

MOHAMAD ISMAIL BIN HJ MOHD YUNUS



- AHMAD IBRAHIM KULLIYAH OF LAWS
- IIUM Gombak Campus
- Email address: ismailmy@iium.edu.my

ACADEMIC QUALIFICATION

- Doctor of Philosophy in Laws
- Master of Comparative Laws
- Bachelor of Laws
- Diploma in Public Administration

TEACHING RESPONSIBILITIES

COMPANY LAW (FOR ENM)	2007/2008
COMPARATIVE CRIMINAL LAW	2013/2014 2019/2020 2020/2021
COMPARATIVE LAW OF EVIDENCE	2018/2019 2019/2020 2020/2021
COMPULSORY MOOTS	2017/2018
CRIMINAL LAW I	2000/2001 2001/2002 2002/2003 2003/2004 2004/2005 2005/2006 2007/2008
CRIMINAL LAW II	2003/2004 2004/2005 2007/2008 2008/2009
CRIMINAL PROCEDURE I	2011/2012 2013/2014 2014/2015 2015/2016 2016/2017
EVIDENCE & PROCEDURE IN SHARIAH COURT	1993/1994
EVIDENCE & PROCEDURE OF SHARIAH COURT I	1993/1994 2001/2002
EVIDENCE & PROCEDURE OF SHARIAH COURT II	1993/1994 2002/2003 2003/2004
EVIDENCE I	1999/2000 2000/2001 2001/2002 2002/2003 2003/2004 2004/2005 2005/2006 2006/2007 2007/2008 2008/2009 2009/2010 2013/2014 2014/2015 2018/2019 2019/2020 2020/2021
EVIDENCE II	1993/1994 1999/2000 2001/2002 2002/2003 2004/2005 2005/2006 2006/2007 2007/2008 2008/2009 2009/2010 2010/2011 2011/2012 2014/2015 2017/2018 2018/2019
FAMILY MANAGEMENT & PARENTING	2007/2008 2008/2009 2009/2010 2010/2011 2011/2012 2012/2013 2013/2014 2014/2015 2015/2016 2016/2017 2017/2018 2018/2019 2019/2020 2020/2021
HALAQAH 1 (BROTHER)	2003/2004

HALAQAH 1 (SISTER)	2002/2003
ISLAMIC CRIMINAL LAW I	2004/2005
ISLAMIC LEGAL MAXIMS	2008/2009
LEADERSHIP AND MANAGEMENT	2008/2009
LEGAL METHOD	2010/2011
MALAYSIAN LEGAL SYSTEM	2010/2011
PROFESSIONAL PRACTICE I	1994/1995 2015/2016 2016/2017 2017/2018
SISTEM PERUNDANGAN ISLAM	2008/2009

RESEARCH PROJECTS

In Progress

- 2017 - Present** Formulating Legal Framework for The Employment of Refugees Towards Enhancing The Malaysian Economic Growth
- 2016 - Present** Criminal Evidence & Procedure : With Speacial Reference To The Drug Abuse Cases in Malaysia
- 2007 - Present** Alternative Dispute Resolution Research Unit (ADRU)
- Unknown - Present** Legal Framework in Protecting the Child Witness in Malaysia

Completed

- 2011 - 2013** Evidence of Recent and Delayed Complaint at Trials for Rape
- 2010 - 2011** A Socio-Legal Study on Rape Cases Among the Malays in Kuala Lumpur: A Textual Analysis of Police Report and Statements from The Year 2005-2009
- 2004 - 2004** The Recent Development in the Law Relating to "Res Geste" in Malaysia

PUBLICATIONS

Article

- 2020** [Perkahwinan kanak-kanak di malaysia: Had umur minimum dan implikasinya.](#) Malaysian Journal of Syariah and Law , 8 (2) pp.15-30
- 2019** [The position and application of Islamic legal maxims \(Qawaaid Al-Fiqhiyyah\) in the law of evidence \(Turuq Al-Hukmiyyah\).](#) Fiat Justisia , 13 (1) pp.43-74

