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Abu Hurayra reported that the Prophet, may Allah bless him and  
grant him peace, asked Abu'l-Haytham:"Do you have a servant?" "No," he  
replied. He said, "Come to us when we get some captives." The Prophet,  
may Allah bless him and grant him peace, was brought only two captives.  
Abu'l-Haytham came to him and the Prophet, may Allah bless him and grant  
him peace, said, "Choose between them." "Choose for me, Messenger of Allah,"  
he replied. The Prophet, may Allah bless him and grant him peace, said,  
"The person who is consulted is in a position of trust. Take this one.  
I have seen him pray. Treat him well." Abu'l-Haytham's wife said, "You  
will not live up to the words of the Prophet, may Allah bless him and grant  
him peace, about him until you set him free." "He is free," he stated.  
The Prophet, may Allah bless him and grant him peace, said, "Allah did not send a Prophet or khalifa but that he has two confidants: a confidant who commands him to do what is correct and forbids what is bad, and a confidant who will not fall short in corrupting you. Anyone who is protected from the evil confidant has been protected."

حَدَّثَنَا آدَمُ، قَالَ‏:‏ حَدَّثَنَا شَيْبَانُ أَبُو مُعَاوِيَةَ، قَالَ‏:‏ حَدَّثَنَا عَبْدُ الْمَلِكِ بْنُ عُمَيْرٍ، عَنْ أَبِي سَلَمَةَ بْنِ عَبْدِ الرَّحْمَنِ، عَنْ أَبِي هُرَيْرَةَ قَالَ‏:‏ قَالَ النَّبِيُّ صلى الله عليه وسلم لأَبِي الْهَيْثَمِ‏:‏ هَلْ لَكَ خَادِمٌ‏؟‏ قَالَ‏:‏ لاَ، قَالَ‏:‏ فَإِذَا أَتَانَا سَبْيٌ فَأْتِنَا فَأُتِيَ النَّبِيُّ صلى الله عليه وسلم بِرَأْسَيْنِ لَيْسَ مَعَهُمَا ثَالِثٌ، فَأَتَاهُ أَبُو الْهَيْثَمِ، قَالَ النَّبِيُّ صلى الله عليه وسلم‏:‏ اخْتَرْ مِنْهُمَا، قَالَ‏:‏ يَا رَسُولَ اللهِ، اخْتَرْ لِي، فَقَالَ النَّبِيُّ صلى الله عليه وسلم‏:‏ إِنَّ الْمُسْتَشَارَ مُؤْتَمَنٌ، خُذْ هَذَا، فَإِنِّي رَأَيْتُهُ يُصَلِّي، وَاسْتَوْصِ بِهِ خَيْرًا، فَقَالَتِ امْرَأَتُهُ‏:‏ مَا أَنْتَ بِبَالِغٍ مَا قَالَ فِيهِ النَّبِيُّ صلى الله عليه وسلم إِلاَّ أَنْ تُعْتِقَهُ، قَالَ‏:‏ فَهُوَ عَتِيقٌ، فَقَالَ النَّبِيُّ صلى الله عليه وسلم‏:‏ إِنَّ اللَّهَ لَمْ يَبْعَثْ نَبِيًّا وَلاَ خَلِيفَةً، إِلاَّ وَلَهُ بِطَانَتَانِ‏:‏ بِطَانَةٌ تَأْمُرُهُ بِالْمَعْرُوفِ وَتَنْهَاهُ عَنِ الْمُنْكَرِ، وَبِطَانَةٌ لاَ تَأْلُوهُ خَبَالاً، وَمَنْ يُوقَ بِطَانَةَ السُّوءِ فَقَدْ وُقِيَ‏.‏

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'Amir ibn Dinar said, "Ibn 'Abbas recited (this ayat), 'Consult  
with them about the matter.' (3:159)"

حَدَّثَنَا صَدَقَةُ، قَالَ‏:‏ أَخْبَرَنَا ابْنُ عُيَيْنَةَ، عَنْ عُمَرَ بْنِ حَبِيبٍ، عَنْ عَمْرِو بْنِ دِينَارٍ قَالَ‏:‏ قَرَأَ ابْنُ عَبَّاسٍ‏:‏ وَشَاوِرْهُمْ فِي بَعْضِ الامْرِ‏.‏

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Al-Hasan said, "People never seek advice without being guided to  
the best possibility available to them." Then he recited, "and manage their  
affairs by mutual consultation." (42:38)

حَدَّثَنَا آدَمُ بْنُ أَبِي إِيَاسٍ، قَالَ‏:‏ حَدَّثَنَا حَمَّادُ بْنُ زَيْدٍ، عَنِ السَّرِيِّ، عَنِ الْحَسَنِ قَالَ‏:‏ وَاللَّهِ مَا اسْتَشَارَ قَوْمٌ قَطُّ إِلاَّ هُدُوا لأَفْضَلِ مَا بِحَضْرَتِهِمْ، ثُمَّ تَلاَ‏:‏ ‏{‏وَأَمْرُهُمْ شُورَى بَيْنَهُمْ‏}‏‏.‏

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Abu Hurayra reported that the Prophet, may Allah bless him and  
grant him peace, said, "Anyone who attributes words to me which I did not  
say should take his seat in the Fire. Anyone who gives his Muslim brother  
misguided advice when they consult him has betrayed them. If anyone gives a fatwa  
which is not firm, the wrong action of that rests on the one who gave the  
fatwa."

حَدَّثَنَا عَبْدُ اللهِ بْنُ يَزِيدَ قَالَ‏:‏ حَدَّثَنِي سَعِيدُ بْنُ أَبِي أَيُّوبَ قَالَ‏:‏ حَدَّثَنِي بَكْرُ بْنُ عَمْرٍو، عَنْ أَبِي عُثْمَانَ مُسْلِمِ بْنِ يَسَارٍ، عَنْ أَبِي هُرَيْرَةَ قَالَ‏:‏ قَالَ النَّبِيُّ صلى الله عليه وسلم‏:‏ مَنْ تَقَوَّلَ عَلَيَّ مَا لَمْ أَقُلْ، فَلْيَتَبَوَّأْ مَقْعَدَهُ مِنَ النَّارِ وَمَنِ اسْتَشَارَهُ أَخُوهُ الْمُسْلِمُ، فَأَشَارَ عَلَيْهِ بِغَيْرِ رُشْدٍ فَقَدْ خَانَهُ وَمَنْ أُفْتِيَ فُتْيَا بِغَيْرِ ثَبْتٍ، فَإِثْمُهُ عَلَى مَنْ أَفْتَاهُ‏.‏

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