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I. GENERAL STUDIES

(i) Importance of Islamic law

- J.N.D. Anderson 'The Significance of Islamic Law in the World Today'. 9 *A.J.C.L.* (1960), 187-189
- N. J. Coulson 'Significance of Islamic Law in the World Community'. *L.A.B. Bull.* (1965), 37-45
- A.A.A. Fyzee 'Relevance of Muhammadan Law in the Twentieth Century'. *Camb. L.J.* (1952), 261-269
- Tahir Mahmood 'Modernism of Islamic Law' *Young Pakistan*, Dacca, 3 February, 1968

(ii) History, jurisprudence and methods of legislation

- Abdur Rahim *Muhammadan Jurisprudence*, Madras, 1911
- N. P. Aghnides *Muhammadan Theories of Finance* (Introduction to Legal Theory)
New York, 1916
- N.J. Coulson *A History of Islamic Law*
Edinburgh, 1964
- 'Doctrine and Practice in Islamic Law'
S.O.A.S. Bull. (1956), 211-226
- 'Islamic Law' in *An Introduction to Legal Systems* (ed. J.D.M. Derrett)
London, 1968, 54-79
- K.A. Faruki *Islamic Jurisprudence*
Karachi, 1962
- I. Goldziher 'The Principles of Law in Islam' in *The Historian's History of the World*, VIII (1904), 294-304
- Ahmed Ibrahim *Sources and Development of Islamic Law*
Singapore, 1965
- M. Khadduri *Islamic Jurisprudence*
Baltimore, 1961
(a study of Imām Shāfi'ī's *al-Risāla*)
- D.B. Macdonald *Development of Muslim Theology, Jurisprudence and Constitutional Theory*
London, 1903
- S. Mahmassani *Falsafat al-Tashrī' fi al-Islām*
(Philosophy of Jurisprudence in Islam)
English tr. by Farhat J. Ziadeh
Lieden, 1961

- Tahir Mahmood 'Shi'a and Sunni Schools of Islamic Law'
Radiance Viewsweekly, Delhi, 21 Nov. 1971
- 'Custom as a Source of Law in Islam'
7 *J.I.L.J.* (1965), 102-105
- 'Dissuasive Precepts in Muslim Family Law'
2 *Alig. L.J.* (1965), 122-127
- J. Schacht *Origins of Muhammadan Jurisprudence*
Oxford, U.P., 1950
- *Introduction to Islamic Law*,
London, 1964
- 'Problems of Modern Islamic Legislation'
Studia Islamica, Fasc. xvii (1960)
- (iii) **Substantive law**
- A.F.M. Abdur Rahman *Institutes of Mussulman Law*
Calcutta, 1907
- Aziz Ahmed *Islamic Law in Theory and Practice*
Karachi, 1956
- S. Amir Ali *Muhammadan Law* (T.L.L.)
Calcutta, 1912, 1929 (vol. I & II)
- J.N.D. Anderson 'Irregular and Void Marriages in the Hanafi Law'
XIII *S.O.A.S. Bull.* (1950), 357 ff.
- B.E. Baillie *Digest of Moolhummudan Law*
London, 1969, 1975 (volumes I & II)
- S. V. Fitzgerald *Muhammadan Law: An Abridgement*
London, 1930
- A.A.A. Fyzee *Outlines of Muhammadan Law*
(3rd ed.)
Oxford U.P., 1964
- M. Khadduri and H. J. Liebesny *Law In The Middle East*
Washington, 1955
- I. Mahmud *Muslim Law of Succession and Administration*
Karachi, 1918
- D. F. Mulla *Principles of Muhammadan Law*
(16th ed. by M. Hidayatullah)
Bombay, 1968
- Said Ramadan *Islamic Law*
London, 1961

- F.B. Tyebji *Muslim Law* (4th ed. by Muhsin Tyebji)
Bombay, 1968
- R. K. Wilson *Anglo-Muhammadan Law* (6th. ed.)
London, 1930

II. LEGAL MODERNISM IN GENERAL

(i) Codification

- M.A.A. Siddiqui *History of the Codification of Islamic Law*
Trinidad, 1950
- G. Tedeschi 'Report on the Movement for Codification in
Muslim Countries' in *Proceedings of the 5th.*
International Congress of Orientalists (1966)