- 2019** [Integrated study between islamic law in crimes \(Al-Jinaie Al Islami\) and modern secular under the Malaysian Penal Code.](#) Shariah Law Reports , 2 pp.i-xxv
- 2019** [Legal implications of necrophilia in Malaysia: a comparative legal analysis.](#) Shariah Law Reports , 1 pp.i-xx
- 2019** [Legal implication of necrophilia in Malaysia: a comparative legal analysis.](#) Malayan Law Journal , 1 (1) pp.l-lxxiii
- 2018** [An evaluation of sexual history evidence in sexual crimes cases in Malaysia.](#) The Law Review 2018 pp.418-429
- 2018** [The criminal liability of night terror in Malaysia.](#) The Law Review , 1 (1) pp.177-186
- 2018** [Towards a comparative legal analysis on the legal issue of paedophilia in Malaysia and Islamic law.](#) Journal of Islamic Law Review , 14 (2) pp.225-246
- 2017** [The right of private defence against non-accountable offenders and in defence of the chastity of women under Islamic law.](#) IIUM Law Journal , 25 (2) pp.257-270
- 2017** [Abortion Under the Malaysian Penal Code: A Comparative Appraisal.](#) Shariah Law Reports , [2017] 2 ShLR (April to June) pp.i-xxxiii
- 2017** [Towards a need for the code of professional governance in policies making and management for public sector: the Malaysian experience.](#) The Law Review , 1 (1/2017) pp.194-223
- 2017** [The concept of self-defence in Islamic jurisprudence.](#) International Journal of Arts and Sciences , 09 (04) pp.209-226
- 2017** [The right of private defense against non-accountable offenders and in defense of the chastity of women under Islamic law.](#) IIUM Law Journal , 25 (2) pp.257-270
- 2017** [A need for legal Framework on sexual offences against elderly woman in Malaysia.](#) The Law Review , 4 (4) pp.515-520
- 2017** [Good governance according to Islamic perspective.](#) Fiat Justisia , II (3) pp.201-231
- 2017** [Law of handcuffs.](#) Current Law Journal , 8 ((A) 1) pp.i-v
- 2017** [Relevancy and admissibility of child testimony: a comparative appraisal.](#) Journal of Islamic Law Review , 13 (1) pp.101-118
- 2017** [Assault or using force to deter a public servant from discharging of official duty.](#) Malayan Law Journal , 3 (May-June 2017) pp.xix-xxxiii
- 2017** [Malaysian anti-terrorism efforts & Islamic criminal justice system: a comparative appraisal.](#) Journal of Public Security and Safety , 8 (2) pp.49-76
- 2017** [Restorative model: The alternative justice response to the victims of sexual violence.](#) FIAT JUSTISIA , II (1) pp.65-85
- 2016** [The law of Indecent Law and criminal justice system.](#) The Law Review , 2 pp.206-219
- 2016** [The meaning of 'indecenty' under the Law of Indecent Assault.](#) Malayan Law Journal , 3 (3) pp.xcviii-cxix

