THE IMPORTANCE OF "KAZILIK ADABI" IN ABU BAKR KASANI'S WORK "BADOI-US-SANOE"

Abstract: This article covers the issues related to the court cases in Abu Bakr Kasani's work "Badoi-US-Sanoai". The requirements and features to the judges, the importance of the judicial office were revealed.

Key words: Alauddin Abu Bakr Kasani, Islamic law, kazi, fiqh, kazilik morality-odobi, "Badai-us-Sanai", badargah, farzi-Eyn, milk, evidence.

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Introduction

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General information about the life, scientific activity and works of Alouddin Abu Bakr Kasani is available in the works of oriental scientists, including the historian of Aleppo and Kamoliddin Ibn Adim, son of Shogiri ibn Hibatullah of Kasani, in his work "Bug"Yatu-t-tolab fi tarixi Halab", he brought valuable information about the life and scientific activity of Alouddin Kasani, which is not.

Scientists from Uzbekistan M.Komilov, A.Kamparav, M.Homidov and M.Umaraliev such scientists as illuminated in their research the data on Alouddin Kosoni and his work "Badoi". S.Gaybullaev was engaged in scientific analysis of the work of Alouddin Kasani ""Badoi’us-sanoai" fi tartibiy-sharoii"" (beautiful laws in the order of Sharia laws) at the International Islamic Academy of Uzbekistan. Abu Bakr explained his outline on the issue of Kasani's style in the work.

In his opinion - "the development process of the science of islamic law and the direction of the rules in accordance with the method of research of the fiqh farsi jurisprudence, as an independent science, occurred during the period of the theoretical and devonian development of jurisprudence.

Jurisprudence is a wide range of meaningful expressions that arise as a result of the centralization of the rules of fiqh law, the concept of law at certain points. At the same time, reflect on the basic concepts of the legal environment as a common product of human mental activity, including humanity."

Based on the demand of his era, a theory of knowledge related to mining was created. Thinker Alouddin Kosoni wrote in his book "Bado-e-us-sanoai", which consists of several volumes, the post of a judge and all the categories involved in it, other season, who explained the concepts. On the basis of the bases, explanations, concepts presented in this book, the diggers conducted their activities.

In the formation of judicial power of the present time, in the regulation of the activities of judges, in the prints of their proceedings, alouddin Kosoni holds a place in the "kazilik morality" written by him. Because the activity of historically developed judicial power, namely the requirements for judges, has been improved in an evolutionary way. We understand that the concepts presented in the process of studying this book, The comments given, are of actual importance even now.

The book "Badoi-us-Sanoe", written by Alouddin Kosoni, the book of ethics of the kazilik, is a separate chapter. Although this book was created in accordance with the Islamic rules of the period of Arab Caliphate, in the process of learning to read it, we can further improve our spirituality, strengthen our inner
confidence in our own conduct and allow ourselves to see the work with purity.

Written on the basis of the Sharia law, the book of morality of kazilik is sorted as in all seasons. In the seasons of the kazilik custom, it is about the following:

1. About the obligatory position of the judge;
2. About the one who is considered worthy of the post of a judge;
3. About the one who accepts the post of a judge;
4. About the terms of the organization of the kazilik;
5. About the manners of the kazilik proceedings;
6. When addressed to another judge, it is about the issues that will be resolved and the solution will be rejected;
7. About the issues that the judge decides and does not solve;
8. About the error of the judge in the issuance of the verdict;
9. About what the judge can refuse” - (Bado’-us sano 82-page)

The post of kazilik is a system of established state posts of the Arab Caliphate in the form of a monarch. This position is a senior position in public administration and was established in alokhi in the form of hierarchy. We share our thoughts with some sections of this season.

The first part of the section on the ethics of this post gives an understanding of the obligation of the post of the post of the post of the post of the post.

The career of the judge is obligatory, because it is a work that is (is) ordained, that is, the hucm carries out the issuance. (Sad-26, Al-Maidi-48) (Bado’-us sano 83-page)

The kazilik is to make a Hukm based on what Allah has revealed with truth to the relationship between people.

Since the post of the judge is introduced to issue a sentence, it means that it is an obligatory from the necessity that it is current. The position of an imam member is also obligatory without any disagreement among Ahlul-haq.

There is nothing to be a lesson in the disputes of some fates, companions with respect to their community. (Bado’-us sano 85-page)

When necessary, common interests such as the recording of the khukms, the establishment of impartial work between the oppressor and the oppressed, the elimination of conflicts considered as the basis of mischief arise only through the Imam.

