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<p class="MsoNormal" dir="RTL" style="margin-top:0cm;margin-right:7.0pt;margin-bottom:10.0pt;margin-left:7.1pt;text-align:justify;text-orientation:vertical;text-indent:1.0cm;float:none; height:150%><b><span style="font-size:16.0pt;float:none; height:150%;font-family:Traditional Arabic;mso-ascii-font-family:Traditional Arabic;<br />mso-hans-font-family:Traditional Arabic;color:black;mso-themecolor:text1" lang="AR-SA"> </span></b></p><br />

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<p class="MsoNormal" d r="RTL" style="margin-top:0cm;margin-right:7.0pt;margin-bottom:10.0pt;margin-left:7.1pt;text-align:ust fy;text-ust fy:inter-deograph;<br /> text-indent:1.0cm;ne-he ght:150%"><b><span style="font-size:16.0pt;<br /> l ne-he ght:150%;font-family:Trad'onal Arab'c;mso-asc'-font-family:Trad'onal Arab'c;<br /> mso-hans-font-family:Trad'onal Arab'c;color:black;mso-themecolor:text1" lang="AR-SA">وحكم<br /> هذه الزيادة ينقسم لقسمين</span></b></p></br />

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<p class="MsoNormal" d r="RTL" style="margin-top:0cm;margin-right:7.0pt;margin-bottom:10.0pt;margin-left:7.1pt;text-align:ust fy;text-ust fy:inter-deograph;<br /> text-indent:1.0cm;ne-he ght:150%"><b><span style="font-size:16.0pt;<br /> l ne-he ght:150%;font-family:Trad'onal Arab'c;mso-asc'-font-family:Trad'onal Arab'c;<br /> mso-hans-font-family:Trad'onal Arab'c;color:black;mso-themecolor:text1" lang="AR-SA"></span></b></p></br />

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إذا تم ذلك بدون اشتراط بحيث لو لم يدفع لم يعتبر ذلك إخلالا بالعرف<span/> <span style="font-size:16.0pt; font-family:Trad'onal Arab'c;color:black;mso-themecolor:text1" lang="AR-SA"></span> فهذا جائز إن شاء الله ويقويه الحديث الذي حسنه ابن</br>

القيم وغيره : ( أن رجلاً من كلاب سأل النبي صَلَّى اللهُ عَلَيْهِ وَسَلَّمَ عن عَسْبِ الْفَحْلِ فَهِيَ فَنَاحٍ فَقَالَ يَا رَسُولَ اللَّهِ إِنَّا نَطْرُقُ الْفَحْلَ فَنُكْرِمُ فَرَخْصَ لَهُ فِي الْكِرَامَةِ) </br>

<p class="MsoNormal" d r="RTL" style="margin-top:0cm;margin-right:7.0pt;margin-bottom:10.0pt;margin-left:7.1pt;text-align:ust fy;text-ust fy:inter-deograph;<br /> text-indent:1.0cm;ne-he ght:150%"><b><span style="font-size:16.0pt;<br /> l ne-he ght:150%;font-family:Trad'onal Arab'c;mso-asc'-font-family:Trad'onal Arab'c;<br /> mso-hans-font-family:Trad'onal Arab'c;color:black;mso-themecolor:text1" lang="AR-SA"></span></b></p></br />

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أن تكون هذه الزيادة في قوة المشترطة بحيث لو لم يدفعها لعد ذلك نقصاً فهذه الزيادة لا تجوز لأنها في حقيقتها أجرة على</br>

<p class="MsoNormal" d r="RTL" style="margin-top:0cm;margin-right:7.0pt;margin-bottom:10.0pt;margin-left:7.1pt;text-align:ust fy;text-ust fy:inter-deograph;<br /> text-indent:1.0cm;ne-he ght:150%"><b><span style="font-size:16.0pt;<br /> l ne-he ght:150%;font-family:Trad'onal Arab'c;mso-asc'-font-family:Trad'onal Arab'c;<br /> mso-hans-font-family:Trad'onal Arab'c;color:black;mso-themecolor:text1" lang="AR-SA"></span></b></p></br />

وقد نهى النبي صلى الله عليه وسلم عن عصب الفحل.<span/> <span style="font-size:16.0pt; font-family:Trad'onal Arab'c;color:black;mso-themecolor:text1" lang="AR-SA"></span> وغيره البخاري عند عمر ابن حديث في كما</br>

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د.أحمد الخليل</br>

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## الرابط الاصيلي