

## Detailed Contents

<i>List of Figures</i>	<i>page</i> xiii
<i>List of Tables</i>	xv
<i>Preface</i>	xvii
<i>Acknowledgments</i>	xix
<i>Note on Translation, Transliteration, and Citations</i>	xxi
<b>Introduction</b>	<b>1</b>
PART I	
<b>1 Islamic Constitutionalism: Origins and Present</b>	<b>13</b>
1.1 The Attraction of Islam during Democratization “Moments”	13
1.2 Liberal Leanings and Moral Standings: Islamic Constitutionalism	17
1.3 A Tale of Four Monarchies: Tunisia, the Ottoman Empire, Egypt, and Iran	20
<b>2 What Is an Islamic Constitution?</b>	<b>26</b>
2.1 The al-Azhar Islamic Constitution	27
2.2 Analyzing the “Islamic Constitution”	30
2.2.1 Measuring Islamic Constitutions: Method	31
2.2.2 Empirical Findings on Islamic Clauses	34
2.3 Islamic Constitutions Index: Ranking Islamic Constitutions	36
2.4 Correlations	40
2.4.1 Population and Geography	40
2.4.2 Islam and Human Rights	42
2.5 Colonial History and Islamization	45
2.5.1 British Colonialism in India	50

	2.5.2 French Colonialism in West Africa and Algeria	56
	2.5.3 Soviet Colonialism in Central Asia	62
PART II		
<b>3</b>	<b>Constitutional Islamization and Islamic Supremacy Clauses</b>	<b>75</b>
3.1	Islamic Supremacy Clauses in National Constitutions	81
3.1.1	The Colonial Origins of the Repugnancy Clause	83
3.1.2	The Spread of Islamic Supremacy Clauses	87
3.2	An Empirical Analysis of Islamic Supremacy Clauses	87
3.2.1	The Determinants of Constitutional Islamization	88
3.2.2	The Co-occurrence of Rights and Islamic Superiority	90
3.2.3	Multivariate Analysis	96
<b>4</b>	<b>Case Studies</b>	<b>100</b>
4.1	Iran	101
4.1.1	The Prelude to the Revolution	101
4.1.2	The Constitutional Revolution	102
4.1.3	Iran's First Constitution	106
4.1.4	Coalitional Cracks	107
4.1.5	The Supplementary Constitution of 1907 and Islamic Supremacy Clauses	109
4.2	Afghanistan	113
4.2.1	The Prelude to Afghanistan's 1923 Constitution	113
4.2.2	The 1923 Constitution	114
4.2.3	Revolt against Reform and Rights	116
4.2.4	Compromise and Islamic Entrenchment	118
4.2.5	The 1931 Constitution and Islamic Supremacy	120
4.3	Egypt	123
4.3.1	Constitutional History before 1971	123
4.3.2	The 1971 Constitution	124
4.3.3	Legitimizing Presidential Rule through Islamic Supremacy	126
4.3.4	The Amendment of 1980: Further Constitutional Islamization	130
4.4	Iraq	134
4.4.1	Foreign Invasion and Democracy Bring Iraq's First Islamic Supremacy Clause	135
4.4.2	Islam in the Interim Constitution	137
4.4.3	Islam in the 2005 Permanent Constitution	139

	<i>Detailed Contents</i>	xi
	4.4.4 The Journey of Article 2: Islamic Supremacy	141
	4.4.5 Why Constitutionalize Islam?	143
PART III		
<b>5</b>	<b>Islamic Supremacy Clauses and Rights: Islamic Review in Practice</b>	153
	5.1 Pakistan	154
	5.1.1 Constitutional Islamization in Pakistan	154
	5.1.2 Islamic Supremacy Clauses in Pakistani Courts	161
	5.2 Egypt	171
	5.2.1 Islamic Supremacy Clauses in Egyptian Courts	175
	5.3 Comparing Pakistan and Egypt	183
	<b>Conclusion</b>	185
	<i>Bibliography</i>	191
	<i>Index</i>	207