

IMPORTANT DISCLAIMER

THIS SAMPLE ISLAMIC WILL IS DESIGNED TO PROVIDE HELPFUL INFORMATION IN LEADING A ISLAMIC LIFE IN ACCORDANCE WITH AYAH 2:180 OF **THE HOLY QURAN**. IT IS PROVIDED WITH THE UNDERSTANDING THAT:

THE ISLAMIC RESEARCH INSTITUTE, JAMAICA-NEW YORK

OR

THE ISLAMIC CENTER OF MOMIN, IRVING-TEXAS,

OR

MUSLIM CONGRESS, HOUSTON-TEXAS

ARE NOT ENGAGED IN RENDERING LEGAL, ACCOUNTING OR OTHER PROFESSIONAL SERVICES AND ACCORDINGLY DO NOT ASSUME ANY RESPONSIBILITY FOR ITS USE. IF LEGAL ADVICE OR OTHER EXPERT ASSISTANCE ARE REQUIRED, THE SERVICES OF A COMPETENT PROFESSIONAL SHOULD BE SOUGHT.

THIS WILL OFFERS YOU THE CHANCE OF COMPLYING WITH AYAH 2:180 OF **THE HOLY QURAN** AND OTHER ISLAMIC RULES OF MAKING YOUR WILL.

NO GUARANTEES ARE MADE.

USE OF THIS WILL CONSTITUTES ACCEPTANCE OF THESE TERMS.

AS WITH ANY LEGAL OR PROFESSIONAL MATTER, COMMON SENSE SHOULD DETERMINE WHETHER YOU NEED THE ASSISTANCE OF AN ATTORNEY / PROFESSIONAL. WE URGE YOU TO CONSULT WITH AN ATTORNEY / PROFESSIONAL WHENEVER SUBSTANTIAL AMOUNTS OF MONIES ARE INVOLVED, OR FOR ANY MATTER WHERE YOU DO NOT UNDERSTAND HOW TO PROPERLY COMPLETE THE ISLAMIC WILL OR QUESTION ITS ADEQUACY TO PROTECT YOU. IT IS UNDERSTOOD THAT BY USING THIS ISLAMIC WILL YOU ARE ACTING AS YOUR OWN ATTORNEY / PROFESSIONAL. *ACCORDINGLY, ISLAMIC RESEARCH INSTITUTE, NEW YORK OR THE ISLAMIC CENTER OF MOMIN, IRVING-TEXAS, OR MUSLIM CONGRESS, HOUSTON-TEXAS,* SHALL HAVE NEITHER LIABILITY NOR RESPONSIBILITY TO ANY PARTY FOR ANY LOSS OR DAMAGE CAUSED OR ALLEGED TO BE CAUSED BY USE OF THIS ISLAMIC WILL.

*"It is prescribed for you, when death approaches one of you, if he leaves behind wealth, that he bequeaths unto parents and near relatives in goodness; (that is) a duty on those who safeguard themselves with full awareness of divine laws." 2:180 **The Holy Quran.***

THE ISLAMIC WILL
LAST WILL AND TESTAMENT
compiled by
Moulana Anwer Ali

Published by:
Islamic Research Institute,
Jamaica, New York

The Islamic Center of MOMIN
Irving, Texas

and

Muslim Congress

Houston, Texas

Islam has strongly emphasized that each individual make a Will in his lifetime and have witnesses to it.

"It is prescribed for you, when death approaches one of you, if he leaves behind wealth, that he bequeaths unto parents and near relatives in goodness; (that is) a duty on those who safeguard themselves with full awareness of divine laws." 2:180 **The Holy Quran.**

The Prophet (SAW) has also strongly urged Muslims to do so. It is so much important, that when going to bed to sleep, it is recommended that the Will be kept under the pillow.

In these times, the Will has become extremely important. It avoids costs and complications for the heirs. It provides for the proper distribution of assets, properties and possessions, instruction for payment of debts, selection of an executor and appointment of a guardian for minor. Without a will, the state would step in, distributing the wealth according to the state laws and the court would select an administrator for the estate and a guardian for children.

