



بسم الله الرحمن الرحيم

# HIBAH IN CONTEMPORARY CONTEXT

IC210/4B\_IMU601

Presented to Dr. Ahmad Murshidi Bin Mustapha

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# INTRODUCTION

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Hibah is one of the instruments of asset transfer in Islam that is based on the concept of love and sincerity, without expecting any return. However, the implementation of hibah often faces several contemporary issues, among which are giving hibah to non-Muslims and hibah that is accompanied by certain conditions (conditional hibah). Both of these issues raise significant fiqh (Islamic jurisprudence) debates among Islamic scholars, especially when it involves the relationship between Muslims and non-Muslims, as well as the principle of complete ownership (tamlik) in the hibah contract.



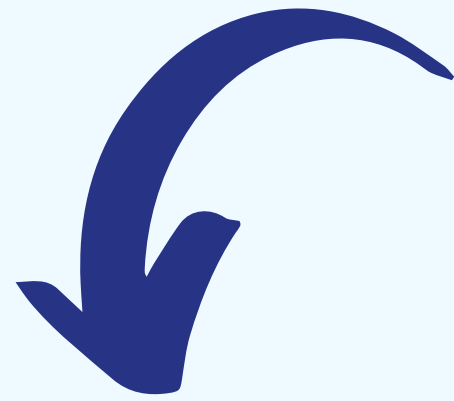
# DEFINITION OF HIBAH

- Linguistically : means giving either in the form of gifts or charity, (Jakim & Mohd Zamro Muda)
- Technically : contract that contains a voluntary transfer of ownership by a person of his property to another person during his lifetime without compensation (iwad) . (Jakim & Mohd Zamro Muda).

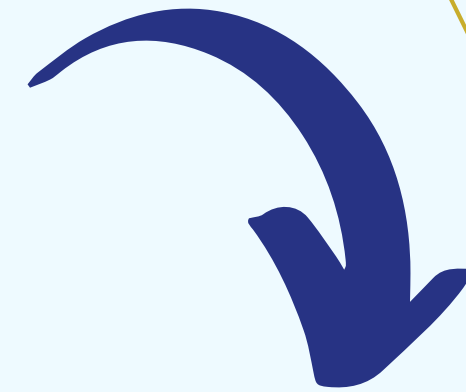
**THE VOLUNTARY GIFT OR TRANSFER OF PROPERTY BY A PERSON DURING HIS LIFETIME WITHOUT CONSIDERATION TO WHOMEVER HE WISHES THROUGH SIGHAH (ABDULLAH, 2022)**



# **ISSUE IN HIBAH**



**ISSUE 1:  
GIVING HIBAH  
TO NON  
MUSLIM**



**ISSUE 2:  
GIVING  
CONDITIONAL  
HIBAH**