

When she scorched the entire palace

במסכסכת כל הבירה כולה –

OVERVIEW

The גמרא explained (according to ר"ל) the reason the בעל הגמל is liable for burning down the בירה is (only) in a case where the camel scorched the entire בירה. Our תוספות offers an explanation why by כל הבירה he is חייב.

דהוי כולה מקום¹ גחלת:

For the entire בירה is considered as the place of the coal.

SUMMARY

When the camel is scorching the entire building every part of the building is considered מקום הגחלת

THINKING IT OVER

Seemingly רש"י already taught us² that he is חייב by מסכסכת since the entire בירה is ודאי הוי כולו כמקום גחלת; what is תוספות adding, and why does he need to explain this?

¹ Previously (in the case of the שנטל חררה), the גמרא explained that according to ר"ל he is only חייב for the מקום גחלת (and not for the entire גדיש); here however since the גמל was כולה כל הבירה כולה, the entire בירה is the מקום גחלת and therefore he is liable for כל הבירה. This is considered as a מזיק of רגל.

² בד"ה במסכסכת.