

Contents

<i>Acknowledgments</i>	<i>page ix</i>
Introduction: Classical Islamic Thought and the Promise of Post-Secularism	I
I.1 Divine Revelation in Legal and Moral Thought	6
I.2 Appropriating Classical Islamic Thought	11
I.3 Scope of Study and Chapter Outline	21
PART I EPISTEMOLOGICAL AND METAPHYSICAL FOUNDATIONS	
1 What Do We Know without Revelation? The Epistemology of Divine Speech	27
1.1 The Mu‘tazilī Model: Knowledge as the Outcome of a Universal Causal Process	34
1.2 The Ash‘arī Response: Knowledge as Contingent Acquisition of Factual Truth	47
1.3 Epistemological Skepticism and the Broader Case for Divine Command Theory	58
1.4 Conclusion	64
2 God in Relation to Us: The Metaphysics of Divine Speech	66
2.1 The Basic Divide between Necessary and Accidental Existence	72
2.2 The Mu‘tazilī Model: God as Similar but Superior	79
2.3 The Ash‘arī Model: God as Utterly Distinct from Created Beings	87
2.4 Conclusion	93

3	The Nature of Divine Speech in Classical Theology	96
3.1	The Natural Law Model: Divine Speech as Action	99
3.2	The Divine-Command Model: Speech as an Eternal Attribute	107
3.3	The Function of Revelation in the Process of Norm-Construction	116
3.4	Conclusion	125
PART II THE CONSTRUCTION OF NORMS IN ISLAMIC JURISPRUDENCE		
4	The Nature of Divine Commands in Classical Legal Theory	131
4.1	Are Divine Command Theories Inherently Contrary to Moral Autonomy?	136
4.2	Divine Commands as Humanlike Expressions of Will	142
4.3	The Ash‘arī Conception of Commands as Divine Attributes	151
4.4	Conclusion	160
5	Divine Commands in the Imperative Mood	164
5.1	Collective Deliberation: Community as the Site of Production of Norms	168
5.2	Faithfulness to Revelation: The Argument for Suspension of Judgment	177
5.3	Normativity as the Jurists’ Domain: Arguments for the Presumption of Obligation	187
5.4	Conclusion	195
6	The Persistence of Natural Law in Islamic Jurisprudence	198
6.1	Al-Bāqillānī: Inner Morality and the Limits of the Divine Command Model	203
6.2	Al-Jaṣṣāṣ: Defending Natural Law in Revelation-Based Jurisprudence	208
6.3	Al-Sam‘ānī: Inner Morality in Mainstream Jurisprudence	215
6.4	Conclusion	221
	Conclusion	223
	<i>Bibliography</i>	228
	<i>Index</i>	238