A READING IN THE APPLIED IBĀDĪ *FIQH* OF INTERNATIONAL RELATIONS: THE DIRECTIVE OF IMĀM AL-ṢALT (D. 275/888) TO HIS ARMY CONCERNING SOCOTRA

Anke Iman Bouzenita

Sultan Qaboos University, Muscat-Oman bouzenita@squ.edu.com https://orcid.org/0000-0003-2907-8998

Abstract

The directive of the Omani Ibādī Imām al-Salt ibn Khamīs al-Kharūsī, read out to his army upon their deployment to the island of Socotra, is a document of 3rd/9th century Islamic international law. The local Christian community, being under covenant (dbimmab) with the Muslims, had broken their treaty by rebelling against Muslim rule and killing the Imām's governor. This article analyzes the available historical sources and the directive as contained in Tubfat al-a van bi-şīrat abl 'Umān, by the 13th/19th-century Omani scholar Imām al-Sālimī. It covers questions of authorship, details surrounding the campaign, and Islamic rules on international relations according to the Ibādī school. It provides insight into military organization and administration in al-Salt's imamate and allows an assessment of Muslim-Christian and international relations as well as those between followers of Ibādism and other schools. Al-Salt's legacy sets high ethical standards for warfare and anticipates a number of deliberations commonly considered as modern.

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Key Words: International law, Ibādism, Imām al-Şalt, Oman, Socotra, dhimmah.

Introduction

The letter from Imām al-Ṣalt ibn Mālik al-Kharūṣī to his army concerning Socotra, sometimes referred to as the *'ahd* (treaty, covenant, or in this particular context, directive), is an important document on the history of Islamic international law and relations in the 3rd/9th century. At the same time, it provides insight into Omani heritage and Ibādī readings in the field. While the events leading to the campaign and the legacy are very present as a point of reference in both scholarly and public discourse in contemporary Oman, they may be little known elsewhere in the Islamic world or beyond.

By examining the Socotra example, its historical background, and the Islamic legal (*fiqhī*) perspective of the Ibādī school on international relations, this paper attempts to shed some light on the ethical standards of military campaigns implemented in the $3^{rd}/9^{th}$ century. The article investigates questions of the authenticity and authorship of the letter, explores its historical background, and presents a summary and analysis, with references to chosen *fiqb* compendia of the Ibādī school for support and explanation where necessary.

I. Sources and Authorship of the Legacy

The paper focuses on the directive of Imām al-Şalt as rendered in the *Tuḥfat al-a'yān bi-sīrat abl 'Umān*¹ of Imām al-Sālimī.² This book

¹ I used the 1983 edition annotated by Abū Ishāq Atfayyish: Nūr al-Dīn 'Abd Allāh ibn Humayyid al-Sālimī, *Tuhfat al-a'yān bi-sīrat ahl 'Umān,* ed. Abū Ishāq Atfayyish, reprint (Rūwī, Muscat: al-Maṭābi' al-Dhahabiyyah, 1983), 168-184. Ibrāhīm ibn Muḥammad ibn Ibrāhīm ibn Yūsuf, Abū Ishāq Atfayyish (1886-1965), from Wādī Mzāb in Algeria, was one of the eminent scholars of the Ibādī school. Exiled from Tunisia where he had pursued knowledge and also assumed a political role, he chose to stay in Cairo, where he died. Atfayyish mingled with the political figures of his time in Egypt and later on in Oman; he also travelled to Zanzibar and Libya (Nafūsah). He had a scholarly impact via his work writing, editing, and revising manuscripts, as well as on political reform in the Islamic world. Muḥammad ibn Mūsá Bābā 'Ammī et al., *Muʿjam aʿlām al-Ibāḍiyyah min*

needs to be understood in the light of al-Sālimī's attempts at reforming Omani society during his time and era and his advocacy of the Omani cause internationally, depicting its Islamic heritage and the heritage of the imamate as a societal model. Al-Sālimī's historical sources for the *Tubfab* have been partly researched.³

With regard to al-Şalt's directive to his troops, a letter covering some fifteen pages in the printed edition of the *Tuhfah*, I have not been able to find it in its complete form in earlier (printed) sources, nor have I been able to find any hint about existing manuscripts that present the letter in its entirety. Although the Socotra case has remained a point of historical and *fiqhī* reference, none of the available printed resources render more than select paragraphs of the letter. The *Tuhfah* is therefore currently the only available source regarding the letter and it remains the main source of information on the Socotra campaign.⁴

Imām al-Sālimī himself closes his quotation of the letter with the remark, "It was found in the handwriting (*khaţţ*) of Abū 'Abd Allāh Muḥammad ibn Ibrāhīm ibn Sulaymān, written in some books that it is on the authority of (*'an*) Abū 'Abd Allāh Muḥammad ibn Maḥbūb."⁵ Al-Sālimī's note on the handwritten manuscript he used leads us to two important scholarly figures pertaining to this topic: Abū 'Abd Allāh Muḥammad ibn Ibrāhīm ibn Sulaymān al-Kindī⁶ (d.

al-qarn al-awwal al-bijrī ilá l-ʿaṣr al-ḥāḍir: Qism al-Maghrib al-Islāmī (Beirut: Dār al-Gharb al-Islāmī, 2000), II, 24-26.

- ² Nūr al-Dīn 'Abd Allāh ibn Humayyid al-Sālimī (1869-1912), born in al-Hawqayn, Rustāq, Oman in 1286/1869, was known as an outstanding Omani scholar and reformer who advocated for a return to the imamate system. Among his many works are the *Tuhfah*, *Țalʿat al-shams ʿalá l-alfiyyah* in *uşūl al-fiqh*, and other works in poetry and *fiqh*; Muḥammad Ṣāliḥ Nāşir and Sultān ibn Mubārak al-Shaybānī, *Muʿjam aʿlām al-Ibāḍiyyah min al-qarn al-awwal al-hijrī ilá l-ʿaṣr al-hāḍir. Qism al-mashriq* (Beirut: Dār al-Gharb al-Islāmī, 2006), 271-273.
- ³ Sulaymān ibn Saʿid ibn Habīb al-Kiyūmī, "Maşādir al-Shaykh al-Sālimī wamanhajuhū fi l-kitābah al-tārīkhiyyah min khilāl kitābat "Tuhfat al-aʿyān bi-sīrat ahl 'Umān'" (master's thesis, Muscat: Sultan Qaboos University, 2009).
- ⁴ 'Alī ibn Sa'īd al-Riyāmī, *Qaḍiyyat 'azl al-Imām al-Ṣalt ibn Mālik al-Kharūşī* (Muscat: Bayt al-Ghashshām li-l-Nashr wa-l-Tarjamah, 2015), 45.
- ⁵ Al-Sālimī, *Tuḥfah*, 183-184.
- ⁶ Abū 'Abd Allāh spent his life "between compiling, *fatāwá*, and *qaḍā*?." The *fiqb* compendium *Bayān al-shar*^c, printed in some 71 volumes, is only one of his

508/1111), author of the *fiqh* compendium *Bayān al-shar*^c, as a copier, and Muḥammad ibn Maḥbūb al-Ruḥaylī, who deserves more detailed attention in this context.⁷

works. The Socotra letter is mentioned among his *āthār*. Nāşir and al-Shaybānī, *Mu'jam a'lām al-Ibāḍiyyab*, 371.

Abū 'Abd Allāh Muhammad ibn Mahbūb al-Ruhaylī, an Omani scholar of Qurashite origins whose grandfather, al-Ruhayl ibn Sayf, was among the first propagators of the Ibādī movement in Başra. Muhammad ibn Mahbūb was among the scholars who gave Imām al-Salt the pledge of allegiance in 237/851. He was the *qādī* of Sohar, then the capital of the imamate, during al-Salt's imamate (from 249/863 to his death in 260/874) and is considered an influential figure in the field of Islamic jurisprudence for generations of Ibādī scholars to follow. Nāşir and al-Shaybānī, Mu'jam a'lām al-Ibādiyyah, 425-426; Farhāt ibn 'Alī al-Ja'bīrī, al-Tadwīn al-fiqbī: al-Imām Muḥammad ibn Maḥbūb namūdhajān. A'māl nadwat tatawwur al-'ulūm al-fiqhiyyah (Muscat: Wizārat al-Awqāf wa-l-Shu²ūn al-Dīniyyah, 2002), 17-71; al-Ja⁴bīrī, Shakhşiyyāt Ibādiyyah (al-Sīb, Oman: Maktabat al-Dāmirī li-l-Nashr wa-l-Tawzīć, 2010), 83-84. For his scholarly and political role, see Badriyyah bint Muhammad ibn Shāmis al-Nabhānī, "Āl al-Ruhayl wa-dawruhum al-siyāsī wa-l-fikrī fī 'Umān min al-garn 3h/8m - 4h/10m" (PhD diss., Muscat: Sultan Qaboos University, 2017). On the relation to and importance of Muhammad ibn Mahbūb, see Ismā⁻īl ibn Sālih ibn Hamdān al-Aghbarī, "Ahd al-Imām al-Şalt ibn Mālik wa-umuquhū l-hadārī," in A'māl nadwat tatawwur al-'ulūm al-fiqbiyyab fī 'Umān, al-fiqb al-badārī, Fiqb al-cumrān (Muscat: Wizārat al-Awqāf wa-l-Shu'un al-Dīniyyah, 2012), 78. Muhammad ibn Mahbūb asserted that the Qur'an is created, a teaching commonly ascribed to the Mu'tazilah, but stepped back from this teaching due to pressure from the scholars of his time. Nāşir and al-Shaybānī, Mu'jam a'lām al-Ibādiyyah, 426; see also al-Jacbīrī, al-Tadwīn al-fiqhī, 41-42). Among his extant and known works are the Mukhtasar min al-Sunnah (part of an original work that is said to have comprised 70 volumes), and a number of siyar, his sīrah to the people of Maghreb, a sirah to Ahmad ibn Sulaymān, the imām of Hadramawt, a sīrah to Abū Ziyād Khalaf ibn 'Adhrah, and a directive ('ahd) in the name of Imām al-Şalt to Ghassān ibn Julayd, when he appointed him as governor of the Hujjār. Nāşir and al-Shaybānī, Mu'jam a'lām al-Ibādiyyab, 426). The appointment letter is to be found in Tuhfah (184-193), without mentioning Muhammad ibn Mahbūb as an author. Al-Shaybānī lists a sīrah fī l-siyāsah alshar'iyyah (contained in al-Siyar wa-l-jawābāt) under the authorship of Muhammad ibn Mahbūb; Sultān ibn Mubārak al-Shaybānī, Amālī l-turāth: Nazarāt naqdiyyab wa-qirā'āt fī jadīd al-turātb al-'Umānī makbļūțibī wamaţbū 'ibī (Muscat: Dhākirat 'Umān, 2015), I, 46.

