

## THE TWO TYPES OF HUKM

*Hukm* - Communication from the Lawgiver regulating the action of a *mukallaf* consisting of a demand, permission, or enactment.

1. *al-Hukm al-Taklifi* / الحكم التكليفي
  - demand or permission
2. *al-Hukm al-Wad'i* / الحكم الوضعي
  - enactment

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## AL-HUKM AL-TAKLIFI (DEFINING LAW)

- Types of Demand:
  1. Obligation [*ijab* / الإيجاب]
  2. Recommendation [*nadb* / الندب]
  3. Reprehension [*karaha* / الكراهة]
  4. Prohibition [*tahrim* / التحريم]
- Permission [*ibaha* / الإباحة]

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## AL-HUKM AL-TAKLIFI (DEFINING LAW)

- Obligation: A binding demand from the Lawgiver to perform something
- Recommendation: A non-binding demand from the Lawgiver to perform something
- Reprehension: A non-binding demand from the Lawgiver to abandon something
- Prohibition: A binding demand from the Lawgiver to abandon something
- Permission: Permission from the Lawgiver to perform or abandon an action

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## AL-HUKM AL-TAKLIFI (DEFINING LAW)

- **Obligatory** [الواجب]: An action whose performance is rewardable, and non-performance is punishable
- **Recommended** [المنشوب]: An action whose performance is rewardable, but non-performance is not punishable
- **Reprehensible** [المنكره]: An action whose non-performance is rewardable, but performance is not punishable
- **Prohibited** [المنهه]: An action whose performance is punishable, and non-performance is rewardable
- **Permissible** [البيح]: An action whose performance or non-performance is neither rewardable nor punishable

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## HANAFI CLASSIFICATION

- Classification of *al-Hukm al-Taklifi* according to the Hanafis:
  1. Definitive Obligation [*iftirad* / الاقتراض]
  2. Probabilistic Obligation [*ijab* / الإيجاب]
  3. Recommendation [*nadb* / الندب]
  4. Mild reprehension [*karaha tanzihan* / الكراهة تنزيها]
  5. Prohibitive reprehension [*karaha tahrinan* / الكراهة تحريما]
  6. Prohibition [*tahrim* / التحريم]
  7. Permission [*ibaha* / الإباحة]

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## DEFINITIVE [القطعي] VS. PROBABILISTIC [الظني]

1. Authenticity [الثبوت]
2. Meaning [الدلالة]

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## TYPES OF OBLIGATION

1. Unrestricted [*mutlaq* / مطلق] vs. Restricted [*muqayyad* / مقيد]
  - Examples?
2. Quantified [*muhaddad* / محدد] vs. Unquantified [*ghayr muhaddad* / غير محدد]
  - Examples?
3. Specified [*mu`ayyan* / معين] vs. Unspecified [*mukhayyar* / مخير]
  - Examples?
4. Individual [*`ayni* / عيني] vs. Communal [*kifa'i* / كفاي]
  - Examples?

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## TYPES OF RECOMMENDATION

• مستحب - سنة - نافلة - رغبة - فضيلة - تطوع

• السنة المؤكدة - السنة غير المؤكدة - سنة الروايد

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## TYPES OF PROHIBITION

- *Haram li-dhatihi* [الحرام لذاته] - Prohibited for its own sake
- *Haram li-ghayrihi* [الحرام لغيره] - Prohibited due to something else

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