Lesson 7

Calculation of shares:

- **Sister Consanguineous**

Islamic Laws of Inheritance

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Lesson 7

- In this lesson the **Sister Consanguineous's share** will be covered.
- This is the most complicated share calculation.
- Follow the lessons and learn them. Repeat again and again.

Sc

- In the **absence of Sf**, Sc gets the share.
- She is **excluded** by **S, SS.., F, Sf** if more than 2, Sf as residuary, Bf
- Converted into residuary by D/SD, Bc
- Reduces share of M if 2 or more

Sisters Class - General Rule

1. If **single** she gets **1/2**
2. If **2or more than 2** they get **2/3** equally divided
3. If **Sf +Sc** ,then **Sf will get 1/2** and balance of 2/3 i.e. **1/6 goes to Sc**
4. If **Sf are more than 2** then **Sc gets excluded**.
5. In association **with D or SD** they become **residuaries**.
6. In the presence of **equal male counterparts** they become **residuaries**.
   E.g.. Bf & Sf and Bc & Sc. With double share to male.
7. **S,SS, SSS, F excludes** them

Sc.

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1.	Presence of S, SS.., F, Bf	**Nil**
2.	If a) 2 or more Sf without Bc or b) D/SD + Sf	**Nil**
3.	No S, SS.., F, Bf With TGF	**Same as Sf**
4.	No S, SS, F, TGF, Bf, Sf+D/SD with Bc	**Balance with Bc 1:2**
5.	No S, SS, F, TGF, Bf, Sf, Bc with D /SD	**Balance alone**
6.	No S, SS, F, TGF, Bf, Bc, D, SD with 1 Sf	**1/6**
7.	**Single** No S, SS, F, TGF? , Bf, D, SD, Sf, Bc	**1/2**
8.	**2 or more** No S, SS, F, TGF?, Bf, D, SD, Sf, Bc	**2/3**

Sc.

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1.	Presence of S, SS.., F,	**Nil**
2.	No S, SS.., F with TGF	**Same as Sf**
3.	No S, SS.., F, TGF with Bf	**Nil**
4.	No S, SS, F, TGF, Bf, but Sf+ with D/SD	**Nil**
5.	No S, SS, F, TGF, Bf, Sf with Bc	**Balance with Bc1:2**
6.	No S, SS, F, TGF, Bf, D/SD with Bc	**Balance with Bc1:2**
7.	No S, SS, F, TGF, Bf, Sf, Bc with D /SD	**Balance alone**
8.	No S, SS, F, TGF, Bf, Bc, D, SD With 1 Sf	**1/6**
9.	No S, SS, F, TGF, Bf, Bc, D, SD With 2 or more Sf	**Nil**
10.	No S, SS, F, TGF , Bf, D, SD, Sf, Bc	**1/2**
11.	No S, SS, F, TGF , Bf, D, SD, Sf, Bc	**2/3**

- For easy remembrance of Sc share follow the same method as Sf. It is given in the next chart.
- **Yellow** coloured ones are the balance heirs list.
- The same chart is given in 3 forms. It slightly differs from Sf's chart. After Sf+D/SD where Sf as balance heirs the chart splits into two. One when Sf is not there but D/SD is there. The other where D/SD is not there but Sf is there and at the end when both are not there

Sc. Share

S	**Nil**
SS	**Nil**
SSS	**Nil**
F	**Nil**
TGF	**Two opinions 1. Nil 2. Balance with TGF**
Bf	**Nil**
Sf (If D/SD/SSD alive)	**Nil**
Bc	**Balance with Bc**
Sc (If D/SD/SSD alive but No Sf)	**Balance alone**
Sf Single No D/SD/SSD	**1/6**
Sf 2 or more No D/SD/SSD	**Nil**
None from above	**Single = 1/2**
	Two or more = 2/3

It is given in the next 2 slides in a simplified manner

Sc.

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S		Nil
SS		Nil
SSS		Nil
F		Nil
TGF		Two opinions 1. Nil 2. Balance with TGF
Bf		Nil
Sf (If D/SD/SSD alive)		Nil
No D/SD/SSD	**No Sf**	
Bc	Bc	Balance with Bc
	Sc + D/SD/SSD	Balance alone
Sf Single		1/6
Sf 2 or more		Nil
None from above No Sf, D/SD, Bc		Single = 1/2
		Two or more = 2/3

Learn and remember this well

Sc.

