

# USUL AL-FIQH 101

ISLAMIC LEGAL THEORY I

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## INTRODUCTION & OVERVIEW

## المبادئ العشرة

الحد والموضوع ثم الثمرة  
الاسم الاستمداد حكم الشارع  
ومن درى الجميع حاز الشرفا

إنَّ مبادئ كل فن عشرة  
وفضله ونسبة والواضع  
مسائل والبعض بالبعض اكتفى

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|---------------------|-----------------|
| 1. Definition       | 6. Codifier     |
| 2. Subject matter   | 7. Name         |
| 3. Benefit          | 8. Sources      |
| 4. Virtue           | 9. Legal ruling |
| 5. Related Sciences | 10. Topics      |

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## INTRODUCTION

1. DEFINITION OF *USUL AL-FIQH*:
  - Literal: Sources of *Fiqh*
  - Technical: Science of the sources and methodology of deducing Islamic Law and qualifications of the deducer.
2. SUBJECT MATTER:
  1. *Al-Hukm* [the Law]
  2. Sources of Islamic Law
  3. Rules of Interpretation
  4. Qualifications of the Interpreter

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## INTRODUCTION

### 3. BENEFITS OF STUDYING USUL AL-FIQH

1. Ability to arrive at the legal ruling
2. Ability to recognize aberrant opinions
3. Appreciation for the juristic process

### 4. VIRTUE

### 5. RELATED SCIENCES

- *Fiqh*

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## INTRODUCTION

### 6. CODIFIER

- Muhammad b. Idris al-Shafi'i (767-820 CE/150-204 AH)
- *The Two Approaches in the Early Evolution of Usul*

### 7. NAME

### 8. SOURCES

- Quran & Sunna
- Logic
- Fiqh
- Linguistics
- Theology

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## INTRODUCTION

### 9. LEGAL RULING

- Communal obligation [*fard kifaya*]

### 10. TOPICS

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