

Q: 69 – Title: My wife did not have wudhu during tawaaf while on Hajj and Umrah. What should we do now?

Question

Alhamdulillah, I went for Hajj with my family in 2004. My wife had a discharge, (not the monthly one), which nullified her wudhu. At that time she was unaware that a discharge breaks wudhu.

As a result, she performed Tawaf Ziyaarah, Tawaaf Wida, Tawaaf Umrah, and several nawaafil tawaaf without wudhu.

Does she need to offer damm for these tawaaf, so we can request our friends who are going for hajj this year. Also what will be niyaah for this damm, and do we need to mention her name for damm.

Answer

In the Name of Allah, the Most Gracious, the Most Merciful.

As-salamu 'alaykum wa-rahmatullahi wa-barakatuh.

Tawaaf Ziyaarah:

If all or most of the Tawaaf Ziyaarah was performed without wudhu, then damm will be compulsory.

If less than half of the Tawaaf Ziyaarah (3 or less circuits around the Kabah) was performed without wudhu, half a Saa' (1.75kg to 2.32 kg / 3.86 lb to 5.11 lb) of wheat (or its monetary

equivalent which is equal to the amount given for Sadaqat-ul-Fitr) will have to be given as Sadaqah for every circuit performed without wudhu.¹

Tawaaf Widaa & Nafl Tawaaf:

If the Tawaaf Widaa or any Nafl Tawaaf was performed without wudhu, half a Saa' (1.75kg to 2.32 kg / 3.86 lb to 5.11 lb) of wheat (or its monetary equivalent which is equal to the amount given for Sadaqat-ul-Fitr) will have to be given as Sadaqah for every circuit performed without wudhu.² .

Tawaaf Umrah:

If any circuit of the Tawaaf of Umrah was performed without wudhu, then a damm will be compulsory.³

The damm has to be given inside the Haram. The word damm refers to the slaughtering of a goat, a sheep or a one-seventh part of a cow or a camel within the precincts of the Haram in lieu of certain violations made while performing the manaasik (rites) of Hajj.^{4 5}

The person performing the damm will make the intention of performing the damm on behalf of your wife.

The Sadaqah can be given outside the Haram.

And Allah knows best.

Ml. Sohail Bengali
Chicago, IL (USA)

Concurred by:
Mufti Abrar Mirza
Chicago, IL (USA)

Under the Supervision of Mufti Ebrahim Desai (South Africa)

1 Muallim ul Hujjaj, pg. 244, Idarat-ul-Islamiyaat

2 Ibid.

3 Ibid. pg. 245

4 Ibid. pg. 263

..... 5

..872.....