

ABSTRACT

The existence of *fiqh* of tolerance (Islamic perspective towards tolerance) and Indonesian Law cannot be separated as a part of Moslem's life. The study of the verses of the Holy Qur'an clarifies Islamic perspective towards tolerance. The development of Islamic teaching is reflected in the application of democratic system in the Indonesia. Nevertheless, the implementation of Islamic laws has been moving slowly due to the paradigm which has been shifted into a more western perspective and it may cause several conflicts related to tolerance. This research is intended to elaborate the *fiqh* of tolerance based on Islamic Jurisprudence which application is under Indonesian Law. This research also describes how Islamic teaching has become the best model to be applied in the democratic system in Indonesia. Moreover, this paper discusses the appearing problems of the *fiqh* of tolerance in Indonesia and presents several recommendations. This research describes the *fiqh* of tolerance adopted in Indonesian Law. The juridical-normative method with comparative and statutory approach had been carried out to conduct this research. The results of this research indicates that there is an urgency to adopt the *fiqh* paradigm on tolerance values under Indonesian Law, to emphasize the implementation of tolerance values in the daily life of society and to harmonize the diversity and differences among others.

Keywords: *Application, Fiqh, Tolerance, Indonesian Law*

UNIVERSITAS
MUHAMMADIYAH
YOGYAKARTA

Unggul & Islami