

Negotiated Order in Mut'ah Marriage

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ABSTRACT. Marriage, as defined by Law No.1/1974, is an inner and outer relationship between a man and a woman with the goal of building a joyful and eternal family (home) based on the One Godhead. However, there are various social phenomena that occur in the society with specific goals that are structured in a marriage process known as mut'ah marriage or contract marriage. In this study, the author attempts to evaluate mut'ah marriage from a sociological standpoint using a social definition paradigm and the perspective of symbolic interactionism, specifically negotiated orders. This research is a library research. As a result, actors face a variety of incentives ranging from the economic to the social which can then cause damage at the stage of the basis of action to the stage of consumption or action. Two forms of negotiation were also found to justify mut'ah marriage, namely the negotiation of the rational dimension and the negotiation of the economic dimension

KEYWORDS: mut'ah marriage, negotiated order, symbolic interactionism, marriage.

INTRODUCTION

Marriage is a way to open the door of sustenance, because in marriage there is the glory of getting offspring and opening the cord of friendship between the two families so that it can open many doors of help. In addition to opening the door of sustenance, marriage is an institution that can create social order and can become the foundation of social life. With the institution of marriage, basic human needs both physically and mentally can be fulfilled.

Marriage in Islam is the only relationship between a man and a woman that is justified, resulting in a harmony known as family. Such sharia can eliminate the anxiety of men and women to avoid adultery, and turn it into a peace in fostering domestic dynamics. The definition of marriage in positive law has been regulated in Law No.1/1974 concerning Marriage, namely that marriage is an inner and outer bond between a man and a woman as husband and wife with the aim of forming a happy and eternal family (household) based on God, The Almighty¹.

In addition to the definition provided by Law no. 1 of 1974, the Compilation of Islamic Law in Indonesia also provides another definition that does not reduce some of the meaning of the definition of the law but is to add to the explanation with the formulation of article 2 chapter II of the KHI, namely "Marriage according to Islamic law is marriage, namely a very strong contract or *mitsaqan ghalizhan* to obey Allah's commands, and doing it is worship."²

But on the other hand, marriage institutions are defined in various ways by some people. One of the social phenomena that occurs in society is the existence of temporary or temporary marriages. Such marriages are popularly referred to as contract marriages or mut'ah marriages. Mut'ah comes from the word *mata'a yamta'u mat'an*, which means enjoyment or pleasure, which is something that is enjoyed or given to be enjoyed. Mutah marriage is also called temporary marriage (*mu'aaqat*) or interrupted marriage (*munqati'*) which is a marriage contract that is limited to a certain time, because the man who marries the woman is only one day, or one week or one month and so on. ³The practice of mutah

¹ Direktorat Jenderal Bimbingan Masyarakat Islam dan Penyelen - garaan Haji, Undang-Undang Nomor 1 Tahun 1974 tentang Perkawinan dan Peraturan Pemerintah Nomor 9 Tahun 1975 serta Kompilasi Hukum Islam di Indonesia, (Jakarta: Departemen Agama RI, 2004), h. 14.

² *Ibid.* hal. 128.

³ Harris Hidayatullah, Pro-kontra Nikah Mutah dalam Perspektif Maqasid Al-shari'ah, *Jurnal Studi Islam Religi*, Vol.5, No.1 (2014).

