Abstract:

This paper is focused on the importance of affection in implementing the Islamic legislations and its effect on Islamic policies when implementing sentences on criminals. Moreover, it focuses on the opinions of legislation scientists regarding the mentioned above, discussions, and implementations in the current times. The method used is analyzing existing scripts and legislations and then comparing them. At the end, we reach the conclusion that affection is a feeling of personal preparation that causes its owner to feel reactions, special cosmetic feelings, and have a certain attitude towards something, someone, a certain group, or a certain thought. It was mentioned in the Holy Quran script and in the prophet’s words in two types, a positive one and a negative one. When it was positive, it was implemented under special conditions, and when it was negative, it was not implemented in logistically or logically. When it comes to committing punishable crimes that are against the Islamic legislation, whoever commits them must be punished as set by the legislator, no more and no less. Some punishments are attributed to the person in charge. Punishments are divided in to two sections. First, punishment for crimes that are mentioned in the Holy Quran, such as, theft, unproved adultery accusation. Second, punishments for crimes that don’t have a set legislation and those are up to legislators, rules, or those in their behalf.

Keywords: Hudud in Islam