

### *Ethnicity and cultural politics*

very much. First, while accepting the importance of the Asian crisis for the development of the IFA, it need not take six chapters to reach the conclusion that the IMF's policy response was the product of a particular reading of the crisis. Second, the book could have benefited from Foucault's work being more integrated in Westergaard's analysis, rather than outlined in separate chapters. Related to the previous points, I admittedly did not appreciate reading so many heavily quoted, chapter-long summaries of other scholars' work. Lastly, the book does not add much to what already exists in the form of proposals for new financial regulation. Criticism aside, I found the book's most interesting aspect to be how Foucault's work is used instrumentally with the aim of improving (neo-) liberal governance. Overall, Westergaard's is much more of a (neo-)liberal voice engaged in first-order problematization, than a Foucauldian voice engaged in critical second-order reproblemization.

*Tare Fouqar, Bilkent University, Turkey*

### **Ethnicity and cultural politics**

**The crisis of Islamic civilization.** By Ali A. Allawi. New Haven, CT: Yale University Press, 2009. 304pp. £28.00, \$60.95 & 978 0 30013 931 0.

To pick, as Ali Allawi has done in this book, a very challenging topic which has been in discussion for over two centuries, and to presume to provide answers where many a formidable mind has failed before, is to set oneself a daunting challenge. Allawi starts on a personal note, contrasting the easy-going, largely secular Iraq of the 1950s where he grew up, with later developments in the Muslim world where the 'tide of militant Islam seemed unstoppable' everywhere. By the time he became a minister in American-occupied Iraq after 2003, Islamist parties were the dominant actors on the political arena. However, these parties did not appear to be interested in anything religious. Their leaders' main concern was to amass power and wealth by any means, while the rank and file engaged in murderous, no-holds-barred sectarian wars.

The main point Allawi makes, however, is that the trials and travails of militant Islam are only a symptom of a deeper malaise that has infected the 'Islamic civilization', and the book proceeds to 'discover the deeper roots of the crisis', asking whether 'Islam's mismatch with the modern world is intrinsic to the religion itself or is due to other factors'; whether Islamic civilization still represents a unity; whether it can be recreated anew; and if so, under what conditions.

Allawi defines Islamic civilization in terms of the centrality of the sacred and the community, in contrast to the secular individualism of modern western civilization. Departing from the claim that Islamic civilization is currently in the grip of 'a monumental crisis', partly caused by western encroachments which prevented Islam from having its own path to modernity, and partly from the decline of its inner vitality and creativity, the author proceeds to trace a series of failed attempts to restore this vitality. These endeavours started with traditional jihads in Algeria and elsewhere; attempts at reform aimed at transcending traditionalism and reconciling Islam with modernity; extensive and prolonged experimentations with various forms of secularization; and, finally the 'revolt of Islam' currently manifesting itself in the escalation of Islamic militancy.

Partly as a response to this militancy, and prodded on by western powers alarmed by 'Islamically inspired' terrorist violence, a number of movements have arisen that seek to bring about an 'Islamic Reformation'. The author dismisses the parallels with the Christian experience as 'absurd', and expresses astonishment at the adoption of programmes of 'Islamic Reformation' as the declared political objectives of major (non-Muslim) powers. He offers a negative evaluation of the impact and the prospects of the boldest of these Islamic reform bids, an assessment that is hard to contest. Allawi rightly debunks the mythical ascription of modernizing impact to the Reformation, and its depiction as a 'pre-history of the Enlightenment', reminding us that it has never received universal Christian endorsement, and has generated violence and religious extremism. However, the author at times slips into affirming the very parallels he has earlier debunked.

