



**UNIVERSITI KUALA LUMPUR
BUSINESS SCHOOL**

**FINAL EXAMINATION
MARCH 2024 SEMESTER**

COURSE CODE	: EBB20203
COURSE NAME	: USUL FIQH & QAWAID FIQHIYYAH
PROGRAMME NAME	: BACHELOR OF BUSINESS ADMINISTRATION (HONS) IN ISLAMIC FINANCE
DATE	: 10 JULY 2024
TIME	: 9.00 AM – 12.00 PM
DURATION	: 3 HOURS

INSTRUCTIONS TO CANDIDATES

1. Please **CAREFULLY** read the instructions given in the question paper.
2. This question paper has information printed on both sides of the paper.
3. This question paper consists of **TWO (2) Sections**. **Section A** and **Section B**.
4. Answer **ALL** questions in **Section A** and **Section B**.
5. Please write your answers on the answer booklet provided.
6. All questions must be answered in **English** (any other language is not allowed).
7. **This question paper must not be removed from the examination hall.**

THERE ARE FOUR (4) PAGES OF QUESTIONS, INCLUDING THIS PAGE.

SECTION A (Total: 40 MARKS)

INSTRUCTION: Answer ALL questions.

Please use the answer booklet provided.

Question 1

- (a) Muslim Scholars differed in term of definition of *Usul al-Fiqh*, describe definition of *Usul al-Fiqh* according to Shafi'i School of *Usul al-Fiqh*.

(4 marks)

- (b) *Usul al-Fiqh* is a course which has a lot of benefit to understand issues related to Islamic commercial transaction and other matters, discuss materials of *Usul al-Fiqh*.

(6 marks)

- (c) *Al-Qur'an* is communication from Allah s.w.t to Prophet Muhammad s.a.w conveyed by angel Djibril in the very words of Allah s.w.t, briefly mention the main criteria of *al-Qur'an*.

(6 marks)

- (d) It is not fitting for a human being that Allah s.w.t should speak to him directly except by certain means, highlight those means of revelation.

(4 marks)

Question 2

- (a) There is no dispute among Muslim scholars that Sunnah is the second source of Islamic law after *al-Qur'an*. Elaborate classification of the Sunnah.

(6 marks)

- (b) *Qiyas* is one the secondary sources of Islamic law after *Qur'an* and *Sunnah*, explain pillars of *Qiyas* in detail.

(8 marks)

- (c) *Sadd al-dhari'a* (blocking the means to an evil) is used as proof to prevent involving in the means that lead to haram thing, briefly discuss the categories of *sadd al-dhari'a*.

(6 marks)

SECTION B (Total: 60 MARKS)**INSTRUCTION: Answer ALL questions.****Please use the answer booklet provided.****Question 3**

Istihsan (juristic preference) is a rule which a jurist can apply to facilitate commercial transaction.

- (a) Explain when the jurist can apply this method of facility.

(10 marks)

- (b) Give a relevant case that supports your explanation.

(10 marks)

Question 4

As a student of Islamic finance who has taken *Usul al-Fiqh* solve the following cases by applying the relevant rule which a jurist can apply to solve a problem.

- (a) Grape's seller wants to sell the grapes to wine maker.

(10 marks)

- (b) A weapon seller wants to sell weapon to the civilians during civil war.

(10 marks)

Question 5

As a student of *Usul al-Fiqh* you are required to solve the following cases by applying the relevant Islamic legal maxims (*Qawa'id Fiqhiyyah*):

- (a) Contracting parties concluded a contract on something which is different from the purpose of the contract in Islamic law.

(5 marks)

- (b) A manufacturer built his factory in residential area which causes noise and air pollution to the residents

(5 marks)

- (c) Ahmad bought a laptop on credit in Malaysia, due date to pay the credit is two months after that period he went to the seller to settle his debt in ringgit but the seller told him that he has to pay his debt in dollars.

(10 mark)

END OF QUESTION PAPER