

Buying merchandise from market and selling it in same market

Shaykh Aboo `Abd-al-Mu`iz `Alee Ferkous al-Qoobee

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بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

In the name of Allaah, the Most Merciful, the Bestower of Mercy

Question: Is it permissible to buy merchandise from a store situated in the wholesale market of fruit and vegetable and then selling it in another shop situated in the same market? May Allaah reward you.

Shaykh Aboo `Abd-al-Mu`iz `Alee Ferkous al-Qoobee (May Allaah the Most High preserve him): All praise is due to Allaah, the Lord of the Worlds. Peace and blessing be upon whom Allaah sent as a mercy to the Worlds, upon his Family, his Companions and his Brothers until the Day of Resurrection:

If the buyer takes the merchandise to his Rahl (his private place), i.e. the merchandise is no longer under the seller's possession and guarantee, then the buyer is allowed to sell it in the market and transport it to the second buyer so that he sells it for him, because after the possession of the merchandise, the guarantee -in case of damage- is the duty of the buyer who transports it, according to the saying of the companion: **“The Messenger صَلَّى اللهُ عَلَيْهِ وَسَلَّمَ forbade selling the merchandise where it is bought until the traders take it to their stores”¹.**

The perfect knowledge belongs to Allaah عَزَّ وَجَلَّ; and our last prayer is all the praises and thanks are to Allaah, the Lord of the Worlds, and prayers of Allaah are to Muhammad and his Family, Companions and Brothers until the Day of Resurrection.

Algiers, Rabee' Al-Awwal 17th, 1427 H. Corresponding to April 15th, 2006 G.

¹ Reported by Aboo Daawood (3499). It is judged authentic by Ibn Hibbaan as it is mentioned in “Fath Al-Baaree” of Ibn Hajar (4/350) and by At-Tahaawee in “Sharh Mushkil Al-Aathaar” (8/190). Al-Albaanee said in “Saheeh Abee Daawood” (3499): “This hadeeth is judged Hassan (Well) with the hadeeth mentioned before it (that supports it)”.