The sixth-century Omani scholar Abū Bakr al-Kindī (d. 557/1162)⁸, author of *al-Muṣannaf*, quotes a longer part of al-Ṣalt's letter concerning the people of Socotra, on the authority of the $3^{rd}/9^{th}$ -century work of Abū l-Ḥawwārī, *al-Jāmi*'; ("and this is from the words of Muḥammad ibn Maḥbūb in his *sīrah*"). The excerpt corresponds to the text in the *Tuḥfah*, "And what I advise you to do is to fear Allāh, and not to sell any weapons in Socotra," with minor variations.⁹ As a matter of fact, this same excerpt is not to be found in the *Jāmi*^c of Abū l-Ḥawwārī, ¹⁰ although this work has ample material on the dicta of Muḥammad ibn Maḥbūb. It is available in the *Jāmi*^c of Muḥammad ibn al-Ḥawwārī, of the same era.¹¹ The same

- ¹⁰ Muḥammad ibn al-Ḥawwārī al-Aʿmá Abū l-Ḥawwārī, sometimes referred to as al-Hawwārī Muḥammad ibn al-Ḥawwārī; alive in 272/885, probably died early in the 4th/10th century. Based in Nizwā, he is considered the most important among the famous Omani scholars of the 3rd/9th century. He was a student of Muḥammad ibn Maḥbūb, but mainly of Abū l-Mu'thir al-Ṣalt ibn Khamīs al-Kharūşī. Among his extant works are the Jāmiʿ ibn al-Ḥawwārī, the Tafsīr khamsmi'at āyah fī l-aḥkām (both in print); he also authored Ziyādāt ʿalá Jāmiʿ ibn Jaʿfar. Nāşir and al-Shaybānī, Muʿjam aʿlām al-Ibādiyyah, 379-380.
- ¹¹ Al-Fadl ibn al-Hawwārī, Jāmi^c al-Fadl ibn al-Hawwārī (Muscat: Wizārat al-Turāth al-Qawmī wa-l-Thaqāfah, 1985), III, 207-208. Abū Muḥammad al-Fadl ibn al-Hawwārī al-Sāmī (d. 278/891). He was a student of Muḥammad ibn Maḥbūb, one of the outstanding Omani scholars of his time, and contemporary to Imām al-Muhannā ibn Jayfar (226-237/841-852) and Imām al-Şalt (237-272/852-885). He was involved in the political events that followed the forced abdication of al-Şalt; he opposed the newly sworn-in Imām 'Azzān ibn Tamīm, and was subsequently killed by the Imām's troops near Sohar in 278/891. He is the author of *Kitāb al-jāmi*'. Nāşir and al-Shaybānī, *Mu'jam a'lām al-Ibādiyyab*, 345-346. It could be

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⁸ Abū Bakr Aḥmad ibn 'Abd Allāh ibn Mūsá al-Nizwānī al-Kindī (d. 557/1162). He is author of, among other works, the *fiqb* compendium *al-Muşannaf fī l-adyān wa-l-aḥkām*, and of *Kitāb al-ihtidā*², which is specifically about the division of Omani scholars into the Nizwa and Rustāq factions after the forced abdication of al-Şalt; he divided the *Bayān al-shar*^c of his teacher, Abū 'Abd Allāh Muḥammad ibn Ibrāhīm ibn Sulaymān al-Kindī, into chapters and gave it its title. Nāşir and al-Shaybānī, *Mu'jam a'lām al-Ibāḍiyyab*, 56. It may therefore be expected that he used the material on Socotra from his teacher as well.

⁹ Tuḥfab, from middle of 181 to end of first paragraph, 182; Abū Bakr Aḥmad ibn Abd Allāh ibn Mūsá al-Nizwānī al-Kindī, *al-Muṣannaf fi l-adyān wa-l-aḥkām* (Muscat: Wizārat al-Turāth al-Qawmī wa-l-Thaqāfah, 1984), XII, 99-100.

longer excerpt of the letter is found in the printed version of *Bayān al-shar*^{d^2}, of the 6th/12th century.

This seems to be the only longer excerpt outside of the *Tuhfah*. Historical works after al-Sālimī usually rely on the information he provides.¹³ References to the letter and the case of Socotra exist throughout the Ibādī *fiqh* literature.¹⁴

The contemporary Tunisian Ibādī scholar Farhāt al-Ja'bīrī discusses the authorship of the letter and alludes to the possibility that it could also have been authored by Muhammad ibn Mahbūb himself, not by Imām al-Ṣalt. While related *fiqhī* teachings are often rendered on the authority of (*'an*) Muhammad ibn Mahbūb in the primary sources, and some of the contemporary sources refer to the scholar as the author of the letter,¹⁵ access to additional original texts would be necessary in order to definitively assess the question of authorship, as al-Ja'bīrī states.¹⁶

As for al-Sālimī's source on the letter for his *Tuḥfab*, it is most likely that he used an independent manuscript that is not accessible to date; whether it was transmitted under the title of a *sīrab* ascribed to Muḥammad ibn Maḥbūb (as mentioned in the *Jāmi*^c of Abū l-

an unintentional misappropriation in the printed version of the *Musannaf*, or perhaps al-Fadl used to be referred to as Abū l-Hawwārī as well.

- ¹² Muḥammad ibn Ibrāhīm al-Kindī, *Bayān al-shar* (Saltanat Umān: Wizārat al-Turāth al-Qawmī wa-l-Thaqāfah, 1993), XXIX, 21-22.
- ¹³ Al-Baţţāshī in his Salāsil al-dhahab mentions the Socotran campaign as one of the important events of al-Şalt's imamate; he reiterates the hypothesis of an Abyssinian invasion and generally invokes the information available in al-Sālimī's *Tuḥfah*; Muḥammad ibn Shāmis al-Baţţāshī, *Salāsil al-dhahab fī l-furū wa-lfuṣūl* (Oman: Wizārat al-Turāth al-Qawmī wa-l-Thaqāfah, 2002), X, 280. Al-Rawwāḥī's *al-Imāmab wa-l-a'immah fī 'Umān* presents a summary of the events as described in the *Tuḥfab*, written for a general audience rather than for scholars. Sālim ibn Muḥammad ibn Sālim al-Rawwāḥī, *al-Imāmah wa-l-a'immah fī 'Umān* (Muscat: Maktabat al-Dāmirī li-l-Nashr wa-l-Tawzī', 2016), 147-151.
- ¹⁴ Apart from the references mentioned above, see Abū l-Hasan 'Alī ibn Muḥammad ibn 'Alī al-Bisyawī, *Jāmi' Abī l-Hasan al-Bisyawī* (Muscat: Wizārat al-Turāth al-Qawmī wa-l-Thaqāfah, 1984), IV, 147-148.
- ¹⁵ Saʿid ibn Muḥammad al-Hāshimī, "Qirā'ah fī sīrat al-Imām Muḥammad ibn Maḥbūb ilá ahl al-Maghrib," in Aʿmāl nadwat taṭawwur al-ʿulūm al-fiqbiyyah, Muscat: Wizārat al-Awqāf wa-l-Shu'ūn al-Dīniyyah, 2002, 98.
- ¹⁶ Al-Ja^cbīrī, *al-Tadwīn al-fiqbī*, 63.

Hawwārī) and copied by Muḥammad ibn Ibrāhīm al-Kindī may only be answered with the discovery of more manuscripts.

II. The Period: Imām al-Ṣalt and His Imamate

The exceptionally long imamate of al-Şalt ibn Mālik al-Kharūşī (247-272/861-885) is retrospectively considered to be a golden era of just rule and flourishing scholarship in the 3rd/9th century in Oman¹⁷ and is still used as a point of reference – perhaps also under the influence of and in comparison with the events that followed it. Historians mention a devastating storm that hit the country during his imamate, leading to such loss of lives and property that many residents were forced to migrate.¹⁸ Problems emerged at the end of his imamate, either due to his increasing inability to rule the country effectively, as his opponents claimed, or due to the eventual deaths of the eminent scholars of the period and their substitution by people who pursued their own agendas rather than the common welfare, as his supporters maintained.

Whatever the case, increasing criticism forced al-Şalt to abdicate in 272/885; he remained at home in self-imposed confinement until his death in 275/888. The event deeply divided both scholars and populace, leading to a tribal war that allowed the Abbasid governor $(w\bar{a}l\bar{i})$ of Bahrain to intervene, thereby ending the long period of independent Omani rule in 280/893.¹⁹ Scholarly discussions on the forced abdication and events fill entire books, such as *al-Siyar wa-ljawābāt*.²⁰

III. Socotra: The Island, Its Inhabitants, and Historiography

Socotra is an island approximately 480 km long, situated 240 km from the East African coast and some 380 km from the Arabian Peninsula. The island is known in particular for its unique flora and fauna, with a high number of endemic plants and animals. The

¹⁷ Nāşir and al-Shaybānī, *Mu'jam a'lām al-Ibāḍiyyab*, 248.

¹⁸ Al-Sālimī, *Tuhfah*, 163-164.

¹⁹ Isam Ali Ahmad al-Rawas, "Early Islamic Oman (ca. - 622/280-893): A political history" (PhD diss., Durham: Durham University, 1990), 299.

²⁰ Sayyidah Ismā'il Kāshif, ed. & commentary, *al-Siyar wa-l-jawābāt li-'ulamā' wa-a'immat 'Umān* (Muscat: Wizārat al-Turāth al-Qawmī wa-l-Thaqāfah, 1986); cf. al-Shaybānī, *Amālī l-turāth*, 122ff.

dragon's blood tree (*Dracaena cinnabari*) has its home here, and the island was known in antiquity as a place to find ambergris.²¹

Being situated at a location of geostrategic importance on the trade routes between Africa, the Arabian Peninsula, and India, and at the portal to the Red Sea, control of the island was naturally fought over by various maritime forces, leading to changes in power affiliation and population makeup over the centuries.²² It may, from this perspective, be comparable to islands like Cyprus or Malta in the Mediterranean, which also changed hands often and played roles in the history of (Islamic) international relations.

There is no indigenous historiography of the island or its inhabitants; its early historiography therefore largely depends on the sources produced by Greek and Arab historians quoting them (see below). It may be remarked that Omani historiography seems not to have occupied itself with the island much.²³

It is established that the island was in Arab and Muslim hands, with alternating affiliation between Oman and Mahra, prior to the occupation by the Portuguese in 1509, and that this was followed by a period of Islamic rule (the Sultanate of Qishn and Socotra) up to the establishment of the British protectorate in 1866.²⁴ There is room for ambiguity pertaining to the era of interest to us, the end of the 3rd/9th century, particularly with regard to the population makeup at the advent of al-Şalt's campaign and its result.

The question of the makeup of the Socotran population in the time of Imām al-Şalt may be analyzed in the light of the available geographic and historiographic works. Yāqūt al-Ḥamawī, the 6th/12th-century Muslim geographer, states (of his time) that the majority of the population were Christian Arabs. He mentions the presence of Indians, then of Greeks since Alexander the Great, and a Greek population that had embraced Christianity since the time of Jesus while preserving their Greek descent. The Yemeni geographer of the

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²¹ See al-Sālimī's description, *Tuḥfah*, 166.

²² See Ahmad ibn Sa'īd ibn Khamīs al-Anbālī, "Tārīkh jazīrat Suqaţrá," http://www.soqotra.org/books/ahmedalanbali/historysocotrailand.pdf, accessed September 25, 2017.

²³ Sālim ibn Hammūd ibn Shāmis al-Siyābī, 'Umān 'abra-l-tārīkb, 5th ed., (Muscat: Wizārat al-Turāth al-Qawmī wa-l-Thaqāfah, 2014), I-II, 317.

