

# UQAB

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Information Statement

## A Delegate from Hizb ut Tahrir / Wilayah of Lebanon Visit to the Beatitude the Patriarch Cardinal Mar Bechara Boutros al-Rahi and Handing him an Open Letter

A delegation from Hizb ut Tahrir / Wilayah of Lebanon, headed by the Head of the Central Communications Committee, Dr. Muhammad Jaber, and members included Engineer Salah Eddine Adada, Director of the Central Media Office of Hizb ut Tahrir and the brothers: Salih Salam and Bilal Zaidan who are both engineers, and Dr. Muhammad al-Buqai, members of the Central Communications Committee, and a member of the party, Brother Ahmed al-Abdullah; by visiting the Patriarch Cardinal Mar Bechara Boutros al-Rahi at Tuesday noon, 28 Jumada al-Awwal 1442 AH corresponding to 12/1/2021 CE.

The delegation presented to the Beatitude the Patriarch and the attendees an open letter, with three main headings:

**First: Islam and the Christians between Sharia texts and historical practice**, in which he reviewed the relationship with non-Muslims, especially the People of the Book, the way Hizb ut Tahrir sees it from the texts of the Islamic law, and its practical implementation throughout history, by rulers, scholars and leaders of the Islamic State, which the party is following in order to achieve its goal of establishing a state of justice and guidance, the second Khilafah Rashidah (rightly guided Caliphate) upon the method of Prophethood.

**Second: Hizb ut Tahrir / Wilayah of Lebanon, its activities and work**, in which it presented the definition of Hizb ut Tahrir / Wilayah of Lebanon from the moment it was established there since the fifties of the last century, where the party distanced itself from civil wars, from corrupt power's participation in governance, and to limit its work to the intellectual struggle and political struggle against the authority, it made the interests of the people of Lebanon and the region its priority, and steadfastness on its idea and its method by setting its sight on it, and the party based all this on the Islamic creed and Sharia law.

**Third: Hizb ut Tahrir / Wilayah Lebanon, its view and vision for the Lebanese political reality**, in which it presented the view of Hizb ut Tahrir / Wilayah of Lebanon as a political party that adopts the Islamic doctrine as the basis of its idea - the political situation in Lebanon, its opinion on the solutions presented, and its view of a radical solution to the issue of Lebanon in exchange for all the prosthetic solutions offered. All of this detailed in the open letter, which the delegation presented to the Beatitude Cardinal's, and, Allah willing, it will be presented to the press and published on Hizb ut Tahrir's official websites. The open letter concluded with abbreviated points, which we summarize here as follows:

**First:** Inviting the Beatitude Cardinal to promote Islam based on the words of Allah Almighty:

قُلْ يَا أَهْلَ الْكِتَابِ تَعَالَوْا إِلَى كَلِمَةٍ سَوَاءٍ بَيْنَنَا وَبَيْنَكُمْ أَلَّا نَعْبُدَ إِلَّا اللَّهَ وَلَا نُشْرِكَ بِهِ شَيْئًا وَلَا يَتَّخِذَ بَعْضُنَا بَعْضًا أَرْبَابًا مِّن دُونِ اللَّهِ فَإِن تَوَلَّوْا فَقُولُوا اشْهَدُوا بِأَنَّا مُسْلِمُونَ

“Say (O Muhammad ﷺ): "O people of the Scripture (Jews and Christians): Come to a word that is just between us and you, that we worship none but Allah (Alone), and that we associate no partners with Him, and that none of us shall take others as lords besides Allah. Then, if they turn away, say: "Bear witness that we are Muslims." [Al-i-Imran: 64].

**Second:** Not to stand as a stumbling block in the face of the completion of the personality of Muslims in Lebanon

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and elsewhere, the completion represented by the rise of the state of Islam in Muslim countries, including Lebanon, a state of justice and righteousness, a Khilafah Rashidah (rightly guided Caliphate) upon the method of Prophethood.

**Third:** Not to be drawn behind the wave of fear of political Islam, represented by Hizb ut Tahrir, and which is being fueled by a secular west that does not know any value for religion at all, whether it is Islam, Christianity or Judaism.

