

Islamic Law In Indonesia

Mashood A. Baderin

Contemporary Islamic Law in Indonesia Arskal Salim, 2015-02-10 Addressing changes in both the national legal system of Indonesia and the regional legal structure in the province of Aceh, this study focuses on the encounter between diverse patterns of legal reasoning and the vast array of issues arising in the wake of

Islamic Law and Adat Encounter Ratno Lukito, 2001

Shari'a and Politics in Modern Indonesia Arskal Salim, Azyumardi Azra, 2003 After the fall of President Soeharto, there have been heightened attempts by certain groups of Muslims to have sharia (Islamic law) implemented by the state. Even though this burning issue is not new, it has further divided Indonesian Muslims. The introduction of Islamic law would also affect the future of multi-cultural and multi-religious Indonesia. So far, however, the introduction of sharia nationwide has been opposed by the majority of Indonesian Muslims. This book gives an overview of sharia from post-Independence in 1945 to the most recent developments in Indonesia at the start of the new millennium.

Indonesian Syariah M. B. Hooker, 2008 Discusses the creation a national school of Islamic law in Indonesia. Presents a complex range of references for syariah including the formal structures of a 'new fiqh', philosophies of law, transmissions of syariah through tertiary curricula and the Friday sermon in mosques, a bureaucratic form for conducting the Hajj, and contemporary debates on syariah values as expressions of public morality.

Women and Sharia Law in Northern Indonesia Dina Afrianty, 2015-05-01 This book examines the life of women in the Indonesian province of Aceh, where Islamic law was introduced in 1999. It outlines how women have had to face the formalisation of conservative understandings of sharia law in regulations and new state institutions over the last decade or so, how they have responded to this, forming non-governmental organisations (NGOs) that have shaped local discourse on women's rights, equality and status in Islam, and how these NGOs have strategised, demanded reform, and enabled Acehnese women to take active roles in influencing the processes of democratisation and Islamisation that are shaping the province. The book shows that although the formal introduction of Islamic law in Aceh has placed restrictions on women's freedom, paradoxically it has not prevented them from engaging in public life. It argues that the democratisation of Indonesia, which allowed Islamisation to occur, continues to act as an important factor shaping Islamisation's current trajectory; that the introduction of Islamic law has motivated women's NGOs and other elements of civil society to become

more involved in wider discussions about the future of sharia in Aceh; and that Indonesia's recent decentralisation policy and growing local Islamism have enabled the emergence of different religious and local adat practices, which do not necessarily correspond to overall national trends.

Islamic Law and Society in Indonesia Alfitri, 2022-04-07 No corporation is enthusiastic about paying tax, yet Islamic banks in Indonesia voluntarily pay corporate zakat. Why? The book analyzes corporate zakat norms and practices in Indonesia by investigating how Muslim jurists have interpreted shari'a of zakat and how these have been imposed through the legislative and regulatory framework. It also presents original case studies based on sociolegal field research on the reception of the new obligations in the Islamic banks that choose to pay – and choose not to pay – what is effectively a new tax. The book argues that the dynamics of shari'a interpretation, imposition, and compliance in Indonesia are too complex to be defined using the binaries of the religious versus the secular, public versus private, or tradition versus modernity. The corporate zakat context has revitalized the existing governance strategy in Islamic legal tradition and created a shared Islamic law vision between Islam and the state. Consequently, this fusion generates a mixed legal and religious consciousness toward corporate zakat. Addressing broader discussions on Islamic law and modernity, the book will be of interest to academics working on Asian and Comparative Law, sociolegal studies, anthropology of Indonesia, business studies of the Islamic world, Islamic/shari'a economics, Islamic law and politics, Islamic legal studies, Muslim society and Islam in Southeast Asia.

Contemporary Islamic Law in Indonesia Arskal Salim, 2015 Addressing changes in both the national legal system of Indonesia and the regional legal structure in the province of Aceh, this study focuses on the encounter between diverse patterns of legal reasoning and the vast array of issues arising in the wake of the December 2004 earthquake and tsunami in Aceh.