²⁴ Al-Anbālī, "Tārīkh jazīrat Suqaţrá."

 $4^{th}/10^{th}$ century and author of the book *Şifat jazīrat al-'Arab*, al-Hamdānī,²⁵ is quoted as mentioning that the population was of Mahri origin, and that there were ten thousand Christian soldiers. He mentions different versions as to the history of the island:

They say that Roman people [i.e., Greeks/Byzantines] were cast there by Kisrá, and then tribes from Mahrah joined them, and some of them became Christians with them; while the people of Aden say that there was no Roman [Greek] influx, but the people followed a bishop, and then perished, upon which the Mahrī tribes and some *shurāt* settled there; Islamic *daʿwab* became more intense, the number of *shurāt* increased, and they [the Christian Mahrīs] transgressed against the Muslims and killed them all except ten people; and there is a mosque in a place called al-Sūq.²⁶

This could be an exact description of the Socotra events prior to the campaign we describe herein, as the term *shurāt* denotes a division of the Omani imamate's army (see below). Ibādī sources describe an Omani presence on the island since the imamate of al-Julandá (132-134/750-752). An often quoted statement in Abū Bakr al-Kindi's *al-Muşannaf* specifies that if the Muslims have an agreement to take slaves as payment, it is permissible to do so for the first year, and then they should take the equivalent amount in the second year, "as they have all become *abl al-şulb wa-l-dbimmab*" "... and we have been informed that al-Julandá ibn Mas^cūd concluded a treaty with the people of Socotra (*sālaba abl Suqaţră 'alá ru'ūs*), and took them in the first year, and Allāh knows best."²⁷ Wilkinson takes the stipulation for the second year as proof that attachment of the island to the imamate was achieved peacefully.²⁸ If the treaty had been concluded at this early stage, it seems that it had

²⁵ Cf. Lisān al-Yaman al-Hasan ibn Ahmad ibn Ya'qūb al-Hamdānī, Şifat jazīrat al-'Arab, ed. Muhammad ibn 'Alī al-Akwa' al-Hawālī (Cairo: Dār al-Āfāq al-'Arabiyyah, 2001), 93-94.

²⁶ Shihāb al-Dīn Yāqūt al-Hamawī al-Rūmī al-Baghdādī, "Suquţrá," *Mu'jam al-buldān* (Beirut: Dār Şādir, 1977.) III, 227.

²⁷ Al-Kindī, *al-Muşannaf*, XI, 145, cf. al-Kindī, *Bayān al-shar*^c, LXX, 355; Ahmad al-^cUbaydlī, "Hamlat al-Imām al-Şalt ibn Mālik 'alá jazīrat Suqaţrá wa-l-'alāqāt al-^cUmāniyyah al-Mihriyyah," *Nizwá: Majallah faşliyyah thaqāfiyyah* 13 (January 1998), accessed August 15, 2017, http://www.nizwa.com/pdf/Nizwa-13.pdf; al-Nabhānī, "Āl al-Ruḥayl," 65.

²⁸ Wilkinson, *Imamate*, 332.

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only been broken during the time of Imām al-Şalt, some 130 years later, in the events that are the subject of this research.

Da^cwab activity emerging from the Ibādī imamate was remarkably vigorous in the 2nd/8th century, as Hāshim points out.²⁹ Al-Rawas infers that Ibādism had first arrived on the island after establishing the first imamate in Hadramawt and Yemen under the leadership of Imām Yaḥyá Tālib al-Ḥaqq al-Kindī (128-129/746-747); this was at the end of the Umayyad caliphate, when many Ibādīs were forced to escape to northern Oman and Socotra as this imamate succumbed to Umayyad forces.³⁰ Al-^cUbaydlī suggests that the Christians of Socotra were Nestorians (of Greek origin), while the non-Ibādī Muslims on Socotra may have belonged to Mahrī tribes. He suggests an Omani-Yemeni competition over Socotra.³¹ This rivalry may be asserted regarding a later period, after Socotra split from Oman due to the fall of the imamate and the establishment of Abbasid control toward the end of the 3rd/9th century, but was probably not prominent at the time in question.³²

The 4th/10th century author al-Mas'ūdī states that the island was home to Indian pirates and a danger to existing trade routes. He does not mention any previous Islamic or Arab presence on the island, but seems to focus on the purported Greek origins of the population.³³ However, if al-Mas'ūdī's information on the insecurity of trade routes is accurate, Muslim hegemony may have been abolished by the first half of the 4th/10th century, possibly as a result of Christian insurgence on the island and a failure to reestablish Muslim control, either through al-Şalt or at a later point.

Based on these (and other) pieces of information, contemporary historians and analysts arrive at different conclusions with regard to the ethnic and religious makeup of the Socotran population at the advent of the Imām's campaign. This may be of importance

²⁹ Mahdī Ţālib Hāshim, *al-Harakah al-Ibāḍiyyah fī l-Mashriq al-ʿArabī*, 2nd ed. (London: Dār al-Hikmah, 2003), 224-225.

³⁰ Al-Rawas, "Early Islamic Oman," 272-273.

³¹ Al-'Ubaydlī, "Ḥamlat al-Imām al-Ṣalt ibn Mālik 'alá jazīrat Suqaṭrá."

³² Al-Anbālī, "Tārīkh jazīrat Suqaţrá," 81-82.

³³ Abū l-Hasan 'Alī ibn al-Husayn ibn 'Alī al-Mas'ūdī, Murūj al-dhahab wama'ādin al-jawhar, ed. Mufīd Muḥammad Qumayḥah (Beirut: Dār al-Kutub al-'Ilmiyyah, 1986), II, 20-21; see Hāshim, al-Harakah al-Ibāḍiyyah, 228.

concerning their respective assessment of another question: namely, whether outside support of the insurgence of the island's Christians (who were under covenant) was involved, and whether or not the campaign was successful.

Our primary source, the author of the *Tuhfah*, does not mention any details about the islands' inhabitants at the advent of the campaign. He states:

In his [Imām al-Ṣalt's] days, may Allāh be pleased with him, the Christians committed treason (*khānat al-naṣārá*) and broke the treaty that existed between them and the Muslims; they attacked Socotra and killed the governor of the Imām and some young men with him; and they plundered and looted, took over the country, and seized it by force.³⁴

The author does not specify who those Christians were who took over: were they among the *abl al-dhimmab* on the island (as a breach of covenant is mentioned); or is he referring to external forces, possibly Abyssinians, who used to rule the island prior to the Muslims? The *Tubfab's* editor, Atfayyish, remarks that the author may not have known the details.³⁵ The letter contains hints to support both interpretations. Secondary sources therefore differ in their discussion of the events, while it may be noted that the sheer proximity of Socotra to the African mainland seems to suggest outside Abyssinian military intervention to some, even in the absence of historical evidence.

On one hand, expressions like "for the insurgents among the Christians (*li-abl al-nakth min al-naṣārá*)," "for all of Socotra, the people of peace as well as of war (*'alá jamī' Suqaṭrá, abl al-silm minbā wa-abl al-barb*)," "the people of the covenant who did not break their treaty (*abl al-'abd alladbīna lam yanquḍū 'abdabum*)," "the insurgent village (*al-qaryab al-nākitbab*)," "those who broke their treaty (*al-nāqidīna li-'abd alladbīma*)," "those who transgressed against the Muslims through their rebellion (*al-nākitbīna 'alá l-muslimīna bi-baghyibim*)" are indicative of a Christian population on the island who used to be under covenant, with some of them

³⁴ Al-Sālimī, *Tuḥfab*, 166.

³⁵ Ibid.

breaking their treaty.³⁶ On the other hand, Atfayyish's footnote indicates that the Socotran Christians were aided by an Abyssinian intervention.³⁷ Another lead to support this theory may be taken from the letter itself: the Imam's order to follow the enemy to the African coastline (*ra's al-zinj*) if necessary.³⁸ It alludes to the possibility that the danger emerged from the African mainland, implying Abyssinian intervention.³⁹

Al-Şalt's order to take with them those Socotran Muslims who wished to leave the island may hint at the expectation that the island would be abandoned by the Muslim forces, so that it would not be safe for Muslims to stay on, for fear of repercussions. The island would therefore become *dār al-ḥarb*, and be subject to new raids from Abyssinian troops, as Hāshim interprets.⁴⁰ Some secondary sources mention Abyssinian intervention without any discussion of intrinsic or extrinsic evidence.⁴¹ As al-Riyāmī rightly states, these are mere inferences in the absence of clear-cut evidence.⁴²

³⁷ Hāshim, *al-Ḥarakah al-Ibāḍiyyah*, 225.

³⁸ Al-Sālimī, *Tuḥfab*, 182. The place is on today's Somali coastline (Cape Guardafui), about 120 miles from Socotra, and 500 miles from Aden (Hāshim, *al-Harakab al-Ibāḍiyyab*, 227); cf. al-Riyāmī, who suggests that *ra's al-zinj* is Guardafui [Ra's Ghafrad Fawi]. Al-Riyāmī, *Qaḍiyyat 'azl al-Imām al-Ṣalt*, 67.

- ³⁹ "Socotra itself was indefensible from Oman, thus the order from Imām al-Şalt to his army to aid those Socotran Muslims who wished to leave, to do so. Such was the degree of involvement of the Abyssinians in the affairs of the island." Al-Rawas, "Early Islamic Oman," 274.
- ⁴⁰ Hāshim, *al-Ḥarakah al-Ibāḍiyyah*, 227.
- ⁴¹ Al-Siyābī mentions an outward Christian aggression (*Umān 'abra l-tārīkh*, 313); Hāshim supports this theory (*al-Harakah al-Ibāḍiyyah*, 66); al-Nabhānī supports the idea of an outside Abyssinian support of the insurgence, but does not produce any evidence ("Āl al-Ruḥayl," 66); al-Aghbarī suggests an insurgence of Abyssinian Christians, while acknowledging the lack of historical evidence (*'Abd al-Imām al-Ṣalt*, 81).

³⁶ Al-Sālimī, *Tuhfah*, 171, 173, 174; Other historians emphasize this point, e.g., al-Riyāmī, *Qaḍiyyat 'azl al-Imām al-Şalt*, 49; al-'Ubaydlī, *Hamlat al-Imām al-Şalt ibn Mālik 'alá jazīrat Suqaţrá*; cf. also al-Aghbarī, who takes this as a reason to discuss the theme of a "fifth column." Al-Aghbarī, '*Abd al-Imām al-Şalt*, 81, 83.

⁴² Al-Riyāmī, *Qaḍiyyat ʿazl al-Imām al-Ṣalt*, 50.

