



2ND NATIONAL CONFERENCE ON
**ISLAMIZATION OF
LAWS IN PAKISTAN**

Theme: Family Laws in Pakistan:
Challenges and Prospects

23-24 FEBRUARY 2021



SHARI'AH ACADEMY
INTERNATIONAL ISLAMIC UNIVERSITY
(FAISAL MASJID CAMPUS)
ISLAMABAD




Introduction

It is generally believed that the area of Muslim personal law was largely left untouched by the colonial government in the sub-continent as opposed to its general practice. However, the fact is that the colonial judicial system brought about certain concepts in Muslim personal law that were apparently alien to or inconsistent with the scheme of Islamic law. After getting independence, instead of introducing Shariah based codified law on personal matters, we let the same set up to continue. This set up affords the judiciary ample powers to construe the Islamic injunctions. Unfortunately, many of the judicial interpretations have not fully succeeded in convincing the general public that they are entirely based on the principles of Islamic law.

The legislature has from time to time enacted a number of statutes in order to settle certain issues in family laws. However, these statutes are very brief and hence limited in their impact. Moreover, the interpretation of Muslim Personal Law by the Supreme Court in *Dr. Mehmood ur Rehman Faisal v Government of Pakistan* PLD 1994 SC 607 paved the way for the Federal Shariat Court to check the Islamicity of these statutes. By exercising this jurisdiction, a number of provisions of these laws have been declared unIslamic by the Federal Shariat Court in *Allah Rakha v The Federation of Pakistan* PLD 2000 FSC1. However appeals against this judgment have been pending before the Shariat Appellate Bench of the Supreme Court for more than two decades.

In order to analyze these issues, Shariah Academy intends to hold a two-day national conference. The aim of the conference is to analyze the contribution of the Constitutional institutions in the development of family laws and to examine the possibility of systematic codification of family laws in Pakistan. This aim can be achieved if the stakeholders, that is, the Bar, the Bench, the academia and the 'Ulama are brought together in a conference and are tasked to consider the mechanisms of Islamization, and to critically evaluate the impact of this process so as to give proper recommendations for future course of action.



Objectives

1. To highlight the issues in Family laws in Pakistan from the perspective of Islamic Law and Jurisprudence
2. To unveil the impact of legal system of the colonial period on the Family laws in Islam that still holds up
3. To analyze the contribution of constitutional institutions in the development of Family laws in Pakistan
4. To highlight the area of conflict between the fatwa and judicial institutions in matters of personal law
5. To discuss the institutional reforms in Family laws in the Muslim world and their relevance to Pakistan
6. To deliberate on the Medical issues pertaining to the family matters.

Themes of the Conference

1. Muslim Family Laws in Historical Perspective: Pre Colonial and Colonial Period.
2. Family Laws in Pakistan: Legislation
3. Family Laws in Pakistan: Analysis of leading Cases
4. Reforms in Family Laws in the Muslim World
5. Issues of Medical law and Ethics

Participants

- a. Judges
- b. Senior Lawyers
- c. Academia
- d. Sharī'ah Scholars
- e. Media Personnel and Opinion Makers
- f. Medical Experts
- g. Students
- g. Students

Tentative Dates

Abstract Submission:	6 November, 2020
Abstract Acceptance:	17 November, 2020
Full Paper Submission:	8 January, 2021
Intimation of Accepted Papers:	29 January, 2021
Conference Date:	23-24 February 2021

Guidelines for Submission of Research Papers

1. An abstract of not more than 250-300 words typed on A4 size paper in double space on MS-Word along with detailed CV may be emailed to shariah.conf@iiu.edu.pk or sent to Conference Secretariat (Room No: 149, Shariah Academy, Faisal Masjid Campus, International Islamic University, Islamabad, Pakistan)
2. Only papers in the above -mentioned areas/ themes of the conference will be considered.
3. The researcher should abide by all the rules of research such as methodology and documenting references and sources.
4. The researcher should pay due care to the language and method of the research.
5. The paper should contain original research and it should not be the one already published elsewhere or presented in a conference or a seminar.
6. Research paper should comprise of 25-30pages (including bibliography) computer typed on A4 size page in MS Word file.
7. Chicago Manual of Style 2016 should be followed for references.
8. The annexure(s), bibliography, and indexes, if any, should be given at the end of research paper.
9. The first page should specify full title of the research paper, name, and designation of the researcher as well as work/academic affiliation, correspondence email and contact number.

Language of the Conference

Arabic, Urdu and English

Conference Venue:

Allama Iqbal Auditorium, International Islamic University,
Faisal Masjid Campus, Islamabad

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