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Conditions of Sale

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Condition of mutual consent in sales

Fourth question of Fatwa no. 8859

Q 4: Is it permissible to contract a sale in the absence of mutual consent?

A: It is not permissible to contract a sale in the absence of mutual consent. Allah (may He be Exalted) says: ﴿ O you who believe! Eat not up your property among yourselves unjustly except it be a trade amongst you, by mutual consent... ﴾ An exception to this is when a sale is contracted correctly as in the case of the court selling items which are mortgaged.

May Allah grant us success! May peace and blessings be upon our Prophet Muhammad, his family, and Companions!

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