

II

11

■

■

. 1423

. 2007

11

■

11

*

2009/9/17

.2010/4/22

:

"

. 2003

(2)»

(3)

:

:

(4)(

) :

) :

(5)(

) :

(6)(

-1

-2

-3

-4

-5

-6

:

.

:

:

(7)

(8)

) :

(9)(

:

:

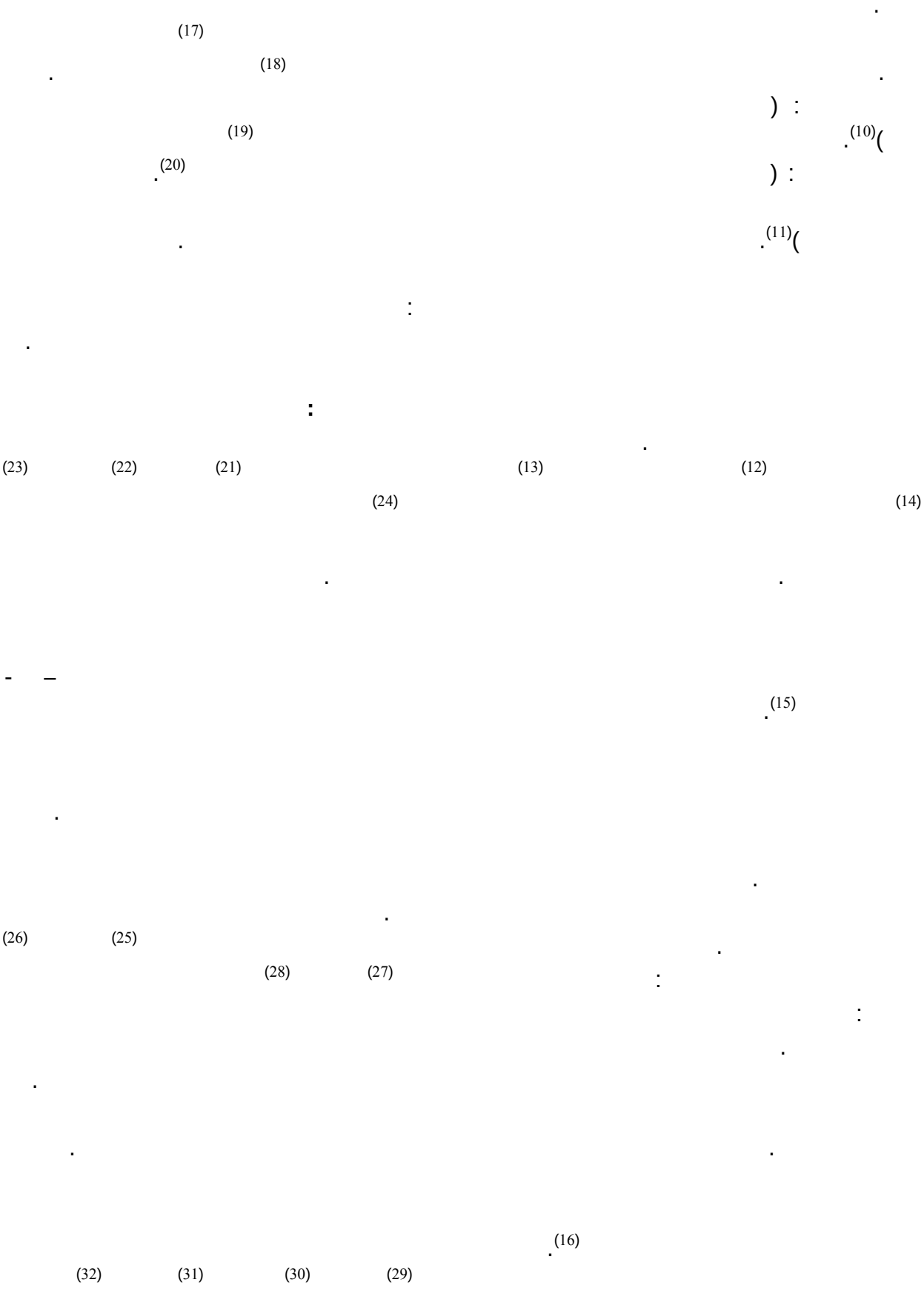
:

.

:

(1)

:



.

.

:

:

:

(33)

:

(40)

(41)

.

