

Index

- akbalaqiyat*, 54
alim, 52
 All India Muslim League, 16–17
 All India Muslim Personal Law Board (AIMPLB), 24–25, 54, 103, 107, 136, 148
 rallies at Azad Maidan, 153–154
 All India Muslim Women's Rights Network (MWRN), 14, 26
 All India Tablighi Seerat, 103
 All India Women's Personal Law Board, 14, 26
 alternative dispute resolution forums, 115–117, 133, 137, 142. *See also sharia adalat* (shariah court)
 and feminist geopolitics, 126–128
 role of activists to cultivate relationship, 121–126
 state shadow over, 117–119
 Ambedkar, B. R., 8, 22
 depressed classes representation, 20–21
 minority representation of Dalits from Muslims, 20
 minority's relationship with majority, 21
 political conception of minorities, 65, 82
 role in notion of minority rights, 20
 Anjuman-e-Islam, 99
 Anwar-ul-Azim, Muhammad, 17–18
apa, 106
aqi, 51
 Awaaz-e-Niswaan (Women's Voice [AeN]), 14, 26, 149
awliya, 95
 Babri Masjid demolition (1992), 91
 Bahadur, Mahboob Ali Baig Sahib, 23
 Bajpai, Rochana, 8
barabari, 51
 aspects of, 74
 Bazme Khawateen, 14, 26
 Benhabib, Seyla
 individual freedom, 5
 model of accommodation of cultures, 5
 Bharatiya Janata Party (BJP)
 government (Hindu right-wing government), 33, 117–118, 131, 150, 152, 162–163
 Bharatiya Muslim Mahila Andolan (BMMA, or Indian Muslim Women's Movement), 1–3, 12, 29–30, 32, 49, 59, 67, 92, 95, 97, 99,

- 115, 117, 120–122, 135, 142, 148, 154, 163
- activism of, 50
- activists, 27, 113–114
- adjudication of marital disputes in women's *shariat adalat*, 75–80
- aim of, 12, 27–28, 53
- demands of, 13–14
- emergence of, 12
- emphasis on marginalised social location of Indian Muslim women, 13
- gender-just framework, 12–13
- members, 27
- minority rights, 62–66
- organisational structure of, 70–71
- practice equality, 71–75
- press conferences and public meetings, 150–153
- right to religious freedom, 51–57
- role in spreading Quran message, 57
- shariat adalat* (see *sharia adalat* [shariah court])
- survey in 2015, 13
- women's sharia courts of, 114
- workshops and training sessions on Muslim women rights, 50–51, 61
- Centre for the Study of Society and Secularism, 149
- chutkara*, 141–142
- Citizenship (Amendment) Act (CAA), 160–161, 164
- colonial codification, 24
- colonial production, 24
- communal solidarity, 16
- communal violence in India, 26, 93, 122–123
- Constituent Assembly, 8, 22
- Constitutional Amendment Act, 160–161
- Dalit, 8, 20
- dar-ul-qaza*, 75, 103–105, 107, 134
- Dar-ul-uloom e Niswan, 52
- Das, Veena, 138
- decolonial feminist theory, 12
- decolonising political theory, 9–12
- Dissolution of Muslim Marriages Act, 17–18, 75
- divorce rights of Muslim women, 57–62
- Domestic Violence Act, 51, 71
- Dowry Prohibition Act, 51
- Egypt, social life of Muslim women's rights, 9
- ethical self-fashioning of women, 68–69
- fatwas*, 18
- female *qazis*, 1, 14, 32, 51–52, 54, 67, 70, 113, 117–118, 135, 139, 147
- feminist authorial voice, 8
- Gandhi, Indira, 104
- gendered family relations, domain of, 69
- gendered reconceptualisations of public–private divide, 132
- gender equality, 3, 5–6, 12, 31–32, 59, 62, 67–68, 78–83
- ghetto
- characteristics of, 93
- defined, 93
- Global South, 9
- global war on terror, 96
- Hastings, Warren, 15
- Hindu law reform in public sphere, 22
- Hindu nationalism, 162
- huq* of Muslim women, 49, 52, 61, 79, 99
- ibadat karna*, 60
- iddat* period, 73–75, 80
- ilm*, 61

182

Index

Indian Law Commission

1833, 15

1864, 15–16

Indian National Congress/Congress
party, 16, 20–23, 92, 101Indian Union Muslim League (IUML),
24*insaf*, 51

Iqbal, Muhammad

on Muslim nationalism, 19

Protestant reformation of Europe,
19

Iqtidar, Humeira, 28

Islamic feminism, 12, 27, 77

Islamic feminist movement in India, 14

Islamophobia, 78

Jamat-e-Islami, 28

Jamat-e-Ulema-e-Hind, 24

Jinnah, Mohammad Ali, 16–17

journals/magazines

Communalism Combat, 96*Islam and Modern Age*, 95*khalifas*, 51, 54–55

Khan, Aga

India in Transition, 19

Khan, Muhammad Yamin, 17

khula, 62, 136, 138*khula nama*, 147

Lemons, Katherine, 134

liberal feminists, 51, 68–70

liberal Islam, 162

liberalism, 3–4, 10–11, 15, 28, 63–65,
81, 109, 128, 156

legal, 16–17

liberalism in India, 8, 65, 162

liberal multiculturalism, 10–11

liberal nationalism, 10

love-jihad, 161, 163

Madhok, Sumi, 9

mahila mandals, 91*Mahila Shakti Mandal*, 71, 98–99, 101

Mamdani, Mahmood

national majorities and minorities,
relationship between, 10

notion of tolerance, 10

on postcolonial nationalists' struggle,
10

Mahmood, Saba

double movement of political
secularism, 7

Islamic discursive tradition, 68–69

on minority rights, 7

maulanas, 54, 118*maulvis*, 52, 60*mehr*, 146

Mehta, Hansa, 22

Mehta, Pratap Bhanu, 160–161

minority politics, 22–23

minority rights in India, 69, 163–164

complex domain of interaction, 82

decolonial theory of, 4–9

framework of liberal multiculturalism
and nationalism, 10

history of, 14–16

legal domain of, 109

lived life of, 11

minorities creation under colonial
rule, 10

politics and practice of, 31

politics of, 3

reconstituting, 154–156

religion-based personal laws, 11

standard liberal approaches to, 11

Mir-Hosseini, Ziba, 51

misogyny, 78

mobilisation of Muslim women against
gendered domination, 26–27Mohalla Committee Movement Trust
(MCMT), Mumbai, 3, 12, 29–30,

