

Islamic Science



Penerapan Al-'idhn Aleurfi Kalaidhn Allafzi pada transaksi jual beli

Nur Aini

PENDAHULUAN

Kedua kaidah ini saling berkaitan dalam hal penafsiran teks hukum dan pengakuan adat kebiasaan sebagai sumber hukum. Kaidah Al-'Idhn Aleurfi Kalaidhn Allafzi membantu dalam memahami makna teks hukum dengan mempertimbangkan konteks adat yang berlaku di masyarakat. Sementara itu, Kaidah Al-'Adatu Al-Muhakkamah memberikan legitimasi bagi adat kebiasaan untuk dijadikan sumber hukum Islam.

Hasil Pembahasan

Kata "jual beli" dalam bahasa Arab adalah "al-bay'i". Dalam teks hukum Islam, kata ini memiliki makna umum untuk transaksi jual beli. Namun, makna yang lebih spesifik dapat ditentukan berdasarkan adat kebiasaan yang berlaku di masyarakat. Misalnya, di suatu daerah, adat kebiasaan menentukan bahwa transaksi jual beli harus dilakukan dengan cara tertentu, seperti dengan menyebutkan harga dan barang yang diperjualbelikan secara jelas. Dalam interpretasi teks hukum yang berkaitan dengan jual beli di daerah tersebut, kaidah Al-'Idhn Aleurfi Kalaidhn Allafzi akan membantu memahami makna kata "al-bay'i" dengan mempertimbangkan adat kebiasaan tersebut.

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