GARISSA UNIVERSITY

UNIVERSITY EXAMINATION **2017/2018** ACADEMIC YEAR <u>**TWO**</u> <u>**SECOND**</u> SEMESTER EXAMINATION

SCHOOL OF EDUCATION, ARTS AND SOCIAL SCIENCES

FOR THE DEGREE OF BACHELOR OF EDUCATION (ARTS)

COURSE CODE: REL 223

COURSE TITLE: ISLAMIC LAW AND JURISPRUDENCE

EXAMINATION DURATION: 3 HOURS

DATE: 09/04/18   **TIME: 3.00-6.00 PM**

INSTRUCTION TO CANDIDATES

- **The examination has SIX (6) questions**

- **Question ONE (1) is COMPULSORY**

- **Choose any other THREE (3) questions from the remaining FIVE (5) questions**

- **Use sketch diagrams to illustrate your answer whenever necessary**

- **Do not carry mobile phones or any other written materials in examination room**

- **Do not write on this paper**

This paper consists of TWO (2) printed pages   *please turn over*

QUESTION ONE (COMPULSORY)

(a) Describe the Jahiliyah laws on the treatment of women. **[5 marks]**

(b) Briefly discuss **four** sources of Islamic Shariah. **[10 marks]**

(c) Explain **five** differences between Islamic Shariah and Secular Law. **[10 marks]**

QUESTION TWO

(a) Discuss the **five** basic human rights that have been protected in Islamic Shariah. **[10 marks]**

(b) Describe the qualities of a mujtahid. **[5 marks]**

QUESTION THREE

(a) Give the rationale for the emergence of the various Schools of Thought (madhahib) **[7 marks]**

(b) Explain **eight** reasons why some Muslims prefer secular law than the Islamic Shariah. **[8 marks]**

QUESTION FOUR

(a) Explain why hadith is considered the second source of Islamic Shariah. **[5 marks]**

(b) Giving examples, explain the following terms:

   i.   Fardh-ayn [**2 marks**]

   ii.   Fardh-kifayah **[2 marks]**

   iii.   Sunnah **[2 marks]**

   iv.   Haram **[2 marks]**

   v.   Makruh **[2 marks]**

QUESTION FIVE

(a) Discuss **five** qualifications of a Muslim judge (Qadhi) in the administration of Islamic legal issues.

[5 marks]

(b) Islamic laws have protected the rights of women. Discuss. **[10 marks]**

QUESTION SIX

Explain the term fiqh and trace its evolution. **[15 marks]**