



# THE SHABBOS WEEKLY

## HALACHA SERIES ON HILCHOS SHABBOS

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**RABBI DOVID OSTROFF shlita**

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Parshas Tetzaveh 5768

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*If my child "sits down" in the middle of a Shabbos walk and refuses to continue, am I permitted to carry him home?*

The answer to this frequent scenario will greatly depend on where it takes place. Obviously we are not talking about a case where there is a kosher *eiruv*, because in such a case he may be picked up and taken home. Likewise in a life-threatening situation, he may be lifted and taken home.

If he is in a *reshus harabim* (a public domain where carrying four cubits is biblically prohibited) you are forbidden to carry him. You will have an opportunity to practice your coaxing/ threatening/ pleading abilities, because there is not much else you can do. If he leans on you while walking in a way that one foot is always on the ground, it is permitted as long as you do not drag him.

If he is in a *carmelis* (a public domain where carrying four cubits is rabbinically prohibited) carrying is likewise prohibited, but you may ask a non-Jew to carry him home.<sup>1</sup>

*If my child is carrying a stone in his hand, may I lift him up? Is it as if I am carrying the stone as well?*

The *Shulchan Aruch*<sup>2</sup> teaches us that if a child is yearning for his father, the father may pick him

up even though the child is holding a stone in his hand. However, it states, that this is on condition that the child would become ill if not lifted up. The reason it is otherwise forbidden is because it is considered as if the father himself is holding the stone. If the child would not become ill, even though the child is yearning for his father it is forbidden to lift him as long as he is holding *muktze*.

*Tosefos* in *Shabbos* 142a asks that one should first make the child discard the stone and only then pick him up. *Tosefos* answers that the child would cry if he were made to discard the stone.

In other words we have a chain reaction: the child may be lifted while holding *muktze* if he would become ill, and the *muktze* need not be discarded if the child would cry.

*Why is it considered as if the father carrying the stone, the child is?*

Although it seems to be a classic case of *tiltul min batzad* (carrying indirectly), however, the father is content for his child's sake that he is carrying the stone.

*What if he is carrying money?*

The *Shulchan Aruch* continues that if the child is holding **money**<sup>3</sup> it is forbidden to pick him up even though the child would become sick, because if the money would fall from the child's hand the father would stoop and pick it up, which involves handling *muktze* directly. In

<sup>1</sup> *Simon* 308:41, and *M"B* 154. In a *carmelis* there is more of a leniency as far as dragging a child goes, but it will depend on the age and a few other factors. In this limited space we cannot delve into it.

<sup>2</sup> *Simon* 309:1. These *halachos* are based on the *gemora Shabbos* 141b – 142a, and is worthwhile seeing it inside.

<sup>3</sup> It makes sense that we are referring to money that would disturb the father if it were to remain on the floor. If however the coin is of insignificant value and the father would normally not stoop to pick it up, it would have then the same rule as a stone.

contrast, if the **stone** would fall from the child's hand the father would not be concerned enough about it to pick it up. (It does not mean that one must stand idly by while his child becomes sick, it means that lifting him with money in his hand is forbidden and it is up to the parent to either make him discard the money or substitute it for something else).

*Rashi* holds that even holding the child's hand is forbidden when he is holding money lest the money falls and the father will pick it up, but the *Ramban* disagrees and permits it.

The *Ehya Raba* (quoted by the *Bi'ur Halacha*) says that the *Ramban* can be relied upon where a case of illness is involved.

*If holding his hand is forbidden, maybe I should not walk next to him either? What is the limit?*

Let us answer that with another example.

*Halacha* says that one may not smell edible fruits on trees on Shabbos lest one picks and eats it. Why then are you permitted to walk within four *amos* of a fruit tree, are we not concerned that one might pick fruit to eat?

The answer is, when one is involved with something, in a "moment-of-forgetfulness" one might perform a prohibited action, but when not involved with the item there is no reason to be concerned that one will forget it is Shabbos. Consequently, when smelling edible fruits, since one is already bending over to smell the fruit, we are concerned that one might forget and remove the fruit. Likewise, when holding a child's hand and the child is holding money, *Chazal* were concerned that since one is "involved" with the child, one might "forget" and lift the money if it falls.

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## Something We Can Learn From the Mishkan

Every letter is accounted for in the Holy Torah and yet the story of the construction of *Mishkan* and its *keilim* are repeated, several times, in great detail. To what purpose?

It is said of Betzalel that he knew the secret of creation, and this talent was utilized to construct

the *Mishkan*. But why, the *Mishkan* was an assortment of planks and material?

The *Nesivos Sholom* (*S'lonim*) explains that the *Mishkan* was to be a place where *Hashem's shechina* would be present – in *Olam Haze'el*! and a unique, incredibly holy creation needed to be fashioned to contain *Hashem's shechina*!

When the *posuke* says **וַעֲשׂוּ לִי מִקְדָּשׁ וּשְׁכֵנִתִּי בְתוֹכְכֶם**, and *Chazal* teach us that it means within each and every one of us, it means that we must sanctify ourselves to the point that we can contain the Holy *Shechina*. That takes a master craftsman to do, but how do we go about it?

The *Mishkan* was a single unit that was comprised of many small parts, some of more importance and some of less, but they were all part of a single, holy *Mishkan*. Each item complemented the other.

*Kabolas hashechina* can only take place when there is complete *achdus* between all parts. If a part grows a bump, i.e. it expands a bit; it thinks too much about itself, it will not fit with everyone else; the *Mishkan* will not be complete.

Within the *Mishkan* resided the Holy Ark, and inside the Ark there were the Holy *Luchos ha'Bris* – the *Torah Hak'dosha*. The *raison d'artre* was to live a life of Torah.

We must care for each other with all our hearts. We should minimize ourselves to cater for another individual and try to place their needs before ours – we will never lose from that and together we will gain. Then we will be a sanctity for the *shechina* and *torah*.

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If you would like to send a question to Rav Ostroff, you can write to him at [shabbosweekly@shemayisrael.com](mailto:shabbosweekly@shemayisrael.com).

**Note:** The purpose of this series is intended solely for the clarification of the topics discussed and not to render halachic decisions. It is intended to heighten everyone's awareness of important practical questions which do arise on this topic. One must consult with a proper halachic authority in order to receive p'sak.