

Talmud Makos Review Lesson 47 - Daf 10B:

1. **Rav Huna:** If the Go'el ha'Dam killed the murderer on his way to Galus, he is exempt; (Although the Go'el Hadam is forbidden to kill him, he does not get punished)
2. Explanation: He understands that "v'Lo Ein Mishpat Maves" discusses the Go'el ha'Dam.
3. **Question from Beraisa:** "V'Lo Ein Mishpat Maves" refers to the murderer;
4. **Suggestion of Braisa:** Perhaps it refers to the Go'el ha'Dam!
5. **Rejection & Conclusion of Beraisa:** The verse continues "Ki Lo Sonei Lo Mitmol Shilshom", i.e. the murderer. (the Beraisa ascribes "ve'lo Ein Mishpat Ma'ves" too, to the murderer, since most probably, both phrases refer to the same person.)
6. **Answer:** Rav Huna holds like the following Tana.
7. **Beraisa:** "V'Lo Ein Mishpat Maves" refers to the Go'el ha'Dam;
8. **Suggestion of Beraisa:** Perhaps it refers to the murderer!
9. **Rejection & Conclusion of Beraisa:** "Ki Lo Sonei Lo..." already teaches that we do not kill the murderer. "V'Lo Ein Mishpat Maves" teaches about the Go'el ha'Dam.
10. **Mishnah:** We send two Chachamim with a murderer on his way to the Ir Miklat. They speak to the Go'el ha'Dam, lest he kill him on the way;
11. **Suggestion that Mishnah refutes Rav Huba :** The Chachamim warn the Go'el ha'Dam, if he kills the murderer, he will be killed.
12. **Rejection:** No, they merely try to dissuade him from killing him. As we see in...
13. **Beraisa:** They say appropriate words. 'Do not treat him like a murderer. It happened b'Shogeg.'
14. R. Meir says "Zeh Devar ha'Rotze'ach" - the murderer speaks for himself.
15. **Chachamim:** Words are accepted better through many Sheluchim (than through the person himself).

Halacha: Rambam rules like Rav Huna that if the Go'el ha'Dam killed the murderer on his way to Galus, he is exempt.