

The Authority of Reasonableness in Jurisprudential Deduction

*Mahdi Shajarian**

DOI: 10.22096/rc.2025.2044368.1227

Received Date: 27/10/2024 - Accepted Date: 23/12/2024

Abstract

Most scholars of the principles of Islamic jurisprudence contend that a judgment of reason is only a valid proof when it is certain. In support of this condition, they cite verses and narrations that consider conjecture to be invalid, the intrinsic validity of certainty, the limited scope of reason in comprehending the criteria of Islamic legal rulings, and certain other narrations. The question arises as to whether an independent non-certain judgment of reason can be considered a valid proof in the derivation of legal rulings. This article employs an analytical-critical method and relies on library resources to answer this question. In contrast to the aforementioned view, it appears that the cited verses and narrations do not convey such a meaning. The intrinsic validity belongs to reason itself rather than to certainty, and the aforementioned limited scope does not render a judgment invalid. Moreover, the intended narrations do not explicitly support the claim. Reason itself does not limit the scope of its validity and proof to the issuance of certain judgments. Additionally, there are numerous verses and narrations that support the validity of reason, and they are generally absolute regarding the condition of certainty. It seems that an independent judgment of reason, with the criterion of being amenable to reasoning among rational beings, is valid.

Keywords: independent reason; Probable reason; jurisprudential deduction; Certainty.

* Assistant Professor, Faculty of Civilization and social studies, Islamic Sciences and Culture Academy, Qom, Iran.
Email: m.shajarian110@gmail.com



Bibliography

- Akhond Khorasani, *Kefayat al -osool*. Qom: Moaseseh Aal Al -bait leehya Al-torass. 1988. [In Arabic]
- Ali Dost, Abolghasem. *Jurisprudence and reason*. Tehran: Research Institute for Islamic Culture and Thought, 2012. [In Persian]
- Allameh Helli, Hassan ibn Yusuf. *Nahayat al -vosool ela elm al -osool*. Qom: Moaseseh Imam Sadeq, 2004. [In Arabic]
- Amoodi, Abdul vahed Ibn Mohammed. *Qorrrar Al -hekam*. Qom: Dar al -kotob al -Islami, 1989. [In Arabic]
- Ansari, Morteza. *Faraeed Al -osool*. Qom: Jama'at al -modaresin fee al -huzut al -almiyah, 1995. [In Arabic]
- Araqy, Zia al -din. *Nahayat al -afkar*. Qom: Jama'at al -modaresin fee al -huzut al -almiyah, 1996. [In Arabic]
- Arefi Pashi, Ali. *Al -Bedayat fee tozih al -kefayah*. Tehran: Niayesh, 1995. [In Arabic]
- Badri, Tahsin. *Mojame Mofradat osool al -feqh al -muqaren*. Tehran: Al -Mashreq, 2007. [In Arabic]
- Bahrany, Yusuf Ibn Ahmad. *Al -dorar al -najafiyah men al -moltaqetat al -yusufiyah*. Beirut: Dar al -mustafa, 2002. [In Arabic]
- Barqi, Ahmad Ibn Mohammed. *Al -Mahasen*. Qom: Dar al -Kotob al -Islami, [n.d]. [In Arabic]
- Bojnourdi, Hassan. *Montaha al -osool*. Tehran: The Institute for Compilation and Publication of Imam Khomeini's Works, 2000. [In Arabic]
- Fanai, Abolghasem. *Ethics of Theology*. Tehran: negahemoaser, 2015. [In Persian]
- . *Religion in the balance of morality*. Tehran: Serat, 2016. [In Persian]
- Hakim, Mohammad Taghi. *Al -osool al -Ammah lelfeqh al -moqaran*. Qom: Ahl Al-Bayt World Assembly, 1997. [In Arabic]
- Hakim, Mohsen. *Haqayeq al -osool*. Qom: Maktab Basirati, [n.d]. [In Arabic]
- Heidari, Sayed Kamal. *Al -ghate*. Qom: Dar faraqed, 2007. [In Arabic]
- Heydari, Ali Naqi. *Osool al -Estenbat*. Qom: Lojnat al -edarat al -hoozat al -elmiyah, 1991. [In Arabic]
- Hor Ameli, Mohammad Ibn Hasan. *Vasaeel al -shiee*. Mohammad Reza Hosseini Jalali. Qom: Moaseseh ahl al -bait leehya al-torass, 1988. [In

Arabic]

Hosseini Shirazi, *Bayan al -osool*. Beirut: Markaz al -rasool al -azam, 1998. [In Arabic]

Hosseini Shirazi, Sadegh. *Bayan al -osool*. Qom: Dar Al -ansar, 2006. [In Arabic]

Ibn al -Manzoor, Muhammad ibn Mokram. *Lesan al -Arab*. Beirut: Dar al – Fekr, [n.d]. [In Arabic]

Ibn Babevaih, Muhammad ibn Ali. *Kamal al -din va tamam al -neemah*. Ali Akbar Ghaffari. Tehran: Dar al -Kotob al -eslami, 1975. [In Arabic]

Ibn Shobah, Hassan ibn Ali. *Tohaf al -oqul*. Ali Akbar Ghaffari. Qom: Jama'at al -modaresin fee al -huzut al -almiyah, 1984. [In Arabic]

Jalili, Nematollah. *Al -osool al -settat al -ashar*. Qom: Dar al -Hadith, 2002. [In Arabic]

Johari, Ismail Ibn Hammad. *Al -Sehah*. Ahmad Abdul Ghafour Attar. Beirut: Dar al -Elem Lelmalaeen, 1983. [In Arabic]

Khalil Ibn Ahmad. *Al -Ein*, Qom: Hejrat, 1988. [In Arabic]

