

## The Role of Repentance in Decrease or forgive prosecution, in Iran Criminal Law

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**Abstract:** In human internal there is the power of coming back ( The clean road) and the God also opens the doors of coming back and never close it and never rejected his son and this is forever and lasting. In this article in two parts it was investigated the role of repentance in forgiving the sins which their punishment were defined before. In the first part we analyze the role of repentance in decreasing the punishment some sin such ( Rape, Sexual relation, Drinking alcohol) and in the second part the role of this affair in Taazirat affairs and consequently we reach to conclusion.

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**Key words:** Repentance; model; prosecution; Criminal Law

### 1. Introduction

The sinner human polluted with sins and ready to come down but sometimes this man tries to struggle with his failure and this was himself who did wrong that now decide to give up the wrong actions and was changed. The real Repentance is giving up the wrong actions and become very shamed of them and this coming back from the sins have also the this world fines and the other world punishments and have a real and important role.

Now our question is that the sins such Rape, sexual relations and robbery which in Islam Criminal Law some punishment were predicted could they omit by repentance and coming back the sinner from his wrong jobs does it have any effect on his punishment in this world and another world too?

As the Islam criminal law is given of Islam principles and Feghh expressions have important place in it therefore in this article, the role of decrease or forgiving religious sins such (Robbery, sexual relationship, Raping and Homosexual relations) the impression of coming back from decreasing the punishment and these actions were analyzed.

### 2. First chapter – in Boundaries

Boundary in the word means reject and as we know in boundary introduction it comes that it is a kind of sin which its quality and amount was defined and as the action which they have boundary they are (Rape, Homosexual, Robbery, Drinking, Lesbian)

In each of the above sins a definite punishment was predicted in Islam which they are called Hadd. These Hodod are not changeable and fast which it means as they were confirmed by the judge so they should be done as fast as possible. But in the other conditions as they were confirmed they can be postponed or decrease to do too.

### 3. First Dialogue Rape

In introduction of Rape as it comes in the article 63 of Islamic Punishment Act it means intercourse the man or woman who is not legally regarding them it is called rape and the rapist as he or she is wise and aware they committed rape.

The rape needs to four times of confessing in front of the judge but the point which we want to define is being repentant and expressing remorsefulness which the rapist should does it in front of the God. Boundary in the word means reject and as we know in boundary introduction it comes that it is a kind of sin which its quality and amount was defined and as the action which they have boundary.

As they were confirmed by the judge so they should be done as fast as possible. But in the other conditions as they were confirmed they can be postponed or decrease to do too. But whenever the Rapist confess repentance had would be failed neither before confessing repentance had would not failed. Though Imam Khomeini told in Tahriror Vasile in sixteenth subject about raping if before (witness pay attention or think it would fail. But after that confess repentance and Imam can forgive before confessing witness but he can forgive after his confess and neither confess repentance the punishment would fail too.

### 4. Second Dialogue: Homosexual

Homosexuality is from the worst acts which people may do and it was bad in Islam very much. The law maker defines the Homosexuality as article 108 in Islamic laws was brought: Homosexuality is sex relation between two men neither have they done intercourse or indirectly sex relationship.

In Imam khomeini's book it was brought about raping: If before confessing the witness But after that

confess repentance and Imam can forgive before confessing witness but he can forgive after his confess and neither confess repentance they had would fail too.(1)

### 5. Second Dialogue: Homosexual

Homosexuality is from the worst acts which people may do and it was bad in Islam very much. The law maker defines the Homosexuality as article 108 in Islamic laws was brought: Homosexuality is sex relation between two men neither have they done intercourse or indirectly sex relationship.

In Imam khomeini's book it was brought about raping: If before confessing the witness But after that confess repentance and Imam can forgive before confessing witness but he can forgive after his confess and neither confess repentance they had would fail too(1).

In Homosexual both the subject and object are committed to sentence and its quality depends on the judge of the city. But when the homosexual cause killing that both subject and object are wise and in this position for doing the God orders they should have some specifications. In this case there are different ways of confessing the task as: Four times confessing by the subject and object and secondly witnessing four wise men. The merciful God accept coming back these people and by repentance that he has to his sons in all the stages of life he give his best to his sons.

Thought if any one commit homosexuality or rape or something like that he would forgive and if before confessing witness he can have repentance(2).

Thought the wise man can accept the guilty men and under some conditions via the witness of other people that confess repentance and Imam can forgive before confessing witness but he can forgive after his confess and neither confess repentance they had would fail too. In Imam khomeini's book it was brought about raping: If before confessing the witness But after that confess repentance and Imam can forgive before confessing witness but he can forgive after his confess and neither confess repentance they had would fail too.

In this second time as doing forbidden jobs the wise man can accept the guilty men and under some conditions via the witness of other people that confess repentance and Imam can forgive before confessing witness but he can forgive after his confess and neither confess repentance they had would fail.

### 6. The third dialogue Lesbian

Lesbian as in Homosexual both the subject and object are committed to sentence and its quality depends on the judge of the city. But when the homosexual cause killing that both subject and object are wise and in this position for doing the God orders they should have some specifications(2).

The rape needs to four times of confessing in front of the judge but the point which we want to define is being repentant and expressing remorsefulness which the rapist should does it in front of the God. Thought if any one commits homosexuality or rape or something like that he would forgive and if before confessing witness he can have repentance. If before confessing the witness But after that confess repentance and Imam can forgive before confessing witness but he can forgive after his confess and neither confess repentance they had would fail too.

### 7. The Fourth: Drinking Alcohol :

The sinner human polluted with sins and ready to come down but sometimes this man tries to struggle with his failure and this was himself who did wrong that now decide to give up the wrong actions and was changed.

In each of the above sins a definite punishment was predicted in Islam which they are called Hadd. These Hodod are not changeable and fast which it means as they were confirmed by the judge so they should be done as fast as possible. But in the other conditions as they were confirmed they can be postponed or decrease to do too. The merciful God accept coming back these people and by repentance that he has to his sons in all the stages of life he give his best to his sons. Thought if any one commits homosexuality or rape or something like that he would forgive and if before confessing witness he can have repentance.

In human internal there is the power of coming back (The clean road) and the God also opens the doors of coming back and never close it and never rejected his son and this is forever and lasting. In this article in two parts it was investigated the role of repentance in forgiving the sins which their punishment were defined before. In the first part we analyze the role of repentance in decreasing the punishment some sin such (Rape, Sexual relation, Drinking alcohol) and in the second part the role of this affair in Taazirat affairs and consequently we reach to conclusion.

### 8. Second Part Taazirat:

In human internal there is the power of coming back (The clean road) and the God also opens the doors of coming back and never close it and never rejected his son and this is forever and lasting. In this article in two parts it was investigated the role of repentance in forgiving the sins which their punishment were defined before. In the first part we analyze the role of repentance in decreasing the punishment some sin such (Rape, Sexual relation, Drinking alcohol) and in the second part the role of this affair in Taazirat affairs and consequently we reach to conclusion.

The real Repentance is giving up the wrong actions and become very shamed of them and this

coming back from the sins have also the this world fines and the other world punishments and have a real and important role.

### 9. Conclusion

The repentance is one of the ways of coming back to God and he let his sons to forgive their sins that with this they go forward the right way from the wrong way and he made some ways for sinners to come back which one of them is the repentance.

The repentance in addition to cause forgiving the last sins also it may cause to forgive this world effects too and sometimes it leads to familiar the prosecution too and in some conditions it depends on the Judge's idea.

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