(ii) Reform

- J.N.D. Anderson *Islamic Law in the Modern World*
London, 1959
- 'Recent Developments in *Shari'a* Law' 41 *M.W.*
(1951) 244-256, 34-48, 113-126, 186-197, 271-
281; 42 *M.W.* (1952), 43-47, 124-140, 257-276.
- 'Recent Reforms in the Islamic Law of Inheri-
tance' 14 *I.C.L.Q.* (1965), 349-365
- J.N.D. Anderson & N.J. Coulson *Islamic Law in Contemporary Cultural Change*
(*Saeculum XVIII*)
Heft, 1-2/1967
- N.J. Coulson *A History of Islamic Law*
Edinburg, 1964
- H.R.A. Gibb *Modern Trends in Islam*
Chicago, 1947
- H.J. Liebesny 'Religious Law and Westernization in the
Moslem Near East'
2 *A.J.C.L.* (1953), 492-504
- 'Impact of Western Law in the Countries of the
Near East'
22 *G.W.L.R.* (1953), 127-141
- A. S. Sirat *Islamic Law in Modern Legislation*
Kabul, 1964

- Tahir Mahmood 'Muslim Personal Law: The International Scene'. *Radiance Viewsweekly*, Delhi, 15 May 1971
- 'Reform of Islamic Law in India and Abroad' *Radiance Viewsweekly*, Delhi, 25 Oct. 1970
- 'Precedents of Law Reform in Islamic History' in *Muslim Personal Law* (Proceedings of a Seminar held at Aligarh in Sept. 1968)
- 'Control of Polygamy; Islamic Doctrines' *Radiance Viewsweekly*, Delhi, 15 Aug. 1971
- W. R. Park and R.L. Chambers *Beginning of Modernization in the Middle East* Chicago, 1966
- J. Schacht *Introduction to Islamic Law* Oxford, 1964
- M. I. Zagday 'Modern Trends in Islamic Law; Near, Middle and Far East' *I Curr. L.P.*, 206, 210-248
- Symposium on Changes in Muslim Personal Law* in *Proceedings of the XXVI Congress of Orientalists* New Delhi, 1964

III. REFORMS IN SPECIFIC COUNTRIES

(i) Africa (general)

- J.N.D. Anderson *Islamic Law in Africa* London, 1954, New Impression, 1970
- 'Islamic Law in Africa : Problems of Today and Tomorrow'. In *Changing Law in Developing Countries* London, 1963, 164-84
- 'Muslim Marriages and the Courts in Africa' *I J.A.L.* (1957), 14

(ii) Arabian Peninsula

- J.N.D. Anderson *Islamic Law in the Modern World* London, 1964
- H. Liebesny 'Administration and Legal Development in Arabia' *10 M.E.J.* (1956), 39-41

(iii) **Ceylon**

- C. E. Jayewardene *The Roman-Dutch Law of Divorce*
Columbo, 1952
- Tahir Mahmood 'Islamic Family Law : Statutory Control in
Ceylon'
Law Review, London (1969), 261-286
- H. W. Tambiah *Sinhala Laws and Customs*
London, 1968

(iv) **Cyprus**

- J. N. D. Anderson 'The Family Law of Turkish Cypriots'
Die Welt Des Islam,
N.S. V. 34 (1958), 161-87
- C. F. Beckingham 'Islam in Cyprus'
2 Islamic Quarterly (1955)
- 'Islam and Turkish Nationalism in Cyprus'
Die Welt Des Islam, *N.S. V.* 34 (1958), 65-83
- Major G. Home *Cyprus : Then and Now*
London, 1960