IV. Date of the Campaign

With regard to the exact date of the campaign, difference of opinion exists in the literature. Al-Sālimī himself does not mention an exact date. Al-Riyāmī discusses the suggestions made: he dismisses 253/867, a date suggested by al-Hārthī,⁴³ as too close to the devastating storm that hit Oman in 251/865 and forced substantial portions of the population to migrate⁴⁴, an event that must have strained the state budget so severely as to preclude equipping a military campaign of that dimension. Al-Ubaydlī relies on the fact that Muḥammad ibn Maḥbūb, as writer of the Imam's letter to his troops, died in 260/882, and posits that the campaign must have taken place before this date. Al-Sālimī himself mentions the event after relating the death of 'Azzān ibn al-Ṣaqr, that is, after 268/881, if one is to follow the generally chronological outline with which al-Sālimī makes mention of events.⁴⁵

Al-Rawas dates the Socotran insurrection toward the end of al-Şalt's rule: "Support for this comes from the call made by the Imam's detractors for him to step down as a result of his failure, itself a symptom of old age and ineptitude, to protect Socotra from its invaders. The most likely time is between 269/882 and 273/886."⁴⁶

If we are to take into consideration the assumed role of Muhammad ibn Mahbūb in writing the letter, and the constraints to the military budget the storm and its aftermath must have had, in the absence of other evidence, we may cautiously date the event between 249/863, the year of Ibn Mahbūb's investiture as chief $q\bar{a}d\bar{i}$, and 253/867, the year of the storm, in any case well before Ibn Mahbūb's death in 260/874.

V. The Qaṣīdab and Its Author

The Tuhfah now propounds the reason for al-Salt's intervention:

⁴³ Sa'īd ibn Hamad ibn Sulaymān al-Hārithī, "Muqaddimah," in Ahmad ibn 'Abd Allāh al-Hārithī and Nūr al-Dīn 'Abd Allāh ibn Humayyid al-Sālimī, *al-Yusrá fī inqādb jazīrat Suqaṭrá* (Muscat: Maktabat al-Dāmirī li-l-Nashr wa-l-Tawzī^c, 1992), 2.

⁴⁴ See al-Riyāmī, *Qaḍiyyat ʿazl al-Imām al-Ṣalt*, 41-42.

⁴⁵ *Ibid.*, 51-52.

⁴⁶ Al-Rawas, "Early Islamic Oman," 274-275.

"A woman from the people of Socotra named al-Zahrā³⁴⁷ wrote to the Imām, may Allāh be pleased with him, a *qaṣīdah*, mentioning to him what the Christians had done in Socotra, complaining about their injustice, and asking him for assistance against them."⁴⁸ It may be this background to the Socotra campaign, a Muslim woman's call for help in the face of non-Muslim aggression, as well as the immediate reaction, that led to its comparison to the Abbasid caliph al-Mu^ctaṣim's campaign on 'Amūriyyah in 223/838.⁴⁹ Cases involving the fate of Muslim women under military invasion or rule by non-Muslims and the scholars' empathy for them are not unusual in *fiqh* literature.⁵⁰

The *qaşīdab* describes the fate of the Muslim people of Socotra, particularly the women, after the Christian takeover – justice has been replaced by injustice and the Muslim call to prayer by church bells; women are being enslaved and raped – and dramatically culminates in a personal call to the Imām:

What is wrong with al-Ṣalt who happily sleeps at night, while there are women in Socotra at risk of being violated? Men! Rescue every Muslim woman, even if you have to crawl on your chins and knees,

⁴⁷ Al-Sālimī does not offer details on the origins of the author of the *qaşīdab*, and ample difference of opinion exists in the literature. According to al-Shaqşiyyah, her name is Fāţimah bint Hamad ibn Khalfān ibn Humayd al-Jahḍamiyyah, raised in Samad al-Sha'n, a village in Wilāyat al-Muḍaybī, al-Sharqiyyah, Oman. She went to Socotra with her father to visit their relative, the governor of Socotra, al-Qāsim ibn Muḥammad al-Jahḍamī al-Samadī, when the events took place; Badriyyah bint Hamad al-Shaqşiyyah, *al-Sīrab al-zakiyyab li-l-mar'ah al-Ibāḍiyyab* (Muscat: Maktabat al-Jīl al-Wā'id, 2014), 72; Sulţān ibn Mubārak al-Shaybānī, *Mu'jam a'lām al-nisā' al-Ibāḍiyyāt: qism al-masbriq* (al-Sīb, Oman: Maktabat al-Sayyid Muḥammad ibn Aḥmad, 2001), 17.

⁴⁸ Al-Sālimī, *Tuḥfab*, 166-167.

⁴⁹ On the comparison to 'Amūriyyah, see also al-Shaqşiyyah, *al-Sīrah al-zakiyyah*, 72; al-Hārithī, *al-Yusrá*, 2 & 6-7; see also al-Riyāmī, *Qaḍiyyat 'azl al-Imām al-Şalt*, 48-49, and Muḥammad 'Alī al-Bār, "Yawm al-Mu'taşim fī 'Amūriyyah wayawm al-Şalt fī Suqaṭrá," *Star Times* (2 June 2009), http://www.startimes.com /?t=17172523, accessed August 8, 2017.

⁵⁰ See Anke Iman Bouzenita, *The Political Legacy of Abd al-Raḥmān al-Awzāʿi*, (Kuala Lumpur: International Islamic University Malaysia, 2008), 17-20.

Until the pillar of religion is re-erected, and Allāh makes the adherents of injustice and mistrust vanish.

Then the supplication of Zahrā³ will come true after debauchery, and the *sunnab* of the books will live again.⁵¹

Al-Sālimī does not specify how this letter reached the Imām; some sources suggest that she threw it into the sea and it miraculously reached him through a fisherman who found it; as al-Nadābī has pointed out, the function of this story may be to ascribe miracles (*karāmāt*) to al-Şalt.⁵²

Setting aside the veracity of this story as the reason for dispatching an armada of 101 ships to Socotra, considering the importance of the ongoing trade at the time, one may suppose that secure methods of communication between this outpost of the Omani imamate and its center must have been established.⁵³

VI. Results of the Campaign

In an afterword to the *qaṣīdab*, al-Sālimī states:

So the Imām gathered his troops, and equipped the ships, and appointed in charge of them Muḥammad ibn 'Ashīrah and Sa'īd ibn Shamlāl, and if anything happens to [one of] them, the survivor takes the place of the other; if something happens to both, we appoint in their place Hāzim⁵⁴ ibn Hammām, 'Abd al-Wahhāb ibn Yazīd, and 'Umar ibn Tamīm. And he wrote them a letter, explaining in it what they were supposed to do and what to leave, and it is said that the ships gathered for this campaign were one hundred and one. So they set off for them, and Allāh granted them victory against them: they captured the land and defeated the enemies, and returned victorious

⁵¹ Al-Sālimī, *Tuḥfab*, 168.

⁵² Nāşir al-Nadābī, "Imāmat al-Imām al-ʿUmānī al-Ṣalt ibn Mālik al-Kharūşī," Public lecture held at Markaz Dār al-Qurʾān, al-Sīb, Oman, date unknown, video published 8 February 2017, https://www.youtube.com/watch?v=tSo43_R-2nc. While al-Ḥārthī (*al-Yusrá*, 7-8) supports this version, other authors, like al-Aghbarī, underline that the real *karāmab* in this story is that the Imām dispatched his troops to reinvest Islamic rule and order, and that there is no need for additional stories to emphasize this. Al-Aghbarī, *'Abd al-Imām al-Ṣalt*, 85.

⁵³ Cf. al-Riyāmī, *Qaḍiyyat ʿazl al-Imām al-Ṣalt*, 52.

⁵⁴ In al-Kindī's version, this is "Khāzim." Al-Kindī, *Bayān al-shar*', LVII, 181.

and with glad tidings, because Allāh stands by those who stand by $\mathrm{Him}^{55}_{}$

The number of ships dispatched by al-Şalt is remarkable, and is an indication of the military power of the imamate. There is no historical information on the military strength of al-Şalt's state; but reports exist about his predecessor, Imām al-Muhannā ibn Jayfar (226-237/840-851), who had at his command three hundred ships equipped for warfare, and in the town of Nizwa (*Nizwâ*), then capital of the imamate, eight or nine thousand mounts, in addition to ten thousand soldiers. The fleet had already been developed during the rule of Imām Ghassān (d. 207/822).⁵⁶ The possible impact of the tropical storm (which devastated large areas of the country) on the military capability of the imamate at this point of time should be taken into consideration for an assessment.⁵⁷ Al-Riyāmī suggests that the campaign was launched from Sohar (*Şuḥār*), given this Omani coastal town's importance at the time.⁵⁸

It is striking that al-Sālimī refers to the campaign as "successful" in that control over the island had been reasserted by the Imām and his troops. Apart from the *Tuḥfab* and those authors subscribing to its main assumptions, there is no extant historical evidence regarding the campaign or its aftermath, once it landed on the island.⁵⁹ While we have already quoted some details of the letter that may have anticipated an unsuccessful outcome of the campaign, indicators in some Omani primary sources support the theory that the campaign may indeed have been unsuccessful.

The earliest available trace of this reproach against al-Şalt (that the Christians took the island away from him and broke their treaty, and that he did not defeat them), may be the one found in the *sīrab* of Ibn Abī Rūḥ, one of the students of Ibn al-Ḥawwārī, who lived in the 3rd/9th century.⁶⁰ *Kitāb al-ihtidā*' mentions as one of the opponents' arguments that Socotra "was taken away from him" and that he was

⁵⁵ Al-Sālimī, Tuhfah, 168.

⁵⁶ See al-Aghbarī, 'Abd al-Imām al-Ṣalt, 79.

⁵⁷ Al-Riyāmī, *Qaḍiyyat ʿazl al-Imām al-Ṣalt*, 51.

⁵⁸ *Ibid.*, 54.

⁵⁹ Al-Nadābī, "Imāmat al-Imām al-ʿUmānī al-Ṣalt ibn Mālik al-Kharūṣī."

⁶⁰ Al-Shaybānī, Amālī l-turāth, 127.

unable to protect it.⁶¹ The *Bayān al-shar^c* mentions as one of the arguments forwarded by those who forced al-Şalt into abdication that "he did not rescue the people of Socotra and did not restore their right from those who transgressed against them."⁶² Sultān al-Shaybānī, a contemporary expert on Omani manuscripts and heritage, asserts that the case is subject to difference of opinion among the authors of Omani *siyar*.⁶³

Evidence that fighting must have taken a substantial toll is to be found in *Bayān al-shar*^c, where al-Kindī mentions in the chapter on the missing person (*al-mafqūd*), that Khāzim ibn Hammām and 'Abd al-Wahhāb (who had been appointed as substitutes in charge of the campaign, as the letter postulates) had been killed, and that whoever was known to have been on their ship may be considered missing.⁶⁴

VII. An Introductory Note on the Treatment of *Abl aldbimmab* in al-Şalt's Imamate

Al-Sālimī's *Tuḥfab*, our main historical source for the Socotra campaign and the Imām's letter, also preserved al-Ṣalt's lengthy advice to the newly appointed governor of Rustaq (*al-Rustāq*), Ghassān ibn Julayd.⁶⁵ This advice is an additional resource in understanding the main theme of the letter, the treatment of non-Muslims living under Islamic covenant, *abl al-dbimmab*, and the relationship with them in the particular case of insurgence. Amongst the details on *zakāb* eligibility and collection, there is some advice on the treatment of *abl al-dbimmab* (and non-Ibādī Muslims) in the text; it is to be expected that the policy with regard to *abl al-dbimmab* was the same throughout the realm of his influence, inclusive of Socotra, prior to the insurgence. It may therefore help to elucidate

⁶¹ Al-Kindī, Kitāb al-ihtidā' wa-l-muntakhab min sīrat al-Rasūl (a.s.s.) waa'immat wa-'ulamā' 'Umān, ed. Sayyidah Ismā'īl Kāshif (Salţanat 'Umān: Wizārat al-Turāth al-Qawmī wa-l-Thaqāfah, 1985), 51; see also al-Riyāmī, Qadiyyat 'azl al-Imām al-Şalt, 77.

