

buttons were presented to the Prophet ﷺ. He distributed them amongst his companions and kept one for Makhrama bin Naufal. Later on, Makhrama came along with his son Al-Miswar bin Makhrama, and stood up at the gate and said (to his son), "Call him (i.e., the Prophet ﷺ) to me." The Prophet ﷺ heard his voice, took a silken cloak and brought it to him, placing those golden buttons in front of him saying, "O Abūl-Miswar! I have kept this aside for you! O Abūl-Miswar! I have kept this aside for you!" Makhrama was a bad-tempered man.⁽¹⁾

الْوَهَابِ: حَدَّثَنَا حَمَادُ بْنُ زَيْدٍ عَنْ أُيُوبَ، عَنْ عَبْدِ اللَّهِ بْنِ أَبِي مُلَيْكَةَ: أَنَّ النَّبِيَّ ﷺ أَهْدَيْتَ لَهُ أَفْيَبَهُ مِنْ دِيْبَاجٍ مُزْرَدَةٌ بِالذَّهَبِ فَقَسَمَهَا فِي أَنْاسٍ مِنْ أَصْحَابِهِ وَعَزَلَ مِنْهَا وَاحِدًا لِمَحْرَمَةٍ بِنِ نَوْفَلٍ، فَجَاءَ وَمَعَهُ ابْنُهُ الْمِسْوَرُ بْنُ مَحْرَمَةَ، فَقَامَ عَلَى الْبَابِ، فَقَالَ: ادْعُهُ لِي، فَسَمِعَ النَّبِيَّ ﷺ صَوْتَهُ فَأَخَذَ قَبَاءً فَتَلَقَّاهُ بِهِ وَاسْتَقْبَلَهُ بِأَزْرَارِهِ فَقَالَ: «يَا أَبَا الْمِسْوَرِ خَبَأْتُ هَذَا لَكَ، يَا أَبَا الْمِسْوَرِ خَبَأْتُ هَذَا لَكَ» وَكَانَ فِي حُلُقِيهِ شَيْءٌ. رَوَاهُ ابْنُ عُلْيَةَ عَنْ أُيُوبَ. وَقَالَ حَاتِمُ بْنُ وَرْدَانَ: حَدَّثَنَا أُيُوبُ، عَنِ ابْنِ أَبِي مُلَيْكَةَ، عَنِ الْمِسْوَرِ بْنِ مَحْرَمَةَ: قَدِمْتُ عَلَى النَّبِيِّ ﷺ أَفْيَبَهُ، تَابَعَهُ اللَّيْثُ عَنِ ابْنِ أَبِي مُلَيْكَةَ. [راجع: ٢٥٩٩]

(12) CHAPTER. How the Prophet ﷺ distributed the properties of Banī Quraiza and Banī An-Naḍīr, and how much he kept for his needs.

3128. Narrated Anas bin Mālik رَضِيَ اللهُ عَنْهُ: People used to give some of their date-palms to the Prophet ﷺ (as a gift), till he conquered Banī Quraiza and Banī An-Naḍīr, whereupon he started returning their favours.

(١٢) بَابُ كَيْفَ قَسَمَ النَّبِيُّ ﷺ قُرَيْظَةَ وَالنَّضِيرَ؟ وَمَا أُعْطِيَ مِنْ ذَلِكَ مِنْ نَوَائِبِهِ

٣١٢٨ - حَدَّثَنَا عَبْدُ اللَّهِ بْنُ أَبِي الْأَسْوَدِ: حَدَّثَنَا مُعْتَمِرٌ، عَنْ أَبِيهِ قَالَ: سَمِعْتُ أَنَسَ بْنَ مَالِكٍ رَضِيَ اللهُ عَنْهُ يَقُولُ: كَانَ الرَّجُلُ يَجْعَلُ لِلنَّبِيِّ ﷺ النَّحْلَاتِ حَتَّى افْتَتَحَ قُرَيْظَةَ

(1) (H. 3127) This was the reason why the Prophet ﷺ treated him gently and mercifully and he always used to treat his companions in this manner.

وَالنَّضِيرَ فَكَانَ بَعْدَ ذَلِكَ يَرُدُّ عَلَيْهِمْ.

[راجع: ٢٦٣٠]

(13) CHAPTER. Blessed is the wealth of a living or a dead *Ghāzi* (i.e., Muslim fighter) who fought along with the Prophet ﷺ or along with the ruler.

(١٣) بَابُ بَرَكَةِ الْغَازِي فِي مَالِهِ حَيًّا وَمَيِّتًا مَعَ النَّبِيِّ ﷺ وَوَلَاةِ الْأَمْرِ

3129. Narrated ‘Abdullāh bin Az-Zubair : When Az-Zubair got up during the battle of Al-Jamal, he called me and I stood up beside him, and he said to me, “O my son! Today one will be killed either as an oppressor or as an oppressed one. I see that I will be killed as an oppressed one. My biggest worry is my debts. Do you think, if we pay the debts, there will be something left for us from our money?” Az-Zubair added, “O my son! Sell our property and pay my debts.” Az-Zubair then willed one-third of his property and willed one-third of that portion to his sons; namely, ‘Abdullāh’s sons. He said, “One-third of the one-third. If any property is left after the payment of the debts, one-third (of the one-third of what is left) is to be given to your sons.” (Hishām, a subnarrator added, “Some of the sons of ‘Abdullāh were equal in age to the sons of Az-Zubair e.g., *Khubaib* and ‘Abbād. ‘Abdullāh had nine sons and nine daughters at that time.”) (The narrator ‘Abdullāh added:) My father (Az-Zubair) went on drawing my attention to his debts saying, “If you should fail to pay part of the debts, appeal to my Master to help you.” By Allāh! I could not understand what he meant till I asked, “O father! Who is your Master?” He replied, “Allāh,” whenever I had any difficulty regarding his debts, I would say, “O Master of Az-Zubair! Pay his debts on his behalf,” and Allāh would (help me to) pay it. Az-Zubair was martyred leaving no Dīnār or Dirham but two pieces of land, one of which was (called) Al-*Ghāba*, and eleven houses in