In the Arab Caliphate State during the time when Abu Bakr Kasani lived when we paid attention to history, the community was led by the caliphs and the khudis by his nips, and the disputes between the community were regulated by him. But the main task of the imam was the management of the team. To see
Shorikh to the post of qazlilik and appointed him Khazrati Uthman and Ali(r.a.) confirmed. When the head of State addressed the region, noib ruled the territory, the conflict was resolved by the judge. Abu Bakr cites evidence that the non-qazani did not commit the non-qazani and that the non-qazani did not commit the non-qazani. In particular - "it is the spirit of returning from this post that the Prophet (PBUH) said:the a.v) there is a narration from him who says to Abu Zar: "do not be an emirate! I'm sorry. again, he said that," on two issues the management is an Apple in the garden! I'm sorry. (Badoi'-industry 94-page)

The next section of the book is the terms of the excavation. The terms of the pile are several types (the process of carrying out the activities of the pile is considered to be the requirements, and the requirements in the prosessual legislation of the current period are the same, since these rules are their own. In the codes there is a section called Process parties or participants. He is the accused, the victim, the plaintiff and the respondent in the section, the other participants are given in the articles. Their rights and duties are also legalized) and some of these species are subordinated to the judge, some are subordinated to the judge himself, some to those to whom the judgment was issued in favor of him, and some to the detriment of others.

Conditions for the appointment of a judge are the conditions under which we consider it permissible to appoint a judge, since if the judge is unfit, then his appointment will not be permissible from necessity.

The most important thing is to consult with scientists faqih on this matter. In complex matters, the appointment will not be permissible from necessity. If the judge is unfit, then his conditions under which the judgment was issued in favor of him, and duties are also legalized) and some of these other participants are given in the articles. Their rights and duties are also legalized) and some of these species are subordinated to the judge, some are subordinated to the judge himself, some to those to whom the judgment was issued in favor of him, and some to the detriment of others.

1. (n.d.). Abul Hasan Ahmad ibn Hibatulloh ibn Muhammad ibn Abu Jaroda – Kamoliddin Ibn Adimning otasi, Kosoniyning shogirdi, olim. Qozilar qozisi (eng bosh qozi) bo‘lib, 542/ yil tug‘ilgan. Halab qoziligiga 575/1179 yil tayinlangan. 613/1216 yil vaft etgan.
2. Kamoliddin, ibn Adim (1994). Bug‘yatut-talab fi tarixi Halab. – Bayrut: Dor al-kutub al-ilmiyya, 1414/1994.- (bundan keyin: Ibn al-Adim. Bug‘yatut talab.). T. X. 43-53 b;
3. Komilov, M.M. (2000). Movarounnahr fiqh ilmi rivojida Alouddin as-Samarqandiyning o‘rni va “Tuhfa al-Fuqaha” asarining ahamiyati, nom.diss... (pp.45-46). Toshkent.
4. Qambarov, A. (n.d.). Aludder al-Kosoniyning ilmiy ushlabuning mumtoz hanafiy fiqhidagi o‘rni, nomli maqola. “Toshkent – islov madaniyati poytaxti” toplam nashri, pp.187-188.
5. Abu Bakr Kosoniyning (2006). “Badoi” asari nomli, nomli maqola “Hidoyat” jurnali 6-son, p. 18.
6. Homidov, M. (2018). Alouddin Abu Bakr Ibn Ahmad Kosoniy, nomli maqola. Kosonsoynama gazetasi, 19 son.
7. (2018). Fotiimai Samarqandiya, nomli maqola. Kosonsoynama gazetasi, 21 son.
8. Umaraliev, M., Xomidiy, X., & Ashirovlar, A. (2010). “Kosonsoy tarixi” Namangan.
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9. G‘aybullaev, S. (n.d.). Abu Bakr Al-Kosonyning “Bado‘u-s-sanno‘i fi tartibi-sh-sharoi” asaridagi fuqsiy masalalarni yoritish uslubi. 5A 120601 – Islom tarixi va manbushunosligi magistr akademik darajasini olish uchun yozilgan dissertatsiya. UDK: 297. 9. G‘-12. T-19.

10. Farxodjonova, N. (2019). Features of modernization and integration of national culture. *Scientific Bulletin of Namangan State University*, 1(2), 167-172.
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