

Chapter – 75

Limits of Punishments

(حدود)

[إِنَّمَا الْخَمْرُ وَالْمَيْسِرُ وَالْأَنْصَابُ وَالْأَزْلَامُ رِجْسٌ مِّنْ عَمَلِ الشَّيْطَانِ فَاجْتَنِبُوهُ لَعَلَّكُمْ تُفْلِحُونَ، (05:90)]

[الرَّانِيَةُ وَالرَّانِي فَاجْلِدُوا كُلَّ وَاحِدٍ مِّنْهُمَا مِائَةَ جَلْدَةٍ، (24:02)]

[الرَّانِي لَا يَنْكِحُ إِلَّا زَانِيَةً أَوْ مُشْرِكَةً وَالرَّانِيَةُ لَا يَنْكِحُهَا إِلَّا زَانٍ أَوْ مُشْرِكٌ، (24:03)]

[وَالسَّارِقُ وَالسَّارِقَةُ فَاقْطَعُوا أَيْدِيَهُمَا جَزَاءً بِمَا كَسَبَا نَكَالًا مِّنَ اللَّهِ، (05:38)]

No.**Hadith**

6340 Allah's Prophet said, "When an adulterer commits illegal sexual intercourse, then he is not a believer at the time he is doing it; and when somebody drinks an alcoholic drink, then he is not believer at the time of drinking, and when a thief steals, he is not a believer at the time when he is stealing; and when a robber robs and the people look at him, then he is not a believer at the time of doing it.

Narrated: Abu Hurairah.

6341 When a drunk was brought to the Prophet and he ordered to beat him with a sticks and shoes. And Abu Bakr gave forty lashes (to such a sinner).

Narrated: Anas bin Malik.

6342/6343 The son of Nu'eeman was brought to the Prophet on a condition of drunkenness. The Prophet ordered all the men present in the house to beat him. So all of them beat him. I was also one of them who beat him.

Narrated: 'Uqba bin Harith.

6344 The Prophet lashed a drunk with sticks and shoes. And Abu Bakr punished a drunk with forty lashes.

Narrated: Anas.

No.**Hadith**

- 6345 A man who drank wine was brought to the Prophet. The Prophet said, "Beat him!" So some of us beat him with their hands, and some with their shoes, and some with their garments (*by twisting it*) like a lash. When we finished, someone said to him, 'May Allah disgrace you!' On that the Noble Prophet said, "Do not say so, for you are helping Shaytan to overpower him." *Narrated: Abu Hurairah.*
- 6346 'Ali said, "I would not feel sorry for one who dies because of receiving a legal punishment, except the drunk, and if he dies (*when being punished*), I would give blood money to his family because no fixed punishment has been ordered by Allah's Prophet for the drunk.
Narrated: 'Umair bin Sa'ad Nakhai'.
- 6347 We used to strike the drunks with our hands, shoes, clothes (*by twisting it into the shape of lashes*) during the lifetime of the Prophet, Abu Bakr and the early part of 'Umar's Caliphates. But during the last period of 'Umar's caliphate, he used to give the drunk forty lashes; and when drunks became mischievous and disobedient, he used to strike them eighty lashes. *Narrated: Sa'ib bin Yazid.*
- 6348 'Umar said, "During the lifetime of the Prophet there was a man called 'Abdullah whose nickname was حمار (*donkey*), and he used to make Allah's Prophet laugh. The Prophet lashed him because of drinking (*alcohol*). And one-day he was brought to the Prophet on the same charge and was lashed. On that, a man among the people said, "O Allah, curse him! How frequently he has been brought (*to the Prophet on such a charge*)!" The Prophet said, "Do not curse him, By Allah! I know he loves Allah and His Prophet.
Narrated: Zaid bin Aslam.
- 6349 (*A man who drank wine was brought to the Prophet who was drunk. The Prophet said, 'Beat him!' So some of us beat him with hands, shoes, and some with their garments by twisting it like a lash. When they finished, someone said to him, 'May Allah disgrace you!' On that the Prophet said, 'Do not say so, as you are helping Shaytan to overpower him.*): This is a repeated hadith. See hadith-6345 above. *Narrated: Abu Hurairah.*