٣١٢٩ - حَدَّثَنِي إِسْحَاقُ بْنُ إِبْرَاهِيمَ قَالَ: قُلْتُ لِأَبِي أُسَامَةَ: أَحَدْتَكُمْ هِشَامُ ابْنُ عُرْوَةَ، عَنْ أَبِيهِ، عَنْ عَبْدِ اللَّهِ بْنِ الزُّبَيْرِ قَالَ: لَمَّا وَقَفَ الزُّبَيْرُ يَوْمَ الْجَمَلِ، دَعَانِي فَقُمْتُ إِلَى جَنْبِهِ. فَقَالَ: يَا بُنَيَّ! إِنَّهُ لَا يُقْتَلُ الْيَوْمَ إِلَّا ظَالِمٌ أَوْ مَظْلُومٌ، وَإِنِّي لَا أُرَانِي إِلَّا سَاقِطَ الْيَوْمِ مَظْلُومًا وَإِنَّ مِنْ أَكْبَرِ هَمِّي لَدَيْنِي، أَفْتَرَى يُتْقَى دَيْنًا مِنْ مَالِنَا شَيْئًا؟ فَقَالَ: يَا بُنَيَّ، بَعِ مَالِنَا فَاقْضِ دَيْنِي. وَأَوْصِي بِالثُّلْثِ وَثُلْثِهِ لِبَنِيهِ، يَعْنِي عَبْدِ اللَّهِ بْنِ الزُّبَيْرِ، يَقُولُ: ثُلْثُ الثُّلْثِ، فَإِنْ فَضَلَ مِنْ مَالِنَا فَضْلٌ بَعْدَ قَضَاءِ الدَّيْنِ فَثُلْثُهُ لِيَوْلَدِكَ. قَالَ هِشَامُ: وَكَانَ بَعْضُ وَلَدِ عَبْدِ اللَّهِ قَدْ وَارَى بَعْضَ بَنِي الزُّبَيْرِ حُبِيبٌ وَعَبَادٌ وَلَهُ يَوْمَئِذٍ تِسْعَةُ بَنِينَ وَتِسْعُ بَنَاتٍ. قَالَ عَبْدُ اللَّهِ: فَجَعَلَ يُوصِينِي بِدِينِهِ وَيَقُولُ: يَا بُنَيَّ إِنْ عَجَزْتَ عَنْ شَيْءٍ مِنْهُ فَاسْتَعِنْ عَلَيْهِ مَوْلَايَ. قَالَ: فَوَاللَّهِ مَا دَرَيْتُ مَا أَرَادَ حَتَّى قُلْتُ: يَا أَبَتِ مَنْ مَوْلَاكَ؟ قَالَ: اللَّهُ. قَالَ: فَوَاللَّهِ مَا وَقَعْتُ فِي

Al-Madina, two in Baṣrah, one in Kūfa and one in Egypt. In fact, the source of the debt which he owed was (the money people used to deposit with him) that if somebody brought some money to deposit with him. Az-Zubair would say, "No, (I won't keep it as a trust), but I take it as a debt, for I am afraid it might be lost." Az-Zubair was never appointed governor or collector of the tax of *Kharāj* or any other similar thing, but he collected his wealth (from the war booty he gained) during the holy battles he took part in, in the company of the Prophet ﷺ, Abū Bakr, 'Umar, and 'Uthmān رضي الله عنهم. ('Abdullāh bin Az-Zubair added:) When I counted his debt, it turned to be two million and two hundred thousand. (The subnarrator added:) Ḥakīm bin Ḥizām met 'Abdullāh bin Az-Zubair and asked, "O my nephew! How much is the debt of my brother?" 'Abdullāh kept it as a secret and said, "One hundred thousand." Ḥakīm said, "By Allāh! I don't think your property will cover it." On that 'Abdullāh said to him, "What if it is two million and two hundred thousand?" Ḥakīm said, "I don't think you can pay it; so if you are unable to pay all of it, I will help you." Az-Zubair had already bought Al-Ghāba for one hundred and seventy thousand. 'Abdullāh sold it for one million and six hundred thousand. Then he called the people saying, "Any person who has any money claim on Az-Zubair should come to us in Al-Ghāba." There came to him 'Abdullāh bin Ja'far whom Az-Zubair owed four hundred thousand. He said to 'Abdullāh bin Az-Zubair, "If you wish I will forgive you the debt." 'Abdullāh (bin Az-Zubair) said, "No." Then Ibn Ja'far said, "If you wish you can defer the payment if you should defer the payment of any debt." Ibn Az-Zubair said, "No." 'Abdullāh bin Ja'far said, "Give me a

