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Medical Ethics in the Light of Maqasid Al-Shari ah: A Case Study of Medical Confidentiality

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Abstract

The Islamic jurists utilized the discipline of maqasid al-shari ah, in its capacity as the philosophy of Islamic law, in their legal and ethical interpretations, with added interest in addressing the issues of modern times. Aphoristically subsuming the major themes of the Shari. ah, maqasid play a pivotal role in the domain of decision-making and deduction of rulings on unprecedented ethical discourses. Ethics represent the infrastructure of Islamic law and the whole science of Islamic jurisprudence operates in the light of maqasid to realize the ethics in people's lives. Scrutinizing the key themes of maqasid-based ijthad and scope of ethics in maqasid, this article delves into the discourse on the application of maqasid to medical ethics. As a case study, this research analyses the extent of medical confidentiality in the light of maqasid and arrives at the conclusion that limited confidentiality goes more in line with the maxims of maqasid.

Keywords

Author Keywords: Maqasid; Ijthad; medical ethics; confidentiality; public interest

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