

Questlon 1955) - Explain in detail what the 'Aqilah is liable for and what not.

A: The 'Aqilah is responsible for the following:

1. Diah of Shibhu 'Amad. We mentioned before that this Diah is Mughallazhah.
2. Diah of Qatl al-Khata.
3. Diah of Qatl bi Sabab
4. Diah if someone constricted a skylight or gutter along the public way and it fell and killed someone.
5. The deliberate murder by a child or madman is deemed Khata'The 'Aqilah must Pay the Diah.
6. When freeman commits a violation by mistake on a slave then his 'Aqilah is responsible.

The 'Aqilah is not responsible for the following Diah:

1. Every 'Amad in which retaliation is dropped due to doubt results in the Killer paying the Diah, not the'Aqilah'
2. If a father kills his son deliberately then the Diah is from his wealth over three years, not the 'Aqilah.
3. The 'Aqilah does not pay for a slave's violation.
4. The 'Aqilah is not responsible if the perpetrator confessed to the violation. The Diah is from his money. If they

however proclaim his innocence then they must Pay.

5. The 'Aqilah is not liable for amounts due to Sulh.

~ al-Quduri ~