كُرْبَةٍ مِنْ دَيْنِهِ إِلَّا قُلْتُ: يَا مَوْلَى الزُّبَيْرِ اقْضِ عَنْهُ دَيْنَهُ، فَيَقْضِيهِ. فَقَبِلَ الزُّبَيْرُ رِضَى اللَّهِ عَنْهُ وَلَمْ يَدَعْ دِينَارًا وَلَا دَرْهَمًا إِلَّا أَرْضِيَنَّ مِنْهَا الْغَابَةَ وَاحْدَى عَشْرَةَ دَارًا بِالْمَدِينَةِ، وَدَارَيْنِ بِالْبَصْرَةِ، وَدَارًا بِالْكُوفَةِ، وَدَارًا بِمِصْرَ. قَالَ: وَإِنَّمَا كَانَ دَيْنُهُ الَّذِي عَلَيْهِ أَنَّ الرَّجُلَ كَانَ يَأْتِيهِ بِالْمَالِ فَيَسْتَوْدِعُهُ إِيَّاهُ فَيَمُوتُ الزُّبَيْرُ: لَا، وَلَكِنَّهُ سَلَفَ فَإِنِّي أَحْسَى عَلَيْهِ الصَّيْعَةَ. وَمَا وَلِي إِمَارَةً قَطُّ وَلَا حِبَايَةَ خَرَاجٍ وَلَا شَيْئًا إِلَّا أَنْ يَكُونَ فِي عَزْوَةٍ مَعَ النَّبِيِّ ﷺ أَوْ مَعَ أَبِي بَكْرٍ وَعُمَرَ وَعُثْمَانَ رِضَى اللَّهِ عَنْهُمْ. قَالَ عَبْدُ اللَّهِ ابْنُ الزُّبَيْرِ: فَحَسَبْتُ مَا عَلَيْهِ مِنَ الدَّيْنِ فَوَجَدْتُهُ أَلْفِي أَلْفٍ وَمِائَتِي أَلْفٍ. قَالَ: فَلَقِي حَكِيمَ ابْنَ حِرَامٍ عَبْدَ اللَّهِ بْنِ الزُّبَيْرِ فَقَالَ: يَا ابْنَ أُخِي، كَمْ عَلَى أُخِي مِنَ الدَّيْنِ؟ فَكَتَمَهُ فَقَالَ: مِائَةُ أَلْفٍ، فَقَالَ حَكِيمٌ: وَاللَّهِ مَا أَرَى أَمْوَالَكُمْ تَسْعُ لَهُذِهِ، فَقَالَ لَهُ عَبْدُ اللَّهِ: أَفَرَأَيْتَكَ إِنْ كَانَتْ أَلْفِي أَلْفٍ وَمِائَتِي أَلْفٍ؟ قَالَ: مَا أُرَاكُمْ تُطِيقُونَ هَذَا، فَإِنْ عَجَزْتُمْ عَنْ شَيْءٍ مِنْهُ فَاسْتَعِينُوا بِي. قَالَ: وَكَانَ الزُّبَيْرُ اشْتَرَى الْغَابَةَ بِسَبْعِينَ وَمِائَةِ أَلْفٍ، فَبَاعَهَا عَبْدُ اللَّهِ بِالْأَلْفِ أَلْفٍ وَسِتِّمِائَةِ أَلْفٍ. ثُمَّ قَامَ فَقَالَ:

piece of the land.” ‘Abdullāh bin Az-Zubair said (to him), “Yours is the land extending from this place to this place.” So, ‘Abdullāh bin Az-Zubair sold some of the property (including the houses) and paid his debt perfectly, retaining four and a half shares from the land (i.e., Al-Ghāba). He then went to Mu‘āwiya while ‘Amr bin ‘Uthmān, Al-Mundhir bin Az-Zubair and Ibn Zam‘a were sitting with him. Mu‘āwiya asked, “At what price have you appraised Al-Ghāba?” He said, “One hundred thousand for each share.” Mu‘āwiya asked, “How many shares have been left?” ‘Abdullāh replied, “Four and a half shares.” Al-Mundhir bin Az-Zubair said, “I would like to buy one share for one hundred thousand.” ‘Amr bin ‘Uthmān said, “I would like to buy one share for one hundred thousand.” Ibn Zam‘a said, “I would like to buy one share for one hundred thousand.” Mu‘āwiya said, “How much is left now?” ‘Abdullāh replied, “One share and a half.” Mu‘āwiya said, “I would like to buy it for one hundred and fifty thousand.” ‘Abdullāh also sold his part to Mu‘āwiya for six hundred thousand. When Ibn Az-Zubair had paid all the debts, Az-Zubair’s sons said to him, “Distribute our inheritance among us.” He said, “No, by Allāh, I will not distribute it among you till I announce in four successive *Hajj* seasons, ‘Would those who have money claims on Az-Zubair come so that we may pay them their debt.’” So, he started to announce that in public in every *Hajj* season, and when four years had elapsed, he distributed the inheritance among the inheritors. Az-Zubair had four wives, and after the one-third of his property was excluded (according to the will), each of his wives received one million and two hundred thousand. So the total amount of his property was fifty

