Chullin 44 – Good Morning Raboisai

1️⃣ Turvatz HaVeshet – Upper Esophagus

Gemara:

👉 The **top part of the esophagus** (near the mouth)

👉 מחלוקת:

- **רב**→ even a tiny hole טריפה = (משהו)
- **שמואל**→ requires majority (רוב) damage

📌 יסוד המחלוקת

👉 Is this area:

- Considered part of the **veshet (esophagus)**?

- רב → yes → like veshet → very sensitive
- שמואל → no → different structure → less strict

2️⃣ Case – Starting Shechita There

Case:

- Began shechita slightly in this upper area
- Then continued properly

📌 Expected

👉 According to both:

- Should be כשר

❗ But Gemara says

👉 טריפה

3️⃣ חומרא – Mixing שיטות

👉 רבא rules:

- Combine:
    - **חומרא of רב**(משהו invalidates)
    - **חומרא of שמואל**(not מקום שחיטה)

👉 Result:

- Even small cut there → invalid
- Not considered valid shechita area

❗ Problem

👉 Cannot mix opinions like this

👉 Either:

- Follow רב fully
- Or שמואל fully

4️⃣ כלל – לא כבית שמאי ולא כבית הלל

👉 Principle:

- Cannot take leniencies from both sides

👉 Or mix stringencies arbitrarily

👉 Must be:

- Consistent within one system

5️⃣ Resolution

👉 Entire ruling is based on:

👉 **רב alone**

👉 Even though:

- Not a מקום שחיטה

👉 Still:

- משהו makes it טריפה

📌 **יסוד**

👉 Sensitivity of the area
👉 Not dependent on מקום שחיטה

6️⃣ **גבולות השחיטה**

👉 How far up can one shecht?

📌 **רב נחמן בשם רבה בר אבוה**

👉 Upper limit:

- Distance of **“hand’s grasp”** from top

📌 **Lower limit**

👉 Until:

- Area where it becomes **hairy inside**

👉 That is already:

- Stomach area (not veshet)

7️⃣ **Inner vs Outer Organs**

👉 That lower section:

- Looks like veshet

👉 But actually:

- Part of stomach

👉 Therefore:

- Not valid for shechita

8️⃣ Jaw Removed Case

Case:

- Lower jaw removed

📌 דין

👉 כשר

👉 Even though:

- Structure disconnected

❗ Question

👉 But we say:

- Disconnection of טריפה = סימנים

📌 Answer

👉 חילוק:

- Fully detached → טריפה
- Still attached to flesh → כשר

9️⃣ Disconnection Levels

👉 If רוב of סימנים disconnected → problem

👉 If partially connected → כשר

🔟 **Trachea Rings (קנה)**

👉 Structure:

- Rings thicker on top
- Thinner below

📌 **Question**

👉 How to measure רוב?

📌 **Two approaches**

1. Measure **internal space (hole)**
2. Measure **entire ring structure**

📌 **Result**

👉 Changes outcome of טריפה

1️⃣ 1️⃣ **Case – Animal with Defect**

👉 Found with abnormal cut

👉 Different רבנים ruled differently

📌 **Issue**

👉 Can one override another ruling?

📌 **כלל**

👉 One חכם should not permit what another forbade

👉 Unless:

- First did not give final ruling

1️⃣2️⃣ Buying from Own Psak

👉 דיין who rules something permitted

👉 Should avoid:

- Benefiting from that ruling

📌 Concern

👉 חשד (suspicion):

- Maybe ruled for personal gain

1️⃣3️⃣ Exception

👉 When price is fixed

👉 No suspicion

👉 Allowed

1️⃣4️⃣ Example – בכור

👉 Cannot weigh or sell normally

👉 Therefore:

- Suspicion exists

👉 דיין should not benefit

1️⃣5️⃣ Rava Case

👉 Rava permitted animal

👉 Then bought meat

📌 Question

👉 Is this allowed?

📌 **Answer**

👉 Yes:

- Meat sold by weight
- Transparent pricing
- No suspicion

1️⃣6️⃣ **Wife's Challenge**

👉 Rava's wife questioned him

👉 Based on:

- Case of בכור

📌 **Rava's answer**

👉 Different system:

- בכור → restricted sale
- Meat → normal market

1️⃣7️⃣ **Final יסוד**

- Upper esophagus dispute (רב vs שמואל)
- Cannot mix שיטות arbitrarily
- Boundaries of shechita are precise
- Structural differences affect halacha
- Measuring רוב is complex
- חשד must be avoided in psak
- Transparency removes suspicion

🔑 **Key Takeaways (English)**

- There is a dispute whether the upper esophagus is treated like the main veshet
- A small puncture there can be very significant
- One cannot mix rulings from different opinions inconsistently
- Shechita has precise upper and lower boundaries
- Structural differences in organs affect halachic outcomes
- Measuring majority damage can be complex
- A rabbi should avoid benefiting from his own ruling to prevent suspicion
- When pricing is clear and standard, it is permitted

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