

ABSTRACT

Sofiatul Fitri, Ana. 2012. **Scholars view Malang Regarding Validity of Marriage By Ijab Qobul Using Electronic Media.** Thesis. Al Ahwal Al-Syakhsyiyah Department, Faculty of Sharia, The State Islamic University Maulana Malik Ibrahim of Malang, Supervisor: Dr. Hj. Tutik Hamidah, M.Ag.

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Marriage is a sacred bond that ties him to be halal haram. It is stated in al-Quran surah an-Nisa 'verses 20-21. A marriage can be said to be valid if it meets the terms and harmony of the marriage. One of the pillars of marriage is the consent qobul. The times to make increasingly sophisticated electronic media. Be unique if the marriage with the consent qobul using electronic media.

The practice of marriage by consent qobul using electronic media in Indonesia is wafted by the mass media has happened three times. The study was conducted in Malang in Malang due to the high divorce rate, the logic high if the divorce is due to the high number of marriages as well.

This research includes empirical legal research or field research (field reseach) which aims to determine the law in society. The purpose of this study in order to know the views of scholars concerning the validity of Malang qobul marriage with consent to use electronic media. This research uses of primary sources is obtained from interviews with scholars on the issue of poor validity of the marriage with the consent qobul using electronic media, but it is also the source of the secondary, and tertiary.

The results obtained that most scholars do not know exactly the Malang city on the implementation of marriage with the consent qobul using electronic media. Regarding the validity of the consent qobul using electronic media, scholars disagree Malang city. Some say legitimate, and others say is not valid. Scholars who wear foundation problems Malang city that says a marriage illegitimate as it is susceptible of gharar, keep ihtiyat, in addition to the electronic media can not replace the position of the Assembly in the ceremony. While the foundation is a legal scholar who said the video teleconference with the electronic media could see each other, so gharar can be neutralized. however, scholars still prefer the city of Malang in marriage which is normally in the Assembly (ittihadul assemblies).