مَنْ كَانَ لَهُ عَلَى الرَّبِيرِ حَقٌّ فَلْيُؤَافِنَا بِالْغَابَةِ. فَأَتَاهُ عَبْدُ اللَّهِ بْنُ جَعْفَرٍ، وَكَانَ لَهُ عَلَى الرَّبِيرِ أَرْبَعُمِائَةِ أَلْفٍ. فَقَالَ لِعَبْدِ اللَّهِ: إِنْ شِئْتُمْ تَرَكْتُهَا لَكُمْ. قَالَ عَبْدُ اللَّهِ: لَا، قَالَ: فَإِنْ شِئْتُمْ جَعَلْتُمُوهَا فِيمَا تُؤَخَّرُونَ إِنْ أَخْرَمْتُمْ، فَقَالَ عَبْدُ اللَّهِ: لَا، قَالَ: قَالَ: فَاقْطَعُوا لِي قِطْعَةً، فَقَالَ عَبْدُ اللَّهِ: لَكَ مِنْ هَاهُنَا إِلَى هَاهُنَا. قَالَ: قَبَاعَ مِنْهَا فَقَضَى دَيْنَهُ فَأَوْفَاهُ وَبَقِيَ مِنْهَا أَرْبَعَةٌ أَسْهُمٍ وَنِصْفٌ. فَقَدِمَ عَلَى مُعَاوِيَةَ وَعِنْدَهُ عَمْرُو بْنُ عُثْمَانَ وَالْمُنْذِرُ بْنُ الرَّبِيرِ وَابْنُ زَمْعَةَ. فَقَالَ لَهُ مُعَاوِيَةُ: كَمْ قَوْمَتِ الْغَابَةُ؟ قَالَ: كُلُّ سَهْمٍ مِائَةٌ أَلْفٍ، قَالَ: كَمْ بَقِيَ؟ قَالَ: أَرْبَعَةٌ أَسْهُمٍ وَنِصْفٌ. فَقَالَ الْمُنْذِرُ بْنُ الرَّبِيرِ: قَدْ أَخَذْتُ سَهْمًا بِمِائَةِ أَلْفٍ، قَالَ عَمْرُو بْنُ عُثْمَانَ: قَدْ أَخَذْتُ سَهْمًا بِمِائَةِ أَلْفٍ، وَقَالَ ابْنُ زَمْعَةَ: قَدْ أَخَذْتُ سَهْمًا بِمِائَةِ أَلْفٍ. فَقَالَ مُعَاوِيَةُ: كَمْ بَقِيَ؟ فَقَالَ: سَهْمٌ وَنِصْفٌ، قَالَ: أَخَذْتُهُ بِخَمْسِينَ وَمِائَةِ أَلْفٍ. قَالَ: وَبَاعَ عَبْدُ اللَّهِ بْنُ جَعْفَرٍ نَصِيْبَهُ مِنْ مُعَاوِيَةَ بِسِتِّمِائَةِ أَلْفٍ. فَلَمَّا فَرَغَ ابْنُ الرَّبِيرِ مِنْ قَضَاءِ دَيْنِهِ قَالَ بَنُو الرَّبِيرِ: أَقْسِمُ بَيْنَنَا مِيرَاتِنَا، قَالَ: لَا وَاللَّهِ، لَا أَقْسِمُ بَيْنَكُمْ حَتَّى أُنَادِيَ بِالْمَوْسِمِ أَرْبَعَ

million and two hundred thousand.

(14) CHAPTER. If the *Imām* sends some messenger to carry out a certain duty, or orders one to stay at home (by virtue of which he does not join the battle), will he be given a share from the booty?

3130. Narrated Ibn ‘Umar رضي الله عنهما: ‘Uthmān did not join the battle of Badr because he was married to one of the daughters of Allāh’s Messenger ﷺ and she was ill. So, the Prophet ﷺ said to him. “You will get a reward and a share (from the war booty) similar to the reward and the share of one who has taken part in the battle of Badr.”

(15) CHAPTER. The proof that the *Khumus* is to be used for the needs of the Muslims, is that when the people of the tribe of Hawāzin appealed to the Prophet ﷺ (to give them back what he had gained from them as war booty) mentioning the fact that he had been nursed by one of their women, he (ﷺ) asked the Muslims to give up their shares of the booty to them. (The second proof is) that the Prophet ﷺ used to promise the people to give them from the *Fai*’ (i.e., booty gained without fight) and from the *Khumus* (i.e.,

سنين: أَلَا مَنْ كَانَ لَهُ عَلَى الرَّبِيرِ دَيْنٌ فَلْيَأْتِنَا فَلْنَقْضِهِ، قَالَ: فَجَعَلَ كُلَّ سَنَةٍ يُنَادِي بِالْمُؤْسِمِ فَلَمَّا مَضَى أَرْبَعُ سِنِينَ قَسَمَ بَيْنَهُمْ. قَالَ: وَكَانَ لِلرَّبِيرِ أَرْبَعُ نِسْوَةٍ، وَرَفَعَ الثُّلْثَ فَأَصَابَ كُلَّ امْرَأَةٍ أَلْفَ أَلْفٍ وَمِائَتَا أَلْفٍ. فَجَمِعُ مَالِهِ خَمْسُونَ أَلْفَ أَلْفٍ وَمِائَتَا أَلْفٍ.

(١٤) بَابُ إِذَا بَعَثَ الْإِمَامُ رَسُولًا فِي حَاجَةٍ أَوْ أَمَرَهُ بِالْمُقَامِ هَلْ يُسْمَمُ لَهُ؟

٣١٣٠ - حَدَّثَنَا مُوسَى: حَدَّثَنَا أَبُو عَوَانَةَ: حَدَّثَنَا عُثْمَانُ بْنُ مَوْهَبٍ، عَنِ ابْنِ عُمَرَ رَضِيَ اللَّهُ عَنْهُمَا قَالَ: إِنَّمَا تَعَيَّبَ عُثْمَانُ عَنْ بَدْرِ فَإِنَّهُ كَانَ تَحْتَهُ بِنْتُ رَسُولِ اللَّهِ ﷺ وَكَانَتْ مَرِيضَةً، فَقَالَ لَهُ النَّبِيُّ ﷺ: «إِنَّ لَكَ أَجْرَ رَجُلٍ مِمَّنْ شَهِدَ بَدْرًا وَسَهْمَهُ».

[انظر: ٤٥١٤، ٤٦٥٠، ٤٦٥١، ٧٠٩٥]

(١٥) بَابُ: وَمِنَ الدَّلِيلِ عَلَى أَنَّ الْخُمْسَ لِتَوَائِبِ الْمُسْلِمِينَ، مَا سَأَلَ هَوَازِنُ النَّبِيَّ ﷺ بِرِضَاعِهِ فِيهِمْ فَتَحَلَّلَ مِنَ الْمُسْلِمِينَ. وَمَا كَانَ النَّبِيُّ ﷺ يَعِدُّ النَّاسَ أَنْ يُعْطِيَهُمْ مِنَ الْفَيْءِ وَالْأَنْفَالِ مِنَ الْخُمْسِ، وَمَا أُعْطِيَ الْأَنْصَارَ، وَمَا أُعْطِيَ جَابِرَ بْنِ عَبْدِ اللَّهِ مِنْ تَمْرِ خَيْبَرٍ

one-fifth of war booty) as extra rewards. (Another proof is) what the Prophet ﷺ gave the *Anṣār* and what he gave to Jābir bin ‘Abdullāh from the dates of *Khaibar*.