Not writing The Last Will and Testament, then, amounts to giving up your rights regarding your inheritance.

Think about it!!!

HELPFUL HINTS:

1. The Holy Quran requires that all Muslims make a Will
2. The law of the land requires that the Will be clear as to the deceased's intention.
3. The law requires the proper signing of the Will.
4. The full legal name **MUST** be used on your Last Will and Testament.
5. The Islamic Will must be signed by the Testator only in the presence of witness (recommended three) in the presences of a public notary.
6. The Executor of your estate is responsible for the administration of your Will. Be careful in your selection. The person must be willing and capable of executing this responsibility from a Islamic and legal point of view.
7. All dates, amounts, information and blanks **MUST** be completed on The Islamic Will.
8. A black pen / typewriter must be used to complete the Will. No **PENCILS** should be used.
9. All pages of the Islamic Will be signed by the Testator along one of the margins.
10. No photocopies must be made after the Islamic Will has been signed. Have more than one original.

IMPORTANT CHECKLIST:-

1: Selecting your heirs.

- a) Children
- b) Spouse
- c) Parents
- d) Other relatives
- e) Friends
- f) Charitable organizations.

2: Identifying your debts and liabilities.

- a) Credit cards
- b) Loans
- c) Home mortgages
- d) Religious obligations (Zakat, Khums, etc.)

3: Listing the assets.

- a) Cash / Jewelry
- b) Bank accounts
- c) Home and household goods
- d) Computers and other electronic equipments
- e) Insurance
- f) Automobile and boats
- g) Stocks, bonds and other financial instruments
- h) Businesses and Partnerships

4: Appointing an executor for your estate.

5: Naming a guardian for minors.

6: Creating Trusts.

7: Directive to Doctors to withhold life support.

8: Instructions for funeral and burial arrangements.

SOME IMPORTANT CONSIDERATIONS.

1: Changing your Will:

You may need to change your Will depending on the conditions, e.g. moving to a different state, marriage, divorce etc. The Will must be updated to meet requirements of change by either writing a new Will or preparing an amendment to the existing Will called a codicil. It is better to write a new Will if there are many changes to be made to the existing Will. A codicil may be appropriate for a small change. Do not cross-out or erase on the Islamic Will. If you make any changes, make a new will.

2: Keeping Will in a safe place:

The Islamic Will must be kept in a safe, but accessible place, so that it can be promptly located on death. A copy can be kept at the lawyer's office and / or with the executor or a family member. DO NOT USE THE SAFE DEPOSIT BOX.

GENERAL RULES:

What is included:

- 1: Cash / CD's / Stocks / Bonds / Investment in municipal bonds, T-bills etc.
- 2: Land.
- 3: House.
- 4: Business including property and investment.
- 5: Possessions in the household i.e. furniture, computer, TV etc.
- 6: Jewelry and clothes for members of the family including spouse purchased from the deceased's money. (All items/gifts made during the deceased's lifetime are exempt.)
- 7: The monies or loans that were made by the deceased.

Liabilities that must be paid out first:

This includes both obligations to Allah (SWT) and to human beings.

- 1: Zakat.
- 2: Khums / Usher.
- 3: Kaffarah.
- 4: Obligatory Pilgrimage (Hajj).
- 5: Monies and loans owed to people.
- 6: Recompense for injuries inflicted upon any one.
- 7: Compensation for financial loss inflicted on any one.
- 8: Dowry (Mehr) that was to be paid.
- 9: The possessions that were acquired illegally.

After settling the above mentioned liabilities, the estate would be distributed according to the Will. The deceased has the right to ordain for a third (1/3) of his residual estate to be given to any one or be used for any purpose that he may want, provided it is not contrary to Islamic laws, i.e. building a casino. **The rest of the estate (2/3) be distributed according to the Islamic Jurisprudence.** If the deceased has ordained specific acts be performed or endowments made and the total exceeds over 1/3 that was permissible, they would all be proportionally reduced, so that the sum total is 1/3rd.

Who are heirs?