⁶² Al-Kindī, *Bayān al-shar*^c, LXVIII, 399; cf. al-Nabhānī, "Āl al-Ruḥayl," 67-68.

⁶³ Al-Shaybānī, Amālī l-turāth, 127. The contemporary Mu'jam a'lām al-Ibāḍiyyah follows the interpretation of a successful campaign: "Al-Şalt has become famous for liberating Socotra from the hands of the Christians and regaining it from them." Nāşir and al-Shaybānī, Mu'jam a'lām al-Ibāḍiyyah, 249.

⁶⁴ Al-Kindī, *Bayān al-shar*, LVII, 181; cf. al-Nabhānī, "Āl al-Ruḥayl," 67.

⁶⁵ Or "Khulayd," see al-Sālimī, *Tuḥfab*, 184.

Muslim-Christian relations in al-Salt's imamate at the time. The letter stipulates that *jizyab* is to be taken at the end of every month,⁶⁶ according to the following pattern: the rich pay four *dirbam* a month per head; the moderately affluent pay two *dirham* a month per head; while children, the poor, the elderly, women, and male and female slaves do not pay at all. The Imām implements a policy of distinguishing between Muslims and non-Muslims in outer appearance that was commonplace at the time throughout the Islamic world.⁶⁷ He adds that *dhimmi*s are not to buy male or female slaves from Muslims, but in case this has already taken place, they shall be asked to sell them to Muslims – probably for fear of proselytization or exposing the secrets of Muslims. On whatever a *dhimmi* buys from a Muslim he must pay a 10% tax ('ushr) on it, and zakāh has to be paid on cattle bought from Muslims. Al-Salt asked his governor to be strict with regard to people who follow divergent opinions, clearly identified by him as Qadariyyah, Mu'tazilah, Khawārij, and Murji'ah; these are not to call to their ideas in public.⁶⁸

The *Jāmi*^c of Ibn al-Hawwārī, a student of Muḥammad ibn Maḥbūb, reiterates the same orders (consistent with the orders of Imām al-Ṣalt in his appointment letter) on the appropriate behavior of *abl al-dhimmab*.⁶⁹ Importantly, Abū l-Ḥawwārī emphasizes that *jizyah* is only to be taken from people of the covenant if the Muslims are able to protect them from injustice.⁷⁰

The Ibādī *fiqh* literature specifies exactly what constitutes a breach of treaty, or the *dhimmab* covenant, very often with reference to Socotra as a precedent case. We may infer from this that the events of Socotra were well established in the collective memory of scholars. Many of these references are made on the authority of (*'an*) Muḥammad ibn Maḥbūb, which may serve to emphasize his importance in relation to the event.

The consensus of the literature is that if the non-Muslims under

⁶⁶ This seems to be the particular interpretation of the Imām, as *jizyab* is usually collected after one lunar year (*bawl*).

⁶⁷ Cf. al-Rawas, "Early Islamic Oman," 270.

⁶⁸ Al-Sālimī, Tuhfah, 192.

⁶⁹ Al-Fadl Ibn al-Hawwārī, Jāmi' al-Fadl, III, 202-204.

⁷⁰ Muhammad Ibn al-Hawwārī, Jāmi' Abī l-Hawwārī (Muscat: Wizārat al-Turāth al-Qawmī wa-l-Thaqāfah, 1985), II, 36.

covenant commit an aggression, assault, or attack, the state of war returns regarding them; that is, they have thereby broken their treaty.⁷¹ Both Muslims and non-Muslims under covenant are bound by their first treaty.⁷² A transgression could consist of assisting military

The Messenger of Allāh (pbuh) also established the sunnah that "the lowest of the Muslims gives an *amān* (here: guaranty of security for life and possessions) binding for all of them," and all of the Muslims, the free person, the slave, male and female, have to allow this; and there is no sulh bi-l-muwāda ah [ending of war through treaty] between the Muslims and the people of war without the latter deferentially succumbing to the former, through deferment, humbleness, and submission to the rule of Allah, by paying *jizyab* while being deferential, unless there is strong fear among the Muslims that they prevail over the Muslims due to their great numbers and [the Muslims] fear their [non-Muslims] power. And Allāh, may He be exalted, says: "Do not faint, and do not grieve, for you will overcome if you are true believers." (Q 3:139). And if there is a treaty ('abd) and sulb between them, it is incumbent upon the Muslims to abide by it; be it limited in time or not; and it is not allowed for any of the Muslims to impose more on them than has been specified in their treaty (sulp); and there is no sulp that contains any display of a call to disbelief, or of honoring it, in dar al-Islam. If the disbelievers in dar al-Islam transgress aggressively, this is considered a breach of their treaty from their side, and [the state of] war will return regarding them. Abdulrahman al-Sālimī and Wilferd Madelung, eds., Early Ibādī Literature: Abu l-Mundhir Bashīr ibn Muhammad ibn Mahbūb: Kitāb al-Rasf fī l-tawhīd, Kitāb almuhārabah and Sīra, vol. 75 of Abhandlungen für die Kunde des Morgenlandes, ed. Florian C. Reiter (Wiesbaden: Harrassowitz Verlag, 2011), 36-37.

⁷² Bayān al-shar^c specifies, on the authority of Muhammad ibn Mahbūb:

And from the book, in the answer of Muḥammad ibn Maḥbūb, may Allāh have mercy on him, about the Christians of Socotra and the treaty (*sulb*), can they terminate this *sulb*, or can the Muslims terminate it? He said, "Neither of the two groups can terminate it; they are both bound by their first treaty (*sulb*). They have to deduct, depending on the number of heads, who has the means for it; not the poor, nor the old, children, and women" al-Kindī, *Bayān al-shar*, LXX, 355.

The $4^{th}/10^{th}$ century *faqīb* al-Bisyawī refers to the Socotra event in his *Jāmi* within the discussion of buying slaves from *abl al-ḥarb*.

⁷¹ To draw more extensively on the Ibādī *fiqh* heritage, the following excerpts from the *Kitāb al-muḥārabab* of Bashīr ibn Muḥammad ibn Maḥbūb (alive in 273/886), may illustrate the point further. For Bashīr ibn Muḥammad ibn Maḥbūb see Nāşir and al-Shaybānī, *Muʿjam aʿlām al-Ibādiyyab*, 70-71:

aggression by a third party⁷³ or assaulting Muslim women.

VIII. Al-Sālimī's Text: The Letter and Its Interpretation

The following relies on the translation and interpretation of chosen excerpts of the letter. Al-Siyābī in his 'Umān 'abra l-tārīkb appraises the letter, as it contains thirty-five verses from the Qur'ān and the contents of more than one hundred prophetic hadīths, and does not leave unanswered any *fiqb* ruling concerning warfare.⁷⁴ I have chosen not to translate the Qur'ānic references due to the space limitations of this paper.

A. The Letter of Imām al-Ṣalt to His Army

The letter starts, after the proclamation of faith, with a general reminder of many aspects of Islamic rules and ethics, particularly those that may often be neglected in warfare:

Repent to Allāh for the wrongdoings of the past, and be virtuous in what is left [of your lives] in that which pleases Him. Safeguard your religion, and do not sell your religion for your own or the worldly matters of others. Stay away from whatever is doubtful. Abstain from prohibited desires; lower your gaze lest you fall into illicit sexual relations; protect your intimate parts from what is prohibited (*þarām*), and keep your hands and tongues away from the lives, possessions, and honor of people, if you have no legal claim thereupon. Avoid bearing false witness, prohibited food and drink, bad companionship, and flattering the enemy; and return entrusted

^{...} and it is not permissible to take the slaves of those who have taken *amān* with him; as it has already been said about the Christians of Socotra and the treaty (*sulb*) they were under; that neither they nor the Muslims can break the contract, and that they are all of them still under the first contract, and that [*jizyab* is levied] per head, from those who are affluent, [but] not from the poor, nor the elderly, nor children, nor women. Al-Bisyawī, *Jāmi' Abī l-Ḥasan al-Bisyawī*, IV, 147-148.

⁷³ "If the people under covenant (*ahl al-'ahd*) assist *ahl al-barb* in fighting against the Muslims, they have thereby broken their treaty": Khamīs ibn Sa'īd ibn 'Alī ibn Mas'ūd al-Shaqşī, *Manhaj al-tālibīn wa-balāgb al-rāghibīn*, ed. Muhammad Kamāl al-Dīn Imām (Muscat: Wizārat al-Awqāf wa-l-Shu'ūn al-Dīniyyah, 2011), X, 318.

⁷⁴ Al-Siyābī, 'Umān 'abra-l-tārīkb, 315.

goods to their owners.75

He also reminds them not to lie or to break a promise, and to perform prayer in its best form and with humility. He calls upon them to understand and accept the provisions (orders) that Allah has given, and not to falter in their obedience to Him for any reason, be it inclination or laziness, as this is a prerequisite for His assistance and victory over the enemy.⁷⁶

The Imām informs his soldiers, whom he addresses as " $y\bar{a}$ ma'shar al-shurāt wa-l-mudāfa'ab," thereby referring to various divisions of the army,⁷⁷ of the authority of the people in charge over them as well as "all the people of Socotra, the people of peace and war (*abl al-silm wa-l-barb*)." Authority includes the collection of *zakāh* and *jizyah*, concluding treaties (*muṣālabah* and *musālamab*), and waging war on Christians who break their treaty with Muslims (*abl al-nakth min al-naṣārá*) or on polytheists who attack Muslims, whether during travel or residence. Authority also entails jurisdiction; the distribution of one third of *ṣadaqāt*;⁷⁸ enabling women, when

⁷⁵ Al-Sālimī, Tuhfah, 170.

⁷⁶ *Ibid.*, 171.

⁷⁷ Ibid. The term shārī originally goes back to the Qur³ān 9:3, whereas the theme has a particular connotation in the Ibādī legacy; al-Rawas, "Early Islamic Oman," 144-145.; see also Amr Ennami, *Studies in Ibadhism (al-Ibādiyab)* (Muscat: Ministry of Endowments and Religious Affairs, 2008), 339-340. From the imamate of al-Julandá ibn Masʿūd, the *shurāt*, a particularly motivated volunteer section of the army, were organized in groups of from 200 to 400 people under a tribal leader, overseen by a fully trained Başrī scholar. Wilkinson, *Imamate*, 183-185; al-ʿUbaydlī, *Hamlat al-Imām al-Ṣalt ibn Mālik ʿalá jazīrat Suqaṭrá*; al-Rawas, "Early Islamic Oman," 179; The term *mudāfaʿab* (defenders) refers to a particular division of the army.