3131, 3132. Narrated Marwān bin Al-Ḥakīm and Miswar bin Makhrama: When the Hawāzin delegation came to Allāh’s Messenger ﷺ after they had embraced Islām and requested him to return their properties and war prisoners to them, Allāh’s Messenger ﷺ said, “To me the best talk is the Truth, so you may choose either of two things; the war prisoners or the wealth, for I have delayed their distribution.” Allāh’s Messenger ﷺ had waited for them for over ten days when he returned from Ṭā’if. So, when those people came to know that Allāh’s Messenger ﷺ was not going to return to them except one of the two things, they said, “We choose our war prisoners.” Allāh’s Messenger ﷺ stood up amongst the Muslims, and after glorifying Allāh as He deserved, he said, “Now then, these brothers of yours have come to us with repentance, and I see it logical that I should return their captives to them. So, whoever of you likes to do that as a favour then he can do it, and whoever amongst you likes to stick to his share, let him give up his prisoners and we will compensate him from the very first *Fai* (i.e., war booty received without fight) which Allāh will give us.” On that, all the people said, “O Allāh’s Messenger! We have agreed willingly to do so (return the captives).” Then Allāh’s Messenger ﷺ said to them, “I do not know who amongst you has agreed to this and who has not. You should return and let your leaders inform me of your agreement.” The people returned and their leaders spoke to them, and then came to Allāh’s Messenger ﷺ and said, “All the people have agreed willingly to do so and

٣١٣١، ٣١٣٢ - حَدَّثَنَا سَعِيدُ
بْنُ عُفَيْرٍ قَالَ: حَدَّثَنِي اللَّيْثُ قَالَ:
حَدَّثَنِي عُقَيْلٌ، عَنِ ابْنِ شِهَابٍ قَالَ:
وَزَعَمَ عُرْوَةُ أَنَّ مَرْوَانَ بْنَ الْحَكَمِ
وَالْمِسْوَرَ بْنَ مَحْرَمَةَ أَخْبَرَاهُ: أَنَّ
رَسُولَ اللَّهِ ﷺ قَالَ حِينَ جَاءَهُ وَقَدْ
هَوَّازَنَ مُسْلِمِينَ فَسَأَلُوهُ أَنْ يُرَدَّ إِلَيْهِمْ
أَمْوَالُهُمْ وَسَبْيُهُمْ، فَقَالَ لَهُمْ رَسُولُ
اللَّهِ ﷺ: «أَحَبُّ الْحَدِيثِ إِلَيَّ
أَصْدَقُهُ، فَاخْتَارُوا إِحْدَى الطَّائِفَتَيْنِ:
إِمَّا السَّبْيَ وَإِمَّا الْمَالَ، وَقَدْ كُنْتُ
اسْتَأْنَيْتُ بِهِمْ». وَقَدْ كَانَ رَسُولُ اللَّهِ
ﷺ انْتَهَرَهُمْ بِضَعِّ عَشْرَةِ لَيْلَةٍ حِينَ
قَفَلَ مِنَ الطَّائِفِ، فَلَمَّا تَبَيَّنَ لَهُمْ أَنَّ
رَسُولَ اللَّهِ ﷺ غَيْرَ رَادٍّ إِلَيْهِمْ إِلَّا
إِحْدَى الطَّائِفَتَيْنِ قَالُوا: فَإِنَّا نَخْتَارُ
سَبِينَا. فَقَامَ رَسُولُ اللَّهِ ﷺ فِي
الْمُسْلِمِينَ فَاتَى عَلَى اللَّهِ بِمَا هُوَ
أَهْلُهُ، ثُمَّ قَالَ: «أَمَّا بَعْدُ، فَإِنَّا
إِخْوَانُكُمْ هَؤُلَاءِ قَدْ جَاؤُنَا تَائِبِينَ،
وَإِنِّي قَدْ رَأَيْتُ أَنْ أُرَدَّ إِلَيْهِمْ سَبْيُهُمْ.
مَنْ أَحَبَّ أَنْ يُطَيَّبَ فَلْيَفْعَلْ، وَمَنْ
أَحَبَّ مِنْكُمْ أَنْ يَكُونَ عَلَى حَظِّهِ حَتَّى
نُعْطِيَهُ إِيَّاهُ مِنْ أَوَّلِ مَا يُفِيءُ اللَّهُ عَلَيْنَا
فَلْيَفْعَلْ». فَقَالَ النَّاسُ: قَدْ طَيَّبْنَا ذَلِكَ

have given the permission to return the war prisoners (without compensation).”

(Az-Zuhrī, the subnarrator states :) This is what has been related to us about the captives of Hawāzin.