Kharrazi, Mohsen. *Omdat al -osool*. Qom: Moaseseh dar rahe haq, 1997. [In Arabic]

Khoei, Abulqasem. *Derasat fee elm al -osool*. Ali Hashemi Shahroudi. Qom: Daerat al -maaref al -feghh, 1998. [In Arabic]

Khomeini, Mustafa. *Tahrirat fee al -osool*. Qom: Imam Khomeini Regulation and Publication Institute, 1997. [In Arabic]

Khomeini, Ruhollah. *Al -ejtehad va al -taqlid*. Tehran: The Institute for Compilation and Publication of Imam Khomeini's Works, 2005. [In Arabic]

Khomeini, Ruhollah. *Tahzib al -osool*. Tehran: The Institute for Compilation and Publication of Imam Khomeini's Works, 2002. [In Arabic]

Koleyni, Muhammad ibn Ya'qub. *Osool Kafi*. Tehran: Ketab foroshi elmiyeh eslamiyeh, 2010. [In Arabic]

Madani Tabrizi, Youssef. *Qavaed al -osool*. Qom: Daftar moazam lah, 2008. [In Arabic]

Majlesi, Mohammad Bagher. *Behar al -anvar*. Beirut: Dar ehya al -torath al -arabi, 1982. [In Arabic]

Makarem Shirazi, Naser. *Anvar al -osool*. Qom: Madresat al -emam Ali ibn Abitaleb, 2007. [In Arabic]

———. *Dayerat al -maaref al -feqh al -moqaran*. Qom: Madresat al -

- emam Ali ibn Abitaleb, 2006. [In Arabic]
- Mohammadi Reyshahri, Mohammad. *Daneshnamehh Qur'an va hadith*. Qom: Dar al -Hadith, 2016. [In Persian]
- Mohammadi Reyshahri, Reza Berenjkari, and Abdul Hadi Masoudi. *Kheradgeraee dar Quran va hadith*. Qom: Dar al -Hadith, 2017. [In Persian]
- Mousavi Ghazvini, Ali, *Taliqeh ala maalem al -osool*. Qom: Jamat al -morsin al -huzu al -elimi, 2001. [In Arabic]
- Mousavi Khalkhali, Mohammad Mahdi. *Al -Hakemiyat fee al -eslam*. Qom: Majmaa alfeqr al -eslami, 2004. [In Arabic]
- Mozaffar, Mohammad Reza. *Osool al -feqh*. Qom: Esmaeeliyan, 1996. [In Arabic]
- Mustafavi, Hassan. *Al -tahqiq fee kalamat al -Qur'an al -karim*. Tehran: Ministry of Culture and Islamic Guidance, 1989. [In Arabic]
- Naraghi, Mahdi. *Annis al -mojtahedin*. Qom: Bustane Ketab, 2009. [In Arabic]
- Qurashi Bonabi, Ali Akbar. *Qamoos Qur'an*. Tehran: Dar al -Kotob al -Islami, 1992. [In Persian]
- Ragheb Esfahani, Hussein ibn Muhammad. *Mofradat Alfaz al -Qur'an*. Sefvan Adnan Davoodi. Beirut: Dar al -Shamiyeh, 1991. [In Arabic]
- Sadr al -Din Shirazi, Mohammad. *Al -hekmat al -mutaliyah*. Maktabat Al -Mustafa, 1981. [In Arabic]
- . *Al -Johar al -nazid va resalat al -tasavor va al -tasdiq*. Mohsen Bidadfar. Qom: Bidar, [n.d]. [In Arabic]
- Sadr, Seyyed Mohammad Bagher. *Al -Osas al -manteqiyah lelesteqra*. Qom: Markaz al -abhath al -takhasosy leshahid al -sadr, 2003. [In Arabic]
- . *Al -Fatava al -Wazehat*. Beirut: Dar al -taarof lelmatbat, 1981. [In Arabic]
- . *Bohoth fee elm al -osool*, Qom: Daerat al -maaref feghh eslami, 1996. [In Arabic]
- . *Doroos fee elm al -osool*. Qom: Eslamiy, 1997. [In Arabic]
- . *Javaher al -osool*. Beirut: Dar attaroot fee al -matboot, 1994. [In Arabic]
- . *Mabaheth al -osool*. Qom: Makta al -alam al -eslami, 1987. [In Arabic]
- . *Mohazerat fee osool al -feqh*. Abdul Jabar Roraee. Dar al -Ketab

al -Islami, [n.d]. [In Arabic]

Salehi Mazandarani, Esmail. *Meftah Al -ossol*. Qom: Salehin, 2002. [In Arabic]

Sobhani Tabrizi, Jafar. *Advar al -feqh al -emami*. Qom: Moaseseh Imam Sadeq, 2003. [In Arabic]

———. *Ershad al -oqool ela mabahas al -osool*. Mohammad Hossein Haji Ameli. Qom: Moaseseh Imam Sadeq, 2005. [In Arabic]

Tabatabai Hakim, Mohammad Saeed. *Al -Mohkam fee osool al -feqh*. Qom: Al -Moaseseh al -menar, 1993. [In Arabic]

Tabatabai Qomi, Taghi. *Araona fee osool al -feqh*. Qom: Mahallaty, 1992. [In Arabic]

Tabatabai, Mohammad Hossein. *Hashiyat al -kefayah*. Qom: Bonyad elmi va fekry Allameh Tabatabai, [n.d]. [In Arabic]

Tabrizi, Gholamhossein. *Kholasat ai -osool*. Mashhad: Tus, 1993. [In Arabic]

Torayhi, Fakhr al -Din Ibn Mohammed. *Majmaa al -bahreyn*. Tehran: Mortazavi, 1996. [In Arabic]