

ABSTRACT

Fariz, Miftahul. 2012. **Transaction of *Adol Sèndèn* in the society environment of Paspan, Glagah, Banyuwangi**. Thesis. Law of Syariah Bussiness Major, Syariah Faculty. Islamic State University Maulana Malik Ibrahim Malang, Adviser. Dr. Fadil SJ. M. Ag

KEY WORDS : Transaction, *Adol Sèndèn*

There are two focus issues that becoming main discussion in this research, *first* how *Adol Sèndèn* transaction was done by society of Paspan village. Glagah Subdistrict. Banyuwani Regency. *Second* how to utilization of rice-field in Islamic law perspective.

This research is a kind of empirical research with used case approach, while the object of this research are society of Paspan village, Glagah Subdistrict, Banyuwangi Regency. The method was used in this research is qualitative research method with the results of collected data by observation and interview. The informant in this research are communities or inhabitant of Paspan village had already done do *Adol Sèndèn* transaction.

According to the result of research had already done from researcher it can be described : 1) Transaction of *Adol Sèndèn* was doing by society of Paspan village, Glagah Subdistrict, Banyuwangi Regency that is by pawned their rice-field, gave their rice-field as collateral and if the people who pawned can't pay off or redeem their collateral appropriate with the time limit that decided together before, so the collateral will become the property of loaner (*murtahin*). 2) utilization of land in the society from Paspan village, in the perspective of Islamic law. Utilization of collateral (land) that occurs in Paspan village communities, became the lien's right, including the results of the pawned goods and maintenance cost which mortgaged became responsibility of the pawn receiver (*murtahin*). So, the researcher can be assume that if it were reviewed by Islamic Law an *Adol Sèndèn* transaction in Paspan Village communities, Glagah Subdistrict, Banyuwangi Regency, would not appropriate with the rules of Islamic law. Whereas bussiness activity with land-pawned that occurred in Paspan village communities, Glagah Subdistrict, refer to customary law and tradition.