

MPL BILL ATROCIOUSLY FLAWED

Written by Administrator

Thursday, 14 October 2010 07:14 - Last Updated Monday, 28 March 2011 08:58

It is indeed most surprising that a bill so seriously flawed and absolutely decrepit could proceed for the consideration of the Cabinet. The bill is literally cluttered with atrocities, both Islamically and Constitutionally. The atrocities from the Islamic perspective are Kufr. The conflicts with the Constitution are numerous. One would think that before a bill reaches Cabinet level there are structures in place at lower levels to examine it. If there are such structures, then it is difficult to accept that the legal brains manning these structures had applied their minds to a scrutiny of the atrocious bill.

The atrocity of the MPL bill is of such a nature that there is no way in which it could traverse a safe sojourn through parliament. Opposition MP's will roast the government or anyone presenting such a stupid document as the MPL bill. We cannot see the MPL bill in its present form or in even a substantially altered and 'reformed' form ever making the grade through parliament in a constitutional and 'democratic' manner. The only way is for the majority to ram it through with its majority vote thereby ignoring whatever other constitutional etiquettes there may be in the law-making process.

Any intelligent layman studying the MPL bill will laugh and mock at the brains which had prepared this measure. In fact, one professor of law from the U.S.A. derisively and with mirth mocked the MPL bill giving it a pejorative appellation. What is surprising is that the members of the Project Committee who were assigned the task of fabricating an MPL bill are 'intellectuals', professionals – lawyers, even a judge and molvis. Neither did the judge and other 'secularcrat' intellegentsia understand the constitutional conflicts, flaws and inadequacies of the bill, nor the molvis discern the glaring kufr of the provisions.

The backyard abortion which the Project Committee has committed to both the Constitution and Islam is the consequence of an attempted fusion of two diametrically opposed, mutually repellent systems of life, namely, the secular system and the highly charged religious system of Islam – The Shariah. Both sides laboured in their struggle to modify the opposite systems in their puerile belief that a measure could be forged by some hideous amalgamation to satisfy both the Constitution and the Shariah. The ultimate product is the atrocious MPL bill, flawed constitutionally and Islamically.

There is absolutely no hope of achieving a fully Shariah compliant MPL bill since almost every rule of the Shariah in matrimonial affairs conflicts with the secular constitution of the country. The idea of accomplishing a bill acceptable to the Shariah is the wishful thinking of morons whose Imaan is deficient, hence they fail to understand the notoriety and kufr of compromising the divine Ahkaam of the Shariah. The Islamically indefensible kufr incongruities of the bill are well established facts to the pro-MPL clique of molvis. But it is the deficiency of their Imaan which constrains them to labour in their self-deception and to pretend that the sacred Shariah of Allah Azza Wa Jal could be made a pliable instrument of the MPL bill of kufr.

The degree of compromise with kufr perpetrated by the MPL molvis even to the extent of flagrant negation of the effects of Qur'aanic aayaat is appallingly shocking and frightful. Consider just one example of their kufr – the issue of polygamy. On the issue of polygamy UUCSA poses the question:

"Has the Bill not made it extremely difficult for a person to take a second wife?" UUCSA's answer is a shocking eyeopener.

Stating its response, UUCSA says:

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"Yes, the requirements set out for taking a second wife are difficult. We have objected to this provision several times but did not succeed to effect an acceptable amendment. The initial position of some members of the project committee was to outlaw polygamy totally. After intense debate that such a prohibition is absolutely unislamic, they eventually agreed to polygamous marriage subject dictum 'adl' (Having the ability to deal justly with more than one wife) as spelt out in the Bill."

(a) Despite UUCSA's acknowledgment of the villainy and "absolutely unislamic" nature of this haraam kufr measure, it (UUCSA) continues to promote the haraam kufr MPL Bill which makes a second marriage a virtual impossibility.

(b) The shocking revelation is that some members of the project committee were (in fact are) bent on abolishing Qur'aanic polygamy. It should be remembered that all eight members of the project committee which had drafted the haraam kufr bill are ostensibly Muslims. They all sport Muslim names. They are: Judge M.S. Navsa, Sheikh M.F. Gamiendien, Moulana A.A. Jeena, Ms F. Mahomed, Prof. N. Moosa, M. S. Omar, Dr. R.A.M. Salojee, and Ms Z. Seedat.

The permissibility of polygamy is based on Nusoos-e- Qat'iyyah which are Shar'i proofs of the highest category. Such proofs consist of Qur'aanic aayaat and Ahaadith-e-Mutawaataarah (the highest and most authentic Hadith narration). These Nusoos do not admit the slightest vestige of doubt and uncertainty.

According to the Shariah, rejection of a Law based on such Nusoos is kufr. In other words, the one who denies or rejects such a tenet of Islam becomes a murtadd. He no longer remains a Muslim. His nikah terminates and his wife may not live with him.

This is only one aspect of flagrant kufr condoned by the MPL molvi clique. Their support for the kufr bill is active support for kufr. Yet they remain blind. May Allah Ta'ala have mercy on us all and save us from the hazards of kufr and from the snares of Iblees.

INDIVIDUALS, ORGANIZATIONS, MADAARIS AND MUSJID COMMITTEES ARE ALL CALLED ON TO PROTEST TO ENSURE THAT:

- THE GOVERNMENT IS NOT MISLED BY THE MPL CLIQUE
- YOU DISCHARGE YOUR WAAJIB DUTY OF STANDING UP FOR ISLAM
- THE PURITY OF THE SHARIAH IS NOT ADULTERATED WITH KUFR.

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THE QUR'AAN MAJEED COMMANDS ALL MUSLIMS:

"THEN, WE HAVE ESTABLISHED YOU ON A SHARIAH WITH REGARD TO (all) AFFAIRS. THEREFORE FOLLOW IT, AND DO NOT FOLLOW THE VAIN DESIRES OF THOSE WHO KNOW NOT (such as the MPL clique)."

Rasulullah (sallallahu alayhi wasallam) said:

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“There will always remain a group of my Ummah who will fight on The Haqq until the advent of the Command of Allah (i.e. Qiyaamah). Those who oppose them and those who do not aid them will not be able to harm them.”