**Fourth:** The realization that Hizb ut Tahrir is a project of government and a complete system of life in all its political, economical and social aspects. Politics is seen as caring for affairs, and it cannot in any way be exclusionary as a party working to establish a state for all as it has been throughout the ages.

**Fifth:** To warn against the projects that the West promotes in Lebanon, after the shores of Lebanon are floating on huge oil and gas wealth, making Lebanon the focus of ambitions in its wealth, and also beware of walking in the American control of Lebanon, or the French quarrelsome, as an extension of the struggle over the great gas wealth in Eastern Mediterranean.

**Sixth:** Warning against being drawn into the political game that wants to burn the country and ignite discord among its people, by exploiting crises, in which we see that the majority of political parties are involved in.

**Seventh:** Be aware that if there is a transgression in the application that Islam desires, then this is considered an abuse in the application of those who offended only, and Allah Almighty will hold the offender accountable for his action on the Day of Resurrection, according to the text of the hadith of the Messenger of Allah (saw):

«أَلَا مَنْ ظَلَمَ مُعَاهِدًا، أَوْ انْتَقَصَهُ، أَوْ كَلَّفَهُ فَوْقَ طَاقَتِهِ، أَوْ أَخَذَ مِنْهُ شَيْئًا بغيرِ طيبِ نَفْسٍ، فَأَنَا حَاجِبُهُ يَوْمَ الْقِيَامَةِ»

“Beware, if anyone wrongs a contracting man, or diminishes his right, or forces him to work beyond his capacity, or takes from him anything without his consent, I shall plead for him on the Day of Judgment.”

In conclusion, we can only thank his Beatitude Cardinal Mar Bishara Boutros Al-Rai for his acceptance of the visit and the good reception, hoping that this will be the door to an intellectual advocacy in the interest of Lebanon and its people, but rather the interest of the region and the surroundings.

**Media Office of Hizb ut Tahrir  
in Wilayah Lebanon**

# NEWS & COMMENTS

## Social Media Has Exposed the Failure of Secular Democratic System and Its Proponents!

### News:

Ethiopian Prime Minister, Abiy Ahmed shutdown the internet on Wednesday, 4 November 2020, when he launched the offensive in the northern region of Tigray. American President, Donald Trump is whining after being banned from social media giants as a result of being alleged to be the inciter of Wednesday, 6 January 2021 storming of the US Capitol Hill by his supporters. Ugandan President, Yoweri Museveni on Tuesday, 12 January 2021 shutdown social media two days before the Thursday, 14 January 2021 Elections!

### Comment:

Social media has become extremely ubiquitous and causing sleepless nights to the existing status quo. The elites envisaged a dual approach to both the owners and users of social media. As for the owners who are part of the establishment such as Facebook, Twitter, YouTube etc., they are just there to realize two main purposes: first -making profits by commercializing their platforms and second –perpetrating the establishment’s evil agenda i.e. providing an avenue to spearhead the secular capitalist ideology across the world by all means.

As for the users their main purposes are: first – making profits via their utilization and second, serving as the second-tier medium of perpetuating the evil secular capitalist agenda! This dual approach has not gone down well as envisioned by the status quo. That is exposed by the unfolding recent events such as the mentioned above including but not limited to the #EndSARS and #BlackLivesMatter amongst other online campaigns. Social media has become a poisoned chalice against the secular democratic system and its proponents precipitated their imminent collapse.

Social media has not only exposed the shenanigans known as personal freedom and freedom of speech, but, has also exposed their double standard approach when utilized to curtail and vilify others who do not conform to the existing fundamental policies and laws governing secular states. Furthermore, it has proven to be an effective tool that has provided an avenue for those who have realized the inherent failure of the invalid secular capitalist ideology to act as a panacea to humanity’s problems and so are venting their anger against it and its

proponents.

It is in the public domain that America’s hegemony is in its final phase before its inevitable collapse. It is not lost to every sane and politically inquisitive person across the world who followed the perilous journey towards the collapse of the UK’s dominance. The same is repeating itself with US and social media is capturing the sequels in real-time. As for the bans initiated by the platforms and despicable regimes it is just part of a bigger scheme to cover up the incalculable failures and catastrophes caused by the secular democratic system and its proponents. They are conducting desperate resuscitations!

