign correspondent and television commentator has covered the region for four decades She witnessed the full cycle from extremism's angry birth and globalization to the rise of new movements transforming the last bloc of countries to hold out against democracy Now in *Rock the Casbah* she chronicles the new order being shaped by youth-inspired revolts toppling leaders clerics repudiating al Qaeda playwrights and poets crafting messages of a counter jihad comedians ridiculing militancy hip hop rapping against guns and bombs and women mobilizing for their own rights This new counter jihad has many goals For some it's about reforming the faith For others it's about reforming political systems For most it's about achieving basic rights The common denominator is the rejection of venomous ideologies and suicide bombs plane hijackings hostage takings and mass violence to achieve those ends Wright captures a stunning moment in history one of the region's four key junctures along with Iran's revolution Israel's creation and the Ottoman Empire's collapse in a century The notion of a clash of civilizations is increasingly being replaced by a commonality of civilizations in the twenty first century But she candidly details both the possibilities and pitfalls ahead The new counter jihad is imaginative and defiant but Muslim societies are also politically inexperienced and economically challenged

War and Law in the Islamic World Matthias Vanhullebusch, 2015-06-05 A three part investigation on the origins and evolving roles that Islamic law and international humanitarian law have played in regulating conflict and violence *War and Law in the Islamic World* brings to light legal and policy complexities that plague modern day armed conflict in the region

Reasoning with God

Khaled Abou El Fadl, 2017 From laws against the implementation of Shari'ah in the United States to anger about the role of Shari'ah in Egypt's new constitution many people are confused about the meaning of Shari'ah in Islam and its role in the world today In Reasoning with God renowned Islamic scholar Khaled Abou El Fadl explains not only what Shari'ah really means but also the way it can revitalize and re-engage contemporary Islam After a Prologue that provides an essential overview of Shari'ah Abou El Fadl explores the moral trajectory of Islam in today's world Weaving powerful personal stories with broader global examples he shows the ways that some interpretations of Islam today have undermined its potential in peace and love Rather than simply outlining challenges however the author provides constructive suggestions about how Muslims can re-engage the ethical tradition of their faith through Shari'ah As the world's second largest religion Islam remains an important force on the global stage Reasoning with God takes readers both Muslim and non-Muslim beyond superficial understandings of Shari'ah to a deeper understanding of its meaning and potential **Unholy War** John L. Esposito, 2003 Of the intellectual underpinnings of the more radical elements of contemporary Islam *The Great Theft* Khaled M. Abou El Fadl, 2009-10-13 Despite President George W. Bush's assurances that Islam is a peaceful religion and that all good Muslims hunger for democracy confusion persists and far too many Westerners remain convinced that Muslims and terrorists are synonymous In the aftermath of the attacks of 9/11 the subsequent wars in Afghanistan and Iraq and the recent bombings in London an unprecedented amount of attention has been directed toward Islam and the Muslim world Yet even with this increased scrutiny most of the public discourse regarding Islam revolves around the actions of extremist factions such as the Wahhabis and al-Qaeda But what of the Islam we don't hear about As the second largest and fastest growing religion in the world Islam is deemed by more than a billion Muslims to be a source of serenity and spiritual peace and a touchstone for moral and ethical guidance While extremists have an impact upon the religion that is wildly disproportionate to their numbers moderates constitute the majority of Muslims worldwide It is this rift between the quiet voice of the moderates and the deafening statements of the extremists that threatens the future of the faith In *The Great Theft* Khaled Abou El Fadl one of the world's preeminent Islamic scholars argues that Islam is currently passing through a transformative period no less dramatic than the movements that swept through Europe during the Reformation At this critical juncture there are two completely opposed worldviews within Islam competing to define this great world religion The stakes have never been higher and the future of the Muslim world hangs in the balance Drawing on the rich tradition of Islamic history and law *The Great Theft* is an impassioned defense of Islam against the encroaching power of the extremists As an accomplished Islamic jurist Abou El Fadl roots his arguments in long-standing historical legal debates and delineates point by point the beliefs and practices of moderate Muslims distinguishing these tenets from the corrupting influences of the extremists From the role of women in Islam to the nature of jihad from democracy and human rights to terrorism and warfare Abou El Fadl builds a vital vision for a moderate Islam At long last the great majority of Muslims who oppose extremism have a desperately

