

Question 2256) - After the partition, the one partner still had a waterway or pathway in the property of the other. The judge had not stipulated the right to use them. How will this be resolved?

A: If possible, move the path from his share, because he cannot use the path or flow water in the land of the other. If this is not possible then the partition is annulled due to the mixture.

~ al-Quduri ~