

*Politics of Law
and the Courts in
Nineteenth-Century Egypt*



Byron Cannon

Politics Of Law And The Courts In Nineteenth Century Egypt

Yi-Tong Ma



Politics Of Law And The Courts In Nineteenth Century Egypt:

Politics of Law and the Courts in Nineteenth-century Egypt Byron Cannon, 1988 Hoffman New School for Social Research examines the compatibility of politics policy making and professional work Based on 19 case studies of organizations this study looks at what happened as doctors and planners set out to redistribute services to minorities and the poor between 1960 and 1980 Paper edition unseen 17 95 Cannon history U of Utah presents fresh information on the mixed courts of Egypt showing the practical political relationships of legal reform Annotation copyrighted by Book News Inc Portland OR

Politics of Law and the Courts in Nineteenth-century Egypt Byron Cannon, 1988 *The Politics of Islamic Law* Iza R. Hussin, 2016-03-31 In *The Politics of Islamic Law* Iza Hussin compares India Malaya and Egypt during the British colonial period in order to trace the making and transformation of the contemporary category of Islamic law She demonstrates that not only is Islamic law not the shari ah its present institutional forms substantive content symbolic vocabulary and relationship to state and society in short its politics are built upon foundations laid during the colonial encounter Drawing on extensive archival work in English Arabic and Malay from court records to colonial and local papers to private letters and visual material Hussin offers a view of politics in the colonial period as an iterative series of negotiations between local and colonial powers in multiple locations She shows how this resulted in a paradox centralizing Islamic law at the same time that it limited its reach to family and ritual matters and produced a transformation in the Muslim state providing the frame within which Islam is articulated today setting the agenda for ongoing legislation and policy and defining the limits of change Combining a genealogy of law with a political analysis of its institutional dynamics this book offers an up close look at the ways in which global transformations are realized at the local level

A History of Social Justice and Political Power in the Middle East Linda T. Darling, 2013-05-02 From ancient Mesopotamia into the 20th century the Circle of Justice as a concept has pervaded Middle Eastern political thought and underpinned the exercise of power in the Middle East The Circle of Justice depicts graphically how a government s justice toward the population generates political power military strength prosperity and good administration This book traces this set of relationships from its earliest appearance in the political writings of the Sumerians through four millennia of Middle Eastern culture It explores how people conceptualized and acted upon this powerful insight how they portrayed it in symbol painting and story and how they transmitted it from one regime to the next Moving towards the modern day the author shows how although the Circle of Justice was largely dropped from political discourse it did not disappear from people s political culture and expectations of government The book demonstrates the Circle s relevance to the Iranian Revolution and the rise of Islamist movements all over the Middle East and suggests how the concept remains relevant in an age of capitalism A must read for students policymakers and ordinary citizens this book will be an important contribution to the areas of political history political theory Middle East studies and Orientalism

Law and Colonial Cultures Lauren Benton, 2002 Advances an interesting perspective in world history arguing

that institutions and culture and not just the global economy serve as important elements of international order Focusing on colonial legal politics and the interrelation of local and indigenous cultural contests and institutional change the book uses case studies to trace a shift in plural legal orders from the multicentric law of early empires to the state centered law of the colonial and postcolonial world In the early modern world the special legal status of cultural and religious others itself became an element of continuity across culturally diverse empires In the nineteenth century the state s assertion of a singular legal authority responded to repetitive legal conflicts not simply to the imposition of Western models of governance Indigenous subjects across time and in all settings were active in making changing and interpreting the law and by extension in shaping the international order

The Oxford Handbook of Modern Egyptian History Beth Baron, Jeffrey Culang, 2024 Until relatively recently scholars of Egyptian history understood the modern period to begin with the movement of European people and ideas to Egypt s northern shores precipitated by Napoleon s invasion in 1798 From this perspective modern Egyptian history was animated by the diverse and sometimes contradictory ways in which Egyptians responded over time to colonial power and modern forms of knowledge This handbook featuring 26 originally commissioned essays by top scholars in the field adds to a growing literature that complicates the facile colonizer colonized and modern tradition binaries undergirding this view Modern Egyptian history is a continuous process of translation and adaptation invention and reinvention Bringing together a dynamic and accomplished group of historians of Egypt the book maps the present state of modern Egyptian history highlighting the most promising avenues of research and laying new ground upon which future generations of scholars may build The contributors address both long persisting themes in the field though in new ways as well as new themes reshaping how we understand modern Egyptian history and thus Middle Eastern and global history These include environment family infrastructure intellectuals labor law literature medicine politics popular culture and slavery Within these categories they explore issues of gender race and class The questions these scholars consider reflect pressing contemporary concerns and debates including medical sovereignty and bodily autonomy the management of the environment the rights and movements of workers courts and legal struggles cultural expression production and reception and the relationship between the army state and society