Islam, Law, and Equality in Indonesia John R. Bowen, 2003-05-29 This book looks at how Muslims in Indonesia struggle to reconcile radically different sets of social norms and laws.

Islam and Islamic Law in Indonesia M. Atho Mudzhar, 2003

Challenging the Secular State Arskal Salim, 2008-09-30 Challenging the Secular State examines Muslim efforts to incorporate shari'a (religious law) into modern Indonesia's legal system from the time of independence in 1945 to the present. The author argues that attempts to formally implement shari'a in Indonesia, the world's most populous Muslim state, have always been marked by tensions between the political aspirations of proponents and opponents of shari'a and by resistance from the national government. As a result, although pro-shari'a movements have made significant progress in recent years, shari'a remains tightly confined within Indonesia's secular legal system. The author first places developments in Indonesia within a broad historical and geographic context, offering a provocative analysis of the Ottoman empire's millet system and thoughtful comparisons of different approaches to pro-shari'a movements in other Muslim countries (Saudi

Arabia, Iran, Pakistan). He then describes early aspirations for the formal implementation of shari'a in Indonesia in the context of modern understandings of religious law as conflicting with the idea of the nation-state. Later chapters explore the efforts of Islamic parties in Indonesia to include shari'a in national law. Salim offers a detailed analysis of debates over the constitution and possible amendments to it concerning the obligation of Indonesian Muslims to follow Islamic law. A study of the Zakat Law illustrates the complicated relationship between the religious duties of Muslim citizens and the nonreligious character of the modern nation-state. Chapters look at how Islamization has deepened with the enactment of the Zakat Law and demonstrate the incongruities that have emerged from its implementation. The efforts of local Muslims to apply shari'a in particular regions are also discussed. Attempts at the Islamization of laws in Aceh are especially significant because it is the only province in Indonesia that has been allowed to move toward a shari'a-based system. The book concludes with a review of the profound conflicts and tensions found in the motivations behind Islamization.

Islamic Law in Contemporary Indonesia R. Michael Feener, Mark E. Cammack, 2007 The essays in this volume provide focused examinations of the internal dynamics of intellectual and institutional Islamic law in modern Indonesia, together offering a substantive introduction to important developments in both the theory and practice of law in the world's most populous Muslim society.

Women and Property Rights in Indonesian Islamic Legal Contexts, 2018-11-01 In *Women and Property Rights in Indonesian Islamic Contexts*, eight scholars of Indonesian Islam examine women's access to property in law courts and in village settings. The authors draw on fieldwork from across the archipelago to analyse how judges and ordinary people apply interpretations of law, religion, and gender in deliberating and deciding in property disputes that arise at moments of marriage, divorce, and death. The chapters go beyond the world of legal and scriptural texts to ask how women in fact fare in these contexts. Women's capabilities and resources in Indonesia, the world's largest Muslim society and one with distinctive traditions of legal and social life, provides a critical knowledge base for advancing our understanding of the social life of Islamic law. Contributors: Nanda Amalia, John R. Bowen, Tutik Hamidah, Abidin Nurdin, Euis Nurlaelawati, Arskal Salim, Rosmah Tami & Atun Wardatun.

Religious Minorities, Islam and the Law Al Khanif, 2020-09-03 This book examines the legal conundrum of reconciling international human rights law in a Muslim majority country and identifies a trajectory for negotiating the protection of religious minorities within Islam. The work explores the history of religious minorities within Islam in Indonesia, which contains the world's largest Muslim population, as well as the present-day ways by which the government may address issues through reconciling international human rights law and Islamic law. Given the context of multiple sets of religious norms in Indonesia, this is a complicated endeavour. In addition to amending and enacting human rights norms, the government is also negotiating with the long history of Islamisation in Indonesia. Particularly relevant is the practice of customary law,

which puts the rights of community over individualism. This practice directly affects the rights of religious minorities within Islam. Readers, especially those conducting research, will also be provided with information and references which are relevant to the field of human rights, especially in relation to religious minorities and international law. The book will be a valuable resource for academics and researchers in the fields of International Human Rights Law, Law and Religion, and Islamic Studies.