⁷⁸ The term *şadaqāt* is usually used synonymously for *zakāb*; it seems to have been the interpretation of the Imām to distribute one-third of the *zakāb* among the poor people on the island, while two-thirds are to be brought back to him (cf. *Tuhfab*, 180, where the same stipulation is made). This seems to be the particular interpretation of the Imām in terms of warfare and may be understood as his *ijtihād. Zakāb* money is to be distributed, according to the Qur³ān 9:60, among eight categories of recipients. The Imām does not mention the other categories of recipients, probably as these are already known and not applicable to the situation at hand. He therefore focuses on the one-third that ought to be distributed among the poor (*al-fuqarā*³). Along the same lines, al-Şalt's letter to be the situation at hand.

they cannot rely on their own guardians, to marry according to their wishes with a dowry of no less than four *dirhams*; guardianship over orphans and missing persons in financial matters; levying *zakāb* on the wealth of orphans; and implementing the right of maintenance for women.

In his letter, al-Şalt emphasizes the need to listen to and obey the two appointed leaders, Muḥammad ibn 'Ashīrah and Sa'īd ibn Shamlāl.⁷⁹ The authority of these military leaders is comprehensive and comparable to that of a governor. No mention of these military leaders is found in the biographical literature.⁸⁰ An 'Ashīrah ibn 'Abd Allāh is mentioned as governor of Samā'il during the rule of Imām Ghassān; it is, however, not verifiable if this is one and the same person.⁸¹ It is striking that their tribal affiliation, although well known, is not mentioned, and this may be neither coincidence nor neglect. It may have been deliberately not mentioned so as to overcome any form of tribalism during the campaign.

Important to note here is that the letter is addressed to all the troops, not to the military leaders alone. This speaks to a high degree of transparency as well as to intentionality in creating a sense of a common destiny and shared responsibility: simple soldiers are thereby asked to take responsibility for their own and their leaders' actions.⁸² The practice of appointing substitutes for the military leaders should they be killed or incapacitated is an important part of military strategy and goes back to the Prophet's practice at the battle of Mūtah in 8/629. On another level, it reveals that the Socotra campaign was a major event with an expected high toll among the troops.

The Imām explicitly calls upon his soldiers to consult and support their appointed leaders and to uphold the highest of ethics, even

the newly appointed $w\bar{a}l\bar{i}$ of Sohar (in *Tubfab*, 184ff.) specifies $zak\bar{a}h$ collection and mentions the distribution of one-third among the poor (see *Tubfab*, 190ff.); the distributors ($su^c\bar{a}h$) are not to count their sustenance from that third, which indeed hints at another category mentioned in the Qur³an, *al-camilin calayha*: those in charge of collecting and distributing $zak\bar{a}h$.

⁷⁹ Al-Sālimī, *Tuḥfab*, 171-172.

⁸⁰ Al-Riyāmī, *Qaḍiyyat ʿazl al-Imām al-Ṣalt*, 54.

⁸¹ *Ibid*.

⁸² *Ibid.*, 57.

amongst themselves, in order to strengthen their solidarity. He points out the importance of abiding by the Islamic rules of brotherhood and solidarity, so as to be granted success and victory from Allah. With regard to military tactics, al-Şalt asks the troops to take care that the steersmen do not to let their boats disperse too far away from each other, and not to precede one another, so that they stay within calling reach: a vitally important command, given the number of boats and the limited means of communication at the time.

Once they reach the island, they are to discuss and consult among themselves, and hope that Allah does not let them unite in misguidance. Following the principle of consultation or $sh\bar{u}r\dot{a}$, one of the basic distinctions of the Islamic political system, is a recurrent theme in this letter. Instead of instilling in his soldiers' lust for revenge, or activating stereotypical dehumanizing imagery of the enemy, which throughout the history of humankind has remained a rather common means to direct soldiers against their adversaries, the Imām expresses a distinctively Islamic approach:

And convey to them, through your messengers, that they are safe $(\bar{a}min\bar{u}n)$ as regards their lives, and women and children, and possessions, and that you abide by the prior covenant between them and the Muslims, through treaty (*cahd*), *dhimmah*, and *jizyah*, and that these will neither be broken nor changed. And ask them to bring you their *jizyah*.⁸³

It seems to be the analysis of al-Şalt, either based on previous information or due to his political and strategic analysis, that some, but not all, of the Christians in Socotra have broken their treaty with the Muslims. He therefore builds on reminding the community of *abl al-dhimmab* of their covenant with the Muslims, whereby the *jizyab* is a symbol of submission to Islamic rule; hence, he insists that *jizyab* must be brought to the army. To restore the security of Islamic rule is therefore the aim of the military envoy, rather than taking revenge for the events.

He further asks the troops to send to the insurgents people of their choice, and to choose from among the best and most trustworthy

⁸³ Al-Sālimī, *Tuḥfab*, 174.

Muslims⁸⁴ two representatives, or if they cannot find two who meet the conditions, only one, and "ask them to convey to the insurgents, on my behalf and on yours, to enter Islam, perform prayers and pay *zakāb*, to respect the rights of Allah,⁸⁵ and abstain from disobeying Him; if they accept this, it is the better choice, and will erase whatever they have committed before."⁸⁶

The order to choose two (or even one) trustworthy Muslims from the local population to be sent as negotiators to the insurgents may throw some light on the ethnic and religious demographics of the island's inhabitants; this order would only make sense if the local Muslims, who are supposedly and on the basis of the abovementioned terminological distinction not affiliated with the Ibādī school, shared a language and/or ethnic background with the insurgent Christians, thereby facilitating negotiations. The key to understand this order may be that both Christians and non-Ibādī Muslims have Mahrī origins, as mentioned earlier.

In case they do not accept the offer to become Muslim, the insurgents are to be asked to repent, to return to their first covenant with the Muslims, and to release any Muslim women still in their hands. They are to be given a specified time limit for this. The Imām emphasizes that the Muslim envoys are not to marry from among the insurgents until all of the enslaved Muslim women are released. Those of the insurgent non-Muslims (*abl al-harb*) who submit, repent, and release the Muslim womenfolk are not to be killed; womenfolk and children are not to be enslaved, nor possessions taken; it is not permissible to betray them, whether in the short or long term. However, the troops are to make sure that these people do not evade and convince their fellow insurgents to follow their ways. *Jizyah* is to be taken from those people. *Jizyah* is not accepted, however, from those who want to send it, staying in their homes, without repenting their deeds. Those who do surrender are to be safe

⁸⁴ The term used here is *abl al-şalāb*, "people of the prayer;" it is synonymously used with *abl al-qiblab* in Ibādī terminology to designate Muslims of other schools.

⁸⁵ Under *þaqq Allāb*, as compared to *þaqq al-'ibād*, fall those rights that target the general welfare, such as prescribed penalties (*þudūd*), *zakāb*, and expiations (*kaffārāt*); Majmū'ah min al-bāḥithīn, *Mu'jam muṣṭalaḥāt al-Ibāḍiyyab*, 2nd ed. (Salṭanat 'Umān: Wizārat al-Awqāf wa-l-Shu'ūn al-Dīniyyah, 2012), I, 266.

⁸⁶ Al-Sālimī, *Tuḥfab*, 174.

in the captivity of the Muslims, with appropriate treatment in terms of food and drink, until they reach the $w\bar{a}l\bar{i}$ of the Muslims. This stipulation implies that legal action will be taken for the preceding rebellion.⁸⁷

In case they refuse both options (accepting Islam or repenting from their deeds and returning to their initial covenant with the Muslims), and this refusal is established by two, or even one trustworthy person from among the Muslims (*abl al-şalāb*) whose integrity in conveying information is trusted, al-Şalt orders his followers to fight them, inclusive of the permission to employ cunning ruses and to enslave women and those children born to them during the period in which the treaty was breached. Those born during the time of the treaty are not to be enslaved. He later stipulates that, in case of doubt about their time of birth, they are not to be enslaved.⁸⁸

The pages of the letter that follow are filled with rulings concerning war booty. The Imām first emphasizes that no part of the booty, be it small or large, neither thread nor needle, is permissible for use; he underlines that it is prohibited (*barām*) to have sexual

Al-Kindī explicitly refers to Socotra in his al-Muşannaf:

⁸⁷ Ibid.

⁸⁸ Ibid., 179. The same ruling resonates in Ibādī fiqh compendia, such as Bashīr ibn Muḥammad ibn Maḥbūb's Kitāb al-muḥārabah: "As to those who commit aggression (al-muḥāribūn) after they had already entered peace and were under treaty, whosoever is born of their children during their state of breaking the treaty and annulling their dhimmah status is enslaved, regardless of whether they are Arabs or not; as for those who were born during the time of the covenant, they are not to be enslaved." Al-Sālimī, Early Ibādī Literature, 38. Cf. al-Shaqsī's Manhaj al-ṭālibīn: "Whosoever from abl al-dhimmah breaks their treaty, their blood is permissible, and their wealth is booty, their women and children who were born after the treaty was broken are enslaved." (V, 98).

Case Study. Abū 'Abd Allāh, to Ghassān, about the women of the people of Socotra who broke their treaty: If a woman from them says, "I did not fight, and did not break any treaty," is it permissible to enslave women for the offenses committed by men? Yes, it is permissible to enslave their women, when they [the men] have waged war. Enslavement concerns women and those born after breaking the treaty, even if they have not waged war. This has been established in the Sunnah of the Messenger of Allah (pbuh). Al-Kindī, *al-Muşannaf*, XI, 154.

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intercourse with captured women (*sabāyā*); that embezzling from war booty is a shameful act and will be punished by hellfire.⁸⁹ Once the booty is sold, one fifth (*kbums*)⁹⁰ is to be withheld by the people in charge of this, Muḥammad ibn 'Ashīrah, and Sa'īd ibn Shamlān, and in case something happens to them, Ḥāzim ibn Hammām, 'Abd al-Wahhāb ibn Yazīd, and 'Umar ibn Tamīm would replace them. He reiterates mention of the people in charge as if to erase any doubt regarding their comprehensive authority. Captured women and children are to be brought to the Imām and not sold. During this time, they are to be sustained from the *kbums*.⁹¹

At a later stage in the letter, he again refers to the distribution of booty: nothing may be kept of weapons, food, cattle or furniture, be it little or much: whatever cannot be carried is to be sold by Muḥammad ibn 'Ashīrah and Sa'īd ibn Shamlāl; the *khums* of it is to be sent to the Imām, while the remaining four-fifths are to be distributed in equal shares among those who participated in the war.⁹² It is noteworthy that the letter does not refer to the discussion common in *fiqh* compendia on the shares for infantrymen versus cavalrymen; this is not an issue particular to the Ibādī school;⁹³ rather, it is more likely that the letter does not discuss it because al-Ṣalt's army did not rely on horses in this battle.

A distinctive feature in these orders is that, although the war booty is collected, whatever cannot be transported back to Oman is to be sold, the *khums* deducted, and equal shares of the remaining fourfifths allotted among the soldiers who partake in warfare. The Imām exempts captured women and children from this. They are not to be sold and obviously are not part of the soldiers' shares; sexual

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⁸⁹ For a discussion of defalcation from war booty (*ghulūl*) see Jumayyil ibn Khamīs al-Sa'dī, Qāmūs al-sharī'ah al-hāwī ţuruqahā al-wasī'ah: mawsū'ah dakhmah tadumm tis'īn juz'an fi mukhtalaf funūn al-sharī'ah muqābalatan 'alá makhţūţātihā (Muscat: Maktabat al-Jīl al-Wā'id, 2015), LXXXIX, 308.