- 2016** [The status of evidence obtained unlawfully: a comparative appraisal of the laws in some selected Common law jurisdictions and Islamic law perspective.](#) Journal of Islamic Law Review , 12 (2) pp.171-190
- 2016** [Islam anti keganasan.](#) Pengaman: Majallah Polis DiRaja Malaysia , 1 (1/2016) pp.27-35
- 2016** [Paedophilia and sexual crimes against children in Malaysia.](#) The Law Review pp.530-542
- 2016** [Evidential weight of recent and delayed complaint in sexual assault trial proceedings.](#) Malayan Law Journal , [2016] 6 MLJ i-clii (6) pp.xiii-xxxiii
- 2016** [The exercise of self defence to cause death: a legal analysis under the Malaysian Penal Code.](#) The Law Review , 1 (1/2016) pp.58-73
- 2015** [The right of private defence of a person: a comparative legal alignment.](#) Journal of Islamic Law Review , 11 (2) pp.117-132
- 2015** [Redefining rape: a proposal for rape law reform.](#) Malayan Law Journal , 4 pp.89-100
- 2015** [Nurturing the public service, security and safety with integrity.](#) Journal of Institute of Public Security of Malaysia (IPSOM) , 3 (1) pp.89-100
- 2015** [Pengenalan kepada ilmu Maqasid al-Shariah \(objektif undang-undang islam\) dalam menjamin keselamatan.](#) Pengaman, Official Magazine Of Royal Malaysia Police , 1 (1/2015) pp.61-74
- 2015** [An Islamic analysis on the justification to abortion for non consensual sexual violation.](#) Pengaman, Official Magazine Of Royal Malaysia Police , 1 (1/2015) pp.83-94
- 2015** [Consent to Sexual Intercourse by the Non-Disclosure of Material Facts..](#) Pengaman, Official Magazine Of Royal Malaysia Police , 1 (1/2015) pp.95-100
- 2015** [Kedudukan agama Islam dalam Perlembagaan Persekutuan Malaysia.](#) Pengaman, Official Magazine Of Royal Malaysia Police , 1 (Bil 1/2015) pp.107-120
- 2013** [Nilai keterangan elektronik dan digital menurut Akta Keterangan 1950.](#) Pengaman, Official Magazine Of Royal Malaysia Police , 1 (1/2013) pp.39-50
- 2012** [Transsexuality and the criminal law.](#) Pengaman, Official Magazine Of Royal Malaysia Police , 1 (1/2012) pp.80-84
- 2011** [Law of domestic rape: harmonisation between Shariah and Penal code.](#) Pengaman, Official Magazine Of Royal Malaysia Police , 1 (1/2011) pp.46-52
- 2010** [Excellent work ethics and moral values in public administration: a comparative appraisal.](#) Pengaman: Majalah Polis Diraja Malaysia , 1 pp.43-50
- 2010** [Fenomena gangguan seksual di pejabat: perspektif undang-undang dan remedi.](#) Pengaman: Majalah Polis Diraja Malaysia pp.89-100
- 2007** [Sejauhmanakah kekebalan dan keadilan Undang-undang Timbangtara di Malaysia yang berasaskan Akta Timbangtara 2005.](#) Insaf : The Journal of the Malaysian Bar , 36 (1) pp.55-64

- 2006 [Kedudukan bahan bukti \(exhibit\) elektronik dan digital dalam keterangan: masalah dan cabaran masa kini.](#) Insaf: The Journal of the Malaysian Bar , 35 (1) pp.1-14
- 2005 [Harmonisation of Shari'ah and Civil Law: a special reference to the concept of punishment.](#) Jurnal Undang-undang , 9 (2) pp.101-116
- 2005 [Harmonisation of prescribed punishment \(Hadd\) in Islamic Law and under the Malaysian penal law: a mere fantasy or a reality?.](#) Jurnal Undang-undang , 9 (1) pp.201-216
- 2005 [The origin, development and modern application of the law relating to marital rape: a comparative legal appraisal.](#) Malaysia Current Law Journal , 6 pp.i-xvi
- 2004 [Constituent physical ingredients of rape: a proposal for law reform.](#) Current Law Journal , 1 pp.xxix-xliv
- 2004 [The relevancy and admissibility of evidence obtained through unlawful means: a comparative legal appraisal.](#) Jurnal Undang-undang , 8 (1) pp.111-174
- 2003 [A legal analysis of fraud vitiating consent in sexual assault cases.](#) Insaf: The Journal of the Malaysian Bar , XXXII (3) pp.1-6
- 2003 [Consent to intercourse and the transmission of venereal or serious diseases: a comparative overview.](#) Malaysia Current Law Journal , 4 pp.i-vii
- 2002 [The essentially of physical resistance in rape: a comparative legal dimension.](#) Insaf: The Journal of the Malaysian Bar , XXXI (3) pp.62-76
- 2002 [The legal status of consent to sexual intercourse: an Islamic dimension.](#) The Law Majallah pp.253-264
- 2002 [Doctrine of mens rea in rape: a comparative appraisal.](#) Malayan Law Journal , 1 pp.xxxv-xlvi
- 2002 [The application of Islamic Law relating to non-consensual sexual offence: a comparative study.](#) Jurnal Undang-undang , 6 (2) pp.1-38
- 2000 [Gender reassignment: a legal perspective on rape.](#) The Malayan Law Journal , 4 pp.clxxiv-clxxxi