Concluding that neither thorough secularization nor militancy is likely to save or restore Islamic civilization, he argues that the solution lies in reclaiming Islam's inner spirituality. According to Allawi,

# Islam And The Secular State Negotiating The Future Of Sharia

**Samar Habib**



## **Islam And The Secular State Negotiating The Future Of Sharia:**

*Islam and the Secular State* Abdullahi Ahmed An-Na'im, 2010-03-30 What should be the place of Shari'a Islamic religious law in predominantly Muslim societies of the world In this book a Muslim scholar and human rights activist envisions a positive and sustainable role for Shari'a based on a profound rethinking of the relationship between religion and the secular state in all societies

**Islam and the Secular State** Abdullahi Ahmed An-Na'im, 2010-03-30 What should be the place of Shari'a Islamic religious law in predominantly Muslim societies of the world In this ambitious and topical book a Muslim scholar and human rights activist envisions a positive and sustainable role for Shari'a based on a profound rethinking of the relationship between religion and the secular state in all societies An Na'im argues that the coercive enforcement of Shari'a by the state betrays the Qur'an's insistence on voluntary acceptance of Islam Just as the state should be secure from the misuse of religious authority Shari'a should be freed from the control of the state State policies or legislation must be based on civic reasons accessible to citizens of all religions Showing that throughout the history of Islam Islam and the state have normally been separate An Na'im maintains that ideas of human rights and citizenship are more consistent with Islamic principles than with claims of a supposedly Islamic state to enforce Shari'a In fact he suggests the very idea of an Islamic state is based on European ideas of state and law and not Shari'a or the Islamic tradition Bold pragmatic and deeply rooted in Islamic history and theology *Islam and the Secular State* offers a workable future for the place of Shari'a in Muslim societies

*Islam and the Secular State: Negotiating the Future of Shari'a* 'Abd Allāh Aḥmad Na'im, **The Rule of Law, Freedom of Expression and Islamic Law** Hossein Esmaeili, Irmgard Marboe, Javaid Rehman, 2017-12-14 The importance of the rule of law is universally recognised and of fundamental value for most societies Establishing and promoting the rule of law in the Muslim world particularly in the Middle East North Africa and Central Asia has become a pressing but complicated issue These states have Muslim majority populations and the religion of Islam has an important role in the traditional structures of their societies While the Muslim world is taking gradual steps towards the establishment of rule of law systems most Muslim majority countries may not yet have effective legal systems with independent judiciaries which would allow the state and institutions to be controlled by an effective rule of law system One important aspect of the rule of law is freedom of expression Given the sensitivity of Muslim societies in relation to their sacred beliefs freedom of expression as an international human rights issue has raised some controversial cases This book drawing on both International and Islamic Law explores the rule of law and freedom of expression and its practical application in the Muslim world **Secularism Confronts Islamism** Mohammad Affan, 2022-01-31 This book provides in depth examination of the recent confrontation between Islamists and secularists in Egypt and Tunisia Presenting a new approach to understand Islamism and secularism the research addresses the variables that could affect the outcome of transitional negotiations The secularist Islamist conflict proved to be a major hindrance for democratisation and a main source of political instability in the Middle East During the

Arab Spring disputes between both political trends sparked shortly after getting rid of their common enemy the autocratic rulers First they disagreed on how to lead the transitional period Then polarisation grew deeper with the political competition in the parliamentary and presidential elections and the ideological disagreements during the drafting of the constitution Eventually this conflict put Tunisia at a verge of civil strife in the summer of 2013 and led to collapse of the transitional process in Egypt after the military coup Examining the causes of the conflict between the secularists and the Islamists during the transitional period the work provides new insights from the Arab Spring experience Updating the transition literature the book is a key resource to academics and students interested in democratization theory and Middle East politics

**The Oxford Handbook of Islamic Law** Anver M. Emon, 2018-10-25 This volume provides a comprehensive survey of the contemporary study of Islamic law and a critical analysis of its deficiencies Written by outstanding senior and emerging scholars in their fields it offers an innovative historiographical examination of the field of Islamic law and an ideal introduction to key personalities and concepts While capturing the state of contemporary Islamic legal studies by chronicling how far the field has come the Handbook also explains why certain debates recur and indicates fundamental gaps in our knowledge Each chapter presents bold new avenues for research and will help readers appreciate the contested nature of key concepts and topics in Islamic law This Handbook will be a major reference work for scholars and students of Islam and Islamic law for years to come