يَا رَسُولَ اللَّهِ لَهُمْ. فَقَالَ لَهُمْ رَسُولُ اللَّهِ ﷺ: إِنَّا لَا نَدْرِي مَنْ أِذِنَ مِنْكُمْ فِي ذَلِكَ مِمَّنْ لَمْ يَأْذَنْ، فَارْجِعُوا حَتَّى يَرْفَعَ إِلَيْنَا عُرْفَاؤَكُمْ أَمْرَكُمْ. فَرَجَعَ النَّاسُ فَكَلَّمَهُمْ عُرْفَاؤُهُمْ، ثُمَّ رَجَعُوا إِلَى رَسُولِ اللَّهِ ﷺ فَأَخْبَرُوهُ أَنَّهُمْ قَدْ طَيَّبُوا فَأِذِنُوا. فَهَذَا الَّذِي بَلَّغْنَا عَنْ سَبِي هَوَازِنَ. لِرَاجِع:

[٢٣٠٨، ٢٣٠٧]

3133. Narrated Zahdam : Once, we were in the house of Abū Mūsā who presented a meal containing cooked chicken. A man from the tribe of Banī Taimillāh with red complexion as if from the Byzantine war prisoners, was also present. Abū Mūsā invited him to share the meal but he (apologized) saying, “I saw chickens eating dirty things and so I have had a strong aversion to eating them, and have taken an oath that I will not eat chickens.” Abū Mūsā said, “Come along, I will tell you about this matter (i.e., how to cancel one’s oath). I went to the Prophet ﷺ in the company of a group of *Al-Ash‘ariyūn*, asked him to provide us with means of conveyance. He said, ‘By Allāh, I will not provide you with any means of conveyance and I have nothing to make you ride on.’ Then some camels as booty were brought to Allāh’s Messenger ﷺ and he asked for us saying, ‘Where is the group of *Al-Ash‘ariyūn*?’ Then he ordered that we should be given five camels with white humps. When we set out we said, ‘What have we done? We will never be blessed (with what we have been given).’ So, we returned to the Prophet ﷺ and said, ‘We asked you to provide us with means of conveyance, but you took an oath that you would not provide

٣١٣٣ - حَدَّثَنَا عَبْدُ اللَّهِ بْنُ عَبْدِ الْوَهَّابِ: حَدَّثَنَا حَمَّادٌ: حَدَّثَنَا أَيُّوبُ، عَنْ أَبِي قِلَابَةَ قَالَ: وَحَدَّثَنِي الْقَاسِمُ بْنُ عَاصِمِ الْكَلْبِيِّ - وَأَنَا لِحَدِيثِ الْقَاسِمِ أَحْفَظُ - عَنْ زَهْدَمٍ قَالَ: كُنَّا عِنْدَ أَبِي مُوسَى فَأَتَانِي - ذَكَرَ دَجَاجَةً - وَعِنْدَهُ رَجُلٌ مِنْ بَنِي تَيْمِ اللَّهِ أَحْمَرُ كَأَنَّهُ مِنَ الْمَوَالِي فَدَعَاهُ لِلطَّعَامِ فَقَالَ: إِنِّي رَأَيْتُهُ يَأْكُلُ شَيْئًا فَقَدِرْتُهُ فَحَلَفْتُ أَنْ لَا أَكُلَ. فَقَالَ: هَلُمَّ فَلَا حَدَّثْنَكُمْ عَنْ ذَلِكَ. إِنِّي أَتَيْتُ رَسُولَ اللَّهِ ﷺ فِي نَفَرٍ مِنَ الْأَشْعَرِيِّينَ نَسْتَحْمِلُهُ فَقَالَ: وَاللَّهِ لَا أَحْمِلُكُمْ وَمَا عِنْدِي مَا أَحْمِلُكُمْ. وَأَتَانِي رَسُولُ اللَّهِ ﷺ بِنَهَبٍ إِبِلٍ فَسَأَلَ عَنَّا فَقَالَ: أَيْنَ النَّفَرُ الْأَشْعَرِيُّونَ؟ فَأَمَرْنَا لَنَا بِخُمْسِ دَوْدٍ عُرِّ الدَّرَى. فَلَمَّا انْطَلَقْنَا قُلْنَا: مَا صَنَعْنَا لَا يِبَارِكُ لَنَا، فَوَجَعْنَا إِلَيْهِ فَقُلْنَا: إِنَّا سَأَلْنَاكَ أَنْ تَحْمِلَنَا فَحَلَفْتَ

us with any means of conveyance. Did you forget (your oath when you gave us the camels)?' He replied. 'I have not provided you with means of conveyance, but Allāh has provided you with it, and by Allāh, if Allāh will, if ever I take an oath to do something, and later on I find that it is more beneficial to do something different, I will do the thing which is better, and give expiation for my oath'."

أَنْ لَا تَحْمِلْنَا، أَفْتَسَيْتَ؟ قَالَ: «لَسْتُ أَنَا حَمَلْتُكُمْ، وَلَكِنَّ اللَّهَ حَمَلَكُمْ، وَإِنِّي وَاللَّهِ إِنْ شَاءَ اللَّهُ لَا أَحْلِفُ عَلَى يَمِينٍ فَأَرَى غَيْرَهَا خَيْرًا مِنْهَا إِلَّا أَتَيْتُ الَّذِي هُوَ خَيْرٌ وَتَحَلَّلْتُهَا». [انظر:

٤٣٨٥، ٤٤١٥، ٥٥١٧، ٥٥١٨، ٦٦٢٣، ٦٦٤٩، ٦٦٧٨، ٦٦٨٠، ٦٧١٨، ٦٧١٩،

[٧٥٥٥، ٦٧٢١

3134. Narrated Nāfi' on the authority of Ibn 'Umar رضي الله عنهما : Allāh's Messenger ﷺ sent a *Sarīya* (an army-unit)⁽¹⁾ towards Najd, and 'Abdullāh bin 'Umar was in that *Sarīya*. They gained a great number of camels as war booty. The share of each one of them was twelve or eleven camels, and they were also given an extra camel each.

