

ABSTRACT

Maryam Jamilah, Student ID Number 10220054, 2014. *Ulama Opinion To The Sale and Purchase Practice of Catfish With Najis Feed In Gunung Sari Beji Pasuruan Perspective Shafi'i Madzhab*. Thesis. Sharia Business Law Department, Sharia Faculty, the State Islamic University of Maulana Malik Ibrahim of Malang. Supervisor: Dr. H. Abbas Arfan, Lc, M.H.

Key Words: *Ulama Opinion, Sale and Purchase, Najis Feed, and Shafi'i Madzhab*

At this moment the fish breeders are very entrenched in parts of Indonesia, it is not uncommon that some of them breeding fish using *Najis Feed*. Researchers can find this at Gunung Sari village. Gunung Sari village is the village that the majority of the population is the catfish breeders. Almost all of the catfish farm owners, using chicken carcasses, blood and rotten eggs as a main feed, whereas Pasuruan known as Pupils City (Kota Santri) and almost in every subdistrict stand some boarding schools.

The focus of this research problem is how The Beji Ulama opinion on the catfish sale and purchase practice with *Najis feed* in Gunung Sari Beji Pasuruan and how to review of Shafi'i Madzhab to ulama opinion on the catfish sale and purchase practice with *Najis feed* in Gunung Sari Beji Pasuruan.

This research includes juridical empirical research with socio-juridical approach. The type of data is qualitative by using primary and secondary data sources. Data was collected by observations, interviews and documentation. Data were analyzed using qualitative methods of description.

Based on the results of this study concluded that the *Ulama* opinion on the catfish sale and purchase practice with *Najis feed* in Gunung Sari Beji Pasuruan there is a difference. But most Ulama argue that the practice is legitimate. While ulama who argue illegitimate because the quarantine is a must do by farmers before the catfish fish with *Najis Feed* as main Feed was marketed. Shafi'i Madzhab review of the Ulama opinion on the catfish sale and purchase practice with Najis food in the village of Gunung Sari Beji Pasuruan that the sale and purchase practice is not valid because it found there is a difference of color, smell and texture in catfish after quarantined in a few days. While in practice the farmers are not aware of any quarantine for their catfish prior to the sale and purchase transactions. In short, trade the animal with Najis feed is illegitimate in this study is a catfish.