**The Law of God**, 2014-10-16 In today's society a positive relation between God and civilization is by no means self evident Religious believers who want to live their lives in accordance with the law of God are often considered a threat to civilization To many monotheistic religion is inherently repressive and violent The central aim of this volume is to think of both God and civilization in a more open space giving way God is seen as the One who prevents man from making an absolute claim for a relative reality including one's religion and culture The multifaceted relations between God and civilization are explored from systematic theological missiological philosophical and ethical perspectives

**The Shariatization of Indonesia** Syafiq Hasyim, 2023-01-09 This book is a succinct and critical account on the shariatization of Indonesia the largest Muslim country in the world It is the first book in English to uncover and explain the shariatization of Indonesia in a comprehensive way With the abundant primary and secondary sources this book is a reference for other scholars who conduct research on the inclusion of sharia into legal and public sphere of Indonesia It comes with an important conclusion that the change of such a non theocratic state like Indonesia into a theocratic state is highly possible when its law is penetrated by those who want to change the state system

**The Bloomsbury Companion to Islamic Studies** Clinton Bennett, 2014-11-20 The Bloomsbury Companion to Islamic Studies is a comprehensive one volume reference guide to Islam and study in this area A team of leading international scholars Muslim and non Muslim cover important aspects of study in the field providing readers with a complete and accessible source of information to the wide range of methodologies and theoretical principles involved Presenting Islam as a variegated tradition key essays from the contributors demonstrate how

it is subject to different interpretations with no single version privileged In this volume Islam is treated as a lived experience not only as theoretical ideal or textual tradition Featuring a series of indispensable research tools including a substantial A Z of key terms and concepts chronology and a detailed list of resources this is the essential reference guide for anyone working in Islamic Studies

**Islam and Homosexuality** Samar Habib,2009-11-12 An extensive collection of essays that examines the place of homosexuality in the contemporary and classical Muslim world The place of sexual and gender minorities in the contemporary Islamic world is the subject of fascinating new directions in research and scholarly thought Islam and Homosexuality gathers together 20 experts exploring these issues to provide an expansive look at the treatment of same sex interactions in Muslim cultures today Islam and Homosexuality offers one volume on the specific experiences of gay Muslims today and a second volume viewing the issue from a global perspective Essays explore the lives of LGBTIQ persons in both Islamic nations and Muslim communities in non Islamic countries Additional writings explore the roots of homophobia in the theology of Islam the various judgments against homosexuality in the different schools of Islamic law and the potential scriptural basis for including LGBTIQ persons in the Muslim community No other resource on the relationship between LGBTIQ persons and the world s largest religion covers the topic with anything approaching this work s range or depth

**Islamic Law in Action** Kristen Stilt,2012-01-12 A dynamic account of the practice of Islamic law this book focuses on the actions of a particular legal official the muhtasib whose vast jurisdiction included all public behavior In the cities of Cairo and neighboring Fustat during the Mamluk period 1250 1517 the men who held the position of muhtasib acted as regulators of markets and public spaces generally They traversed their jurisdictions carrying out the duty to command right and forbid wrong and were as much a part of the legal landscape as the better known figures of judge and mufti Taking directions from the rulers the sultan foremost among them they were also guided by legal doctrine as formulated by the jurists combining these two sources of law in one face of authority The daily workings of the law are illuminated by the reports of the muhtasib in the vivid Mamluk era chronicles which often also captured the responses of the individuals who encountered the official The book is organized around actions taken by the muhtasib in the areas of Muslim devotional and pious practices crimes and offenses the management of Christians and Jews market regulation and consumer protection the specific markets for essential bread currency and taxes and public order The case studies presented show that while legal doctrine was clearly relevant to the muhtasib s actions the policy demands of the sultan were also quite significant and rules from both sources of authority intersected with social political economic and personal factors to create full and vibrant scenarios that reveal the practice of Islamic law

Religious Ideology and the Roots of the Global Jihad J. Turner,2014-08-26 The events of 9 11 prompted questions as to the origins nature and purpose of international jihadist organisations In particular why had they chosen to target the US and the West in general Turner s book provides a unique holistic insight into these debates taking into account historical perceptions and ideology as key factors