Consequently, the bans are doing more damage to the status quo because their secular capitalist ideology is flawed and can no longer be saved. Even the blind and the deaf have seen and heard respectively the machinations emanating from the ailing secular democratic system. Therefore, what is happening in America, the so called beacon and bastion of democracy is an open confirmation that democracy is nothing but a clear fallacy planted in the minds of people to hoodwink them that they are superior than their Creator, Allah (swt).

Now is the moment for an alternative system of the Khilafah (Caliphate). A system that emanates from the Creator of the universe, man and life- Allah (swt). It is not a system of trial and error like its predecessors- then socialist / communist and now capitalism. All have originated from man’s limited mind that cannot comprehend the essence of its Creator, Allah (swt) unless guided by Him through His chosen Messengers and Prophets! Hence, the Khilafah system is founded upon the Islamic Shari’ah (Qur’an, Sunnah, Ijma’ Sahaba and Qiyas). It is imperative for any genuine seeker of change to be an active social media owner or user that calls for the resumption of the Islamic way of life via the reestablishment of the Khilafah system on the method of Prophethood. Say to NO to cosmetic changes!

**Ali Nassoro Ali**

**Member of the Central Media Office of Hizb ut Tahrir**

## NEWS & COMMENTS

# Only the Islamic Economic System under the Khilafah will Rescue Kenya and the World at large from the Interest-based Debt Trap

### News:

Kenya's public debt has touched a high of Sh8.4 trillion and is quickly racing towards the Sh9 trillion ceiling as the government chalks up more borrowing in its fight against Covid-19. This is slightly over three-quarters of the country's total economic output, technically known as gross domestic products (GDP). In a report titled Post Covid-19 Economic Recovery Strategy 2020-22, the National Treasury noted that as at August 2020, the stock of public debt stood at Sh7.06 trillion, 69.2 per cent of GDP. In November 2020, the Treasury in its paper said: "This together with committed undisbursed debt of Sh1.35 trillion translates to a stock of public debt of Sh8.41 trillion against a ceiling of Sh9 trillion, which implies limited space for additional borrowing."

### Comment:

Such figures tell a sad story of how Kenya is teetering on the precipice of a financial collapse and it will continue to experience difficulties in servicing its loans. More disturbing, these numbers translate that each Kenyan citizen including those being born now owes creditors at least Ksh 139,000. An article from Kenya's Business Daily projected that Kenya's borrowing run rate under the current administration will be at Sh2.5 billion a day up until the next election. This will mean that nearly 60 percent of taxes will be committed to debt repayments, leaving little cash for urgent programmes such as revamping the ailing health sector. To keep up with such a steep repayment schedule, the State will certainly apply a more aggressive tax regime – one which might squeeze businesses more and undermine the future of enterprise in Kenya.

The financial experts in a Capitalist economy argue that the debt is not necessarily harmful for an economy, if synchronized with business cycles) can stabilize the economy and boost economic growth. However, they do not deny the fact that the interest and principal repayments on external debt are made in foreign currency which definitely depletes a country's foreign exchange reserves and may devalue the domestic currency. Additionally a weak currency leads to high inflation rates in the long term because it costs the country more to import what it needs for production and consumption. Furthermore through foreign loans, the Western greedy nations consolidate their imperialism and economic colonization upon the third world countries which have become economically unstable and unable to

finance their own development projects yet they claim to be independent!

The Neoliberalism policies as well as financial institutions such as institutions known as the Washington Consensus (for being based in Washington D.C.), Structural Adjustment Policies (SAPs) have been imposed by the Western powers to countries like Kenya to ensure debt repayment and economic restructuring. But the way it has required poor countries to reduce spending on things like health, education and development, while debt repayment and other economic policies have been made the priority. In effect, the IMF and World Bank have demanded that poor nations lower the standard of living of their people!

