

# Contents

List of Illustrations | *ix*

Acknowledgments | *xi*

Introduction | *1*

## PART ONE. **Setting and Context**

1. The Codification Episteme and the Multiplicity of Truth | *31*

## PART TWO. **Juristic Discourse Prior to the Nineteenth Century**

2. *Tatabbu' al-Rukhaṣ* in Juristic Discourse Prior to the Nineteenth Century | *63*
3. *Talfīq* in Juristic Discourse Prior to the Nineteenth Century | *105*

## PART THREE. **Court Practice Prior to the Nineteenth Century**

4. Pragmatic Eclecticism in Court Practice  
*A Thousand and One Cases* | *129*

## PART FOUR. **The Sweep of Modernity**

5. Juristic Discourse on Pragmatic Eclecticism in Modern Egypt | *167*
6. Codification and the Arab Spring  
*Can the Sharī'a be Restored?* | *202*

Conclusion | *230*

Appendix

*List of Most of the Jurists Mentioned in the Book* | 241

Notes | 257

Glossary of Key Terms | 317

Bibliography | 319

Index | 345