*The Shari'a* Aryn Sajoo,2018-03-30 2019 Choice

Outstanding Academic title I B Tauris in association with the Institute of Ismaili Studies Why is the term shari a the mention of which conjures up images of a politicised religion in many parts of the world understood in the ways that it is today For Muslims and non Muslims alike much is read into this term often with scant regard for its historical cultural or theological underpinnings The politics of identity has a profound effect on contemporary life both secular and religious and this includes our understandings of the shari a Yet at the core of this concept for Muslims is the quest for a moral compass by which to navigate a path through life Qur an 45 18 informed deeply by revelation and its interpretation by the Prophet Muhammad as well as his closest Companions Built on this foundation is an ongoing human endeavour to grasp and lend expression to that teaching elaborately in law but no less so in devotional ethical and customary practices in diverse Shi i and Sunni Muslim communities including in the West Popular myths about the shari a that it is divine law that it is contained in a single code recognised by all Muslims that it is about controlling behavior that it defines Islam are challenged in this volume by leading scholars with a view to illuminating how we arrived here and where we might be headed The claims of the modern state as the custodian of the shari a are put into perspective alongside the vital role of a pluralist civil society From bioethics human development family law and finance to constitutional and human rights issues this fifth volume in the Muslim Heritage Series offers an accessible account of the ideals and realities of the shari a As such it will appeal not only to specialists in the humanities and social sciences but also to the general reader with an interest in global affairs and informed citizenship

*Modern Perspectives on Islamic Law* E. Ann Black, Hossein Esmaeili, Nadirsyah Hosen, 2013-01-01 This book presents an invaluable contribution to the debate on the compatibility of Islam and modernity It is full of arguments and examples showing how Islam can be understood in line with modern life human rights democracy the rule of law civil society and pluralism The three authors come from different countries represent different gender perspectives and have a Shia a Sunni and a non Muslim background respectively which makes the book a unique source of information and inspiration Irmgard Marboe University of Vienna Austria This well informed book explains reflects on and analyses Islamic law not only in the classical legal tradition of Sharia but also its modern contemporary context The book explores the role of Islamic law in secular Western nations and reflects on the legal system of Islam in its classical context as applied in its traditional homeland of the Middle East and also in South East Asia Written by three leading scholars from three different backgrounds a Muslim in the Sunni tradition a Muslim in the Shia tradition and a non Muslim woman the book is not only unique but also enriched by differing insights into Islamic law Sir William Blair provides the foreword to a book which acknowledges that Islam continues to play a vital role not just in the Middle East but across the wider world the discussion on which the authors embark is a crucial one The book starts with an analysis of the nature of Islamic law its concepts meaning and sources as well as its development in different stages of Islamic history This is followed by accounts of how Islamic law is being practised today Key modern institutions are discussed such as the parliament judiciary dar al ifta political parties and other

important organizations It continues by analysing some key concepts in our modern times nation state citizenship ummah dhimmah recognition of the status of certain non Muslims in Islamic states and the rule of law The book investigates how in recent times more and more fatwas are issued collectively rather than emanating from an individual scholar The authors then evaluate how Islamic law deals with family matters economics crime property and alternative dispute resolution Lastly the book revisits certain contemporary issues of debate in Islamic law such as the burqa halal food riba interest and apostasy Modern Perspectives on Islamic Law will become a standard scholarly text on Islamic law Its wide ranging coverage will appeal to researchers and students of Islamic law or Islamic studies in general Legal practitioners will also be interested in the comparative aspects of Islamic law presented in this book

**Americans at War** James R. Arnold, 2018-05-18 This unprecedented compilation of eyewitness accounts records the thoughts and emotions of American soldiers spanning nearly 250 years of national history from the American Revolution to the Afghanistan War Understanding primary sources is essential to understanding warfare This outstanding collection provides a diverse set of eyewitness accounts of Americans in combat throughout U S history Offering riveting true stories it includes accounts from participants in the American Revolution the War of 1812 the Indian Wars the Mexican American War the Civil War the Spanish American War and Philippine Insurrection World War I World War II the Korean War the Vietnam War The Persian Gulf War the Afghanistan War and the Iraq War Most eyewitness accounts of war currently available to the public are those of writers who enjoy higher military rank Americans at War addresses this imbalance between officers accounts and enlisted men s accounts by invoking oral history archives Contextual essays and timelines allow the reader to place the accounts in time and place while the entries themselves allow the reader to experience the thoughts and emotions of Americans who engaged in combat

