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Apostasy and it's commandments from view point of the fundamentals of freedom of opinion in Islam

Hasan Ali Ma'dani¹*, Seyyid Mohammad Reza Imam²

¹PHD Student of University of Tehran

²Assistant Professor of University of Tehran
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Abstract

Apostasy, that in technical term means blasphemy after accepting Islam or giving up it, in Islamic jurisprudence, causes punishment and some important legal effects such as breach of marriage and division of properties between heirs at-law. meanwhile the freedom of opinion in Islam is generally important and reputable. Therefore, some of religious scholars, in removing all the doubt that there is incompatibility between apostasy commandments and freedom of opinion in Islam, have argued on the axis of explaining the philosophy of apostate punishment by showing importance and it's bad conclusions and others, on the axis of apostasy proofs, have tried to reveal it's conditions and hence to adjust and purify the mentioned doubt. It is thought that the certainty signification of apostasy proofs is the man who is considered dangerous for Islam because of his actions after giving up of it in spite of society's illustration.

Keywords apostasy, natural apostate, national apostate, freedom of opinion.

Bibliography

1. Holy Qura'n.
2. Nahj Al-balaghah
3. 'Ameli, Mohammad Ibn Hassan, [Horre 'Ameli], *Vasail Al - Shiah Ela Tahsil Masaeel Al - Shariah*, Eslamiah, Tehran, 1367 A. H.
4. Ameli, Mohammad Ibn Jamal Al-Din Makki [Shahid Avval], *Doros Al-Shareyah Fi Feq Al-Emameyah*, Jameaa Modarressin, Qom, 1414A.Q.
5. Ibid, *Alghavaeed Va Al-Favaeed*, Translated By Mehdi Sanei, University Ferdovsi Mashhad, 1372 A.H.
6. Bazargan, Mehdi, *Dindari Va Azadi*, Orooj, Tehran, Undate.

* Responsible author: Tel: 09122279310 - Fax: 021- 22007379

Email: madani - h2@yahoo.com

7. Davalibi, Mohammad MaarooF, *Nadvat Elmiyyah Hovl Al-Shariat Al-Eslamiyyah Va Hoqoq Al-Ensan Fi Al-Islam*, Dar Al-kotob Aljadid, Lobnan, 1965.
8. Feyz, AliReza, *Mabadi Feqh Wa Osool*, University Tehran, Tehran, 1370 A.H.
9. Ibid, *Moghareneh Va Tatbigh Dar Hoqoqe Jazaye Omomi Islam*, Vezarate Farhang Wa Ershade Eslami, Tehran, 1368 A.H.
10. Feyze Kashani, Molla Mohssen, *Mafatih Al-Sharayee*, Majma Al-zakhaeer Al-islameyah, Qom, Undated.
11. Qorbani, Zeyn Al-aabedin, *Islam Va Hoghoghe Bashar*, Farhange Islami, Unwhere, 1375 A.H.
12. Hashemi, Seyyid Hossein, *Ertedad Wa Azadi*, Pazhoheshgahe Farhang Wa Andisheye Islami, Tehran, 1384 A.H.
13. Helli, Abolqasem Najm Al-Din Jafar Ibn Hassan [Mohaqeq Helli], *Sharayee Al-Islam Fi Masaeel Al-Halal Wa Al-Haram*, Matbaah Al-Aadab, Najaf, 1398 A.Q.
14. Helli, Hassan Ibn Yousof Ibn Ali Ibn Motahhar [Allameh Helli], *Ershad Al-Azhan*, Matbaah Al-elmiyah, Qom, Undated.
15. Ibid, *Tahrir Al-Ahkam*, Moasaseh Al-Albeyt, Mashhad, Undated, lithography.
16. Ibid, *Ghavaeed Al-Ahkam*, Manshoorate Razavi, Qom, Undated, lithography.
17. Hosseini, Seyed Ebrahim, *Ertedad Dar Aeeneh Falsafeh Hoghoghe Islami*, Maarafat, No. 70, Pages 47-58, 1382 A.H.
18. Ibn Ashoor, Mohammad Taher, *Tafsir-e Attahrir Va Al-ttanvir*, Dar Al-tonemiah, Toones, Undated.
19. Ibn Babvayhe Qomi, Mohammad Ibn Ali Ibn Hosein [Sheikhe Sadooq], *Man La Yahzoroho Al-Faqih*, Dar Al-kotob Al-Islamiyah, Tehran, 1410A.Q.
20. Ibn Farese Ghazvini, Abo Al-Hassan Ahmad, *Moajame Maqaees Al-Loghah*, Maktabat Al-Alam Al-Islami, Qom, 1404 A.Q.
21. Ibn Manzoor, Mohammad Ibn Mokarram, *Lesan Al-Arab*, Adabe Howzah, Qom, 1405A.Q.
22. Jaafari Langaroodi, Mohammad Jaafar, *Mabsoot Dar Terminolozhi Hoghogh*, Ganje Danesh, Tehran, 1378A.H.
23. Jeebe Ameli, Zein Al-Din [Shahide Sani], *Al-Rowzato Al-Bahiyyah Fi Sharhe Al-Lomaato Al-Dameshqiyyah [Sharhe Lomee]*, Maktab Al-Aalam Al-Islami, 1370A.H.
24. Ibid, *Masalek Al-Afham Fi Sharhe Sharayee Al-Islam*, Basirati, Qom, Undated.