Constructing International Relations in the Arab World Fred Lawson, 2006 This book explores the emergence of an anarchic states system in the twentieth century Arab world Following the collapse of the Ottoman Empire Arab nationalist movements first considered establishing a unified regional arrangement to take the empire s place and present a common front to outside powers But over time different Arab leaderships abandoned this project and instead adopted policies characteristic of self interested territorially limited states In his explanation of this phenomenon the author shifts attention away from older debates about the origins and development of Arab nationalism and analyzes instead how different nationalist leaderships changed the ways that they carried on diplomatic and strategic relations He situates this shift in the context of influential sociological theories of state formation while showing how labor

movements and other forms of popular mobilization shaped the origins of the regional states system *Judges and Generals in the Making of Modern Egypt* Mahmoud Hamad, 2018-10-25 Discusses why and how the Egyptian judiciary was critically important in bringing down two vastly different regimes in three years *Juridical Humanity* Samera Esmeir, 2012-06-20 In colonial Egypt the state introduced legal reforms that claimed to liberate Egyptians from the inhumanity of pre colonial rule and elevate them to the status of human beings These legal reforms intersected with a new historical consciousness that distinguished freedom from force and the human from the pre human endowing modern law with the power to accomplish but never truly secure this transition Samera Esmeir offers a historical and theoretical account of the colonizing operations of modern law in Egypt Investigating the law both on the books and in practice she underscores the centrality of the human to Egyptian legal and colonial history and argues that the production of juridical humanity was a constitutive force of colonial rule and subjugation This original contribution queries long held assumptions about the entanglement of law humanity violence and nature and thereby develops a new reading of the history of colonialism **God in the Courtroom** Guy Bechor, 2011-12-23 This volume compares the courtroom oaths of both Islamic and modern Egyptian legal systems blending elements of legal history comparative law theology philosophy and culture Until now academic research has paid little attention to the subject of the courtroom oath in the Islamic or Egyptian legal systems As such it might appear as if modern legislation in the Arab world on this subject forms the natural continuation of Islamic law or that there are no significant differences between these two legal approaches This unique study seeks to rectify this impression by examining the institution of the courtroom oath on the basis of three criteria Islamic law which discusses the oath in the context of the judicial proceeding including debate between different schools and interpreters the sources and approach of Arab law on this subject and lastly the core of this book a detailed legal comparison between the Islamic oath and the Arab oath In itself this is a study in legal history examining the origins character sources and doctrines of the oath in Arab law and at the same time it is a comparative study of Islamic and contemporary Arab law in this field **The Sanhuri Code, and the Emergence of Modern Arab Civil Law (1932 to 1949)** Guy Bechor, 2007-09-30 Dr Abd al Razz q al Sanh r 1895 1971 is one of the most prominent jurists to emerge to date in the Arab world His alarm at the growing social gap in his country Egypt during the first half of the twentieth century fueled his vision of establishing moral social order by means of a new civil code Although Sanh r s chosen tool was the legal text this book argues that his vision was essentially a social one to introduce the principles of compassion solidarity and fairness alongside progress and pragmatism into polarized Egyptian society whereby property laws acquired a social function the laws of partnership were perceived as having an educational value and contract law was activated as a balance favoring the weaker members of society Accordingly this book examines the drafting of the Egyptian Civil Code exposing the hitherto unknown sociological strata of this act of legislation **Formations of the Secular** Talal Asad, 2003-02-03 Opening with the provocative query what might an anthropology of the secular look like this book explores

the concepts practices and political formations of secularism with emphasis on the major historical shifts that have shaped secular sensibilities and attitudes in the modern West and the Middle East Talal Asad proceeds to dismantle commonly held assumptions about the secular and the terrain it allegedly covers He argues that while anthropologists have oriented themselves to the study of the strangeness of the non European world and to what are seen as non rational dimensions of social life things like myth taboo and religion the modern and the secular have not been adequately examined The conclusion is that the secular cannot be viewed as a successor to religion or be seen as on the side of the rational It is a category with a multi layered history related to major premises of modernity democracy and the concept of human rights This book will appeal to anthropologists historians religious studies scholars as well as scholars working on modernity

Judicial Reform and Reorganization in 20th Century Iran Majid Mohammadi,2013-05-13 Iran is now at the center of political and social developments in the Middle East This book examines the reform of the judicial system in 20th century Iran and is the first to relate state building process with rule of law promotion and judicial reform in the region This subject occupies the critical juncture of three developments in the contemporary study of Iranian society as an important and early case of social revolution and reform in the Middle East the state building process in a non Western country throughout the 20th century the incorporation of a non Western Muslim country into the Western legal framework through codification and transplantation 1911 1979 and the Islamicization process after this critical social development and the Islamic Revolution of 1979 This exceptional study furthers our understanding of Iranian modern history as well as the democratization process human rights and rule of law issues in the Middle East

After Secular Law Winnifred Sullivan,Mateo Taussig-Rubbo,2011-08-29 Bringing together scholars with a variety of perspectives and orientations this work examines the interconnections between law and religion and the unexpected histories and anthropologies of legal secularism in a globalizing modernity

