

Makos Review Lesson 32 - Daf 7B:

• **Beraisa #2:**

1. "V'Im b'Fesa" excludes one who (was carrying a knife and) killed when he turned a corner (he did not see the victim in time). [according to some opinions, he is Karov Lemaizid; according to others we are speaking in case where the victim saw the assailant before turning the corner, so the victim should have been more careful.]
2. "B'Lo Eivah" excludes if he hated the victim; [we should assume it was a Karov Lemaizid]
3. "Hadafo" - includes if his body pushed him, he still goes into Galus/
4. "Oh Hishlich Alav" includes Yeridah for the sake of Aliyah (an upward motion).[the assailant lowers the axe in order to raise it up with more force]
5. "B'Lo Tzediyah" excludes one who intended to throw in one direction, and it went in another direction;
6. "Va'Asher Lo Tzadah" excludes one who intended to throw two Amos, and it went four Amos.
7. "Va'Asher Yavo Es Re'ehu va'Ya'ar" - Galus applies only when the killer and victim both were allowed to be there, like in a forest.

ALIYAH AND YERIDAH

1. **Question (R. Avahu):** If one was ascending a ladder and the rung fell and *it* killed someone, what is the law? Is this considered Aliyah (because he was ascending), or Yeridah (when he steps on a rung, it sags a bit)?
2. **Answer (R. Yochanan):** This is Yeridah for the sake of Aliyah. (The Beraisa that we just learned says that he is exiled for this.)