The Islamic rules are specific in this regard. A Will that does not follow these laws, cannot be considered valid, according to Islamic Jurisprudence. Inheritance is based only on biological relationship, i.e. there is no inheritance between adopted children and adopting parents.

Exclusions:

The following are excluded from inheriting even if they are related to the deceased.

1. Murderer: The killer cannot inherit from the victim.
2. Non-Muslim: A non-muslim cannot inherit from a Muslim.
3. Illegitimate: There is no inheritance between a parent and a child and vice versa if the child was conceived out of wedlock.

Other than the above exclusions, the heirs have been grouped into three. If there is even a single survivor in the first group, the second group does not receive any inheritance. Like wise the third group receives inheritance only if there is no survivor in the second group.

Following are the members of each group:

1st group: Parents, Children and in the case of their death, grand children.

2nd group: Paternal or Maternal grand parents, brothers and sister including step brothers and sisters.

3rd group: Uncles, aunts etc. and after them their children (cousins).

SPOUSE:

Spouses inherit from each other under all circumstances irrespective of any survivors in any of the above mentioned groups. However, there are some specifics.

a: The husband would receive his share from every thing that is included in the distribution pool.

b: The wife like wise would receive her share, except that she would not receive any share from the land. If any structure is built on the land, she would inherit her share from the value of the said structure.

c: If a divorce has been pronounced (Rajee) and either of the spouse dies in the period of wife's seclusion, they would inherit from each other.

d: If the husband divorces his wife in a sickness that results in his death, she would inherit if the death occurs within a lunar year of pronouncement of divorce.

Note:

A legal opinion of the current laws applicable in various states can be obtained from lawyers at one's discretion.

LAST WILL AND TESTAMENT
OF

I _____, hence forth referred to in this document as Testator, resident of _____, City of _____, County of _____, State of _____, being of sound mind and memory, hereby revoke all wills and testamentary dispositions of every nature and kind, what so ever made by me prior to this, and so **hereby declare this to be my last Will and Testament.**

MY DECLARATION OF FAITH:

I bear witness that there is no deity but Allah, the One and the only One, the Almighty, Omnipotent and Omnipresent Creator who planned designed and created life in all of its forms without any help, assistance or advice. He is One and only One, without any partners or associates. I declare my submission to Him in its pure and pristine form as preached by His Messengers, Abraham, Moses, Jesus and Muhammad (May the Peace be on them all). I bear witness that the Prophet of Islam, the sublimate of all messengers, Muhammad is the last and the seal of all Prophets, and the book revealed to him, Al-Quran is the Final Revelation of Allah. I declare that the Promise of Allah is the Truth and that the return of all creation to Him is the Truth, that Heaven, Hell, the Day of Judgment, the accountability to Him, the Path, all are Truths. And I bear witness to whatever has been revealed by Allah. I believe beyond doubt that Allah the Almighty would resurrect the dead without any exception.

I submit my self totally and completely to the Almighty Allah and regard the Message of Islam as preached and practiced by the Perfect Prophet Muhammad (May the best of blessings and peace be upon him and his Progeny) to be binding on humanity. My counsel hence to my family and friends, is to hold fast to this, for this is the ultimate Truth.

Article 1. EXECUTOR AND TRUSTEE:

a: Executor/s:

I hereby nominate, constitute and appoint _____ to be the sole Executor/ Executors of my last Will and Testament. If he / she / they / is / are unable or unwilling to act as such, I them nominate, appoint and constitute _____ to be the alternate executor.

b: Trustee/s Guardian/s

I hereby nominate, constitute and appoint _____ to be Trustee/s and guardian/s of the persons and estate of such of my children as shall be minor at and after my death, during the period of their minority, as long as he / she / they remain/s an upright and practicing Muslim of sound mind and judgment. If he / she / they / is / are unwilling or unable to act as such, I then nominate, appoint and constitute _____ to be the alternate.