(v) **Egypt**

- C. C. Adams *Islam and Modernism in Egypt*
London, 1953
- J. N. D. Anderson 'Recent Developments in *Shari'a* Law'
(See above under *Legal Modernism in General*)
- 'Recent Reforms in the Islamic Law of Inheritance'.
14 I.C.L.Q. (1965), 349-365
- 'The *Shari'a* and Civil Laws: (the debt owed by
the new Civil Code of Egypt to the *Shari'a*)'
Islamic Quarterly (1954), 20-46
- 'The Problem of Divorce in *Shari'a* Law:
Measures of Reform in Modern Egypt'
J. (R.C.A.S.) (1950), 169-185
- 'Law Reform in Egypt' in *Political and Social
Changes in Modern Egypt* (ed. P.M. Holt)
209-250
- Rafat Bey *The Awakening of Modern Egypt*
London, 1947

- Hasan al-Feki *Speech*in the Symposium on Changes in Muslim Personal Law, New Delhi, 1964*
- M. H. Kerr *Islamic Reform : The Political and Legal Theories of Muḥammad Abudh and Rashid Rida, London, 1966*
- M. Kadri Rasha *Al-ahkām al-Shar'īya fi al-Aḥwāl al-Shakhsīya (Principles of the Sharī'a relating to Personal Status), English tr. by Sterry and Abcarium, London, 1914*

(vi) India

- J. D. M. Derrett *Religion, Law and the State in India London, 1968*
- A.A.A. Fyzee 'Islamic Law and Theology in India—Proposals for a Fresh Approach',
VIII *M.E.J.* (1954), 163-183
- 'Recent Developments in Muslim Law in India
I.C.L.Q. Suppl. Pub. (1964)
- 'The Reform of Muslim Personal Law in India
8 *Humanist Review* (1971), 369-403
- S. J. Hussain 'Legal Modernism in Islam
7 *J.I.L.I.* (1965), 284-98
- Tahir Mahmood 'Supreme Court Decisions on Pre-emption :
Reconciliation with Muslim Law'
S.C.J. (1965), 94-97
- 'Common Civil Code, Personal Laws and
Religious Minorities'
paper presented at the Indian Law Institute
seminar on *Law and Minorities in India*, (April
1971)
- 'Dissuasive Precepts in Muslim Family Law'
2 *Alig. L.J.*, (1965), 122-27
- 'Uniform Civil Code and Muslim Personal
Law'
The Hindustan Times Weekly, 25 Oct. 1970.
- 'Muslim Personal Law in India and Abroad'
Radiance Veivswweekly, Delhi, 25 Oct., 1970.

- Tahir Mahmood 'A Preamble to Indo-Islamic Legislation'
Radiance Viewsweekly, Delhi, Jan. 1968
- 'Shī'a and Sunnī Schools of Islamic Law'
Radiance Viewsweekly, Delhi, 21 Nov. 1971
- M. K. Nawaz 'Re-examination of Some Basic Concepts of
Islamic Law and Jurisprudence'
XII Indian Y.B.I.A. (1961), 205-209
- 'Some Aspects of Interpretation of Islamic
Law in India in the Past'
IX-X Indian Y.B.I.A., (1960-1961)
- F. Rahman 'Muslim Modernism in the Indo-Pakistan Sub-
Continent'
S.O.A.S. Bull. (1965), 82-99
- (vii) **Indoensia**
- S. T. Alisjabana *Indonesia in the Modern World*,
New Delhi, 1961
- 'Customary Law and Modernization in Indo-
nesia' in *Family Law and Customary Law in
Asia*, ed. H. Buxbam.
The Hague, 1968, 3-16
- Harr '*Ādat Law in Indonesia*
(tr. from Dutch)
New York, 1948
- J. Prinš '*Ādat Law and Muslim Religious Law in Modern
Indonesia*'
Die Welt Des Islam, N.S. (1951), 283-300
- De S. C. Vreede '*The Indonesian Woman*
The Hague, 1960
- (viii) **Iran**
- A. Banani *The Modernization of Iran : 1921-1941*
Stanford, 1961
- D. Hinchcliffe 'Iranian Family Protection Act'
17 I.C.L.Q. (1968)
- 'Legal Reforms in the Shi'ī World : Recent
Legislation in Iran and Iraq'
10 M.L.Rev. (1968), 292-305

A.R. Naqvi 'The Family Laws of Iran'
VII *Islamic Studies* (1968), 129-63; 265-303,
339-378