needed voice to help reclaim Islam's great moral tradition **The Islamic Law of War** A. Al-Dawoody, 2015-07-15 Al Dawoody examines the justifications and regulations for going to war in both international and domestic armed conflicts under Islamic law. He studies the various kinds of use of force by both state and non-state actors in order to determine the nature of the Islamic law of war *An Introduction to Islamic Law* Wael B. Hallaq, 2009-07-09 The study of Islamic law can be a forbidding prospect for those entering the field for the first time. Wael Hallaq, a leading scholar and practitioner of Islamic law, guides students through the intricacies of the subject in this absorbing introduction. The first half of the book is devoted to a discussion of Islamic law in its pre-modern natural habitat. The second part explains how the law was transformed and ultimately dismantled during the colonial period. In the final chapters, the author charts recent developments and the struggles of the Islamists to negotiate changes which have seen the law emerge as a primarily textual entity focused on fixed punishments and ritual requirements. The book, which includes a chronology, a glossary of key terms, and lists of further reading, will be the first stop for those who wish to understand the fundamentals of Islamic law, its practices, and history And God Knows the Soldiers Khaled Abou El Fadl, 2001 The refusal of a Muslim basketball player to stand for the US national anthem in 1996 and the ensuing Islamophobic outcry sparked Abou El Fadl, law U of California Los Angeles, to write his historical and philosophical treatise published in 1997 and subsequently in both English and Arabic. It has generated little attention but much controversy, especially among Muslims. It is enlarged here. c. Book News Inc *Authority, Continuity and Change in Islamic Law* Wael B. Hallaq, 2005-11-17 In this path-breaking new book, the author shows how authority guaranteed both continuity and change in Islamic law. Hallaq demonstrates that it was the construction of the absolutist authority of the school founder, an image which he suggests was actually developed later in history, that maintained the foundations of school methodology and hermeneutics. The defense of that methodology gave rise to an infinite variety of individual legal opinions, ultimately accommodating changes in the law. Thus, the author concludes that the mechanisms of change were embedded in the very structure of Islamic law, despite its essentially conservative nature Sexual Violation in Islamic Law Hina Azam, 2015-06-26 This book provides a detailed analysis of Islamic juristic writings on the topic of rape and argues that classical Islamic jurisprudence contained nuanced, substantially divergent doctrines of sexual violation as a punishable crime. The work centers on legal discourses of the first six centuries of Islam, the period during which these discourses reached their classical forms and chronicles the juristic conflict over whether or not to provide monetary compensation to victims. Along with tracing the emergence and development of this conflict over time, Hina Azam explains evidentiary ramifications of each of the two competing positions, which are examined through debates between the *anaf* and *Malik* schools of law. This study examines several critical themes in Islamic law, such as the relationship between sexuality and property, the tension between divine rights and personal rights in sex crimes, and justifications of victims' rights afforded by the two competing doctrines *Routledge Handbook of Islamic Law* Khaled Abou El Fadl, Ahmad Atif Ahmad, Said Fares

Hassan,2019-05-10 This handbook is a detailed reference source comprising original articles covering the origins history theory and practice of Islamic law The handbook starts out by dealing with the question of what type of law is Islamic law and includes a critical analysis of the pedagogical approaches to studying and analysing Islamic law as a discipline The handbook covers a broad range of issues including the role of ethics in Islamic jurisprudence the mechanics and processes of interpretation the purposes and objectives of Islamic law constitutional law and secularism gender bioethics Muslim minorities in the West jihad and terrorism Previous publications on this topic have approached Islamic law from a variety of disciplinary and pedagogical perspectives One of the original features of this handbook is that it treats Islamic law as a legal discipline by taking into account the historical functions and processes of legal cultures and the patterns of legal thought With contributions from a selection of highly regarded and leading scholars in this field the Routledge Handbook of Islamic Law is an essential resource for students and scholars who are interested in the field of Islamic Law **Islam and Nation** Edward Aspinall,2009 Islam and Nation presents a fascinating study of the genesis growth and decline of nationalism in the Indonesian province of Aceh Doubt in Islamic Law Intisar A. Rabb,2015 This book considers the rarely studied but pervasive concepts of doubt that medieval Muslim jurists used to resolve problematic criminal cases *The Oxford Handbook of Criminal Law* Markus Dirk Dubber,Tatjana Hörnle,2014 Providing scholars with a comprehensive international resource a common point of entry into cutting edge contemporary research and a snapshot of the state and scope of the field The Oxford Handbook of Criminal Law takes a broad approach to its subject matter disciplinarily geographically and systematically **Human Rights in Islam** Syed Abul 'Ala Maudoodi,1976 A short exposition of the value and concept of human rights in Islam as noted in the Quran and Sunnah

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