Article 2. FUNERAL AND BURIAL RITES:

a: I ordain that no autopsy be performed on my body nor my body embalmed unless required by law. Further more, I ordain that without unjustified delay, My body be washed, shrouded in white cloth, free of any ornaments, prayed for and then buried, **all in accordance with Islamic Jurisprudence.**

b: I ordain that absolutely no non-Islamic religious service or observance be conducted on my body or for me.

c: I ordain that no decorations, stars, crosses, pictures or flags be placed on my coffin or music be involved at any state of my funeral and burial.

d: It is my desire to be buried in the city where my surviving spouse or children reside. I ordain that except for the purpose of transporting my dead body to the nearest Muslim cemetery, or to respect the desire of my serving Muslim family, my body should not be transported over any unreasonable distance from the locality of my death.

e: I ordain that my grave be dug deeply and my dead body be buried without any casket or encasement that would separate my shrouded body from the surrounding soil, in complete accordance with the Islamic Jurisprudence, such that my body faces the direction Qiblah (the direction of city of Mecca)

In case the local law requires a casket encasement, it should be of simple, plain, modest, least expensive, and made of wood. Furthermore, it should be left open during burial.

f: I ordain that my grave should be simple without any decoration or ornament. The grave stone should have the following inscription.

**There is no deity except Allah and Muhammad is the messenger.
We are from Allah and to Him do we return.**

My name should be inscribed underneath for identification purpose only.

g: In the event of legal difficulties arising in the execution of any or all parts of this article, an expert Islamic opinion be obtained from Islamic Research Institute, New York or The Islamic Center of MOMIN, Irving Texas or Muslim Congress, Houston, Texas. An Islamic jurist's verdict would be final and abiding in all cases, over ruling anyone else's.

Article 3. DEBTS AND EXPENSES:

a: I direct that expenses incurred in my last illness that remain unpaid and my actual funeral expenses including the burial be the first to be applied to the assets of my estate.

b: I direct the executor to return all trust properties to their rightful owners without any delay.

c: I direct him / her / the to pay all my legal debts. I also direct that outstanding obligation to Allah (HUQUQLLAH) which are binding, be paid including but not limited to zakat, khums and kaffarat. I also direct to make arrangements for my unperformed pilgrimage (Hajj).

My Current liabilities and obligations are:

1. Legal debts

1. _____
2. _____
3. _____

2. My wife's dowry that's to be paid is \$ _____

3. Recompense for bodily injuries inflicted upon.

1. _____
2. _____
3. _____

4. Compensation for financial loss inflicted upon.

1. _____
2. _____

5. Khums / Zakat owed:

1. Sahm Al-Imam _____
2. Sahm As-Sadat _____
3. Zakat / Khums / Usher _____
4. Zakat Al-Fitra _____

Date of taking out Khums / Usher _____

Date of taking out Zakat _____

I have been punctual in paying my religious owes on time. The executor should take out khums / zakat from the date mentioned above till the time of my death.

(In case the person is not punctual, he should specify what he owes.)

I also desire that my lapsed salaah (prayers and sawm (fast) be completed by my eldest son _____ as soon as possible. However, if it is not possible for him to do so, and if some one of good faith has to be paid to perform them, he should be paid from the 1/3rd of my residual estate before acting on Article 4. in this Will.

d: I direct that all inheritance, estate and succession taxes (including but not limited to interest and penalties) payable by reason of my death, be paid out of and charged generally against the principal of my residuary estate. This however will not be construed as a waiver of any right that my

executor has by law or otherwise to claim reimbursement for any such taxes.

e: I direct that my instructions be followed both in letter and spirit

Article 4: SPECIAL CONTRIBUTION AND TESTAMENTARY TRANSFER:

I direct the executor of my will to make the following contributions and donation to the individuals and organizations.

Name of individuals or Organization/s.	Amount or Percentage of my total estate.
1. _____	
2. _____	
3. _____	
4. _____	
5. Islamic Research Institute _____	
5. The Islamic Center of MOMIN _____	
6. Muslim Congress _____	

The total of all these contributions and donation must be within the limits set by Islamic law, i.e. **up to 1/3 of my residual estate.**

Article 5: MY ESTATE AT PRESENT:

My estate currently consists of the following:

- 1:Real estate / Property Located at _____
- 2:Business located at _____
- 3:Bank account at _____
- 4:Investments:
 - a: _____
 - b: _____
 - c: _____

d: _____

5: Foreign Investments:

a: _____

b: _____

Any and all other property or business I acquire, purchase or inherit be distributed under the terms of this Will.

