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The Maxim of What Can Be Excused in the Means cannot Be Too in the Ends: Its Definition Authenticating Applications, Conditions and the Difference Between It and the Theory Which Says: The End Justifies The Means

*Osamah Al-Ghunimean**

ABSTRACT

This research has introduced an authenticated study of the jurisprudential maxim (what can be excused in the means cannot be too in the ends) which is considered one of excuse maxims in the shari'a of islam. The research has also tackled its concept , applications , and conditions.

The study explains that the means and the objectives are the same, but means are of less important than objectives, so the legislator allows excuses in the means unless they are bare objectives.

The research differentiates between the maxim and the meckavelli theory which says "the end justifies the means" by explaining the meaning of the theory and its origin, and the difference between the theory and the maxim respect of source, application, and conditions.

Keywords: What Can Be Excused in the Means Cannot Be Too in The Ends.

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