⁹⁰ *Khums*, one-fifth of the war booty, is to be allotted to *bayt al-māl* (the state treasury), to be distributed among specified groups: see Q 8:41.

⁹¹ "min māl Allāb min al-ghanā²im" (al-Sālimī, Tuhfab, 176); "min māl Allāb min al-maghānim" (al-Sālimī, Tuhfab, 179).

⁹² *Ibid*.

⁹³ Cf. al-Shaqşī, who mentions a distribution of two shares to the cavalryman and one to the infantryman (*Manhaj al-ţālibīn*, V, 95); see also the discussion in al-Sa'dī, Qāmūs al-sharī (ab, LXXXIX, 293-299).

intercourse with these women is prohibited. Generally referred to as *sabāyā*, the overall tenor of the *fiqb* compendia (of all schools) is that intercourse with captured women is permissible under certain conditions, among which that they are allotted in a soldier's share.⁹⁴ It seems to be the Imām's *ijtihād* to exempt women and children from the soldiers' shares.⁹⁵ Given the circumstances that triggered the campaign, in which Muslim women were captured, enslaved, and raped by the Christian insurgents, it seems that al-Şalt wants to emphasize the distinctively more ethical dimension of Islamic warfare in this regard.

In case of doubt concerning the insurgents' refusal of both options (Islam or repentance and surrender), no cunning ruses or killing are to be carried out, and no captives or booty are to be taken. Interestingly, the case of doubt is established through the witnesses: "If neither two men nor one of the Muslims whom you trust is available as a messenger to inform them of evidence against them and transmit their answer..."⁹⁶ This point is mentioned repeatedly, just as the three choices of Islam, repentance and return to the former treaty, or fighting are reiterated several times, as if to ascertain that the message reaches all of the soldiers involved.

And it was said that 'Umar told his son: "Do not commit adultery, and do not have intercourse with a (captive women) from the booty, as it is not allowed for a man to have intercourse with a woman until she has been allotted to him in his share, and not before her womb is proven empty, and he teaches her the great ablution (*gbusl*) from the greater ritual impurity and he teaches her prayer and shaving her private parts (*balq al-'ānab*) after her conversion to Islam." *Jāmi'*, IV, 149.

⁹⁴ Anke Bouzenita, 'Abdarraḥmān al-Auzā'ī – ein Rechtsgelehrter des 2. Jahrhunderts d.H. und sein Beitrag zu den Siyar. Erarbeitet auf der Grundlage des k. ar-Radd 'alā siyar al-Auzā'ī, Islamkundliche Untersuchungen, Band 240 (Berlin: Klaus Schwarz Verlag, 2001), 218-220.

⁹⁵ There is, however, an ambiguity in the letter; where it states on p. 179, "and whoever makes booty and womenfolk fall into his hands, he shall fear Allāh and not have intercourse with them, until he sells them and retains their price," whereas the previous order was that women and children in captivity are not to be sold, but sent to the Imām. The focus on the prohibition of intercourse is persistent, however. It is hoped that this ambiguity may be resolved through an analysis of the manuscript, should it be found. Al-Bisyawī specifies:

⁹⁶ Al-Sālimī, *Tuḥfab*, 176.

B. Fighting as the Last Resort

One of the most striking elements of this letter may be that, although the Imām dispatches his troops in great numbers to restore the island of Socotra to Islamic rule upon a breach of treaty and insurgence on the part of some Christian *dhimmī*, he still advises his troops to take the same steps that are taken during a military campaign to open a territory to Islam, rather than to wage a campaign of punishment or retribution: namely, to call them to Islam, and if they refuse, they are to pay the *jizyab* and thereby succumb to Islamic rule, and only to fight them when those two options are forfeited.⁹⁷ As the insurgents had already been under covenant and broke it, and the island of Socotra was legally under Islamic rule, al-Şalt could have advised his soldiers to fight, kill, and punish. In his legacy, military combat is definitely described as the last resort, and the Imām is adamant about seeing all the Islamic ethical standards of warfare applied if fighting were deemed necessary.

The strict adherence to giving these options of Islam, *dhimmab*, or fighting is pervasive in the *fiqb* literature of the Ibādī school.⁹⁸ Al-Kindī, author of *al-Muṣannaf*, refers to the Socotra case in his chapter on the people of the covenant, their treaty, breach of treaty, and the legal rules for both cases, in the dictum of Muḥammad ibn Maḥbūb, the content of which is identical with al-Ṣalt's legacy. Upon a breach of treaty, *abl al-ḥarb* are first asked to embrace Islam; in case they decline, they are asked to return to the terms of treaty; in case they refuse, it is permissible to fight them, their lives and possessions are permissible, and those of their children born after breaking the treaty may be enslaved.⁹⁹ The same terms of *jizyab* are reiterated, again on the authority of Muḥammad ibn Mahbūb.¹⁰⁰

⁹⁷ Farhāt al-Ja^cbīrī also draws a parallel to the sermons of Ţālib al-Haqq and his military leader, Abū Hamzah al-Shārī, which specify the Ibādī "law of jihād for the sake of Allāh," and this was implemented in all of their combats. al-Ja^cbīrī, *al-Tadwīn al-fiqbī*, 63.

⁹⁸ Striking is the emphasis on the necessity for the call to Islam prior to any military action, be it against *musbrikūn* (polytheists), *murtaddūn* (renegades) or *bugbāt* (rebels); cf. Jāmi^c Abī l-Ḥawwārī, I, 78ff., and more particularly, Jāmi^c al-Faḍl Ibn al-Ḥawwārī, II, 127-138.

⁹⁹ Al-Kindī, *al-Muṣannaf*, XI, 150-157.

¹⁰⁰ *Ibid.*, 153.

The *sīrah* of Muḥammad ibn Maḥbūb to the people of the Maghrib has an extensive discussion on the necessity to call every adversary to Islam before taking up any military action:

The same applies to the polytheists, if the Muslims raid them, regardless of whether they are under *dhimmab* and covenant or not; so if they [the Muslims] enter their territory, they must neither kill, nor enslave, nor take spoils of war before they call them to Islam. If they called them, and they rejected the call, it is permissible to fight them, to enslave their children, and to take their possessions as spoils.¹⁰¹

The Imām also gives advice for the organization of warfare: the positioning and formation of lines and flanks, the possibility of setting up an ambush, and how to keep motivation high.¹⁰² The motto of the soldiers should be "There is no deity but Allāh, and Muḥammad is His messenger; rule belongs only to Allāh, and no authority is due to whoever does not govern by what Allāh has revealed, in dissolution, disassociation and separation from all the enemies of Allāh."¹⁰³ With his reference to *barā'ab* (disavowal, disassociation), he uses themes of particular importance for the Ibādī school.¹⁰⁴

Although no explicit reference is made to Ibādī teachings in the letter other than what can be inferred through the particular terminology, such as the above-mentioned focus on dissolution and disassociation (here: *khul^{an} wa-barā^aat^{an}*; usually *al-walāyab wa-lbarā^aab*: loyalty and disavowal), the letter mentions the Muslims in Oman as being in charge on the island:

¹⁰¹ Kāshif, *al-Siyar wa-l-jawābāt*, 251; The part on warfare in this *sīrah* is not identical with the Imām's legacy.

¹⁰² Al-Sālimī, *Tuḥfab*, 177.

¹⁰³ *Ibid.*, 178.

¹⁰⁴ For reasons of space restrictions, I will not discuss the concept in this paper. For an explanation of the Ibādī system of *walāyab* and *barā'ab* see Ennami, *Studies in Ibadbism*, 286-309. Of the many Orientalist works on the topic, see Valerie J. Hoffman, "Ibādī Scholars on Association and Dissociation, from the 10th to the 21st Century," in *Ibādī Jurisprudence. Origins, Developments and Cases: Studies on Ibadism and Oman*, Barbara Michalak-Pikulska and Reinhard Eisener, eds., vol. 6 of *Studies on Ibadism and Oman*, Abdulrahman Al Salimi and Heinz Gaube, eds., 185-193; Yohei Kondo, "Ibādī Discussions on Conversion and Commitment," *Muslim World* 105, no. 2 (2015), 224-235, https://doi.org/10.1111 /muwo.12093.

If they (the army) reach them (the insurgents), they shall call them to Islam and to accept it; if they respond, it is accepted from them; and if they dislike it, they shall call them to be true to their covenant and return from insurgence to the rule of the Qur³ān and the rule of its people, the Muslims in Oman.¹⁰⁵

The letter contains at least one particularly Omani phrase: "and say, as your brothers have said: 'Even if they beat us until we reach *al-Ghāf* in Oman, until we know that truth is with us, and falsehood with them, and that they are Satan's party, while you are the party of the Merciful'."¹⁰⁶ The saying may have been a proverb or a commonly shared reference in the third century; it could have been the name of a place at the time, or simply a reference to a typical and culturally significant species of Omani flora, the *ghāf* tree (*Prosopis cineraria*).

C. Nobody is Left Behind

Subsequently, the letter discusses a topic of high social importance for any traumatized society that has just overcome a state of civil war, military intervention, or occupation. The Imām specifies that children already born of or to be born of the Muslim women enslaved by the enemy are Muslims like their mothers and do not follow their fathers (in descent or religion), even if the fathers enter or return under the covenant with the Muslims.¹⁰⁷

The first important message is that children born under these circumstances – wherein their mothers have been enslaved and probably raped – are considered to be part of the Muslim community. This detail in a public address to the soldiers is highly significant, as it emphasizes societal solidarity with these women and their innocent children and is intended to remove the social stigma from them. Interestingly, neither contemporary nor later treatises on war-related topics raise this particular issue with a comparable openness. Al-Şalt's order in this regard can only be described as exceptionally farsighted. At the same time the Imām does not lose sight of the fate of potential female prisoners of war, for he explicitly prohibits sexual relations with them. The measures he recommends are intended to restore

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¹⁰⁵ Al-Sālimī, *Tuḥfab*, 176-177.

¹⁰⁶ *Ibid.*, 178.

¹⁰⁷ *Ibid.*, 179.

internal peace and coherence to a society in the aftermath of civil war.

The letter further stipulates that, should any of the enslaved Muslim women have apostatized from Islam, she is to be forcefully returned to it.¹⁰⁸ With regard to the rule on apostasy (*irtidād*), the Ibādī school, like the majority Sunnī schools, but unlike the Ḥanafī school, does not appear to differentiate between male and female apostates in terms of punishment.¹⁰⁹ The mentioned "forceful return" to Islam seems to be the Imām's *ijtihād* with regard to these women, whom he deems to have been forced into Christianity by enslavement.

The Imām continues with the description of other prohibitions during warfare that are reminiscent of the Sunnah of the Prophet and of Abū Bakr's orders to the military leaders who entered Syria:

If war rages between them and you, do not kill a small child, nor an old man or a woman, other than an old man or a woman who assisted [the enemy] in fighting. Do not mutilate whomever you have killed during warfare, as the Messenger of Allāh, may peace be upon him, prohibited mutilation.¹¹⁰

It can clearly be inferred from the letter that al-Şalt considers Socotra as *dār al-Islām*; after ordering his troops to distribute onethird of the collected *zakāb* money among the poor on the island according to their discretion and return the remaining two-thirds to him, he emphasizes, "It is my firm point of view that this is your position in the village, as the governors of the Muslims had already settled there before you."¹¹¹ Another point indicating this is that he orders his troops to perform the "unshortened" complete prayer

¹⁰⁸ *Ibid*.

