

General ideas and Imam Khomeini's viewpoints regarding fundamental rights

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Abstract:

In order to know the general opinions dimensions in each political system the school of thought and philosophical bases of that should be examined. Considering that the ruling system in Iran and the constitution of the Islamic republic borrow from the thoughts of his excellency Imam Khomeini (peace be upon him) hence in this thesis in order to answer the question what is the place of general opinions concerning decision-making according to Imam in chapter one issues like 1- the definition of general opinions and also allegiance and council as two main symbols and according to many specialists are among the proofs of that 2- examining the history of general opinions regarding former Eastern and Western civilizations, the Western civilization in the new era and the mentioning of the bases of the Western democracy as the field for the emergence of public opinions and its limit and frontiers and 3- the history of public opinions of Islam and its place according to scientists and thinkers of Shia and Sunni will be examined. In chapter two through studying and examining written works and sayings of Imam in that area the role and the place of public opinions in the area of law-making, selection of rulers and also selection of political system according to Imam Khomeini (peace be upon him) is examined. The result is this that from the aspect of rights according to Imam all of the country's affairs in those three areas will be managed through elections and by general opinions but noting that the people are Muslims and through voting for the Islamic republic they have accepted that religion's rule thus general opinion in the framework of Islamic Sharia contingent on having the opinion of the appointed affair's guardian as the one who is at the top of the pyramid of the Islamic system is respectable and fruitful.