

**RELIGION IN DEBATES ABOUT THE EUROPEAN
IDENTITY HARMONIOUS IMPLICIT MEANING OF A
LEGISLATIVE TEXT (MEFHŪMU-L-MUVĀFEQA) IN THE
SHAFI'I SCHOOL OF LAW**

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Abstract

This paper discusses the Shafi'i school of law scholars' theoretical interpretation of the harmonious meaning (*mefhūmu-l-muvāfeqa*) and the consequences of such interpretation on the ijtihad in that school, with respect to their interpretation of implicit meaning of a legislative text (*delāletu-l-mefhūm*). At the beginning of the paper the purpose and use of implicit meaning (*delāletu-l-mefhūm*) and its classification are explained, followed by the linguistic and terminological definition of the concept of *mefhūmu-l-muvāfeqa* in the Shafi'i school of law. Through the examples harmonious meaning and the methods of its indications are identified. It is also explained how the Shafi'i used *mefhūmu-l-muvāfeqa* in the argumentation of legal regulations. At the end of the paper, the value of *mefhūmu-l-muvāfeqa* indication and the legal power of the indication in the Shafi'i school of law are clarified.

Keywords: the Qur'an Honorable, hadith, legislative text, implicit meaning, (*mefhūm*), harmonious implicit meaning (*mefhūmu-l-muvāfeqa*), legal reasoning (*ijtihād*)