

Lesson 11

Calculation of shares:

- **Asaba – Balance Heirs**

Islamic Laws of Inheritance

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Class ii Agnatic Heirs - Asaba

- Also called Balance share heirs
- Quranic verses show the sharing between Male & Female S & D, Br & Sr.
- Double share to male as the general rule.
- Shows the greater financial burden on male members, Agnates, assigned by the Creator Himself.

Asaba - Prophet's Hadeeth

1. **Ibn Abbas:** Prophet(SAS) said; Give the faraid to those who is entitled to receive it and the remaining should be given to the closest male relative of the deceased.
2. **Imran b.Hussain:** A man came to the prophet & said my son's son has died, what do I get. Prophet said you get 1/6. When he turned away he called him and said you get another sixth. When he turned away he called him again and said the other sixth is an allowance.
 - o Based on Quran and sunnah of Prophet(SAS) it is clear that the nearest male relative will take the residue.

Class 2 - Balance heirs - Classification

Group 1	All male Agnates. In their own right	S, SS, SSS, F, FF, Bf, Bc, BfS, BcS, Puf, Puc, PUfS, PUcS...
Group 2	4 Female Agnates. In the right of others. When they coexist with other Male counterparts	D, SD, Sf, Sc, S, SS, Bf, Bc
Group 3	2 female Agnates. With others.	Sf, Sc with D /SD

Asaba - Group 1 - in order

1. Descendants	S, SS, SSS...
2. Ascendants	F, FF, FFF...
3. Collaterals ↓	
a) Descendants of F	Bf Bc BfS BcS BfSS BcSS BfSSS BcSSS.....
b) Descendants of FF	PUf PUc PUfS PUcS PUfSS PUcSS PUfSSS PUcSSS...
c) Descendants of FFF	FPUf FPUc FPUfS FPUcS FPUfSS FPUcSS FPUfSSS FPUcSSS...

Asaba - Principle of Distribution

Agnatic Heirs will inherit:

1. If there are no Quranic heirs.
2. If there are Quranic heirs, after assigning shares to them.
3. Nearest will take the entire residue.

Asaba - Priority

1. Order	2. Degree		3. Strength of blood relation
Descendants	S	SS	-
Ascendants	F	FF	-
Collaterals	Bf, Bc	BfS, BcS	Bf, Bc

Asaba - How asaba heirs are arranged

- The order of balance heirs is such that whoever is first in the list will inherit the balance. If first one is not there second in the list will inherit.
- In the list above if S is alive all others will be excluded for balance heir. If S is not alive SS will take the balance and likewise next in the list.

Asaba – Balance heirs order

Descendants	S (Son) + D
	SS (Son's son) + SD
	SSS (Son's son's son) +SSD
Ascendants	F (father)
	TGF (True grand father)
Collaterals	Bf (Brother Full) + Sf
	Sf in the presence of D/SD/SSD

Asaba – Balance heirs order

S	S is alive He will take the balance
SS	If S is not alive SS will be balance heir
SSS	No S, SS then SSS is balance heir
F	No S, SS, SSS then F is balance heir
TGF	No S, SS, SSS, F then TGF is balance heir
Bf	No S, SS, SSS, F, TGF then Bf is balance heir
Sf	No S, SS, SSS, F, TGF, Bf but D/SD/SSD alive Then Sf is the balance heir
Bc	No S, SS, SSS, F, TGF, Bf, (Sf+D/SD) Then Bc is the balance heir
Sc(+D/SD)	No S, SS, SSS, F, TGF, Bf, Sf, Bc but D/SD alive Then Sc is the balance heir

List continues.. see the next slides

Asaba – Balance heirs order

BfS	No S, SS, SSS, F, TGF, Bf, (Sf+D/SD), Bc, (Sc+D/SD) Then BfS is the balance heir
BcS	No S, SS, SSS, F, TGF, Bf, (Sf+D/SD), Bc, (Sc+D/SD), BfS Then BcS is the balance heir
BfSS	No S, SS, SSS, F, TGF, Bf, (Sf+D/SD), Bc, (Sc+D/SD), BfS, BcS Then BfSS is the balance heir,
BcSS...	No S, SS, SSS, F, TGF, Bf, (Sf+D/SD), Bc, (Sc+D/SD), BfS, BcS, BfSS Then BcSS is the balance heir,
BfSSS BcSSS....	List can continue..

List continues.. see the next slides

Asaba – Balance heirs order

Puf	
Puc	
PufS	
PucS	
PufSS	
PucSS...	
FPuf	
FPuc	
FPufS	
FPucS	
FPufSS	
FPucSS...	

Asaba - Order

S + D
SS + SD
SSS + SSD
F
FF
FFF
BF + SF
SF (if D /SD is alive)
BC + SC
SC (if D / SD is alive)
BFS
BCS
BFSS
BCSS
BFSSS
BCSSS
PUF
PUC
PUFS
PUCS
PUFSS
PUCSS
PUFSSS
PUCSSS