(34)

692:

-1

(35)

:

(42)

:

(36)(

) -

...) :-

(37)(

-

(38)

(43)693

(39)

-1

(50)

-2

(44)

(45)

(52)

(51)

(50)

(53)

(46)

(54)

(47)

(55)

(48)

(58)

(57)

(56)

(59)

) :

(60)(

(49)

-1

— —

5

(67)

(70)

1

(61)

(64)

■

(71)

■

(65)

■

(66)

■

5

3

(72)

1

■

■

—

■

•

：

。(76)

：

：

。

。(81)

(75)

(74)

。

。

。(76)

。(82)

。

。

。(83)

。

。

。(77)

。

(85)

(84)

。(78)

。(79)

。

。(86)

(88)

(87)

。

。

。(89)

。(80)

■

■

1

$$\cdot^{(90)}(\quad):$$

■ ■

■

:703⁽⁹¹⁾

(96)

•

—

11

—

—

:705

•

(97)

(94)

(93)

(92)

□ □

5

•

•

(98)

(95)

(99)

■

—

—

•

(100)

.

.

:

.

:

:

(101)

-

(102)

-

.

(107)

(106)

(105)

(108)

.

.

:

(103)

(104)

.

.

(110)

(109)

.

(111)

.

.

(112)

(113)

.

.

-

-



(133)

- -

.

.

(134)

.

.

(136)

(135)

.

.

.

.

.

.

(137)

:

:

.

(130)

(138)

.

(131)

:

:

.

.

.

(132)

.

· · ·

(142)

(143)

" :

· · ·

:

(139)

(144)_n

(147)

(146)

(145)

·

·

(148)

·

(140)

·

·

·

(150)

(149)

(152)

(151)

·

·

·

(141)

·

(153)

:700

(162)

(155)

(154)

(156)

$$) :-$$

(157) (

(158)

(159)

(160)

(161)

					:
.		:		.	:
					:
	(389/1) 1				
		(193/2)			
(330/8)		(379/2)	(257/13)	1	(1)
	.(35/10)				
50		(20)			.(1564/1)
.155		145			(2)
	(344/2)	(21)		.(1495/3)	
		.(29/8)		(258/13)	(3)
24/4		(22)			.(51-50/7)
	.46/7 1			.(96/5) 2	(4)
(351/2)		(23)	.(198/2) 1		(5)
.308/5					(6)
.276/8 2		(24)			.(189/5)
		(25)	.5		(7)
.(344/2)	53/6 1				(8)
1		(26)			
	.(370/5)	261/7		.225 1	
	.(358/2)	(27)	1		(9)
	.(132/6) 1)	(28)		.14	
	.(42/6)	(29)		.(1035/2)	(10)
	.(397/5)	(30)		.15	(11)
	(433/5)	(31)		.151/7 2	(12)
	.(296/2)	(32)	1		(13)
	(397/5)	(33)			.(31/2)
		.(96/5)			(14)
	(377/2)	(34)		.416 (8)	
		.(277/7)		.(362/1)	(15)
		(35)		(57/1)	(16)
	.559/2 (1985 2)		68		(362/1)
	.(1)	(36)		.(79-78)	
:	:	(37)	14		(17)
:	(634/3)				.(179/2)
					(18)
		(38)			(150/1)
		(39)			.143-142
	(364/4)	(40)	(150/1)		(19)
(5/6)	(303/7)		(297/8)		

		.(18/4)		.(63/5)	
216/5 2		(74)		.(364/4)	(41)
		.(35/2)			(42)
(259/2)		(75)		.	
		.(49/6)		.559/2	(43)
	(8/5)	(76)		(336/3)	(44)
		.308/2			.(401/1)
	.(34/6)	(77)		(336/3)	(45)
.(58/6)	(8/5)	(78)			.(350/2)
	.(8/5)	(79)		.	(46)
	.(18/4)	(80)		(92)	(47)
	.(336/2)	(81)		.	(48)
	.(14/8)	(82)		.(559/2)	(49)
	(336/2)	(83)		.(35/6) 1	(50)
		.(14/8)		.(195/5) 2	(51)
	.(18/4)	(84)		.(276/5) 1	(52)
	.(217/5)	(85)		(35/6)	(53)
	.(403/1)	(86)			.(276/5)
(307/5)		(87)		.(276/5)	(54)
	.(217/5)			.(276/5)	(55)
	.(8/5)	(88)		.(36/6)	(56)
(217/5)		(89)		.(281/7)	(57)
	.(403/1)			(350/2)	(58)
		(90)		.(50/6)	(59)
	.561/2	(91)			(60)
	.(14/8)	(92)		100/6	
	.(408/1)	(93)		46/3	
.(260/2)		(94)		.	
(35/7)		(95)		.(336/3)	(61)
	.(259/5)			.(350/2)	(62)
	.(232/5)	(96)		.(50/6)	(63)
	.561/2	(97)		.358/1·2)	(64)
	.(353/2)	(98)		(59/7)	(65)
	.(16/8)	(99)			.(37/4)
	.(353/2)	(100)		(289/7)	(66)
	.(16/8)	(101)			.(397/5)
	.(16/8)	(102)		.(14/8)	(67)
(394/5)		(103)		.(290/7)	(68)
	.(76/7)			.(350/2)	(69)
.(398/5) 1		(104)		.(25/2)	(70)
	.(14/8)	(105)	2		(71)
(121/6)		(106)		.(349/2)	207-206/4
	.(498/5)			(246/7)	(72)
	.(353/2)	(107)			.(259/5)
	.(49/6)	(108)		(35/7)	(73)

