

QuestionID	717
Question	<p>Chaim Baruch Gross was having a "fit" close to midnight, as he refused to take his Depalept™ and managed to throw all the remaining pills down the toilet. Mr. Gross needed to replace this drug and get his son to take it as soon as possible so that he would not come to any bodily harm. All the pharmacies were closed, but he managed to walk over to the home of Moshe the local pharmacist who had the prescribed drug handy in his house. Knowing that Mr. Gross was wealthy and in great need, he declared, "that will be 1000 shekels, please." Mr. Gross was incredulous, as this drug was readily available at all the pharmacies in the neighborhood during the day for just 50 shekels. "If you don't like the price, try to find someone else who will sell it to you at this hour." said Moshe. Mr. Gross paid 1000, gave the drugs to his son, and then sued Moshe the pharmacist. How will the Beis Din rule? Moshe the Pharmacist must refund 950 shekels to Mr. Gross. Moshe the Pharmacist may keep the money, but should refund 950 shekels to Mr. Gross due to "Heavenly judgment." Moshe the Pharmacist may keep the money, since Mr. Gross made a proper acquisition (kinyon) on the purchase.</p>
Siman	336
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