S	Nil
SS	Nil
SSS	Nil
F	Nil
TGF	Two opinions 1. Nil 2. Balance with TGF
Bf	Nil
Sf (If D/SD/SSD alive)	Nil

No D/SD/SSD but Sf present	
Bc	Balance with Bc
Sf Single	1/6
Sf 2 or more	Nil
None from above	Single = 1/2
	2 or more = 2/3

No Sf but D/SD present	
Bc	Balance with Bc
Sc + D/SD/SSD	Balance alone
None from above	Single = 1/2
	2 or more = 2/3

Learn and remember this well

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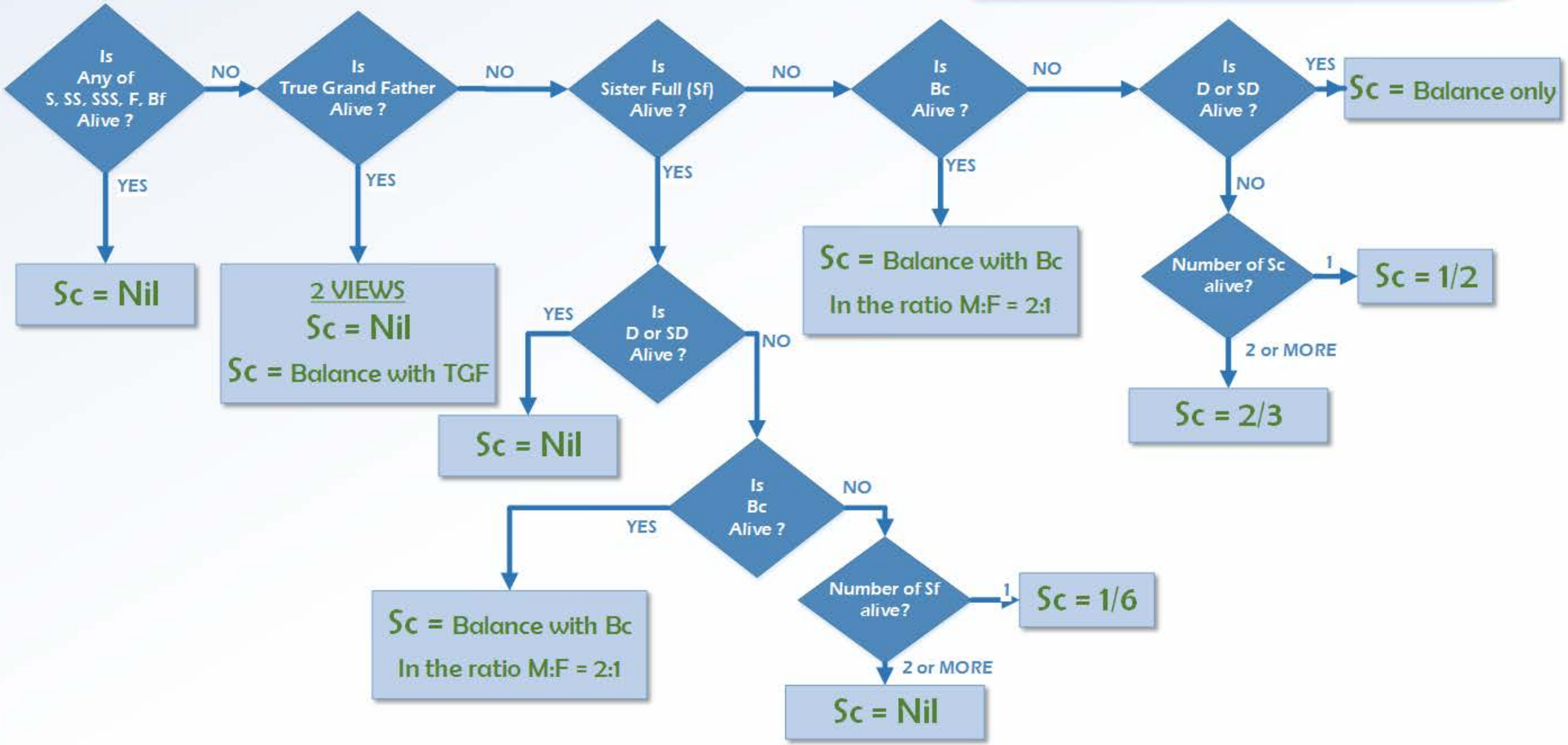
HOW TO FIND SISTER CONSANGUINEOUS's (Sc) SHARE?



Sc With Sf

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1.	Sf, Sc	Sf = 1/2, Sc = 1/6 (total not exceeding 2/3)
2.	Sf, 4 Sc	Sf = 1/2, 4Sc = 1/6 (Sc = 1/24)
3.	2Sf, Sc	2Sf = 2/3, Sc = Nil
4.	Sf, Sc, Bc	Sf = 1/2, Sc+Bc = balance
5.	D/SD, Sf, Sc	D = 1/2, SD = 1/6, Sf = balance, Sc = Nil

Sc

Sf or Bc may affect Sc **advantageously** or **adversely** sometimes.

