

Oaths with Regard to Loans

Ref: Sefer Mishpatim, Hilchot Malveh Veloveh, Chapter 26

PRINCIPLE

It is the duty of the person trying to expropriate property, to bring proof of his claim.

Alternatively, the defendant must take an oath.

- *Shvuat hesset* if he denies claim entirely
- Scriptural oath if he agreed to a portion of the claim (a Scriptural oath is never taken regarding a promissory note.)