	.(403/1)	(138)	.(122/6)	(109)
38/6 2		(139)	.(403/1)	(110)
525/3 1			.(49/6)	(111)
	.(490/4) 4		.(122/6)	(112)
	.(213/4)	(140)	.(14/8)	(113)
	.(79/7)	(141)	المرجع السابق (14/8)	(114)
	(290/7)	(142)	(307/5)	(115)
	.(77/7)		.(403/1)	
	(399/5)	(143)	.(49/6)	(116)
	.(43/4)		.(403/1)	(117)
	.509/5	(144)	.35	(118)
	.(354/2)	(145)	.(561/2)	(119)
	.(90/6)	(146)	(290/7)	(120)
	.(213/4)	(147)		.(43/4)
	(254/2)	(148)	(353/2)	(121)
	.(90/6)		.(439/5)	
	(36/6)	(149)	.(95/5)	(122)
.(525/3)	(214/4)		(357/1)	(123)
	.(117/2)	(150)		.(261/2)
	.(353/2)	(151)	(11/8)	(124)
	.(54-53/6)	(152)	.(525/3) 1	
	(351/2)	(153)	.(20/4)	(125)
.(131/6)	(308/5)		(453/3)	(126)
	(309/4)	(154)	.(111/4)	(286/2)
	.(351/2)		.(21-12/6)	(127)
	.(308/5)	(155)	.(95/5)	(5/6)
	.(131/6)	(156)	.(95/5)	(5/6)
		(157)	(36/6)	(130)
:	(566/2)			.(11/8)
			.(36/3)	(131)
	.(351/2)	(158)	(353/2)	(132)
	(226/5)	(159)	.(217/5)	
	.(351/2)		.(50/6)	(95/5)
	(276/2)	(160)	(217/5)	(134)
	.(131/6)			.(50/6)
	(308/5)	(161)	.(403/1)	(135)
	.(131/6)		.(261/2)	(136)
.(561/2)		(162)	.(403/1)	(137)

. 1390

. 1402

2

. 1996

. 1996
1402 . 1994- 1414
. 1
.
.
1
.1997- 1418 . 1404 2
1
. 1994- 4151
1998 . 1373
. 1 2
4 1986 . 1368
. 2 1398
1 1403 .
. 1
. 1985
1997
1 . 1997 1
. 3
. 1403
1 1996 . 3
. 1971
14 . 1 1996
.
. 1997- 1418 .
. 1386 - 1415
. 1995
. 1982
1983 1968
. 1
.
. 1418
. 1
5 1357
- 1408 .
. 1998 1
. 1405 1
1999 . 2000
1987
. 1
2 .
. 1982

	1398	
	1415	
1	1996	1
	1418	
2	1405	
	1	
2001- 1421		
	2	

Ensurance of the Tenant in Islamic Jurisprudence and the Jordanian Civil Code

*Ahmed Hafez Mosa**

ABSTRACT

The lease contract is important because the people need in their life.

The limits of discretion allowed to the tenant in the rented item and situations that require the tenant to ensure the rented item and the transfer by the tenant to ensure that by are important of know. In addition, the amount of the guarantee on offense is also of importance.

The researcher the ruling by a tenant spoke of the obligations of the tenant to the rented item and spoke about the use of the leased premises in such a tenant of the damage. Then, talked about the warranty when leasing tenant rented the rented item and the loan the rented item. Also, he deal with the amount of wages and guaranteed by the value of the rented item when violated.

One of the key findings is that security must be custom case when violating the launch of the Decade for the right tenant lease tenant loan and what the lessor did not stop him from it. The tenant must pay the fare and freight, such as so-called excess benefit when the increase in the use of the type of benefit got agreed upon. Furthermore, he must pay wages such as the use of the lessee when the reverse benefit agreed to the benefit of different type ones.

Keywords: Warranty, Rent Ideals, Tenant, Abuse, Value, Wages Named, Utility.

*Faculty of Arts and Sciences, Al- Qaseem University, Braidah, Saudi Arabia. Received on 17/9/2009 and Accepted for Publication on 22/4/2010.