*A Tale of Two Stories* Björn Bentlage, 2020-08-10 No detailed description available for A Tale of Two Stories

**Recasting Islamic Law** Rachel M. Scott, 2021-03-15 By examining the intersection of Islamic law state law religion and culture in the Egyptian nation building process Recasting Islamic Law highlights how the sharia when attached to constitutional commitments is reshaped into modern Islamic state law Rachel M Scott analyzes the complex effects of constitutional commitments to the sharia in the wake of the Egyptian Revolution of 2011 She argues that the sharia is not dismantled by the modern state when it is applied as modern Islamic state law but rather recast in its service In showing the particular forms that the sharia takes when it is applied as modern Islamic state law Scott pushes back against assumptions that introductions of the sharia into modern state law result in either the revival of medieval Islam or in its complete transformation Scott engages with premodern law and with the Ottoman legal legacy on topics concerning Egypt s Coptic community women s rights personal status law and the relationship between religious scholars and the Supreme Constitutional Court Recasting Islamic Law considers modern Islamic state law s discontinuities and its continuities with premodern sharia Thanks to generous funding from Virginia Tech and its participation in TOME Toward an Open Monograph

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**Sharia and Justice** Abbas Poya, 2018-05-22 Justice is considered the basic norm of human coexistence Every legal order refers to the concept of justice and Muslims also regard their religious norms the Sharia as offering just solutions to legal questions But is the assumption that the Sharia is just merely an acceptance of a status quo correct And is justice the necessary aim of the Sharia In this volume renowned scholars discuss these questions from different perspectives In principle the first normative source of Islam the Qur'an orders justice and fair conduct Rohe At the same time an analysis of the concept of justice in the classical age of Islam Ahmed and Poya also shows that there existed ambivalent understandings of this concept The relationship of the idea of justice in Islam to political questions Ende to war Poya and to modern reform Mir Hosseini again confirms the importance of the concept for a critical reflection on traditional assumptions and existing circumstances The discussion on the hijab in Western countries Ladwig shows paradigmatically how justice can regulate the relationship between the secular state and the Sharia The essays in this volume endeavor to show that debates about justice in Islam as well express an underlying tension between the perception of an order as just on the one hand and the feeling of injustice under the same order on the other This discussion validates the idea that justice should be understood as a concept subject to a perpetual reexamination according to changing times and circumstances

*ISLAMIC LAW IN A GLOBAL CONTEXT : DIPLOMACY, HUMAN RIGHTS, ECONOMY, AND THE ENVIRONMENT* M. Ilham Muchtar, Desi Asmaret, Rahmat Mansur, Abdul Rahim, Abbas, Imron Natsir, Dahlan Lama Bawa, Hurriah Ali Hasan, M. Zakaria Al Anshori, Muhammad Ridwan, Ramli, Thoat Stiawan, All praise and gratitude to Allah SWT for His abundant grace guidance and blessings enabling the successful completion of this book *Islamic Law In A Global Context Diplomacy Human Rights Economy And The Environment* May peace and blessings always be upon the Prophet Muhammad his family companions and followers until the end of time This book aims to provide a comprehensive understanding of Islamic law both theoretically and practically in social life It systematically discusses the foundations of Islamic law its sources the methodology of *istinbath* and its relevance to social dynamics and contemporary developments This book is expected to serve as a useful reference for students lecturers researchers and the general public seeking to deepen their study of Islamic law It not only presents normative aspects but also provides contextual analysis so that Islamic law can be applied wisely and relevantly to the needs of the community

*The Oxford Handbook of Religion, Conflict, and Peacebuilding* Atalia Omer, R. Scott Appleby, David Little, 2015 The book provides a comprehensive overview of the literature on religion conflict and peacebuilding With a focus on structural and cultural violence the volume also offers a cutting edge interdisciplinary reframing of the scope of scholarship in the field



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