



Imam Sadiq University
Faculty of Islamic Studies & Law

The Quarterly

Journal of Islamic Law Research

68

26th Year | Second Issue | Serial No. 68
Summer 2025

- **Explaining the Scope of Validity of the Prima Facie Meaning of the Legislator's Words, Considering Superior Interpretative Elements in Civil and Criminal Law**
Mohammad Amini | Hasan Poorbafrani | Mohammad Mahdi al-Sharif | Mahdi Shahabi
- **Critique of the Theory of Permitting Financial Reprisal [Taqas] without the Permission of the Islamic Ruler:
A Reflection on the Rule of Maintaining the Islamic System**
Zeinab Sanchooli
- **Feasibility of Permitting "Unilateral Contract to Refrain from an Act" in Islamic Law**
Hamid Masjed Saraei | Mohammad Khaled Nabi Nia | Mahdijeh Ghanizadeh
- **A New Investigation into the Amount of Diya (Blood Money) for the Loss of Benefits and Senses of Bodily Organs:
A Critique of the Approach of Iran's Islamic Penal Code**
Mohammad Javad Mohammadi
- **Exploring the Theological Foundations of Social Justice Theory in the Context of the Islamic Republic of Iran's Constitution**
Ahmad Farshadian | Mohsen Esmaeili | Mostafa Zali
- **An Introduction to the Emergence and Classification of the Law of Obligations in the English Legal System: A Comparative Examination of Its Structure in Islamic Jurisprudence and the Iranian Legal System**
Hossein Abedini | Mohammad Sadiq Ramezani Mahounaki
- **Regulation of Iran's Upstream Oil and Gas Industries in Light of Islamic Jurisprudence and Law**
Mohammad Hosein Esfandiarpour | Ahmad Shabani
- **Identification of Recoverable Consequential Damages in Charterparty Contracts: An Exploration of Common Law and Maritime Customs**
Paria Sadat Pourhoseini | Nader Mardani | Nejad Ali Almasi
- **An Examination of the Iranian Guardian Council's Supervisory Process over the Two-Stage Approval of the Public Budget**
Mohammad Ali Farahani | Ali Arian Nezhad | Ali Bahadori Jahromi
- **A Comparative Study of the "Amount of Litigation Costs" in Iranian, English, and Islamic Legal Systems**
Sajjad Koohi | Seyyed Mohammad Hoseini
- **The Distribution of Fictitious Profits in Joint-Stock Companies in the Iranian Legal System: With a Glance at the French Legal System**
Masood Amani | Morteza Najaf Abadi Farahani
- **The Scope of Authority of Iran's Ordinary Legislator in Determining the Eligibility Conditions for Candidates in the Islamic Consultative Assembly Elections: A Critical Review of the Guardian Council's Approach**
Mostafa Mansourian | Mohammad Hasan Bagheri Khouzani

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

IN THE NAME OF GOD,
THE MOST GRACIOUS, THE MOST MERCIFUL

Publisher • Imam Sadiq University

• Director-in-Charge •

Salman Emrani | Assistant Professor | Criminal Law & Criminology | Imam Sadiq University

• Editor-in-Chief •

Nejad Ali Almasi | Professor | Private International Law | University of Tehran

• English Text Editor •

Taher Habibzadeh | Assistant Professor | Information Technology Law | Imam Sadiq University

Editorial Manager • Mojtaba Ashoori

Editorial Board

• National Board •

Vali Rostami | Professor | Public Law | University of Tehran

Seyyed Hosein Safaei | Professor | Private Law | University of Tehran

Ali Gholami | Professor | Criminal Law & Criminology | Imam Sadiq University

Abbas Karimi | Professor | Private Law | University of Tehran

Farid Mohseni | Professor | Criminal Law & Criminology | University of Judicial Sciences & Administrative Services

Seyyed Fazlollah Moosavi | Professor | Public International Law | University of Tehran

Tavakkol Habibzadeh | Associate Professor | Public International Law | Imam Sadiq University

Mohammad Roshan | Associate Professor | Private Law | Shahid Beheshti University

Seyyed Mostafa Sa'adat Mostafavi | Associate Professor | Private Law | Imam Sadiq University

• International Board •

Ahmed Abouelwafa Mohammad Hasan | Professor | Public International Law | Cairo University | Egypt

Ahmad Atif Ahmad | Professor | Islamic Law | University of California, Santa Barbara | United States of America

Ali Abdelaali Khashan al-Assadi | Professor | Private Law | University of Basrah | Iraq

Seyyed Hesamoddin Seyyed Esfahani | Professor | Criminal Law & Criminology | University of Moncton | Canada

Mohammad Aloom Mohammad al-Oghabi | Professor | Public Law | University of Baghdad | Iraq

Ammar Kareim Kadham al-Bsharawy | Professor | Private Law | University of Kufa | Iraq

Ashgar Ali Bin Ali Mohamed | Professor | Private Law | International Islamic University Malaysia | Malaysia

Walid Ali Maher Morsi | Professor | Commercial Law | Helwan University | Egypt

Ahmed Sami Marhoon al-Mamoori | Professor | Commercial Law | University of Kufa | Iraq

Ali Wardak | Professor | Criminal Law & Criminology | University of South Wales | United Kingdom

Tarek Gomaa al-Sayyed Rashed | Associate Professor | Intellectual Property Law | Qatar University | Qatar

Georges Cavalier | Associate Professor | Comparative Law | Jean Moulin Lyon 3 University | France

Hamid Reza Younesi | Assistant Professor | International Commercial Law | University of York | United Kingdom





























Validated: as a "Scientific Journal"

First Released: Winter 2000

License No. 3/196191 dated 12/12/2012 issued by
Iran's Ministry of Science, Research, & Technology.

