

Analogy and Investigation and their effects on the Jurisprudence rules and branches

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Abstract

The analogy of the investigation is one of the most of important investigational methods at the fundamentalists. The research came upon three researches in the first dissertation. I issued the meaning of investigational analogy in language that means to request the evidence and in the structures, it has four meanings: one of them investigation in the sense of analogy and it has images and one of the most important is the opposite analogy and the evidence analogy. Then, I spoke about the proof, some say that it is not more than a proof, and others said that it is not a proof. In the second research, I spoke about investigation analogy and its effects on the jurisprudence branches. I set some applicable examples to the contrast analogy in the jurisprudence branches : one of them stipulations of fasting for the validity of seclusion and also some applicable examples for the evidence analogy in its jurisprudence branches: one of them the verdict of prayer on the martyr. In this research, I spoke about the investigation analogy and its effects on the jurisprudence rules and sitting still analogy in the investigation which means that the juries have reached a conclusion to total verdict through having contrast analogy or investigation analogy including the analysis of the whole question through three rules: if the cause is removed, the verdict removes. The option in the totalities entails option in the individuals. The origin and the alternative never meet. The research came out with important result some of them the evidence for the juries to use in formulating the bases and differences in the origin of the. bases based on investigation analogy were they conclude their differences on the branches.

For the Paper in Arabic Language See the Pages (601-624)