No.**Hadith**

- 6350 The Prophet said, "If a person is a believer, at the time he never commits illegal sexual intercourse, nor drinks alcohol nor steals." *Narrated: Ibn Abbas.*
- 6351 The Prophet said, "Allah curses a man who steals an egg (*cheaper item*) and gets his hand cut off, or steals a rope (*costly thing*) and gets his hands cut off."
Narrated: Abu Hurairah.
- 6352 We were sitting with the Prophet in a gathering and he said, "Swear allegiance to me that you will not worship anything besides Allah, will not steal, and will not commit illegal sexual intercourse." Then he recited the following Verse:
يَا أَيُّهَا النَّبِيُّ إِذَا جَاءَكَ الْمُؤْمِنَاتُ يُبَايِعْنَكَ عَلَىٰ أَنْ لَا يُشْرِكْنَ بِاللَّهِ شَيْئًا وَلَا يَسْرِقْنَ وَلَا يَزْنِينَ وَلَا يَقْتُلْنَ أَوْلَادَهُنَّ وَلَا يَأْتِينَ بِبُهْتَانٍ يَفْتَرِينَهُ بَيْنَ أَيْدِيهِنَّ وَأَرْجُلِهِنَّ وَلَا يَعْصِينَكَ فِي مَعْرُوفٍ فَبَايِعْنَهُنَّ وَاسْتَغْفِرْ لَهُنَّ اللَّهُ إِنَّ اللَّهَ غَفُورٌ رَحِيمٌ (60:12)
- Then the Prophet added, "And whoever among you fulfils his pledge, his reward is with Allah; and whoever commits something of such sins and receives the legal punishment for it, that will be considered as the expiation for that sin; and whoever commits something of such sins and Allah screens him, then it is up to Allah whether to excuse or punish him." *Narrated: 'Ubada bin Samit.*
- 6353 (*On the occasion of Hajja-tul-Wida, Prophet delivered a sermon. He said "As Allah has made sacred this day of yours in this town of yours, in this month of yours, similarly your blood, your property and your honour has also sacred for you." He then said, I conveyed Allah's Message to you. The people who are present should pass on to the people who are not present. Then he emphasised, "Do not revert to disbelief after me by cutting the necks of each other"*): This is a repeated hadith. See hadith-1632 to 1635. *Narrated: 'Abdulla.* (See Hadith - 122).
- 6354 Whenever the Prophet was given an option between two things, he used to select the easier of the two, as long as it was not sinful; but if it was sinful, he would remain far from it. The Noble Prophet never took revenge for himself. However, when Allah's Limits were transgressed, he would take revenge for Allah's Sake. *Narrated: 'Aisha.*

No.**Hadith**

- 6355/6356 Usama approached the Prophet for a woman who had committed theft. The Prophet said, "The people before you were destroyed because they used to impose the legal punishments on the poor and forgive the rich. By Him in Whose Hand my soul is! If my daughter Fatima did that (*theft*), I would cut off her hand."
Narrated: 'Aisha. (See Hadith - 3238).
- 6357to6359 The Prophet said, "The hand should be cut off for stealing something that is worth a quarter of a Dinar or more."
Narrated: 'Aisha.
- 6360to6363 A thief's hand was not cut off for stealing something cheaper than a Hajafa or a Turs (*two kinds of shields*), each of which was worth a (*fairly good*) price. *Narrated: 'Aisha.*
- 6364to6367 Allah's Prophet cut off the hand of a thief for stealing a shield that was worth three Dirhams.
Narrated: 'Abdullah bin 'Umar
- 6368 The Prophet said, "Allah curses a man who steals an egg (*cheaper item*) and gets his hand cut off, or steals a rope (*costly thing*) and gets his hands cut off."
Narrated: Abu Hurairah. (See Hadith - 6351 above).
- 6369 A lady used to come to the Prophet. But that lady first used to come to me, and I used to convey her message to the Prophet. Once she repented, and her repentance was sincere (*and I conveyed her repentance to the Prophet*). *Narrated: 'Aisha.*
- 6370 I gave the pledge of allegiance to the Prophet with a group of people. He said, "I take your pledge that you will not worship anything besides Allah, will not steal, will not commit illegal sex, will not commit infants murder, will not malign others by false statements, and will not disobey the orders of Sharia'. Then he said, "Whoever among you fulfils these obligations, his reward is with Allah. And whoever commits any of the above crimes and receives his legal punishment is in this world, and that will be his expiation. But if Allah screens his sin, it will be up to Allah, Who will either punish or forgive him according to His wish."
Narrated: Ubada bin Samit. (See Hadith - 6352 above).