Abstract

I dealt with research entitled: "Qualifying The absolute and its effect on argument in Fiqh as the applied on nine Books of Hadith a fundamental and Jurisprudential study ".

My objective of this studying this subject is trying to relate between Islamic jurisprudence and its Principles through the Sunnah, this by showing the effect of restricting the absolute – fundamental term - in jurists different in many branches of jurisprudence.

And then the research consist of introduction, foreword, three sections, and conclusion.

in the introduction: I showed the importance of this topic, and previous studies, and the methodology of the study, and the research's plan.

in the foreword: I defined the absolute and the limited in language and terminology, then showed the difference between the absolute and the public, and then illustrated the definition of Qualifying absolute, then illustrated cases of a combination between the absolute and the limited, and its conditions, and the multiplicity of opposing restrictions, and qualifying of absolute.

The first section: entitled "effect of qualifying the absolute on jurisprudence difference in worship", I showed many of the jurisprudence issues that illustrate the effect qualifying the absolute in difference of the jurists in purity, prayer, Alms, fasting, and pilgrimage.

The second section: "effect of qualifying the absolute on jurisprudence difference in the transactions", and spoke about the effect qualifying the absolute in difference of the jurists in financial and family transactions.

The third section: entitled "effect of qualifying the absolute on jurisprudence difference in penalties and the Criminals", I spoke about the effect qualifying the absolute in difference of the jurists in penalties, punishment and blood money, explained it by studying many of the jurisprudence issues.

The conclusion included the most important findings and recommendations reached by the researcher.