

Fatwa no. 17291

Q 1: I used to have intercourse daily with my wife, then I decided not to do this for a week with the intention of starting that from the following week. I decided that my wife will be divorced if I did it. However, in the middle of the following week, I had intercourse with her and I said to myself I would fulfill my oath in another week, and indeed I did. Is my wife divorced in this manner, or not? Kindly give me the legal ruling in this regard.

A: If the reality is as you mentioned, that you did not utter the pronouncement of Talaq (divorce pronounced by a husband), whether secretly or out loud, and did not swear by it, but you were just thinking of it, then Talaq did not take place, and you do not have to make Kaffarah (expiation).

May Allah grant us success. May peace and blessings be upon our Prophet Muhammad, his family, and Companions.

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