Refresh of Documentation the Principle of Legality in Criminal Law insulting Prophet

Rahman Saboohi

Dr. Seyed Hosein Hashemi

Received: 2015/12/13 Accepted: 2017/5/29

This study examines the principle of legality in criminal jurisprudence insulting the Prophet deals. Given the richness of the jurisprudence of this crime, it is important to check the legality of crime and punishment in appropriate prophet relying on what legal principles are based, as well as the penalty is the involvement of the judiciary authority. Taking into account the traditions quoted refers in this context we can say that sentence substitution prophets, including Prophet Muhammad and other prophets and Imams (as) subject to sub-Nabi crime and punishment, according to blood Mhdvr the Saab, death. Moreover, the crime is one of the few crimes that the public jurists Despite his permission on the condition they do not know, but those who, according to reports cited in this respect the obligation to leave the Imam in enforcing it.

Key words: Cursing the prophet, Insulting Islam, Apostasy, The principle of legality, Permission of Governor, The principle of judicial.

1. MA of criminal law and criminology, Mofid University saboohi.rahman@yahoo.com
2. Assistant Professor, Mofid University