

Question 2425) - How are the calculations for the division of the estate done?

A: It is done as follows:

1. If one heir gets a half and another gets a half e.g. a woman leaves her husband and full sister, or there is a half and the remainder to the other heir e.g. a woman leaves a husband and a paternal uncle; then the asl [the number used in the division of the estate] is based on the number 2.
2. If there is a third and what remains e.g. the deceased left a mother and paternal uncle, or there is two-thirds and what remains e.g. he left two daughters and a paternal uncle; then the asl is 3.
3. If it is a quarter and what remains e.g. the deceased leaves a wife and a brother, or there is a quarter and a half e.g. the deceased left a husband, daughter and brother; then the asl is 4.
4. If there is an eighth and what remains e.g. he left a wife and a son, or an eighth and a half e.g. he left a wife and a daughter; then the asl is 8.
5. If there is a half and a third e.g. he left a wife, mother and brother, or a half and sixth e.g. he left a mother, daughter and brother; then the asl is 6.
6. If there is a quarter and a third e.g. he left a wife and mother, or there is a quarter and a sixth e.g. she left her husband, mother and son; then the asl is 12.
7. If there is a share of an eighth and two shares of a sixth e.g. he left his wife, parents and son, or there is an eighth with two-thirds e.g. he left a wife and two daughters; then the asl is 24.

~ al-Quduri ~