Conference or Workshop Item

- 2014 [Indecent assault and criminal justice system: a comparative appraisal.](#) In: **International Conference on Law, Order and Criminal Justice (ICLOJ 2014)**
- 2014 [Evidence of recent and delayed complaint at the trial for rape: comparative jurisdiction.](#) In: **International Conference on Law, Order and Criminal Justice (ICLOJ 2014)**
- 2012 [Social wellbeing and crime: statutory rape cases among Malays in Kuala Lumpur, Malaysia.](#) In: **Prosiding Konvensyen Kebangsaan Pengukuhan Kepimpinan Institusi Pengajian Tinggi Dalam Transformasi Kesejahteraan Sosial Negara**
- 2011 [Islam and gender: statutory rape cases among Malays in Kuala Lumpur, Malaysia.](#) In: **World Congress for Islamic History and Civilization (WOCIHAC)**

Book

- 2020 [Criminal responsibility and its exceptions: harmonization between Islamic Criminal Law \(al-Jinaei Islami\) and Malaysian Penal Code.](#) Penerbit UTHM . ISBN 9789672389682
- 2019 [Sexual offences: a comparative textual foundations.](#) Penerbit UTHM . ISBN 978-967-2216-83-4
- 2018 [Domestic sexual violation: A legal commentary on spousal rape.](#) Universiti Tun Hussein Onn - UTHM . ISBN 978-967-2183-24-2
- 2017 [Guilty mind in sexual crimes.](#) Universiti Tun Hussein Onn Malaysia . ISBN 978-967-2110-04-0
- 2017 [Indecent assault under the criminal justice system.](#) IIUM PRESS . ISBN 978-967-418-437-7
- 2015 [The central issue in the rape trial.](#) IIUM Press . ISBN 978-967-418-372-1
- 2014 [A commentary on criminal law and evidence.](#) Marsden Law Book Sdn. Bhd. . ISBN 978-983-99083-7-4
- 2006 [The reception of the law relating to Res Gestae in Malaysia.](#) Research Centre, International Islamic University Malaysia . ISBN 983-2957-74-5
- 2006 [Halsbury's laws of Malaysia- Volume 14, 2006 Reissue: Family Law, Syariah Law.](#) Malayan Law Journal Sdn Bhd . ISBN 9679627756

Book Section

- 2014 [Criminal procedure .](#) **In: Malaysian legal system** CLJ Publication . ISBN 9789670748719
- 2014 [Criminal procedure .](#) **In: Malaysian legal system** CLJ Publication . ISBN 9789670748719
- 2013 [Kesejahteraan sosial dan jenayah: kes-kes rogol statutori di kalangan orang melayu di Kuala Lumpur, Malaysia.](#) **In: Kepimpinan institusi pengajian tinggi dan transformasi kesejahteraan sosial negara** Akademi Kepimpinan Pengajian Tinggi (AKEPT) & Universiti Sains Malaysia, Pulau Pinang, Malaysia. . ISBN 9789671060247 , pp.39-50
- 2011 [Entrapment as defence: a brief overview of the law in England, Australia, Canada, New Zealand, Malaysia, Singapore, and USA.](#) **In: Current essential issues in the Malaysian law of evidence** IIUM Press . ISBN 9789674182243 , pp.13-17
- 2011 [The evidential value of document generated by computer: a comparative legal appraisal.](#) **In: Current Essential Issues in The Malaysian Law of Evidence** IIUM Press . ISBN 9-789674-18224-3 , pp.87-124
- 2011 [The evidential value of document generated by computer: a comparative legal appraisal.](#) **In: Current Essential Issues in The Malaysian Law of Evidence** IIUM Press . ISBN 9-789674-18224-3 , pp.87-124
- 2011 [The rights to abortion with special reference to rape victim: an Islamic perspective.](#) **In: Islamic family law: demistifying Shariah in the protection of children's rights** IIUM Press . ISBN 9789674180249 , pp.99-120
- 2006 [Halsbury's laws of Malaysia: syariah criminal procedure.](#) **In: Halsbury's LAW OF MALAYSIA** LexisNexis . ISBN 967-962-775-6 , pp.709-787

2006 [Syariah criminal procedure in Malaysia.](#) In: **Halbury's LAW OF MALAYSIA**
LexisNexis . ISBN 967-962-775-6