The Negotiated Order Of The School

**Evelina Orteza y Miranda, Romulo F.
Magsino**



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The Negotiated Order of the School Wilfred B. W. Martin, 1976 Parent-School Conflict Management: Research, Theory and Practice Professor John Kanjogu Kiumi, 2019-12-23 Education empowers individuals with knowledge skills and values which in turn enables them to build a better world Since the school is the primary context within which education takes place it follows that parents and teachers must work in harmony so as to maximize children's learning gains The process of parent school interaction however has the potential to generate conflict due to differing perspectives between teachers and parents on how best to educate children This brings to the fore a number of questions How can headteachers manage these conflicts productively since their role expectation is to provide quality leadership so as to enhance the school's capacity to deliver on its mandate Are there personal factors that are likely to influence the choice of parent school conflict management styles by headteachers These are the two questions that Prof J Kanjogu sought to answer in this book The book is a product of field based research in public primary schools in Nyahururu sub county Kenya The book will be useful to school managers teachers parents education researchers and teacher education institutions given that they teach courses in school management The Routledge International Handbook of Interactionism Dirk vom Lehn, Natalia Ruiz-Junco, Will Gibson, 2021-05-26 The Routledge International Handbook of Interactionism demonstrates the promise and diversity of the interactionist perspective in social science today providing students and practitioners with an overview of the impressive developments in interactionist theory methods and research Thematically organized it explores the history of interactionism and the contemporary state of the field considering the ways in which scholars approach topics that are central to interactionism As such it presents discussions of self identity gender and sexuality race emotions social organization media and the internet and social problems With attention to new developments in methods and methodologies including digital ethnography visual methods and research ethics the authors also engage with new areas of investigation that have emerged in light of current societal developments such as policing and police violence interactionism beyond binaries and social media Providing a comprehensive overview of the current state and possible future of interactionist research it will appeal to interactionist scholars as well as to established sociologists and students of sociology who have an interest in latest developments in interactionism Resources in Education , 1992-10 *Schools, Teachers and Teaching (RLE Edu N)* Len Barton, Stephen Walker, 2012-04-27 This volume considers how various sociological approaches to the exploration of the conditions of teachers might be coordinated so as to produce a more penetrating and reliable understanding of the main dimensions of teachers work Three dimensions are selected for special attention historical institutional and interactional contexts in which teachers operate In different way the papers in this collection explore the contribution such an investigation of these contexts can make to our understanding of wider educational concerns **Handbook of Education Politics and Policy** Bruce S. Cooper, James G. Cibulka, Lance D. Fusarelli, 2008-06-30 Written by a mix of established and

rising stars in school politics policy law finance and reform this comprehensive Handbook provides a three part framework that helps organize this relatively new and loosely organized field of study A central theme running through the book is how to harness politics to school equity and improvement Key features include Thematic Discussions detailed discussions of key topics in educational politics are organized by themes and competing perspectives The overarching themes are 1 the goals of the U S political system justice equity opportunity efficiency and choice 2 the means and resources for reaching these goals and 3 the political behaviors and compromises that seek to mitigate ideological differences and conflicts of interest Research Oriented in addition to summarizing the latest research connected to key topics each chapter exemplifies and reports on the methods and techniques for further exploration of these topics Reform Oriented throughout the book and especially in the summarizing chapter authors provide suggestions for improving the political behaviors of key educational groups and individuals unions superintendents politicians school boards teachers and parents *People, Technology, and Social Organization* Dirk vom Lehn, Will Gibson, Natalia Ruiz-Junco, 2023-10-19 This insightful and accessible book is a response to the increasing important role that technology plays in everyday life and the urgent need for empirical studies that analyse the impact of technology on social practices The chapters in this co edited collection reveal how technology is oriented to and embedded within the social organization of action in a wide range of settings and institutions including education markets arts and culture health and social care media politics and science In their analyses the contributing authors adopt interactionist perspectives to explore how the meanings of technology emerge and are negotiated within and through action and interaction The volume comprises 14 empirical chapters from authors working in fields such as symbolic interactionism ethnomethodology conversation analysis discourse methods ethnographic enquiry video based methods and others The chapters are framed by an introduction and a concluding discussion by the co editors which draws out the key themes and issues that the individual chapters speak to and show the importance of these themes for the social sciences and for society The book is primarily aimed at researchers in the social sciences including sociology social psychology organization studies and beyond whose work is concerned with the interplay between social interaction technology and institutions The Social World of the Comprehensive School Glenn Turner, 2019-08-13 A comprehensive school like any community is split into many groups and sub divisions and contains many different social worlds within its structure First published in 1983 this work is based on a one year project carried out by the author which involved observation of pupils in lessons and interviews and informal conversa *Teachers' Professional Lives* Ivor F. Goodson, 2002-11-01 This text provides a discussion of the meaning of teacher professionalism and how it can be improved **Teaching, Schools, and Society** Evelina Orteza y Miranda, Romulo F. Magsino, 1990 This selection of essays focuses on schools their tasks processes and context by examining the aims of schooling as a primary educational institution the means particularly teaching learning processes in the classrooms and the environment classroom school and societal affecting schooling

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