The monster of borrowing can be eradicated in an economic system that completely exterminate all forms of usurious and interest-backed economy. That change lies within the Islamic economic system; a unique economic model that does not allow riba as its economic basis. A system that looks to use resources in the public interests. Furthermore, the situation demands a responsible and independent leadership that cannot be dictated and made hostage by foreign financial institutions. That leadership is Khilafah (Caliphate) - an independent state whose domestic and foreign policies are free from foreign influence. Indeed it is Khilafah State that will liberate the whole world from erroneous policies of neo-liberal economy and protect humankind from the economic enslavement by the greedy capitalists.

**Shabani Mwalimu**

**Media Representative of Hizb ut Tahrir in Kenya**

# America's Crisis in Democracy Throws Biden Significant Challenges

Written for the Central Media Office of Hizb ut Tahrir by

Abdul Majeed Bhatti



After the violent attacks on the US Capitol Hill, calls for Trump's impeachment and resignation have grown across American society. Technology companies like Twitter and Facebook have barred Trump from posting content, while US House of Representatives Speaker Nancy Pelosi wants to strip Trump of the nation's nuclear launch codes and prohibit him from starting wars. [1] Trump has tried absolve himself of the blame by denouncing the protestors, but critics have dismissed his antics as trying to avert culpability for a soft coup.

The events of the past week have not only eroded America's standing abroad and blighted its democratic credentials, but at home profound questions remain about Republicans supporting Trump's pathetic efforts to hold onto power. During the formal election certification process at Congress, 121 Republicans objected to the Arizona vote count, and 138 objected to the Pennsylvania results. [2] The certification process was disrupted by violence perpetrated by pro-Trump supporters, which left 5 people dead. Television pictures beamed around the world reinforced America's image of a banana republic where a tin pot mad man Trump was desperately trying to cling to power.

Another surprise was the cordial treatment of Trump protestors by Washington's police force. Had the demonstrators been black lives matter activists (BLM) or Muslims complaining about their civil rights there is little

doubt that law enforcement agencies would have gunned them down. Instead, Trump supporters were given a free passage to cause bedlam and mayhem in the corridors of American power. Allies relying on American security should be extremely concerned about a country that spends annually \$718.69bn on defense, but lost its capital in a matter of hours. [3]

The events of the past few weeks also shed light on the immense challenges the Biden administration faces in overcoming an intensely polarized American society and reaching out to skeptical allies. 74m people voted for Trump—the second highest count in the history of the US presidential election—only Biden secured more votes at 81m. Trump maintains approval ratings of 87% amongst Republican voters and 6% amongst Democrats. [4] Additionally, 85% of Republicans believe that the election was stolen and Biden is illegitimate. [5] This is the first time in history of America that almost 50% of the electorate is opposed to its new President.

The Republican Party is now officially Trump's Party. He and his supporters will cast a long shadow over American politics for the foreseeable future. It also means that Republican politicians will have to increasingly adopt Trump's rhetoric and policies to get the party nomination to stand, and garner the right amount of financial clout to succeed. This is the reason why so many Republicans went along with Trump to contest the election result

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knowing full well that it is delusional to upend the election result. Invariably, this will translate into an even more divided American society—an embodiment of a Jekyll and Hyde personality.

Despite possessing a majority in Congress and a technical majority in the Senate (currently split at 50:50 and Vice President's vote gives Democrats a slim majority), Biden will find it tough to get his key domestic reform agenda passed into law. Most legislation in Congress effectually requires 60 votes in the Senate because of procedural guidelines. Furthermore, reconciliation bills must tread a set of intricate requirements known as the "Byrd Rule." [6] This means that Biden will find it difficult to carry out structural reforms regarding his main election pledges on health, education and other promises. Worse, any move against cherished Republican rubicons could result in court challenges at the Supreme Court where conservative judges outnumber progressive 6 to 3. Or very likely Biden could face huge violent street protests (Trump has opened the gates) thereby paralyzing any movement towards structural reforms.

On the international front, allies and other international actors might be hesitant to enter into any new agreements. The prospects of another Trump like President four years from now could overturn anything that Biden commits to. This is exactly what Trump did to Obama's most cherished international achievements. Trump's withdrawal from the JCPOA devoted to limiting Iran's nuclear ambitions, and scrapping the Paris Accords on Climate Change made many allies question the longevity of American guarantees on multilateral agreements. [7, 8] If Biden runs into domestic trouble at home, and sentiments shift towards the Republican Party, allies will be less inclined to strike long-term deals with a one-term Democratic President.

