The Punishment for the Person who is Accused of Inciting Murder in Islamic Jurisprudence

Dr. Mohamed Ali Al-Hawari (*)

Abstract

The research paper deals with the issue of punishment inflection for the person who is accused of inciting murder in Islamic jurisprudence. The first chapter reveals the meaning of incitement to murder showing that it means to encourage someone to acts of murder in a particular way and behavior. The chapter also presents the potential conditions behind the conviction of incitement to murder. It presents the chief elements of incitement as well. The chapter explains what is meant by the person who is accused of inciting murder and the surrounding relevant conditions.

It also presents methods of proving incitement. The chapter reveals that one way to prove the action of inciting murder is to confess. Another way is to have the testimony of witnesses. A third one is to collect pieces of evidence of incitement to murder. And also to have the testimony of the accused person.

The first chapter presents the infliction of punishment for the person who is accused of incitement. It exposes opinions of experts of jurisprudence on the accused, whether he/she forms that punishment differs according to the consequences of the crime.

The third chapter touches upon the circumstances that affect the degree of punishment of the person who is accused of inciting murder. It also reveals that these circumstances affect the infliction of punishment of the person who incites alone excluding the person who is responsible for the direct incitement to murder.

(*) AL Balqa Applied university - Amman - Jordan.

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