1. H, Sf, Sc, Bc - Here Bc adversely affects Sc. Both get nil
2. D, SD, Sf, Sc - Here Sf adversely affects Sc
3. M, 2Sf, Sc, Bc - here Bc benefits Sc

Sc - Problem Solving

Now solve the following cases. Living heirs are given.

Find the share of Sc.

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

1.	M, W, Sc	5a.	W, Sc, SD
2.	W, 2Sc	5b.	D, SD, H, M, Sc
3.	H, Sf, Sc	6.	M, D, Bf, Sc
4a.	M, Bc, Sc	7a.	W, 2Sf, Su, Sc
4b.	W, 2Sf, Bc, Sc (Bc benefits Sc)	7b.	D, SF, H, Sc
4c.	H, Sf, Bc, Sc (Bc adversely affects)	8.	With TGF

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.

Sc - Problems - SOLUTIONS

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No.	Question	Answer
1.	M, W, Sc	M=1/3, W=1/4, Sc=1/2
2.	W, 2Sc	W=1/4, 2Sc=2/3
3.	H, Sf, Sc	H=1/2, Sf=1/2, Sc=1/6. Awl readjusted H=3/7,Sf=3/7, Sc=1/7
4a.	M, Bc, Sc	M=1/6, Bc+Sc=bal=5/6,(Bc=10/18, Sc=5/18)
4b.	W, 2Sf, Bc, Sc (Bc benefits Sc)	W=1/4, 2Sf=2/3, Bc+Sc=bal=1/12 (Bc=2/36, Sc=1/36)
4c.	H, Sf, Bc, Sc (Bc adversely affects)	H=1/2, Sf=1/2, Bc+Sc=bal=nil

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

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

Sc - Problems - SOLUTIONS

No.	Question	Answer
5a.	W, Sc, SD	W = 1/4, SD = 1/2, Sc = balance = 1/4
5b.	D, SD, H, M, Sc	D = 1/2, SD = 1/6, H = 1/4, M = 1/6, Sc = balance = Nil
6.	M, D, Bf, Sc	M = 1/6, D = 1/2, Bf = balance = 2/6, Sc = Nil (excluded)
7a.	W, 2Sf, Su, Sc	W = 1/4, 2Sf = 2/3, Su = 1/6, Sc = Nil (excluded)
7b.	D, SF, H, Sc	D = 1/2, H = 1/4, Sf = balance = 1/4, Sc = Nil (excluded)
8.	With TGF	Ref. Under TGF

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

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

Sc - Sum up

Pr./Sec	**Secondary Heir**
Excluded by	**F, TGF ?, S, SS, SSS, Bf 2Sf, Sf as residuary**
Excludes	**With D/SD Exclude BfS or lower(As residuary)**
Share fraction	Refer back
Effect on others	**Reduces share of mother if >1or with other Br/Sr**
Effect of others	**D &SD covert her into Residuary** **Bc converts her into Residuary**
Effect of Awl	**Share reduces**
Effect of Radd	**Eligible**
Special occasion	**With TGF**

Sf / Sc

Balance heirs		Sf	Sc
S		**0**	**0**
SS		**0**	**0**
F		**0**	**0**
TGF		**0 /b**	**0/ b**
Bf		**b**	**0**
Sf (If D / SD alive)		**b**	**0**
Bc	Single Sf (No D/SD)	**1/2**	**b**
	2 or more Sf (No D/SD)	**2/3**	**b**
Sc (If D / SD alive)	No Sf	**# (not alive)**	**b**
No balance heirs as above	Single Sf (No D/SD)	**1/2**	**1/6**
	2 or more Sf (No D/SD)	**2/3**	**0**
	No Sf (No D/SD) +1 Sc	**#**	**1/2**
	No Sf (No D/SD) +2 or more Sc	**#**	**2/3**

الْحَمْدُ لِلَّهِ

ربنا تَقَبَّلْ مِنَّا إِنَّكَ أَنْتَ السَّمِيعُ الْعَلِيمُ

وَتُبْ عَلَيْنَا إِنَّكَ أَنْتَ التَّوَّابُ الرَّحِيمُ

اللهم اغفر لنا، يا أرحم الراحمين

ربنا آتنا في الدنيا حسنة وفي الآخرة حسنة وقنا عذاب النار

ربنا ظلمنا أنفسنا وإن لم تغفر لنا وترحمنا لنكو نن من الخاسرين

اللهم صلِّ وسلِّم وبارك على عبدك ورسولك محمد سيد الأولين والآخرين، وعلى آله وصحبه أجمعين