Oddly enough, the current state of affairs in America has invited a plethora of articles on American declinism. In the past, declinists have linked America's demise to significant historical events like the success of Russia's Sputnik 1, the oil crisis of the 70s, the rise of Japan and the EU, the wars in Afghanistan and Iraq, and Great Recession of 2008. [9] Added to these bouts of declinism is another wave brought on by the Covid-19 crisis and Trump's soft coup. Whether, America's collapse is imminent or not, one thing is for sure America is no longer the superpower it used to be. The world is witnessing an accelerated demise of American politics, democracy and global primacy. Allah says:

[وَلِكُلِّ أُمَّةٍ أَجَلٌ فَإِذَا جَاءَ أَجْلُهُمْ لَا يَسْتَأْجِرُونَ سَاعَةً وَلَا يَسْتَقْدِمُونَ]

"And for every nation is a [specified] term. So when their time has come, they will not remain behind an hour, nor will they precede [it]." [TMQ: 7:34].

## References

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[5] Eurasia Group, (2021). "Top Risks 2021" [online] Eurasia Group. Available at: <https://www.eurasiagroup.net/issues/top-risks-2021> [Accessed 10 Jan. 2021].

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[9] Common Dreams, (2020). "America's Destructive Denialisms" [online] Common Dreams. Available at: <https://www.commondreams.org/views/2020/12/18/americas-destructive-denialisms> [Accessed 10 Jan. 2021].

## NEWS & COMMENTS

# Under Capitalism, Muslim Women Suffer from Multiple Angles of Oppression



### News:

In Canada, two Muslim women have discussed the violent attack that took place against them by two men. The men shouted racist comments and threatened them with death. They were left traumatized and live in constant fear for their security. The attack took place a month ago but they have only found the strength to discuss it publicly on CBC news on the 6th of January 2021.

'They shattered the illusion of our safety,' a family member said.

### Comment:

Last year, Edmonton police in Canada reported 64 hate-motivated crimes showing that harmony and intolerance are significant destabilizing features of liberal democratic societies. All nations globally have Muslims facing this problem of violent attack with Muslim women being of particular target with their visible expression of Islam.

A family member too scared to reveal his name said:

"My sister told me her attacker had so much hatred in his eyes, that not only did he say he wanted to kill them, but his physical aggression made her believe that he was going to kill them both."

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The idea that these crimes against Muslim women are something to be expected is indicated in the casual manner in which they are handled by the government and law enforcers. In the official reports, it is stated that the police charged Richard Bradley Stevens aged 41, with two counts of assault and one count of mischief. The family is calling on police to lay charges against a second man they say took part in the attack. However, as none of the allegations have been proven in court there have been no prosecutions.

The two women have since struggled to navigate the complexity of victim services and support in Alberta, the family member said.

"Meeting person after person who was ill-equipped to deal with hate crimes has been disheartening and disenchanting," she said. "We hope the city's law enforcement will do everything they can to bring both men to justice."

The fact that hates crimes motivated against Muslim women is a specific one in the political climate can be seen in that only a week later a 23-year-old black Muslim woman was assaulted at the same nearby Southgate LRT station.

The value of Muslim women globally is zero as attacks, organized slaughter, arrest and torture are all escalating with absolute legitimacy from every so called human rights agency. Only the Khilafah (Caliphate) upon the method of the Prophethood looked after the honor of all women without discrimination. We know of the famous example of how one Muslim woman was attacked in the market place and Mutasem the ruler sent an entire army to give immediate consequence to the incident without question or delay.

Allah (swt) does not accept attacks based on gender, color or religion. And there are Muslim women who suffer on all of these levels.