¹⁰⁹ See al-Kindī, *al-Muṣannaf*, XI, 189ff., and al-Sa'dī, *Qāmūs al-sharī'ab*, XC, 12ff.

¹¹⁰ Al-Sālimī, *Tuḥfab*, 179-180. Compare the stipulations in Bashīr ibn Muḥammad's *Kitāb al-muḥārabab*:

The Messenger of Allāh (pbuh) has established the *sunnab* that "war takes place only after the call to Islam," and he "forbade defalcation" and "mutilation," as well as "killing the aged man, women, and children," and the messengers of the people of war and whosoever came to the Muslims from them with *amān*, as long as their messenger and whoever does not have a covenant (*'ahd*) with them does not annul the *amān* by aggression (al-Sālimī, *Early Ibādī Literature*, 36).

¹¹¹ Al-Sālimī, *Tuḥfab*, 180.

while they are "in the village," meaning in a settlement, while they should pray the combined and shortened prayers (*jam*^c and *qaşr*) once they "leave the village" by a distance of two *farsakh*. Again, the Imām's *ijtihād* has been incorporated here, as it is the teaching of the *madhhab* that two *farsakh* or 12 km is the minimum distance for shortening the obligatory prayers (which becomes the basic rule [*'azīmah*], while combining the prayers is optional [*rukhṣah*]). Al-Ṣalt orders both, most likely due to the rather unsettled circumstances typical of warfare.¹¹²

Al-Salt then expounds on the details of performing prayers during wartime (salāt al-harb),¹¹³ and again reminds his soldiers of the general Islamic ethics of warfare: "I advise you to fear Allāh, and do not sell any weapons in Socotra;114 do not drink nabīdh, and none of you shall approach any woman without marriage, do not insult each other, and let not your meetings be engaged in senseless distraction, amusement, jest, or lying." Al-Salt gives explicit permission to the leaders of the expedition, whom he names again, individually, to cut ties with those soldiers who are evidentially involved in any of these crimes, or who have inflicted harm on any Muslim or associated themselves with any of their enemies. These are to be ousted from the army and refused financial assistance; their weapons are to be confiscated. Even in this case, repentance is possible and will be accepted, upon which they are to be alimented, but decisions (about individual cases) will be taken upon their return to the Imām.¹¹⁵ The responsibility of the Imām to investigate any transgression against lives or property on behalf of his army is emphasized in the *figh*

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¹¹² It ought to be noted that the letter uses the terms *al-'ishā'* and *al-'atmab* in discussing the combination of two prayers (al-Sālimī, *Tuḥfab*, 180); this may be a mistake in the letter or its printed version, as both terms are used synonymously to designate the last prayer. It should have been *al-magbrib* and *al-'ishā'* or *al-magbrib* and *al-'ishā'* or *al-magbrib* and *al-'ishā'* or *al-magbrib* and *al-'ishā'* and *al-'ishā'* or *al-magbrib* and *al-'ishā'* and *al-'ishā'* or *al-magbrib* and *al-'ishā'* or *al-magbrib'* or *al-magbrib'* or *al-magbrib'* or *al-magbrib'* or *al-ma*

¹¹³ Al-Sālimī, *Tuhfah*, 180; See also Abū Muḥammad ibn Ja'far al-Izkawī, *al-Jāmi*', ed. 'Abd al-Mun'im 'Āmir (Muscat: Wizārat al-Turāth wa-l-Shu'ūn al-Islāmiyyah, 1981), II, 365.

¹¹⁴ On the sale of weapons in enemy territory see also al-Sa'dī, Qāmūs al-sharī'ah, LXXXVIII, 420ff.

¹¹⁵ Al-Sālimī, *Tuḥfab*, 181.

literature.¹¹⁶ Obviously, as is evident from the recommended interaction with the repenting insurgents, army leaders do not have the authority to implement $hud\bar{u}d$ or even $ta^{c}z\bar{i}r$ punishments during times of warfare, because any related decision will be taken by the Imām. This may be commensurate with the limited authority of the $w\bar{a}l\bar{i}$ that is apparent from al-Şalt's previously mentioned letter to the governor of Rustaq,¹¹⁷ and constitutes further evidence of the centralized style of governance on the part of the Imām.

Al-Şalt also concedes that any Muslim (*min abl al-şalāb*) man, woman, or child from the people of Socotra who wishes to come to the "lands of the Muslims" – and he obviously refers to Oman – may do so. There is no discrimination with regard to *madhhab* affiliation. The same applies to children of the *shurāt* and those (non-Muslims) who assisted the Muslims. They are to be transported and supported from the state treasury (*māl Allāb*; here: *al-khums*) until they reach the land of the Muslims "... because that territory (*dār*) is not suitable for them after war has been waged between us and them [the enemy]."¹¹⁸ This insightful decision takes the loss of rulership over the island into account; in al-Ṣalt's calculations, Socotra may revert to *dār al-ḥarb* after the campaign.

With regard to (Muslims') marrying Christian women from the people of Socotra, al-Şalt emphasizes that only those women of the Christians under covenant who read the Gospel may be married; the same restriction applies to the consumption of slaughtered animals and food, while the Muslims must not marry women of the insurgents (*abl al-ḥarb*), whether they read the Gospel or not.¹¹⁹

In his *Kitāb min al-sunnab mukhtaṣarab*, Muḥammad ibn Maḥbūb, the writer (and probably author) of this letter, mentions that marrying the free women of *abl al-kitāb* is discouraged (*makrūb*), due to its prohibition by 'Umar.¹²⁰ He probably refers to the case of

¹¹⁶ See al-Kindī, *al-Muşannaf*, III, 140ff.

¹¹⁷ Hāshim, *al-Harakah al-Ibādiyyah*, 221; this also corresponds to Muhammad ibn Mahbūb's view in *al-Siyar wa-l-jawābāt*, 239.

¹¹⁸ Al-Sālimī, *Tuḥfab*, 182.

¹¹⁹ *Ibid.*, 182.

¹²⁰ Sulaymān ibn Ibrāhīm Bābzīz al-Warjalānī, al-Imām Muhammad ibn Mahbūb al-Ruhaylī, hayātuhū wa-āthāruhū (t. 260 AH) [Commentary on Abwāb min al-

Hudhayfah, whom 'Umar ibn al-Khaṭṭāb had asked to divorce the Jewish woman he had married in al-Madā'in. The author adds, "The marriage of female slaves from *abl al-kitāb* is prohibited (*barām*)."¹²¹

Generally, the prohibition is vocalized with regard to marrying a *kitābiyyab* who does not live under Islamic rule, with differences of opinion among the Ibādī scholars.¹²² It is therefore interesting that the distinction focused on here is the level of religiosity subsequent to the condition of being under covenant; this seems to be the particular interpretation of al-Ṣalt. Interesting also is the lack of differentiation between slaughtered animals and other food.¹²³

Al-Şalt continues:

Whatever is doubtful to you and you do not find the answer to it in narrations (*athar*), in the Qur'ān (*Kitāb*) or Sunnah, or in this letter, abstain from making a decision about it until you submit it to me, Allāh willing. If the matter between you and your enemy extends to the African coastline (*ra's al-zinj*), take it out there; and if the matter between them and you has been decided, do not violate your agreement, Allāh willing. Should the matter not be decided up to Tabramah, then take it as far as Tabramah,¹²⁴ Allāh willing. I hope that you will have enough food to last you until then, Allāh willing.

Do not differ in your opinions, whether in peace or war; and your consent shall be one, and your anger one, your friend and foe should be one, all the same, as is your blood.¹²⁵

He ends his advice with a prolonged supplication for their success.

sunnah mukhtaşarah] (Muscat: Wizārat al-Turāth al-Qawmī wa-l-Thaqāfah, 2009), 234.

- ¹²¹ Al-Warjalānī, *al-Imām Muḥammad ibn Maḥbūb al-Ruḥaylī*, 234.
- ¹²² Al-Aghbarī, 'Abd al-Imām al-Ṣalt, 93.
- ¹²³ Al-Sa'dī in his Qāmūs al-sharī'ah mentions the same distinction: meat slaughtered by ahl al-kitāb may be consumed if they read the Gospels (XXXV, 82-83). As opposed to this, Bashīr ibn Muḥammad ibn Maḥbūb states, "... and Allāh has permitted to eat the slaughtered animals from Ahl al-kitāb, and to marry the chaste of their women (*muḥṣanāt*), and prohibited the same from the *Majūs*." Al-Sālimī, *Early Ibādī Literature*, 37.
- ¹²⁴ Tabramah could be the name of a town called Barmah on the East African coast, see al-Riyāmī, *Qaḍiyyat ʿazl al-Imām al-Ṣalt*, 67.
- ¹²⁵ Al-Sālimī, *Tuḥfab*, 182.

Conclusions and Implications

The letter of Imām al-Ṣalt is a unique document on international relations in the 3rd/9th century, from several perspectives. It sheds light on the *fiqh* rulings of relations with people under covenant in the particular case of their transgression and breach of a treaty. Warfare is portrayed as the last resort after all other possibilities have been exhausted, even in a highly emotionally sensitive situation. Even then, ethical standards are to be rigorously observed. The letter does not invoke any form of stereotypical denigration of the enemy, as this adversary may, through repentance and conversion, eventually become part of the Muslim community.

The messages of the letter seem to anticipate many rather modern deliberations. The focus on the fate of women under occupation, the need to liberate them from their oppressors, and the acceptance of their children, most likely conceived as a consequence of rape, as part of the Muslim community, are groundbreaking measures intended to restore peace and harmony within the society. At the same time, the order to respect the dignity of female non-Muslim prisoners by not allowing them to be subjected to a comparable fate is unusually farsighted and in contrast to the common practices of conquering armies worldwide.

Moreover, the letter gives insight into the military organization of the army in al-Şalt's imamate: demanding a high level of Islamic ethical standards from the soldiers, imbuing them with the spirit of individual and communal responsibility, as well as imposing a great degree of transparency. Decisions are to be taken through mutual consultation. Transgression against the rules is expressly forbidden, and the high ethical standard set by Imām al-Şalt means that what might pass for a minor offense in other contexts would constitutes a transgression here; nevertheless, the perpetrator always has an option to return to the fold of the community through repentance.

The letter is reminiscent of the rulings of Islamic law found in any *fiqh* compendium, with some Ibādī interpretations and Omani particularities. It also allows an assessment of the relations between Ibādī Muslims and those following other legal schools in the $3^{rd}/9^{th}$ century, wherein no discrimination affecting rights and duties is found.

The historical details with regard to some of the circumstances of the campaign will remain at least partly unknown unless new sources on the period are uncovered; nevertheless, it has been possible to reconstruct, through the letter and its stipulations, the general spirit of the age and the region with regard to Muslim-Christian and international relations. On a final note, the survival of the dicta of the letter, on the authority of Muhammad ibn Mahbūb, in the *fiqh* books of the Ibādī school asserts the scholar's importance and role in al-Şalt's imamate.

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