Article 6. DISTRIBUTION OF THE REMAINDER OF MY ESTATE.

a: I direct, devise, give and bequest all the residue and remainder of my estate after the execution of the Articles 2, 3 & 4 of this Will, to my Muslim heirs whose relationship to me is either by blood or by lawful Islamic marriage. The distribution of my estate is restricted to my Muslim heirs only and be made in strict accordance with the laws of Islamic Jurisprudence, outlined in the schedules attached.

b: I further direct that only such of my relatives who are Muslims, be considered to be my heirs, whose relationship to me, whether ascending or descending has occurred through Islamic marriage at each and every point.

c: I further ordain that all non muslim relatives of mine be disregarded and disqualified in the distribution of my estate.

d: I further direct that no part of my estate shall be given to relatives whose relationship to me, whether ascending or descending has occurred through non-Islamic marriage or through adoption.

e: I direct that any fetus conceived before my death, whose relationship to me qualifies it to be an heir according to the provisions of this Article, shall be considered as such, provided he / she is born alive and within normal biological period of gestation. In such case of conception, I direct that the distribution of my estate as mentioned above, be delayed until after the birth of the child.

Article 7: POWERS OF EXECUTOR/s:

I hereby give the executor/s of this Will mentioned in Article 1, the power to sell, call in and convert into money, any property, real or personal or mixed that is part of my estate or in which I have interest, without any court order and without any bond.

I direct that no bond or surety for any bond be required for the executor in the performance of his / her / their duties.

Article 8: TRUST FOR MY MINOR CHILDREN.

A: The Trustee appointed by me as mentioned in Article 1, would administer the Trust for my minor children till they reach the age of puberty.

1: I direct the Trustee to pay and apply so much of the net income and / or principal of this Trust to support maintain and educate my children, as in, in his / her / their discretion necessary as such. Sources of income other than this Trust must also be taken into consideration when making decisions.

2: I direct the Trustee to accumulate all undistributed net income of this Trust and add it to he principal.

3: If one or more of my children die before reaching majority, the Trust estate be distributed to my remaining children in proportion to the schedules set forth which outlines the ratio between a male and a female child. If any of my children dies before reaching the age of majority, but was married according to Islamic laws, with or without children, his portion of the estate would be distributed in accordance with the Islamic laws. In such cases, the expert Islamic opinion of _____ would be final and not contestable in the court of law.

4: If when I die, or at any time before full distribution of my trust estate as herein otherwise provided all trust beneficiaries are deceased, the trust or what ever portion of it remains, be distributed under the provisions of Article 6.

B: No beneficiary shall have the right or power to anticipate by assignment or otherwise, any income or principal given to any such beneficiary by this will neither would have any beneficiary have, in advance of actually receiving any income or principal given to him under this Will, the right to sell, encumber, or otherwise charge the same. Nor shall any such income or corpus, or any portion of the same, while under the control of Trustee, be subject to any execution, garnishment attachment, insolvency, levy or any other legal proceedings of any kind or character, or in any event or manner be applicable or subject to the payment of any such beneficiary's debts or loans.

C: In the event of prior death, failure resignation or refusal of said Trustee/s or successor Trustee/s the right, title, estate power, duties and discretion herein conferred upon such Trustee/s, shall devolve upon and be exercised by _____. If none of these individuals is alive or willing then any Trustee appointed by (_____) shall have the same powers. If the Islamic Research Institute, Jamaica-New York or Islamic Center of MOMIN, Irving-Texas, or Muslim Congress, Houston-Texas, is unwilling or unable to, then any Trustee appointed by a court having jurisdiction there of, will be the successor Trustee in whom the Trust shall vest. **However, the court must appoint a practicing Muslim, as Trustee.**

D: Unless contrary to the terms of the Trust created herein, the decisions of the Trustees would be unanimous. The Trustees shall have the powers, duties and responsibilities as prescribed by the Trust code of the state of _____, chapter _____, _____, section as amended, so far as applicable to this Trust. The trustees are authorized to employ counsel and to begin, prosecute defend and settle suits at law, in equity or otherwise and to compromise or refer to arbitration any claim in favor or against the Trust estate and they shall have the complete power and authority as they would if they were the sole and absolute beneficial owner thereof in fee

sample.

