

The fourth question of Fatwa no. 6045

Q 4: Is it Wajib (obligatory) on a husband to pay the deferred Mahr (mandatory gift to a bride from her groom)? It is worth mentioning that according to the `Urf (custom) of the society, a deferred Mahr is not considered a real part of the Mahr. Rather, it is regarded a financial punishment for the husband in case he proceeds with the divorce and as help to be given to the wife in such a case. Moreover, is it permissible for the Waliy (a legally accountable person acting for a woman regarding marriage) of the bride to insist on recording the deferred Mahr in the marriage contract and agree with the husband that the latter does not pay it after the consummation of marriage? Does the husband have to pay the Mahr even though this was not his intention at the time of the conclusion of the marriage contract?

A: It is Wajib to pay the deferred part of the Mahr upon the wife's request. However, if a definite date was assigned for its payment; the deferred Mahr has to be paid for the wife on that specific date if she requests it. Otherwise, it is to be paid to her in case of divorce or to her heirs when she dies.

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

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