Islamic Law in Practice Mashood A. Baderin, 2017-03-02 Islamic law influences the lives of Muslims today as aspects of the law are applied as part of State law in different forms in many areas of the world. This volume provides a much needed collection of articles that explore the complexities involved in the application of Islamic law within the contemporary legal systems of different countries today, with particular reference to Saudi Arabia, Morocco, Indonesia, Nigeria, Turkey, Malaysia and Pakistan. The articles identify the relevant areas of difficulties and also propose possible ways of realising a more effective and equitable application of Islamic law in the contemporary world. The volume features an introductory overview of the subject as well as a comprehensive bibliography to aid further research.

Islamic Law Ahmad Atif Ahmad, 2017-10-12 Introducing undergraduate students to Islamic law, this accessible textbook does not presume legal or technical knowledge. Drawing on a comparative approach, it encourages students to think through the issues of the application of Islamic law where Muslims live as a majority and where they live as a minority, including the USA, Saudi Arabia, Egypt, Pakistan. The book surveys the historical development as well as the contemporary contexts of Islamic law. In distilling the history of Islamic law for non-specialists, the author covers important topics such as the development and transformation of Islamic institutions before and after colonialism. Coverage of Islamic law across contemporary contexts draws on real case material, and allows for discussion of Islam as a legal and a moral code that is activated both inside and outside the court. Readers will learn about rituals, dietary restrictions, family, contracts and property, lawful and unlawful gain, criminal law and punishments, and what makes a government legitimate in the eyes of Muslim individuals and authorities.

Interpretations of Law and Ethics in Muslim Contexts Aptin Khanbaghi, 2019-07-31 Abstracts in English -- Abstracts in Turkish -- Abstracts in Arabic.

Muslim Legal Thought in Modern Indonesia R. Michael Feener, 2007-08-30 Indonesia has been home to some of the most vibrant and complex developments in modern Islamic thought anywhere in the world. Nevertheless little is known or understood about these developments outside South East Asia. By considering the work of the leading Indonesian thinkers of the twentieth century, Michael Feener, an intellectual authority in the area, offers a cogent critique of this diverse and extensive literature and sheds light on the contemporary debates and the dynamics of Islamic reform. The book highlights the openness to, and creative manipulation of, diverse strands of international thought that have come to define Islamic

intellectualism in modern Indonesia. This is an accessible and interpretive overview of the religious and social thought of the world's largest Muslim majority nation. As such it will be read by scholars of Islamic law and society, South East Asian studies and comparative law and jurisprudence.

Islamic Courts in Indonesia Daniel S. Lev, 1972-01-01

Islam in Indonesia Jajat Burhanudin, Kees van Dijk, 2013-01-31 While Muslims in Indonesia have begun to turn towards a strict adherence to Islam, the reality of the socio-religious environment is much more complicated than a simple shift towards fundamentalism. In this volume, contributors explore the multifaceted role of Islam in Indonesia from a variety of different perspectives, drawing on carefully compiled case studies. Topics covered include religious education, the increasing number of Muslim feminists in Indonesia, the role of Indonesia in the greater Muslim world, social activism and the middle class, and the interaction between Muslim radio and religious identity.

Rising Islamic Conservatism in Indonesia Leonard C. Sebastian, Syafiq Hasyim, Alexander R. Arifianto, 2020-10-29

This edited volume argues that the rise of Islamic conservatism poses challenges to Indonesia's continued existence as a secular state, with far-reaching implications for the social, cultural and political fortunes of the country. It contributes a model of analysis in the field of Indonesian and Islamic studies on the logic of Islamic conservative activism in Indonesia. This volume presents informative case studies of discourses and expressions of Islamic conservatism expressed by leading mainstream and upcoming Indonesian Islamic groups and interpret them in a nuanced perspective. All volume contributors are Indonesian-based Islamic Studies scholars with in-depth expertise on the Islamic groups they have studied closely for years, if not decades. This book is an up-to-date study addressing contemporary Indonesian politics that should be read by Islamic Studies, Indonesian Studies, and more broadly Southeast Asian Studies specialists. It is also a useful reference for those studying Religion and Politics, and Comparative Politics.

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