

261207 - Ruling on designating a graveyard exclusively for residents of the neighbourhood and not allowing anyone else to be buried there

the question

What is the ruling on designating a place such as a graveyard exclusively for the residents of the neighbourhood, meaning that they do not allow anyone who dies – who did not reside with them in the same neighbourhood – to be buried there, on the grounds that it is exclusively for the people who live in that place and that the deceased did not contribute to the costs of the graveyard that were agreed upon by the people of that neighbourhood.

Detailed answer

We put this question to our Shaykh, ‘Abd ar-Rahman al-Barrak (may Allah preserve him), and he replied:

Rather if this land belongs to them and they have designated it exclusively for burying their dead, then they have the right to prevent anyone else from being buried there.

But if it is public land that is not owned by them, they do not have the right to prevent that.

And Allah knows best.