Article 9. SEPARABILITY:

I direct and ordain that if any part of this last Will and Testament is determined invalid by a court of competent jurisdiction, the other parts shall remain valid and enforceable.

This I make and publish and declare as my Last Will and Testament, here into subscribing my name in the presence of _____, _____ and _____, who have at my request, and in my presence and in the presence of each other, also subscribed their name's hereto as attesting witnesses, all on this, the _____ day of _____ 20 ____.

Testator _____.

We, the undersigned persons of lawful age, have on this day at the request of _____, the Testator, witnessed his signature to the forgoing Last Will and Testament, in the presence of each of us, and we have at the same time and in his presence and in the presence of each other, subscribed our names hereto as attesting as trustees.

Witness:	Address:
1. _____	
2. _____	
3. _____	

State of: _____

County of: _____

Before me, the undersigned, on this day, personally appeared _____, the Testator and _____ as the witnesses, whose names are subscribed to the foregoing instrument in their respective capacities, and all of them duly sworn by me, the said _____, Testator declared to me and to the said witnesses in my presence that the said instrument was his Last Will and Testament that he had willingly made and executed it as his free act for the purposes therein expressed; and the said witnesses, each on his oath, stated to me in the presence and hearing of said testator, that the said Testator had declared to them that the said instrument is his Last Will and Testament and that he exerted the same as such and wanted each of them to sign it as witness; and upon their oath each witness further stated that they did sign the same as witnesses in the presence of the said Testator and at his request, and that the said Testator was at that time over 18 years of age, and was of sound mind.

Signature of Notary: _____

Testator: _____

Witness 1: _____

Witness 2: _____

Witness 3: _____

Subscribed and acknowledged before me, by the said _____, and subscribed and sworn to before me, by the said witness _____ this the _____ day of _____, 20 ____.

NOTARY PUBLIC.

COMMISSION EXPIRES _____

This document is made in _____ copies, _____ pages, all the same and all original. One copy is with the Testator, One is with _____, the executor, and one deposited in the law office of _____.

SCHEDULE : A

If the deceased is male and is survived by his wife and by relatives of the 1st group.

No.	Surviving heirs	Total shares	Wife's shares	Father's shares	Mother's shares	Children's shares	Remarks
1.	Wife, Father and Mother a) presence of hajib* b) absence of hajib*	12 12	3 3	7 5	2 4		
2.	Wife and Father	4	1	3			
3.	Wife and Mother	4	1		3		
4.	Wife and Sons	8	1			7	if more than one the 7/8 is divided equally between them
5.	Wife and Daughters	8	1			7	if more than one the 7/8 is divided equally between them
6.	Wife, Sons and Daughters	8	1			7	sons get twice the Daughters share
7.	Wife, Father, Mother and one Son	24	3	4	4	13	
8.	Wife, Father, Mother and Sons	24	3	4	4	13	if more than one to be divided equally between them
9.	Wife, Father, Mother and one Daughter	40	5	7	7	21	
10.	Wife, Father, Mother and Daughters	24	3	4	4	13	if more than one to be divided equally between them
11.	Wife, Father, Mother, Sons and Daughters	24	3	4	4	13	sons get twice the Daughter's share

Schedule A Contd:

No.	Surviving heirs	Total shares	Wife's shares	Father's / Mother's shares	Children's shares	Remarks
12.	Wife, Father or Mother and Son	24	3	4	17	
13.	Wife, Father or Mother and Sons	24	3	4	17	if more than one to be divided equally between them
14.	Wife, Father or Mother and one Daughter	32	4	7	21	
15.	Wife, Father or Mother and Daughters	40	5	7	28	if more than one to be divided equally between them
16.	Wife, Father or Mother and Children	24	3	4	17	sons get twice the Daughter's share

