

Review of Makos Lesson 19 - Daf 4B - 5A:

4) HOW CHACHAMIM EXPOUND *LO SA'ANEH*

(a)**Question:** What do Chachamim expound from "Lo Sa'aneh"?

(b)**Answer:** It is a warning to Edim Zomemim. (without a warning, they would not be lashed).

(c)**Question:** According to R. Meir, what is the warning to Edim Zomemim?

(d)**Answer (R. Yirmeyah):** It is "veha'Nish'arim Yishme'u v'Yira'u v'Lo Yosifu (La'asos Od ka'Davar ha'Ra ha'Zeh)." ["and the remainder will hear and be afraid and will not continue to do this bad thing."]

1. Chachamim use this to teach that we make an announcement before killing Edim Zomemim.

2. R. Meir learns this from the words "Yishme'u v'Yira'u." [they will hear and be afraid]

Daf 5A:

1) SHARING THE PAYMENT

(a)**(Mishnah):** Edim Zomemim divide among themselves the payment of money that they tried to make the Nidon (accused) pay. They do not divide lashes:

1. If they testified that Ploni must pay 200 Zuz, all together the witnesses pay 200;

2. If they testified that Ploni must receive 40 lashes, each receives 40 lashes.

(b)**Question:** What is the source of this?

(c)**Answer #1 (Abaye):** We learn from a Gezerah Shavah "Rasha- Rasha" from Chayavei Misos:

1. Just like half-Misah (death) is not (possible to be) given, half-sets of lashes are not given.

(d)**Answer #2 (Rava):** If the lashes would be divided, this is not "Ka'asher Zamam La'asos l'Achiv." (as he plotted to do to his brother)

(e)**Question:** If so, also when money is divided, this is not "Ka'asher Zamam"!

(f)**Answer:** Money joins (The accused receives what they sought to make him lose), but lashes do not join.