[يَا أَيُّهَا النَّاسُ إِنَّا خَلَقْنَاكُمْ مِنْ ذَكَرٍ وَأُنْثَىٰ وَجَعَلْنَاكُمْ شُعُوبًا وَقَبَائِلَ لِتَعَارَفُوا إِنَّ أَكْرَمَكُمْ عِنْدَ اللَّهِ أَتَقَاكُمْ إِنَّ اللَّهَ عَلِيمٌ خَبِيرٌ]

"O mankind, indeed We have created you from male and female and made you peoples and tribes that you may know one another. Indeed, the most noble of you in the sight of Allah is the most righteous of you. Indeed, Allah is Knowing and Acquainted." [Al-Hujurat, 49:13]

**Written for the Central Media Office of Hizb ut Tahrir by**

**Imrana Mohammad**

# ANSWER 2 QUESTION

## Performing Friday Prayers in the Yards of a Mosque which is Closed by the Authority



### Question:

Assalamu Alaikum wa Rahmatullahi wa Barakatuh,

Some Shabab and people in Tunisia held Friday prayers in front of mosques after they were closed by the authority. Some imams denied them and considered their prayers invalid, considering that Friday prayers are only held inside the mosque.

We hope that you will guide us to the Sharia ruling in such a circumstance, and what the people of the country must do if their mosques continue to close.

May Allah bless you and reward you for your efforts.

### Answer:

Wa Alaikum Assalam wa Rahmatullahi wa Barakatuh,

Friday (Jumu'ah) prayer is permissible both in the mosque and in the public space, and if the two are available, i.e. if the mosque is open and it is not small for the worshipers, then the Friday prayer is to be held in it

and if the mosque is not large enough to accommodate the worshipers, then the prayer can be held in the open space, but the important thing in all of that is that the place is not a private space; that is, Friday prayer is not permissible in houses; rather, it must be in the mosque or open space so that no one is prevented from entering it to pray. But if the mosques are closed, then praying in the open space is valid and nothing is in that, and whoever prevents it is committing a sin, and we have already issued about that, and from what we have issued:

1- On 18 Shaaban 1441 AH - 11/4/2020 CE: (... and the state bears the sin for preventing the Friday prayer in the mosques or in the public space, because the texts explain this matter, and this is understood from Allah's saying:}

يَا أَيُّهَا الَّذِينَ آمَنُوا إِذَا نُودِيَ لِلصَّلَاةِ مِنْ يَوْمِ الْجُمُعَةِ فَاسْعَوْا إِلَىٰ ذِكْرِ اللَّهِ وَذَرُوا  
الْبَيْعَ ذَلِكُمْ خَيْرٌ لَكُمْ إِنْ كُنْتُمْ تَعْلَمُونَ

﴿“O you who have believed, when [the adhan] is called for the prayer on the day of Jumu'a [Friday], then proceed to the remembrance of Allah and leave trade.”

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[Al-Jumu'a: 9]. The Muslim seeks to pray without being stopped

فَاسْعُوا إِلَى ذِكْرِ اللَّهِ وَذَرُوا الْبَيْعَ

“then proceed to the remembrance of Allah and leave trade.” [Al-Jumu'a: 9].

The pursuit of the prayer is obligatory because it is associated with leaving the permissible (Mubah) .... and the state that closes the mosques would bear a great sin as we mentioned in the Question and Answer.)

2- This has been detailed in the Book of the Rules of Prayer (Ahkam As-Salah) issued by the Hizb, and it says:

[The Friday prayer is valid in the city, the village, the mosque, and the buildings of the country and the space belonging to it:

- This is because the Messenger prayed Friday in Medina; it was narrated on the authority of Ibn Abbas (ra) that he said: “The first Jumu'ah prayer which was held after a Jumu'ah prayer held at the mosque of Allah's Apostle took place in the mosque of the tribe of 'Abdul Qais at Jawathi in Bahrain.” and Jawathi is a village of Bahrain. Abu Huraira narrated: “He wrote to Umar asking him about Friday prayer in Bahrain and he was his 'Amil (governor) over it, so Umar wrote to him that you perform Jumu'ah prayer where you were”. As for what was narrated on the authority of the Prophet (saw), that he said: “There shall be no Friday (Jumu'ah) prayer and no prayer for the Day of Tashreeq unless in a chief city (misr).” this hadith is not authenticated, Ahmad said this is not a Hadith.