٣١٣٤ - حَدَّثَنَا عَبْدُ اللَّهِ بْنُ يُوسُفَ: أَخْبَرَنَا مَالِكٌ، عَنْ نَافِعٍ، عَنِ ابْنِ عُمَرَ رَضِيَ اللَّهُ عَنْهُمَا: أَنَّ رَسُولَ اللَّهِ ﷺ بَعَثَ سَرِيَّةً فِيهَا عَبْدُ اللَّهِ بْنُ عُمَرَ قَبِيلَ نَجْدٍ فَغَنِمُوا إِبِلًا كَثِيرَةً. فَكَانَتْ سُهُمَانَهُمْ اثْنِي عَشَرَ بَعِيرًا أَوْ أَحَدَ عَشَرَ بَعِيرًا وَنَقَلُوا بَعِيرًا بَعِيرًا». [انظر: ٤٣٣٨]

3135. Narrated Ibn 'Umar رضي الله عنهما : Allāh's Messenger ﷺ used to give extra share to some of the members of a *Sarīya* (an army-unit) he used to send; in addition to the shares they shared with the army in general.

٣١٣٥ - حَدَّثَنَا يَحْيَى بْنُ بُكَيْرٍ: أَخْبَرَنَا اللَّيْثُ، عَنْ عَقِيلٍ، عَنْ ابْنِ شِهَابٍ، عَنْ سَالِمٍ، عَنِ ابْنِ عُمَرَ رَضِيَ اللَّهُ عَنْهُمَا: أَنَّ رَسُولَ اللَّهِ ﷺ كَانَ يُنْقَلُ بَعْضُ مَنْ يَبْعَثُ مِنَ السَّرَايَا لِأَنْفُسِهِمْ خَاصَّةً سِوَى قَسَمٍ عَامَّةٍ الْجَيْشِ.

3136. Narrated Abū Mūsa رضي الله عنه : We got the news of the emigration of the Prophet ﷺ while we were in Yemen, so we set out emigrating to him. We were, I and my two brothers, I being the youngest, and one of my brothers was Abū Burda and the other was

٣١٣٦ - حَدَّثَنَا مُحَمَّدُ بْنُ الْعَلَاءِ: حَدَّثَنَا أَبُو أُسَامَةَ: حَدَّثَنَا بَرِيدُ بْنُ عَبْدِ اللَّهِ، عَنْ أَبِي بُرْدَةَ، عَنْ أَبِي مُوسَى رَضِيَ اللَّهُ عَنْهُ، قَالَ:

(1) (H. 3134) *Sarīya* : See glossary.

Abū Ruhm. We were over fifty (or fifty-three or fifty-two) men from our people. We got on board a ship which took us to An-Najāshī in Ethiopia, and there we found Ja'far bin Abī Tālib and his companions with An-Najāshī. Ja'far said (to us), "Allāh's Messenger ﷺ has sent us here and ordered us to stay here, so you too, stay with us." We stayed with him till we all left (Ethiopia) and met the Prophet at the time when he had conquered Khaibar. He gave us a share from its booty (or gave us from its booty). He gave only to those who had taken part in the Ghazwa with him, but he did not give any share to any person who had not participated in the conquest of Khaibar's except the people of our ship, along with Ja'far and his companions, whom he gave a share as he gave to the people of the ship.

بَلَعْنَا مَخْرَجَ النَّبِيِّ ﷺ وَنَحْنُ بِالْيَمَنِ، فَخَرَجْنَا مُهَاجِرِينَ إِلَيْهِ - أَنَا وَأَخْوَانِي لِي أَنَا أَصْغَرُهُمْ: أَحَدُهُمَا أَبُو بُرْدَةَ وَالْآخَرُ أَبُو رُهْمٍ - إِمَّا قَالَ: فِي بَضْعٍ، وَإِمَّا قَالَ: فِي ثَلَاثَةِ وَخَمْسِينَ أَوْ اثْنَيْنِ وَخَمْسِينَ رَجُلًا مِنْ قَوْمِي، فَرَكِبْنَا سَفِينَةً. فَالْقَتْنَا سَفِينَتَنَا إِلَى النَّجَاشِيِّ بِالْحَبَشَةِ، وَوَأَفَقْنَا جَعْفَرَ بْنَ أَبِي طَالِبٍ وَأَصْحَابَهُ عِنْدَهُ، فَقَالَ جَعْفَرٌ: إِنَّ رَسُولَ اللَّهِ ﷺ بَعَثَنَا هَاهُنَا، وَأَمَرَنَا بِالْإِقَامَةِ، فَأَقِيمُوا مَعَنَا. فَأَقَمْنَا مَعَهُ حَتَّى قَدِمْنَا جَمِيعًا فَوَأَفَقْنَا النَّبِيَّ ﷺ حِينَ افْتَتَحَ خَيْبَرَ، فَأَسْهَمَ لَنَا - أَوْ قَالَ: فَأَعْطَانَا - مِنْهَا وَمَا قَسَمَ لِأَحَدٍ غَابَ عَنْ فَتْحِ خَيْبَرَ مِنْهَا شَيْئًا إِلَّا لِمَنْ شَهِدَ مَعَهُ، إِلَّا أَصْحَابَ سَفِينَتِنَا مَعَ جَعْفَرٍ وَأَصْحَابِهِ، قَسَمَ لَهُمْ مَعَهُمْ. [انظر: ٣٨٧٦، ٤٢٣٠، ٤٢٣٣]

3137. Narrated Jābir رضي الله عنه: Allāh's Messenger ﷺ said (to me), "If the property of Baḥrain had come to us, I would have given you so much and so much." But the Baḥrain property did not come till the Prophet ﷺ had died. When the Baḥrain property came, Abū Bakr ordered somebody to announce, "Any person who has money claim on Allāh's Messenger ﷺ, or whom Allāh's Messenger ﷺ had promised something, should come to us." So, I went to him and said, "Allāh's Messenger ﷺ had promised to give me so much and so much." Abū Bakr scooped up money with both hands