- 77, 92, 97, 103–104, 113–115, 123, 163
 aim of, 2
 Mohanty, Chandra Talpade, 6
 Morley Minto reforms in 1909, 16
muftis, 118
mullabs, 52
 multiculturalism, 4–5, 10, 68–69
 Mumbai communal riots (1992–1993), 2, 76, 91–94, 98, 102–103
 Muslim community/family
 as a juridical and legal entity, 17
 political representation of, 16, 20
 Muslim family law in India, 69
 framework of, 2–3
 Hindu majoritarian engagements with, 25
 history of, 23
 postcolonial, 22–28
 Muslim fundamentalists, 97
 Muslim ghetto in Indian cities, 33, 93–97
 in Behrampada (Mumbai), 97–102
 reframing minority rights, 108–109
 and women's grievance redressal cell, 102–107
 Muslim minorities, 2–3, 12–13, 16, 22–23, 27, 32–33, 55, 58, 63, 75, 82, 104, 106–107, 160
 communal violence against, 26, 91–92, 162
 desire for political power, 21
 entanglement between religion-based Muslim personal law and, 15
 and Hindu majority, relationship between, 21
 identity, 17
 premised upon geopolitical instrumentalisation, 116
 tied to liberal nationalism, 19
 Muslim Personal Law (Shariat) Application Act, 17, 149
 Muslim personal laws in India, 32, 54
 adjudication, categories of, 24
 history of, 14–16, 19
 intra-Muslim differences about, 24
 staged in police stations and local communities, 108
 Muslim politics, 19
 Muslim Satyasodhak Samaj, 25
 Muslim Women's (Protection of Rights) to Divorce Act, 23, 75, 153
 Mussalman Wakf Validating Act, 17

 Narayan, Uma, 6
 nationalism, 10
 National Register of Citizens (NRC), 160–161, 164
 Niaz, Noorjehan Safia, 27, 134
nikah halala, 148, 151

 Okin, Susan Moller, 4
 crude characterisation of cultures, 68
 on gender equality and cultural accommodation, 5

 Phillips, Anne, 6, 68
 political ethnography, 28–29
 polygamy, 13, 62, 78, 105–106, 144, 148–149, 151
 protest in Shaheen Bagh and Mumbai Bagh, 161
 public rallies, 56
purdah, 94

qadi, 29, 30, 95
qadi courts, 29, 30
 Quran, 1–2, 19, 26–27, 29, 32, 50, 52, 56–57, 72–73, 95, 97
 empiricist notion of history, 96
 huj of Muslim women rights, 57–62

- rahama*, 1, 51, 58, 62
 Rao, Anupama, 8
 reformist Islam, 162
 religion-based personal laws, 11
 religious authority, 49
 religious freedom, 51–57

 Sachar Committee report, 13, 93,
 secularisation, 28
 secular women's movements in India,
 25
 Shachar, Ayelet
 concept of citizenship, 5
 multicultural state, 5
 Shaikh, Khatun, 1, 76–81, 95, 125,
 134–135, 137–138, 145–146
 Shaikh, Mumtaz, 49, 53
sharia adalat (shariah court), 1, 17, 21,
 67, 77–78, 113–114, 117, 125–127,
 131–132, 136
 booklets and leaflets, 120–121
 challenge to gendered ideology of
 family, 134
 change in women claims, 139
 Dar-ul-uloom e Niswan initiative, 29
 demands of maintenance, 140
 fragility of gendered roles, 140–141
 gendered performances of female
 litigants, 138
 involvement in everyday running of
 forum, 141
 panoply of desires petitions and pleas
 by women in, 142–145
 predominated by women, 30
 space of self-making, 2
 women domestic labour, 137
sharia jamaats, 94
 Shiv Sena, 91, 102
 Singh, Manmohan, 13
 Soman, Zakia, 27

 South Asia, emergence of personal law
 in, 15
 Southborough and Simon commissions,
 20
 subject populations, 16
 Supreme Court judgments
 Shah Bano, 23, 25
 Shamim Ara, 25–26
 on triple *talaq*, 56, 131, 149–150

 Tablighi-e-Jamaat, 103
tafsir, 79
talaq, 25
 talaq-dilani waali auratei, 77
talaq-e-bain, 141, 146–147
talaq-e-ehsaan, 146
 triple *talaq*, 26, 55–57, 60, 106,
 118–119, 126–127, 145–150, 161
taqwa, 51
tawhid, 51, 54–55
 terror attack on 9/11, 96
 Thanawi, Maulana Ashraf Ali
 Bibisht Zewar, 18
 Heelat ul Najeeza, 18–19
 transnational feminist, 12

ulemas, 18

 vernacularisation of rights, 9
 violent nationalisms, 10

 Wadud, Amina, 51, 75
 White House National Security
 Council (NSC)
 Muslim World Outreach program, 96
 women *qazis*, 52
 Women's Research and Action Group
 (WRAG), 72

zimmedari, 51