

בבא קמא BAVA KAMA

Avot Nezikin - אבות נזיקין

The four primary categories of damages that the Torah discusses explicitly. The paradigmatic example of each category is called the “av,” while damages with similar characteristics are referred to as “toladot.”

Grama - גרמא

Damage caused indirectly. Generally, one who damages indirectly is exempt from liability (*grama b'nezikin patur*), however there are particular cases of indirect damage (*garmi*) to which this exemption does not apply.

Keren - קרן

Literally “horn” - referring to goring or damages that an animal causes intentionally, including kicking, pushing, and biting.

Shen - שן

Literally “tooth” - referring to damages in which the animal derives benefit from its action, including eating food and rubbing up against a wall.

Regel - רגל

Literally “leg” - referring to damages stemming from normal, expected animal behavior, including trampling on vessels and damages caused by the load on an animal's back.

Bor - בור

Literally “pit” - referring to damages in the public domain where the object itself is deemed dangerous from the moment it is created/set in place, including a pit, a knife, and a stone.

Esh - אש

Literally “fire” - referring to damages in which an external force (such as the wind) is partially responsible for causing the damage to spread beyond the owner's domain, including, for example, an object that caused damage when falling off a roof.

Tzrorot - צרורות

Damages that occur indirectly, not by the animal's body, but rather by its force, like pebbles that an animal kicked that hit a jug and broke it. This type of damage only incurs half-payment.

Tam - תם

An ox that causes a *keren* damage uncharacteristically, meaning that it is not known to be aggressive, even if it has acted aggressively once or twice in the past. This type of damage only incurs half-payment.

Mu'ad - מועד

An ox that has caused a *keren* damage at least three times and as such is deemed to be prone to aggression.

BAVA KAMA-118 DAPIM

November 4, 2023 - February 29, 2024

Nekhasim Meshu'abadim - נכסים משועבדים

A lien on a given property such that the creditor has the right to collect from it, even if the debtor has already sold the property to someone else.

Chovel - חובל

One who injures another person's body is liable for five things:
nezek - depreciation of the injured person's value,
tza'ar - the value of the pain suffered,
ripu'i - medical costs resulting from the injury,
shevet - compensation for the wages lost while recovering, and
boshet - the value of the embarrassment that the wounded person experienced as a result of the injury.

Idit - עידית

The highest quality of land. One responsible for damage can give the damaged party one of his/her best plots of land in lieu of money.

Beinonit - בינונית

The middle category of land quality. One who loaned money can pay back the lender with land of intermediate caliber.

Ziborit - זיבורית

The lowest quality of land. When a woman redeems her *ketuba*, her husband can give her this category of land.

DAF CHECKLIST:

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Hadran Alach Masechet Bava Kama! 🥳

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In honour of her birthday!