٣١٣٧ - حَدَّثَنَا عَلِيُّ: حَدَّثَنَا سُفْيَانُ: حَدَّثَنَا مُحَمَّدُ بْنُ الْمُنْكَدِرِ: سَمِعَ جَابِرًا رَضِيَ اللَّهُ عَنْهُ قَالَ: قَالَ رَسُولُ اللَّهِ ﷺ: «لَوْ قَدْ جَاءَنَا مَالُ الْبَحْرَيْنِ لَقَدْ أَعْطَيْتُكَ هَكَذَا وَهَكَذَا وَهَكَذَا»، فَلَمْ يَجِئْ حَتَّى قُبِضَ النَّبِيُّ ﷺ فَلَمَّا جَاءَ مَالُ الْبَحْرَيْنِ أَمَرَ أَبُو بَكْرٍ مُنَادِيًا فَنَادَى: مَنْ كَانَ لَهُ عِنْدَ رَسُولِ اللَّهِ ﷺ دَيْنٌ أَوْ عِدَّةٌ فَلْيَأْتِنَا.

thrice for me. (The subnarrator Sufyān illustrated this action by scooping up with both hands and said, "Ibn Al-Munkadir, another subnarrator, used to illustrate it in this way.")

Narrated Jābir: Once I went to Abū Bakr and asked for the money but he did not give me, and I went to him again, but he did not give me, so I went to him for the third time and said, "I asked you, but you did not give me; then I asked you (for the second time) and you did not give me; then I asked you (for the third time) but you did not give me. You should either give me or allow yourself to be considered a miser regarding my case." Abū Bakr said, "You tell me that I am a miser with regard to you. But really, whenever I rejected your request, I had the inclination to give you."

In another narration Jābir added: So, Abū Bakr scooped up money with both hands for me and asked me to count it. I found out that it was five hundred. Abū Bakr told me to take twice that amount (extra over the first amount).

3138. Narrated Jābir bin 'Abdullāh رضي الله عنهما: While Allāh's Messenger ﷺ was distributing the booty at Al-Ji'rāna, somebody said to him, "Be just (in your distribution)." The Prophet ﷺ replied, "Verily I would be miserable if I did not act justly."

(16) CHAPTER. The free emancipation of the captives by the Prophet ﷺ without taking out the *Khumus* from the booty.

3139. Narrated Jubair bin (Muṭ'im): The Prophet ﷺ talked about war prisoners of

فَأْتَيْتُهُ فَقُلْتُ: إِنَّ رَسُولَ اللَّهِ ﷺ قَالَ لِي كَذَا وَكَذَا، فَحَثَا لِي ثَلَاثًا، وَجَعَلَ سُفْيَانُ يَحْتُو بِكَفَيْهِ جَمِيعًا. ثُمَّ قَالَ لَنَا: هُكَذَا. قَالَ لَنَا ابْنُ الْمُنْكَدِرِ. وَقَالَ مَرَّةً: فَأَتَيْتُ أَبَا بَكْرٍ فَسَأَلْتُ فَلَمْ يُعْطِنِي، ثُمَّ أَتَيْتُهُ فَلَمْ يُعْطِنِي، ثُمَّ أَتَيْتُهُ الثَّالِثَةَ فَقُلْتُ: سَأَلْتُكَ فَلَمْ تُعْطِنِي، ثُمَّ سَأَلْتُكَ فَلَمْ تُعْطِنِي، ثُمَّ سَأَلْتُكَ فَلَمْ تُعْطِنِي. فِيمَا أَنْ تُعْطِنِي، وَإِمَّا أَنْ تَبَخَلَ عَلَيَّ، قَالَ: قُلْتُ: تَبَخَلَ عَلَيَّ، مَا مَنَعْتِكَ مِنْ مَرَّةٍ إِلَّا وَأَنَا أُرِيدُ أَنْ أُعْطِيكَ.

قَالَ سُفْيَانُ: وَحَدَّثَنَا عَمْرُو، عَنْ مُحَمَّدِ بْنِ عَلِيٍّ، عَنْ جَابِرٍ: فَحَثَى لِي حَثِيَّةً وَقَالَ: عَدَّهَا، فَوَجَدْتُهَا خَمْسَمِائَةٍ. قَالَ: فَحُذِّ مِثْلَهَا مَرَّتَيْنِ. وَقَالَ: يَعْنِي ابْنُ الْمُنْكَدِرِ: وَأَيُّ دَاءٍ أَدْوَى مِنَ الْبُخْلِ. [راجع: ٢٢٩٦]

٣١٣٨ - حَدَّثَنَا مُسْلِمٌ بْنُ أَبِرَاهِيمَ: حَدَّثَنَا قُرَّةُ بْنُ خَالِدٍ: حَدَّثَنَا عَمْرُو بْنُ دِينَارٍ، عَنْ جَابِرِ بْنِ عَبْدِ اللَّهِ رَضِيَ اللَّهُ عَنْهُمَا قَالَ: بَيْنَمَا رَسُولُ اللَّهِ ﷺ يَقْسِمُ غَنِيمَةً بِالْجِعْرَانَةِ إِذْ قَالَ لَهُ رَجُلٌ: اعْدِلْ، قَالَ: «لَقَدْ شَقِيتُ إِنْ لَمْ أَعْدِلْ».

(١٦) بَابُ مَا مَنِ النَّبِيُّ ﷺ عَلَى الْأَسَارَى مِنْ غَيْرِ أَنْ يُخَمَّسَ ٣١٣٩ - حَدَّثَنَا إِسْحَاقُ بْنُ