License No. 17260 dated 27/11/2000 issued by
Iran's Ministry of Culture & Islamic Guidance.

• Indexing and Abstracting •

• Journal Overview •

Print ISSN: 2251-9858	Online ISSN: 2588-6673
Subject Area: Law with an Islamic Approach	Review Policy: Peer Review Double Blind
Release Frequency: Quarterly	Submission Procedure: Exclusively via the website
Website Address: https://ilr.isu.ac.ir	E-mail Address: ilrisu@yahoo.com
This journal was initially published under the title "Andishe-ye-Sadeq" from the first issue to the twenty-fourth issue. From the twenty-fifth to the thirty-first issue, it was known as "Islamic Studies and Law". Since the thirty-second issue, it has been published under the title "Islamic Law Research".	From the first to the twenty-fourth issue, the journal was published "Occasionally". Subsequently, from the twenty-fifth to the fifty-fourth issue, it transitioned to a "Bi-Annual" release schedule. However, the release frequency was revised to "Quarterly" starting from the fifty-fifth issue onwards.
Postal Address: Imam Sadiq University, Shahid Chamran Expressway, Tehran, Iran. P.O.Box: 14655-159	
Scientific Management & Editorial: Faculty of Islamic Studies and Law. Phone No: +98 (21) 88385118	
Technical Management: University Research and Technology Deputy. Phone No: +98 (21) 88094915	
This Journal is fully open-access & all of its content is licensed under the CC BY-NC 4.0.	
The articles do not necessarily express the views of the publisher university.	
Printing House: Imam Sadiq University Press 394 Pages	
Price: 1,750,000 I.R.Rials	



Article Directory

- ❖ Explaining the Scope of Validity of the Prima Facie Meaning of the Legislator's Words, Considering Superior Interpretative Elements in Civil and Criminal Law | Research Article 361
 - Mohammad Amini, Hasan Poorbafrani, Mohammad Mahdi al-Sharif & Mahdi Shahabi
- ❖ Critique of the Theory of Permitting Financial Reprisal [Taqas] without the Permission of the Islamic Ruler: A Reflection on the Rule of Maintaining the Islamic System | Research Article 403
 - Zeinab Sanchooli
- ❖ Feasibility of Permitting "Unilateral Contract to Refrain from an Act" in Islamic Law | Research Article 437
 - Hamid Masjed Saraei, Mohammad Khaled Nabi Nia & Mahdiyeh Ghanizadeh
- ❖ A New Investigation into the Amount of Diya (Blood Money) for the Loss of Benefits and Senses of Bodily Organs: A Critique of the Approach of Iran's Islamic Penal Code | Research Article 455
 - Mohammad Javad Mohammadi
- ❖ Exploring the Theological Foundations of Social Justice Theory in the Context of the Islamic Republic of Iran's Constitution | Research Article 483
 - Ahmad Farshadian, Mohsen Esmaeili & Mostafa Zali
- ❖ An Introduction to the Emergence and Classification of the Law of Obligations in the English Legal System: A Comparative Examination of Its Structure in Islamic Jurisprudence and the Iranian Legal System | Research Article 521
 - Hossein Abedini & Mohammad Sadiq Ramezani Mahounaki
- ❖ Regulation of Iran's Upstream Oil and Gas Industries in Light of Islamic Jurisprudence and Law | Research Article 565
 - Mohammad Hosein Esfandiarpour & Ahmad Shabani

- ❖ **Identification of Recoverable Consequential Damages in Charterparty Contracts: An Exploration of Common Law and Maritime Customs | Research Article** 597
 - Paria Sadat Pourhoseini, Nader Mardani & Nejad Ali Almasi

- ❖ **An Examination of the Iranian Guardian Council's Supervisory Process over the Two-Stage Approval of the Public Budget | Research Article** 641
 - Mohammad Ali Farahani, Ali Arian Nezhad & Ali Bahadori Jahromi

- ❖ **A Comparative Study of the "Amount of Litigation Costs" in Iranian, English, and Islamic Legal Systems | Review Article** 669
 - Sajjad Koohi & Seyyed Mohammad Hoseini

- ❖ **The Distribution of Fictitious Profits in Joint-Stock Companies in the Iranian Legal System: With a Glance at the French Legal System | Review Article** 705
 - Masood Amani & Morteza Najaf Abadi Farahani

- ❖ **The Scope of Authority of Iran's Ordinary Legislator in Determining the Eligibility Conditions for Candidates in the Islamic Consultative Assembly Elections: A Critical Review of the Guardian Council's Approach | Brief Communication Paper** 725
 - Mostafa Mansourian & Mohammad Hasan Bagheri Khouzani