- As for holding it in open space, there is no text to state that it is a condition, and Friday prayer is like any prayer that is required to be performed. if there is a condition in it for something other than the general provision that requires it to be performed, then there must be a text providing for it.

- It is permissible to hold several Jumu'ah prayers in one town. If the town is large, it is permissible to hold Friday prayers in it in several mosques, regardless of whether there is a need for it or not, because there is no text regarding the prohibiting several Friday prayers and no text regarding the need or not, so the unrestricted (Mutlaq) text remains unrestricted. As for the fact that the Prophet (saw) did not hold Friday prayer except in one mosque, this does not indicate that it is not permissible to hold Friday prayer in more than one mosque, because if the Prophet (saw) did not do something, this does not indicate that his action is prohibited. Rather, he had one mosque in which he prayed, and this does not indicate that he did not want to pray in more than one mosque.] End.

3- In the book: **Al-Fiqh 'Ala al-Madhab al-Arba (Islamic Jurisprudence According to the Four Sunni Schools) by Abdul Rahman al-Jaziri (deceased: 1360 AH) it says:**

... Is Friday prayer valid in the open space? Three of the imams agreed on the permissibility of performing Friday prayers in the open space; however, the Malikis hold that it is not valid:

- The Malikis said: the Friday congregational prayer is valid neither in people's homes nor out of doors; rather, it must be performed in a mosque:

- The Hanbalis said: the Friday congregational prayer is valid if performed out of doors provided that the site where it is performed is close to the (building) mosque, and nearness is considered according to the commonly accepted standards. If it is not near then the prayer is invalid. Moreover, if the imam leads the Friday prayer in the desert, he must appoint someone else to lead the prayer in the mosque for those who too weak to come out.

- The Shaafa'is said: Friday is valid out of doors if the site is near the mosque, where "near" is defined as no farther from the mosque than a point which, if a traveler reached it, he would not yet be permitted to shorten his ritual prayers.

- The Hanafis said: It is not necessary that the Friday prayer be performed in the mosque in order to be valid; rather, it may validly be performed out of doors provided that the site is no more than one Farsakh (a measure of distance) away from the city and that the imam grants permission for it to be performed there, as mentioned the conditions associated with the Friday prayer.)

#### 4- The conclusion is:

a- As you can see, Imam Malik stipulates that it must be performed in the mosque, and accordingly, the closure of mosques by the ruler leads to the suspension of the Friday prayer, and the Ummah has to stand in the face of the ruler if he prevents it from praying in the mosque.

b- As for other Fuqaha' (jurists), especially those of the Madhab, they permit it in the mosque and in the public space.

c- As for what we prefer, it is what we explained above: (Friday prayer is permissible both in the mosque and in the public space, and if the two are available, i.e. if the mosque is open and it is not small for the worshipers, then the Friday prayer is to be held in it and if the mosque is not large enough to accommodate the worshipers, then the prayer can be held in the open space, but the important thing in all of that is that the place is not a private space; that is, Friday prayer is not

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permissible in houses; rather, it must be in the mosque or open space so that no one is prevented from entering it to pray. But if the mosques are closed, then praying it in the open space is valid and nothing is in that, and whoever prevents it is sinning).

d- Based on that, your prayer in the mosque's yard is valid and the state has sinned twice: the first is that it closed the mosque, and the second is that it tried to prevent prayer in the mosque's yard ... and we ask Allah (swt) to hasten the establishment of the Khilafah (Caliphate), so that Muslims perform the prayer in its correct way.

وَمَا أُمِرُوا إِلَّا لِيَعْبُدُوا اللَّهَ مُخْلِصِينَ لَهُ الدِّينَ حُنَفَاءَ وَيُقِيمُوا الصَّلَاةَ وَيُؤْتُوا الزَّكَاةَ  
وَذَلِكَ دِينُ الْقَيِّمَةِ

“And they have been commanded no more than worshiping Allah, being sincere and devoted to His Deen, to establish the Prayer; and to give the zakaat and that is the Religion right and Straight” [Al-Bayyinah: 5].

**Your brother,**

**Ata Bin Khalil Abu Al-Rashtah**

**22nd Jumada al-Awwal 1442 AH**

**06/01/2021 CE**