

چکیده انگلیسی مقالات



Privacy in Islamic jurisprudence and its examples

Zohreh Alipoor

Abstract

The subject of this research is privacy in Islamic jurisprudence and its examples.

The issue of privacy is a new legal phenomenon in the Western world, but by examining Sharia and jurisprudence, we find out that its dimensions are also considered in Islam.

This research aims to examine the basis and context of privacy in Islamic jurisprudence and Iranian law, as well as the challenges that exist in this field.

In today's society, where people have to use advanced tools such as the internet, telephone, and satellite to communicate with society, it is necessary to establish security to protect this type of communication.

Clarifying the concept of privacy and its examples, including home privacy, physical privacy of people, communication privacy, etc., and expressing privacy in Islam are among the important objectives of this research.

Keywords: Privacy, the basis of privacy, dimensions of privacy, examples of privacy, privacy in jurisprudence and law.



Jurisprudential _ legal examination of Advocacy

Zeinab Bagheriyan

Abstract

This research, titled "Jurisprudential _ legal examination of Advocacy" examines the regulations and laws of advocacy from the perspectives of Islamic jurisprudence and law.

The purpose of writing this research is to explain the rules and regulations related to advocacy, as well as to examine the jurisprudential and legal issues in this field.

A lawyer in today's special legal sense means someone who is in charge of the client's affairs and rights.

In contemporary society, the lack of sufficient knowledge of jurisprudence and legal issues in the field of advocacy has caused many social and economic abuses in this field.

A lawyer performs duties on behalf of her/his client, and the client is rationally and legally responsible for the lawyer's performance.

Therefore, pious and value-oriented clients must be aware of the conditions and characteristics of a correct lawyer by Islamic Sharia.

In this article, an attempt has been made to examine the types of advocacy and its conditions, as well as jurisprudential documentation of advocacy and its effects by referring to jurisprudential-legal books.

In this regard, it is understood that the knowledge of jurisprudence and legal conditions of the power of attorney issue with its goals and applications is of great help to man.

Keywords: lawyer, advocacy, special power of attorney, general power of attorney, contract of mandate, jurisprudential conditions, legal conditions, dissolution, documents



Prison in Islamic law

Haniye Torbatiyan

Abstract

The issue that has been examined in this research is about prison in Islamic law.

The purpose of this research is to prove the legitimacy of imprisonment, to know various cases of imprisonment, and to know the rights of prisoners.

Prison is one of the prescribed punishments in Islam, which is even mentioned in the Quran.

In this research, the legitimacy of prison in Islam is proven through verses, narrations, and the lives of the infallible Imams, as well as by using rational arguments and the consensus of the explorer from the opinion of the innocents.

After that, the criminal cases in prison, including imprisonment for offenses against a person, imprisonment for security issues, imprisonment for apostasy, etc. as well as legal cases such as the imprisonment of the surety, the imprisonment of the debtor claiming the insolvency, etc. it is discussed through hadiths and Shiite jurisprudence.

Finally, the rights of the prisoner and the manners of keeping her/him are reviewed.

Keywords: imprisonment, prison, right, Hadd (penance, definite punishment), Ta'zir (punishment, discretionary punishment awarded by the judge)



Noshuz from the point of view of Imamiah jurisprudence

Rogaye Mohammadian

Abstract

This research deals with the issue of Noshuz in Imamiah jurisprudence. God Almighty has included marriage as one of the programs of human life and has ordered all human beings to be diligent in doing this and strive to create a warm and loving center where people can reach perfection and raise a righteous generation. One of the obstacles to a successful marriage and maintaining a warm family center is the issue of Noshuz. Noshuz is mentioned in the Quran as disobedience. Noshuz has signs and levels that have been discussed both in the Quran and hadiths and from the point of view of Islamic jurists. The symptoms of Noshuz are incompatibility, aggression, disobedience and not paying attention to the duties of each man and woman in life, which solutions are mentioned in Islam to solve it. Noshuz has consequences, which can be mainly mentioned as divorce, depression, family disorder, and failure to raise children.

The result obtained from this research is that: people should think about their lives together and find out that doing some things will make the relationships in the family darker and avoid those things to preserve the family.

Keywords: Imamiah, woman, man, Noshuz



Investigating the rights of prisoners in international law and Islam

Toktam Farzin

Abstract

The topic discussed in this article is the rights of captives in Islam and international laws. The purpose of writing this research is to explain and clarify the rights of captives in Islam and the West. This article attempts to express the concept of captive and its jurisprudential rulings in Islam and international law and that humanitarian rights, inspired by religious teachings, can implement this right and support all prisoners and finally according to all the claims that exist in Western societies, Islam has been able to provide the best solution in this field.

In Islamic thought, a captive has personality and honor that should be treated humanely.

Keywords: prisoners, Islam, international, convention, human rights



Jurisprudential_legal review of Testimony in Qadha

Maryam Noroozi

Abstract

The topic of this treatise is "jurisprudential_ legal review of testimony in qadha."

This research has been written to explain and examine jurisprudential_ legal examination of testimony in qadha so that it can be effective in reaching the individual and social rights of people. Testimony is the statements of persons outside the lawsuit who have seen or heard the matter in dispute or have personally become aware of it. It means that a person informs about the occurrence of something for the benefit of one of the litigants and the detriment of the other. Testifying is for the protection of legal rights and consists of two components: to bear testimony, to give testimony

Shia jurists consider it a duty to give testimony and emphasize that the testimony should be correct and by the facts. The result obtained shows that the religion of Islam, due to the high importance of this debate, has predicted heavy and strict conditions for both the witness and the testimony to the extent that it considers the testimony to be a duty and did not consider the difference between the testimony of men and women as a reason for the superiority of men and the violation of women's rights.

Keywords: Testimony, witnesses, judgment, proceedings, rights