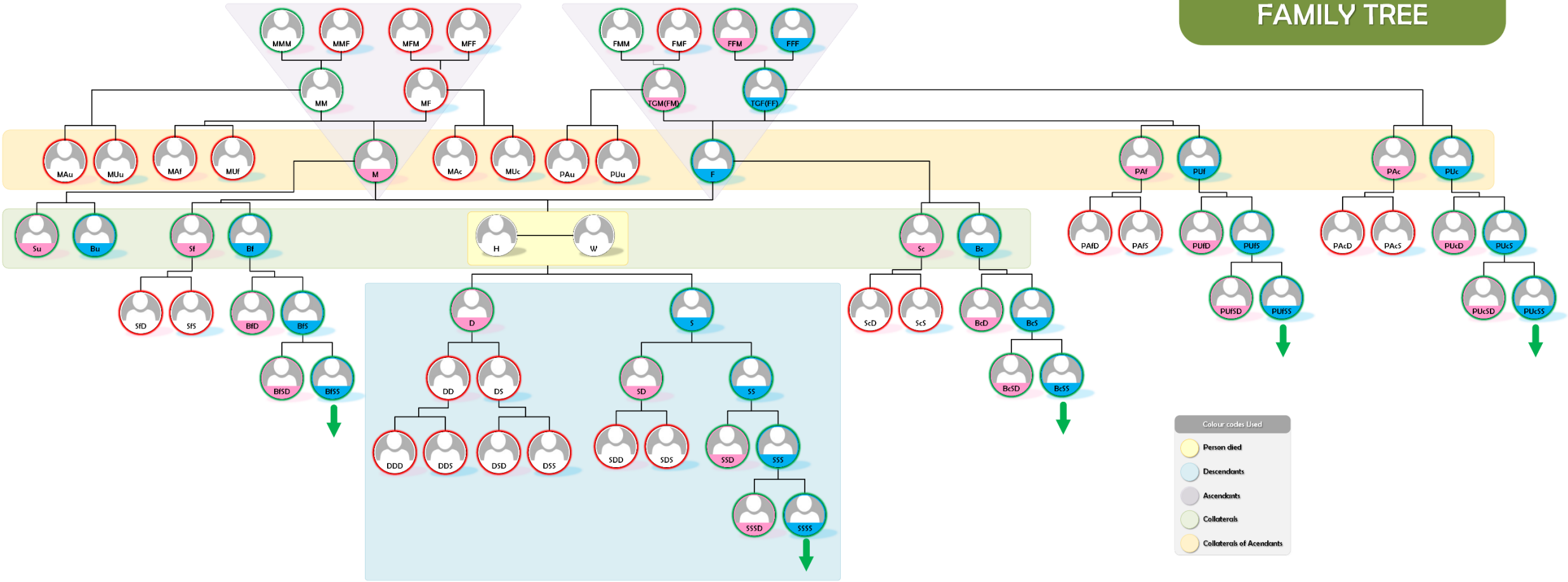
Black = Group 1

Yellow = Group 2

Red = Group 3

Learn and remember this well

FAMILY TREE



Asaba - Problem Solving

Now solve the following cases. Living heirs are given.

Confirm that they are correct by looking at the answers in the next slide

1.	M, S, SS	6.	H, Bc, BfS, Su
2.	W, 2SS, SSS, SSD	7.	M, D, 2BfS, BfSS, Puf
3.	H, F, SSS	8.	PUf, PUc, MUf, PUfS
4.	M, F, FF, Bf	9.	W, PUcS, PUfSS, PAF
5.	W, 3Bf, Bc, Bu		

In problem solving cases relations mentioned are to the person died (male/female).

E.g. H, F, D means lady has died leaving the husband, father and daughter.

Asaba - Problems - SOLUTIONS

No.	Question	Answer
1.	M, S, SS	M = 1/6, S = balance, SS = Nil
2.	W, 2SS, SSS, SSD	W = 1/8, 2SS = balance = 7/8, SSD, SSS = Nil
3.	H, F, SSS	H = 1/4, F = 1/6, SSS = balance = 7/12
4.	M, F, FF, Bf	M = 1/3, F = balance = 2/3, FF, Bf = Nil
5.	W, 3Bf, Bc, Bu	W = 1/4, Bu = 1/6, 3Bf = balance = 7/12, Bc = nil
6.	H, Bc, BfS, Su	H = 1/2, Su = 1/6, Bc = balance = 2/6, BfS = Nil
7.	M, D, 2BfS, BfSS, PUF	M = 1/6, D = 1/2, 2BfS = bal = 2/6, BfSS, Puf = Nil
8.	PUf, PUc, MUf, PUfS	PUf = whole balance, PUc, MUf, PUfS = Nil
7.	W, PUcS, PUfSS, PAF	W = 1/4, PUcS = balance = 3/4, others excluded.

Note: Actual shares may vary, after considering other heirs.

Shares vary when Radd or Awl is required to be applied.

رَبَّنَا تَقَبَّلْ مِنَّا إِنَّكَ أَنْتَ السَّمِيعُ الْعَلِيمُ

وَتُبَّ عَلَيْنَا إِنَّكَ أَنْتَ التَّوَّابُ الرَّحِيمُ

اللهم اغفر لنا، يا أرحم الراحمين

رَبَّنَا آتِنَا فِي الدُّنْيَا حَسَنَةً وَفِي الْآخِرَةِ حَسَنَةً وَقِنَا عَذَابَ النَّارِ

رَبَّنَا ظَلَمْنَا أَنفُسَنَا وَإِن لَّمْ تَغْفِرْ لَنَا وَتَرْحَمْنَا لَنَكُونَنَّ مِنَ الْخَاسِرِينَ

اللهم صلِّ وسلِّم وبارك على عبدك ورسولك محمد سيد الأولين

والآخرين، وعلى آله وصحبه أجمعين