— 'The Family Protection Act of Iran'
VI *Islamic Studies* (1967), 241-265

(ix) Iraq

J.N.D. Anderson 'A Draft Code of Personal Status for Iraq'
15 *S.O.A.S. Bull.* (1953)

— 'A Law of Personal Status for Iraq'
9 *I.C.L.Q.* (1960), 146-159

— 'Changes in the Law of Personal Status in Iraq'
I.C.L.Q. (1963), 1026-1032

D. Hinchcliffe 'Legal Reforms in the *Shi'ī* World: Recent
Legislation in Iran and Iraq'
10 *M.L. Rev.* (1968), 292-305

Z.E. Jwaideh 'The New Civil Code of Iraq',
12 *G.W.L.R.* (1953), 176-186

(x) Israel

S.D. Goiten
& Ben Shamesh *Muslim Law in Israel*
(Hebrew and Arabic)
Jerusalem, 1957

Z. W. Falk 'Religious Law and the Modern Family in
Israel' in *Family Law in Asia and Africa*
(ed. J.N.D. Anderson)
London, 1968

F. M. Goadby *International and Inter-religious Private Law in
Palestine*
Jerusalem, 1926

(xi) Jordan

J.N.D. Anderson 'Jordanian Law of Family Rights'
in *Recent Developments in Shari'a Law*
Part VIII
42 *M.W.* (1952), 190-206

E. T. Mogannan 'The Practical Application of Law in Certain
Arab States'
12 *G.W.L.R.* (1953), 142-55

(xii) **Lebanon**

- J.N.D. Anderson 'Recent Developments in the *Shari'a* Law'
41 *M.W.* (1951), 113-26; 186-98; 271-288
- 'The Personal law of the Druze Community'
Die Welt Des Islam N.S. II (1952-53), 1-9,
83-94

(xiii) **Malaysia, Brunei and Singapore**

- Haji M. B. Ali Din 'Islam and 'Adat: Two Forces in Malay Society'
Intisari (Vol. I, No. 3)
- Ahmed Ibrahim *Islamic Law in Malaya*
Singapore, 1965
- 'Islam and Customary Law in Malaysian Legal
Context', in *Family Law and Customary Law in
Asia* ed. H. Buxbam
The Hague, 1968, 1707-1745
- *The Legal Status of Muslims in Singapore*
Singapore, 1965
- *The Status of Muslim Women in Family Law
in Malaysia, Singapore and Brunei*
Singapore, 1965
- Joseph Minattur 'The Nature of Malay Customary Law'
6 *Malaya Law Review* (1964), 327-352
- 'Matriliney and Malay Customary Law'
The Law Gazette, London, Aug-Sept. 1968
82-91
- 'Indian Influence on Malay Customary Law'
42 *Journal of Indian History* (1964), 783-800
- M. Siraj 'The *Shari'a* Courts and Its Control of Divorce
'Rate'
Malaya Law Review (1963)
- 'The Control of Polygamy'
Malaya Law Review (1964)
- 'Recent Changes in the Administration of Mus-
lim Law in Malaysia and Singapore'
17 *I.C.L.Q.* (1968), 222-232

(xiv) **Morocco**

- J.N.D. Anderson 'Reforms in the Family Law in Morocco'
2 *J.A.L.* (1958), 140-59

(xv) **Nigeria**

- J.N.D. Anderson 'Conflicts of Law in Northern Nigeria'
1 *J.A.L.* (1957), 87
- Alhaji A. Suka 'Conflicts of Islamic Law and Customary Law in Northern Nigeria'
1 *J.I.C.L.* (1967), 12-21
- M.I. Shani 'The Status of Muslim Women in Northern Nigeria'
1 *J.I.C.L.* (1967), 39-52

