



The third question of Fatwa no. 7570

Q 3: I bought a Datsun car on a loan from someone and we concluded the sale agreement in the presence of witnesses. I wanted to get married in a week and so he gave me 15,700 Riyals in cash for the car from the total price of 25,000 Riyals. After a while I heard that exchanging money for money of the same type is Riba (usury). Now I am indebted for the car and he does not have the car, for he must bring it from Jeddah. If this deal included Riba, what am I obligated to do about it? Do I have to offer Kaffarah (expiation)?

A: If the reality is as you mentioned, this sale transaction is Haram (prohibited), because it is actually selling Dirhams for Dirhams, and this is the Riba that is prohibited by the Qur'an, Sunnah (whatever reported from the Prophet), and Ijma' (consensus of scholars). It is obligatory on you to return the Dirhams that you received from him, without any increase, due to the invalidity of the sale.

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

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