

Q: 4 - (3): I shall be much obliged if you please provide me answers in the light of Holy Qur'an and Sunnah in respect of some very important matters for the following:

1. In non-Muslim (Kafir) countries of Australia, Canada, Europe, America etc. millions of Muslims from Middle East, Asia etc. started living as immigrants after the second world war. These new arrivals-Muslims-had no independent cemetery (graveyard) of their own in these continents and hence they were allowed to bury (by using a small portion of land) in Christian Cemeteries. I read a Hadith in a Muslim magazine (published in Surat-India) Al-Islah that our Holy Prophet saw two persons talking on the road in front of a Nasara cemetery; he advised the two Muslims to go away 50 yards - quickly and also told that the dead men in non-Muslim cemeteries are under severe punishment for the sins by Allah (S.N.A.T) and we should avoid going into Kuffars (Nasaras etc.) cemeteries - we should not ever go near such cemeteries."

As per above reference Hadith, I would like to request you to provide the true Islamic point of view for the guidance of millions of Muslims living in America - Canada, Europe etc.

2) If a Muslim's friend and/or relative, who is a non-Muslim (Hindu, Sikh, Yahood, Nasara, Ahmadi Qadiani, Lahori) Parsi, Bahai all known Ka firs Mushriqs etc.) dies, is a Muslim allowed to participate to attend funeral services, to go to church service, to go to cemetery or attend cremation, during burial tune, to take part in the prayer - service to make 'du'a' for the dead man/woman, to put flower□ chaddar(or flower bouquets) etc.?

As per question No.1 above:

(1) Is a Muslim forbidden or allowed such funeral participation?

(2) Is it allowed to put or spread flowers and spend expensive flower bouquets? a forbidden practice? wastage, which is forbidden in Islam?

3) Is it allowed in Islam:

(i) to shake-hands and embrace and kiss the forehead, cheeks/ by a man to woman to each other who are friends, relatives close or distant relatives (Mahram or Na-Mahram), even stranger.

(ii) Is it allowed to kiss hands of each other - (man and woman)?

(iii) Is it allowed to touch and kiss the legs of a saint old man, Imam, and scholar of Islam as done by Hindus and Bangali Muslims too.

(iv) Is it allowed salutation by folded-hands by saying Namaste. A Hindu practice of 'Salaam'.

If all these practices (traditions) are not allowed in? Islam (forbidden), please let us? know whether any punishment or sin is committed by such Muslim?

4) Whether a woman's Hajj or Umrah is permitted without accompanying permissible man-relative when that woman has no such man relative available?
What is the remedy for such a woman to perform Hajj or Umrah?

5) Please let us know if the Eid Qurbani-sacrifice of an animal is wajib (essential) to sacrifice for each and every Muslim of any age, even without going for Hajj?

6) Many people go to Hajj and Umrah every year (frequently), is it necessary to do more than one Hajj? If some one is rich person, can he send other poor people to perform Hajj instead of the rich man going every year? Is Hajj allowed at the expense of Govt. of Pakistan or Govt. of other countries?

7) Are Muslim women allowed to go to the cemetery alongwith other Muslim men/women to attend Janaza prayer, offer Fatiha and offer flower-bouquets and spread flowers on the grave and put oil lamp on the head of the grave?

Is it allowed under Islam to erect cement walls around the grave and put name plate made of marble and photographs of dead man or woman? Are these practices forbidden under unnecessary waste of money?

(The above practices are very widely followed by Pakistani, Turkish and Bosnian Muslims, which please note.)

I request you send your reply in English preferably a typed one on your letter-head with your seal and signature.
(M. S. Mohammady, London)

A: 1) It is not permissible for Muslims living in non-Muslim countries to bury their dead in the cemeteries of non-Muslims. However, if the Muslims do not have any cemetery of their own, then it is permissible for them to bury their dead in a non-Muslim cemetery. In such a situation, every effort should be made to secure a portion of the cemetery specially for Muslims that they may bury their dead together.

With regards to the Hadith mentioned in the question any comment regarding that particular Hadith can only be made if the original text is presented.

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2) It is not permissible for a Muslim to attend the funeral services of a non-Muslim, to go to the Church service, attend cremation, or to take part in the prayer-service. Likewise, Fatiha, or making du'a for a non-Muslim is also forbidden. The placing of a flower sheet on a grave is not permissible for a Muslim (grave) let alone a non-Muslim as it is an innovation and also a practice of the Hindus. Likewise, the placing of bouquets of flowers is also forbidden for Muslims as well, as it is an unnecessary extravagance.

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3) All forms of physical contact between a Baligh (major) male and female who do not hold the status of husband and wife should be strictly avoided. In the case of a non-mahram, it is Haram for a man and woman to have any physical contact. Therefore, shaking hands, embracing, kissing the forehead etc. in such a situation is Haram. However if either party is of a very tender age who do not hold any sexual attraction, or the woman is of such an old age that she no longer holds any sexual attraction, then in such a situation shaking hands is permissible. It is also permissible to kiss the child of very tender age who does not hold any sexual attraction.

In the case of a mahram, when both parties have reached puberty, although it is not a sin to embrace, shake hands and kiss the forehead etc. as long as either party does not harbour any sexual desire, it is best avoided. However, if either party harbours any sexual desire, or a certain amount of doubt exists that such is the case, then any physical contact is Haram.

In all of the above, one who has reached near puberty is also regarded as having reached puberty. Therefore, the same rule will apply.

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(ii) For a non-mahram, kissing the hands of the opposite sex is Haram. The same rule applies for a mahram when there is a doubt that either party may harbour sexual desire. If no such doubt exists it is permissible to kiss the hands, but even then caution should be exercised.

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(iii) It is permissible to touch and kiss the legs of an elder, Imam, scholar etc. out of respect for his piety or his knowledge of Deere as long as it does not resemble prostration. However, this is a practice best avoided as it may lead to corruption of belief as well as pride on the part of the one whose legs are being touched and kissed.

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(iv) It is not permissible to adopt the Hindu practice of greeting mentioned. The Holy Prophets has forbidden the copying of other cultures. In fact, it is a right of a Muslim to be greeted with Salaam at the time of meeting.

4) It is not permissible for a woman, when she has to travel 48 miles or more, to perform Hajj or Umrah without an accompanying permissible mahram. In such a case, when Hajj has also become compulsory on her and she fails to perform it in her lifetime, it is necessary for her to appoint someone to perform Hajj on her behalf after she dies.

5) The performance of Hajj is not a prerequisite in order for the Qurbani to become wajib. For Qurbani to become wajib, the prerequisites are that one should be a Muslim and a Muqim (resident). One should also have ownership of 612.35 grams silver or 87.479 grams of Gold or any of their equivalent in wealth that is in excess of one's basic necessities and free from any financial claim. Reaching the age of puberty is not a condition. Therefore, if the above mentioned conditions are present, the parents or guardian of a minor should offer Qurbani on

behalf of the minor from the minor's wealth.

6) It is not necessary to perform more than one Hajj. After performing the Fard Hajj, it is permissible to send other poor people instead of going oneself every year. It is also permissible to go for Hajj at the expense of the government, provided that it is within legal right.

7) It is not permissible for women to accompany men to the cemetery for burial and to offer Janazah prayer and Fatiha. It is also not permissible for a man or woman to place bouquets of flowers on the grave or to put oil lamps at the head of the grave. Likewise, it is forbidden to erect a tomb over the grave and also to place photos (which are forbidden in themselves) of the dead person at the grave. However, when there is a need to safeguard the grave from being trampled and disrespected, the erection of a boundary and marble name-plate is permissible.

Contemporary fatawaa