* Hajib:

Some relatives of the deceased by their mere presence, bring about a change in the share of the deceased's mother, even though they themselves do not inherit anything. They are called Hajib and are either of the following:

- a) Two brothers of the deceased
- b) Four sisters of the deceased
- c) One brother and two sisters of the deceased

SCHEDULE : B

If the deceased is female and is survived by his husband and by relatives of the 1st group.

No.	Surviving heirs	Total shares	Wife's shares	Father's shares	Mother's shares	Children's shares	Remarks
1.	Husband and Father	2	1	1			
2.	Husband and Mother	2	1		1		
3.	Husband, Father And Mother a) presence of hajib* b) absence of hajib*	6 6	3 3	2 1	1 2		
4.	Husband and Sons	4	1			3	if more than one, the 3/4 to be equally divided
5.	Husband and Daughters	4	1			3	if more than one, the 3/4 to be equally divided
6.	Husband, Sons and Daughters	4	1			3	sons get twice the Daughter's share
7.	Husband, Father, Mother and Sons	12	3	2	2	5	if more than one, the 5/12 be equally divided
8.	Husband, Father, Mother and Daughters	12	3	2	2	5	if more than one, the 5/12 be equally divided
9.	Husband, Father, Mother, Sons and Daughters	12	3	2	2	5	sons get twice the Daughter's share

Schedule B Contd:

No.	Surviving heirs	Total shares	Wife's shares	Father's / Mother's shares	Children's shares	Remarks
10.	Husband, Father or Mother and Sons	12	3	2	7	if more than one, the 7/12 be equally divided
11.	Husband, Father or Mother and one Daughter	16	4	3	9	
12.	Husband, Father or Mother and Daughters	12	3	2	7	if more than one, then to be equally divided
13.	Husband, Father or Mother, Sons and Daughters	12	3	2	7	sons get twice the Daughter's share

* Hajib:

Some relatives of the deceased by their mere presence, bring about a change in the share of the deceased's mother, even though they themselves do not inherit anything. They are called Hajib and are either of the following:

- a) Two brothers of the deceased
- b) Four sisters of the deceased
- c) One brother and two sisters of the deceased

SCHEDULE : C

If the deceased is not survived by his/her spouse, but the relatives of the 1 st group are present

No.	Surviving heirs	Total shares	Wife's shares	Father's shares	Mother's shares	Children's shares	Remarks
1.	<i>any surviving heir he / she gets complete inheritance.</i>						
2.	Father and Mother a) presence of hajib* b) absence of hajib*	6 3		5 2	1 1		
3.	Sons	1				1	if more than one, then to be equally divided
4.	Daughters	1				1	if more than one, then to be equally divided
5.	Father, Mother and Sons	6		1	1	4	if more than one, then to be equally divided
6.	Father, Mother and one Daughter a) presence of hajib* b) absence of hajib*	24 5		5 1	4 1	15 3	
7.	Father, Mother and Daughters	6		1	1	4	if more than one, then to be equally divided
8.	Father, Mother, Sons and Daughters	6		1	1	4	Sons get twice the Daughters share

Schedule C Contd:

No.	Surviving heirs	Total shares	Wife's shares	Father's / Mother's shares	Children's shares	Remarks
9.	Father or Mother and Sons	6		1	5	if more than one, to be equally divided
10.	Father or Mother and one Daughter	4		1	3	
11.	Father or Mother and Daughters	5		1	4	if more than one, to be equally divided
12.	Father or Mother Sons and Daughters	6		1	5	Sons get twice the Daughters share

* Hajib:

Some relatives of the deceased by their mere presence, bring about a change in the share of the deceased's mother, even though they themselves do not inherit anything. They are called Hajib and are either of the following:

- a) Two brothers of the deceased
- b) Four sisters of the deceased
- c) One brother and two sisters of the deceased