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Jurisprudent De-terrorism from Islam and elucidation of Jurisprudent Political Ruling of Imam Khomeini (ra)

Fatemeh Rahmani*, Ahmad Moradkhani**

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Abstract

Nowadays, daily life of ordinary people particularly Muslims has been entangled with phenomenon of “terror”. However, teachings of Islam have been pounded by some western nations and by those who raise doubts. Due consideration is given to looking into origin of this term in Islamic jurisprudence and elucidating opinions of jurists, terminologies that are equal to term of terror, brainstorming the jurist rulings, verses and narrations in treating the perpetrators of terror as well as study of religious reasons behind permitted and unpermitted killing of people aimed at immunizing Islam and Muslims from terror and violence. This article intends to explore responses to the doubts raised about reasons for releasing order of execution of Salman Roshdi by Imam Khomeini (ra) and presenting charter of Islamic law on walking away from terrorism through an analytic-descriptive approach.

Keywords

De-terrorism, Islamic jurisprudence, Religious ruling, Skepticism, Terror.

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Representation of Ideas of Empedocles in Statements of Mullasadra

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Abstract

Empedocles (430-492 BC) was a cultivated citizen of Acragas of Sicily. In philosophy of Empedocles, all matters of the universe are the whole that are existent and perish away but at the same time, they are made up of immortal elements. The Islamic philosophers have referred to Empedocles in different philosophical issues. Inter alia, Mullasadra has introduced him giving him a special status in his works and writings and has specifically analyzed and interpreted his ideas. This article intends to descriptively respond to this question that how “Empedocles” is introduced in writings of Mullasadra and how Mullasadra sees his important ideas. This conclusion has been drawn that Mullasadra says “Empedocles” was ranked among the well-known five-member group and deserved being titled as “absolute theosophist” and among the political leaders of Greece, who has probably learned knowledge from Hazrat Davoud (‘a). He was one of the pious people of his time and believed in the Hereafter and the Day. Ideas of the universe mixed with the four main elements of latency, monopoly of single things into the four elements, mixture of some objects with others and nullification of generation and corruption are included among his.

Keywords

Empedocles, Eight-man group, Four elements, Mullasadra.

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A Comparative Study of Abetting through Commission Par Omission between Legal System of Iran and England

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Abstract

What faces us, after studying criminal behavior regarding abetting, is response to this question that whether commission par omission can forge element of criminal behavior in abetting? After exploring this, we find out that jurists and jurisprudents have different ideas in this respect. Most jurists and jurisprudents say the element of criminal behavior is only achievable through positive action; however, some of them say it is also attainable through commission par omission. The legislator has embraced abetting through commission par omission by enacting various articles about commission par omission. Judicial procedure agrees on this in practice. In this regard, one has to concede that as some jurisprudents fail to pose issue of commission par omission, it does not mean that they reject it; therefore, although achievement of abetting requires positive actions in many instances, this cannot be applicable to all cases. In the meantime, after examining legal system of England concerning accomplishment of commission par omission as element of criminal behavior in abetting, we learn that this has been accepted in this country under circumstances.

Keywords

Abetting, Commission par omission, Iran and England, Legal system.

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Approach of Jurisprudence to Health Care and Education in Wife's Alimony

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Abstract

This article has tried to specify legal-jurisprudent scope of wife's alimony. Pursuant to article 167 of the Constitution, where law has stopped ruling about some issue, jurisprudent sources and views of jurisprudents must be consulted about ruling of the issue. Article 1107 of Civil Law of the Islamic Republic of Iran has treated wife's alimony cases with exemplifications, but it has failed to prescribe or even implicitly treat the determined scope of health care and education costs. Hence, authenticated jurisprudent doctrine and sources must be consulted for discovering ruling of such cases. To this end, this article by studying jurisprudent views about wife's alimony proves the point that alimony includes wife's health care and education costs like food, clothes and housing. Of course, there are different ideas but the well-known view is preferred as it is commonly applied. Therefore, unlike other cases common in jurisprudence, the afore-mentioned expenses are conditionally but not absolutely considered in wife's alimony.

Keywords

Alimony, Disobedience, Husband, Obedience, Wife.

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Trading off Blood in the Eyes of Imamiyya Jurisprudence

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Abstract

Blood is one of the eleven impure things which is polluted in Islamic religion and it is unlawful (haram) if used. This is while in the past blood used to be of no good use but it has been loathed. However, nowadays, with the advanced medical knowledge and the miscellaneous uses of blood particularly human blood and its products, it has gained a special status. The huge cycle of health care cannot run without its realization and its products and so many surgeries would face problems. Therefore, this article intends to prove the point that blood has lawfully priceless advantages with multiple uses. Human life, today, is in dire need of it and it can be utilized in cases of need and emergency.

Keywords

Blood, Blood drinking, Lawful benefit, Sale, Unlawful blood.

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Analytical Study of Permission for Giving Makeup Shape to Face

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Abstract

This research has been conducted on the increasing demand of facial surgery. Based on this, verses, narrations, functional principles as well as rational reasoning can be referred to for permission of facial makeup. This article has been written based on library method, presenting evidence and by analyzing each reason given. In some cases, criticism is made and problems are shown with responses.

Keywords

Beauty, Facial Shape, Permission, Reason.

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