(xvi) **Pakistan**

- K. Ahmed *Marriage Commission Report X-Rayed*
Karachi, 1959
- N. J. Coulson 'Reform of Family Law in Pakistan'
Studia Islamica, Fasc. VI (1956), 133-35
- 'Islamic Family Law: Progress in Pakistan'
in *Changing Law in Developing Countries*
(ed. Anderson, J.N.D.)
London, 1963, 240-258
- D. Hinchcliffe 'Divorce in Pakistan : Judicial Reform'
2 *J.I.C.L.* (1968), 13-25
- A.I. Kazi 'Family Laws Ordinance'
1 *K.L.J.* (1964), 57-61
- S. S. Mahmood *A Commentary on Muslim Family Laws Ordinance*, Lahore, 1961
- Tahir Mahmood 'Modernism of Islamic Laws'
Young Pakistan, 4 March, 1968
- 'Reform of Islamic Law in Pakistan'
Radiance ViewswEEKly, Delhi, 17 January 1971
- A.A. Maududi *Islamic Law and Its Introduction in Pakistan*
Karachi, 1955
- M. Noorani *A Brief Commentary on the Muslim Family Laws Ordinance*, 1961
Karachi, 1961

(xviii) **Southern Yemen**

- J.N.D. Anderson *Islamic Law in Africa*
New Impression, 1970,
(for the Qu'aytī Sultanote of Shihr and Mukallā)

- M. I. Mawar 'Islamic Domestic Law in the Colony of Aden'
5 *I.C.L.Q.* (1956), 511
- (xix) **The Sudan**
- J.N.D. Anderson 'Modernization of Islamic Law in the Sudan'
Sud. L.J. & R. (1960), 292-312
- 'Recent Developments in *Shari'a* Law in the Sudan'
Sud. N. & R. (1950), 82-104
- 'Recent Developments in *Shari'a* Law'
(See above under Egypt)
- P. S. Atiya 'Some Problems of Family Law in the Sudan Republic'
Sud. N. & R. (1958), 88-100
- C. D. Farran *Matrimonial Law of the Sudan*
London, 1963
- M.A. Rannat 'The Relationship Between Islamic Law and Customary Law in the Sudan'
4 *J.A.L.* (1960), 9-16
- (xx) **Syria**
- J.N.D. Anderson 'Syrian Law of Personal Status'
17 *S.O.A.S. Bull.* 36 (1955), 25-59
- (xxi) **Tunisia**
- J.N.D. Anderson 'Tunisian Law of Personal Status'
7 *I.C.L.Q.* (1958)
- A. Colomer French Translation of and Commentary on the *Tunisian Code of Personal Status, 1957, Revue Algerienne* (1957), 115-239
- M. T. Es-Snoussi *Code du Statut Personnel Annoté*
Tunis, 1958
- (xxii) **Turkey**
- K. F. Arik 'The Principal Differences Between Turkish and Swiss Practice in Interpreting the Civil Code'
6 *Annales d'Istanbul* (1956), 148-52
- F. Ayiter 'The Interpretation of a National System of Laws Received From Abroad'
6 *Annales d'Istanbul* (1956), 41-53

- M. R. Feroze 'Family Laws in the Turkish Republic'
I/ii *Islamic Studies* (1962), 131-147
- Grigsby W.F. 'The *Majelle*' (English translation)
London, 1895
- C.L. Ostorrog *The Angora Reform*
London, 1927
- H. A. Reed 'Revival of Islam in Secular Turkey'
VIII *M.E.J.* (1954), 267-82
- H. Timur 'The Place of Islam in Turkish Law Reform'
Die Welt Des Islam N.S. II (1953), 7-8
- 'Views on the Transition in Turkey from Islamic
Law to a Western Legal Set up'
6 *Annales de Istanbul* (1956), 81-88
- 'Civil Marriages in Turkey: Difficulties, Causes
and Remedies'
IX *Istanbul S.Sc. Bull.* (1956), 63-65
- H. V. Velideogham 'The Reception of Foreign Law in Turkey'
IX *Istanbul S.Sc. Bull.* (1967), 63-65
- (xxiii) **Miscellaneous**
- A. Benningsen and C. L. Quelquejay *Islam in the Soviet Union*
London, 1967
- A. G. Park *Bolshevism in Turkistan, 1917 : 1927*
(221-227)
New York, 1957
- E. Jr. William 'Islamic Republic of Mauritania'
19 *M.E.J.* (1965), 45-62
- H. F. Morris 'Marriage Law in Uganda : Sixty Years of
Attempted Reform'
in *Changing Law in Developing Countries*
(ed. J.N.D. Anderson)
London, 1963