25. Kadivar, Mohssen, "Azadi Aghideh Va Mazhab Dar Islam", *Nashriyeh Aftab*, Num.23, Pages 54-63, 1381A.H.
26. Kariminiya, Mohammad Mehdi, "Mahiyate Hoghoghi Va Ensani Ertedad", *Maarafat*, Num. 47, Pages 96-108, 1380A.H.
27. Khamenei, Seyed Ali, "Azadi Az Nazare Islam Va Gharb", *Andishe Howzah*, 4teen Year, Num.2 , Pages 13-41, 1377A.H.
28. Maraashi, Mohammad Hassan, *Didgahhaye Now Dar Hoghoghe Keifari Islam*, Mizan, Tehran, 1376A.H.
29. Moghaddase Ardabili, Ahmad Ibn Mohammad, *Majma Al-faeedate Va Al-borhan Fi Sharhe Ershad Al-azhan*, Moassese Nasare Islami, Qom, 1413A.Q.
30. Mosavi Golpaigani, Seyed Mohammad Reza, *Natayej Al-Afkar Fi Nejasat Al-Koffar*, Dar Al-quran Al-karim, Qom, 1412A.Q.
31. Moosavi Khoei, Seyed Abolghasem, *Al-Tanghih Fi Sharhe Al-Orvat Al-Vosgha*, Matbaah Al-adab, Najaf Ashraf, 1398A.Q.
32. Moosavi Khomeini, Roohallah [Imam Khomeini], *Tahrir Al-Vasilah*, Entesharate Islami, Qom, Undated.
33. Motahari, Mortaza, *Jahad Va Mavarede Mashrooeyate AN Dar Quran*, Entesharate Islami, Unwhere, 1361A.H.
34. Mozaffari, Mohammad Hossein, *Nabordbari Mazhabi*, Moassese Farhangi Andishe Moaser, Tehran, 1376A.H.
35. Najafi, Mohammad Hassan, *Javaher Al-Kalam Fi Sharhe Sharaee Al-Islam*, Dar Al-kotob Al-Islamia, Tehran, 1363A.H.
36. Owdah, Abdolghader, *Al-Tashrie Al-Janaee Al-Islami*, Dar Ehyae Al-kotob Al-arabiya, Ghahereh, Undated.
37. Pashae, Mohammad, *Ertedad*, Lowhe Mahfooz, Tehran, 1380A.H.
38. Ragheb Esfahani, Hossein Ibn Mohammad, *Al-Mofraday Fi Gharib AL-Quran*, Ketabforooshi Mortazavi, Tehran, 1362A.H.
39. Saeedi, Farideh, *Ertedad Dar Figh Shiat*, Nashriye Meshkat Al-noor, Num.11, Pages 62-67, 1379A.H.
40. Sayed Mortaza Alam Al-hoda, Ali Ibn Hossein, *Al-Entesar(Dar Selselah Al-Vanabee Al-Fighiyah)*, Moasseseh Figh Al-shiat, Beirut, 1413A.Q.
41. Saleh, Sobhi, *Al-Islam Va Mostaghbal Al-Hezarah*, Dar Al-fekr, Beirut, 1415A.Q.
42. Sarrami, Seifollah, *Ahkame Ertedad Az Didgahe Islam Va Hoghoghe Bashar*, Markaze Tahghighate Esteratizhike Reiasat Jomhori, Tehran, 1376A.H.
43. Soroush, Abdolkarim, "Figh Dar Tarazoo", *Majalleh Kiyani*, Num.46, Pages 14-21, 1378A.H.

44. Soroush, Mohammad, "Aya Ertedad Keifare Had Darad? (Taammoli Bar Mahiyate Keifare Ertedad)," *Faslname Hokomate Eslami*, 16th year, Num.1, Pages15-61, 1368A.H.
45. Toosi, Mohammad Ibn Al-hassan [Sheikhe Toosi], *Al-Mabsoot (Dar Selseleh Al-Yanabee Al-Fighiyah)*, Moasseseh Figh Al-shiat, Beirut, 1413A.Q.
46. Ibid, *Al-Mabsoot Fi Figh Al-Imamiah*, Al-maktabat Al-mortazavia Le Ehyae Al-asar Al-jafaria, Tehran, Undated.
47. Vaghedi, Mohammad Ibn Omar, *Ketab Al-Raddah*, Tahghigh Yahya Jaboori, Dar Al-gharb Al-islami, Beirut, 1410A.Q.
48. Valaee, eesa, *Ertedad Dar Islam*, Ney, 1383A.H.
49. Varaee, Seyed Javad, "Ertedad Negahi Dobareh", *Faslnameh Hokoomate Islami*, 4 teen Year, Num.4, Pages74-111, 1378A.H.
50. Yazdi, Mohammad, *Figh Al-Quran*, Moassese Matbooati Esmaelian, Qom, 1374A.H.

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