The Making of the Arab Intellectual Dyala Hamzah,2012 In the wake of the Ottoman Empire s nineteenth century reforms as guilds waned and new professions emerged the scholarly estate underwent social differentiation Some found employment in the state s new institutions as translators teachers and editors whilst others resisted civil servant status Gradually the scholar morphed into the public writer Despite his fledgling status he catered for the public interest all the more so since new professionals such as doctors engineers and lawyers endorsed this latest social role as an integral part of their own self image This dual preoccupation with self definition and all things public is the central concern of this book Focusing on the period after the tax farming scholar took the bow and before the alienated intellectual prevailed on the contemporary Arab cultural scene it situates the making of the Arab intellectual within the dysfunctional space of competing states interests known as the Nahda Located between Empire and Colony the emerging Arab public sphere was a space of over and under regulation hindering accountability and upsetting allegiances The communities that Arab intellectuals imagined including the Pan Islamic Pan Arab and socialist sat astride many a polity and never became

contained by post colonial states Examining a range of canonical and less canonical authors this interdisciplinary approach to The Making of the Modern Arab Intellectual will be of interest to students and scholars of the Middle East history political science comparative literature and philosophy **Thus Ruled Emir Abbas** Allen Christelow,2012-01-01 Thus Ruled Emir Abbas is an important new research tool that reveals much about daily life in Kano the wealthiest and most populous emirate of the African Sokoto Caliphate It contains a selection of Kano Judicial Council documents as well as their English translations that deal with matters such as land disputes tax collection disputes and theft These documents are invaluable resources that reveal much about Kano social economic and political life before the region came under the influence of colonial institutions law and language This selection of records for more than 415 cases along with their translations will become essential reading for those interested in Nigeria s past and will certainly become a standard work in the field of Nigerian history and anthropology Islam and Modernity Muhammad Khalid Masud,2009-08-18 Recent events have focused attention on the perceived differences and tensions between the Muslim world and the modern West As a major strand of Western public discourse has it Islam appears resistant to internal development and remains inherently pre modern However Muslim societies have experienced most of the same structural changes that have impacted upon all societies massive urbanisation mass education dramatically increased communication the emergence of new types of institutions and associations some measure of political mobilisation and major transformations of the economy These developments are accompanied by a wide range of social movements and by complex and varied religious and ideological debates This textbook is a pioneering study providing an introduction to and overview of the debates and questions that have emerged regarding Islam and modernity Key issues are selected to give readers an understanding of the complexity of the phenomenon from a variety of disciplinary perspectives The various manifestations of modernity in Muslim life discussed include social change and the transformation of political and religious institutions gender politics changing legal regimes devotional practices and forms of religious association shifts in religious authority and modern developments in Muslim religious thought **State, Peasants, and Land in Mid-Nineteenth-Century Egypt** Maha Ghalwash,2023-05-16 An alternative reading of the relationship between the state and smallholder peasants in mid nineteenth century Egypt This book examines the rural history of Egypt during the middle years of the nineteenth century a period that is often glossed over or altogether forgotten Drawing on a wide array of archival sources some only rarely utilized by other scholars it argues that state policy targeting the peasant land tenure regime was informed by the dual economic principles of the Ottoman or traditional philosophy of statecraft and that the workings of the relevant regulations did not produce extensive peasant land loss and impoverishment Maha Ghalwash presents a rich detailed analysis of such crucial issues as land legislation tax impositions the system of tax collection modes of land acquisition large scale peasant abandonment of land the emergence of surplus lands the formation of large privileged estates distribution of village land female land inheritance and the nature of peasants political activity In

investigating these issues she highlights peasant voices experiences and agential power Traditional interpretations of the rural history of nineteenth century Egypt generally specify an avaricious state so indifferent to peasant well being that it consistently developed harsh policies that led to unremitting extensive peasant impoverishment Through an examination of the relationship between the absolutist state and the majority of its subject population the peasant smallholders during 1848-63 this study shows that these ideas do not hold for the mid century period *State Peasants and Land in Mid Nineteenth Century Egypt* will be of interest to students of Middle East history especially Egyptian rural history as well as those of peasant studies subaltern studies gender studies and Ottoman rural history

Legal Documents as Sources for the History of Muslim Societies, 2017-06-06 This volume is a tribute to the work of legal and social historian and Arabist Rudolph Peters University of Amsterdam Presenting case studies from different periods and areas of the Muslim world the book examines the use of legal documents for the study of the history of Muslim societies From examinations of the conceptual status of legal documents to comparative studies of the development of legal formulae and the socio economic or political historical information documents contain the aim is to approach legal documents as specialised texts belonging to a specific social domain while simultaneously connecting them to other historical sources It discusses the daily functioning of legal institutions the reflections of regime changes on legal documentation daily life and the materiality of legal documents Contributors are Maaïke van Berckel, Maurits H van den Boogert, L on Buskens, Khaled Fahmy, Aharon Layish, Sergio Carro, Mart n Brinkley, Messick Toru, Miura Christian, M ller Petra, M Sijpesteijn, Mathieu Tillier and Amalia Zome o

Working Out Egypt Wilson Chacko Jacob, 2011-01-14 Describes how attempts to create a modern Egyptian self free from the colonial gaze were enacted through discourses of gender and sexuality during the British colonial period

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