

ABSTRACT

Riki Setiyobudi, NIM 09210052, 2014. *Perceptions of an estate sale before the split in the village Tunjungsekar Lowokwaru Malang districts*. Mini Thesis. Department of Al-Ahwal Al-Syakhshiyah, Sharia Faculty, State Islamic University Maulana Malik Ibrahim Malang. Supervisor: Dr. Zaenul Mahmudi, M.A.

Keywords: Sales, Property inheritance, divided.

The sale of the estate before the division carried out in accordance with the acquisition of the right heirs make injustice among heirs. Meanwhile, the legacy is still there is not proper estate and heirs of the distribution system does not get the right fit with the right division. This study focused on the sale of the estate before the split and division of property inheritance system.

In this study, there is a formulation of the problem, namely: 1) What is the reason the people selling the undistributed estate in the Village Tunjungsekar Lowokwaru Malang? 2) How does the division of property inheritance system implemented by the village community Tunjungsekar Lowokwaru Malang? 3) How do religious leaders and community leaders about the sale of the estate before it is divided in the Village Tunjungsekar Lowokwaru Malang?

This research is an empirical study. The approach used in this study used a qualitative descriptive approach. Source of data used in this study are primary and secondary data sources. The data obtained by interview, observation and documentation. Then the data is analyzed by digging the necessary data and analyze and draw conclusions from these problems.

Based on the study findings, the authors conclude the final results of the study before the sale of the estate is divided in sub Tunjungsekar Lowokwaru Malang districts as follows: 1) family and economic factors that make the community a reason to sell the estate. 2) the distribution system using the system specified by the surviving parent and the division is regulated by the eldest brother. 3) view of society and religious leaders about the estate sale to see different opinions, but after the authors analyze these issues, the authors ultimately conclude that the sale of the estate before it is allowed due to factors shared prosperity and peace among fellow heirs.