



IN THE SUPREME COURT OF FINCHLEY

ESAU BEN-YITZCHAK

v

JACOB BEN-YITZCHAK AND REBECCA BAT-BETUEL

WILL THE JEWRY PLEASE STAND

Esau	Guilty/ Not Guilty
Jacob	Guilty/ Not Guilty
Rebecca	Guilty/ Not Guilty

GW 16.11.17

Fraud by false representation

- (1) A person is in breach of this section if he—
 - (a) dishonestly makes a false representation, and
 - (b) intends, by making the representation—
 - (i) to make a gain for himself or another, or
 - (ii) to cause loss to another or to expose another to a risk of loss.
- (2) A representation is false if—
 - (a) it is untrue or misleading, and
 - (b) the person making it knows that it is, or might be, untrue or misleading.
- (3) “Representation” means any representation as to fact or law, including a representation as to the state of mind of—
 - (a) the person making the representation, or
 - (b) any other person.
- (4) A representation may be express or implied.
- (5) For the purposes of this section a representation may be regarded as made if it (or anything implying it) is submitted in any form to any system or device designed to receive, convey or respond to communications (with or without human intervention).

Gain and loss

- (1) “Gain” and “loss”—
 - (a) extend only to gain or loss in money or other property;
 - (b) include any such gain or loss whether temporary or permanent;and “property” means any property whether real or personal (including things in action and other intangible property).
- (2) “Gain” includes a gain by keeping what one has, as well as a gain by getting what one does not have.
- (3) “Loss” includes a loss by not getting what one might get, as well as a loss by parting with what one has.

²⁷When the boys grew up, Esau became a skillful hunter, a man of the outdoors; but Jacob was a mild man who stayed in camp. ²⁸Isaac favored Esau because ^dhe had a taste for game; ^dbut Rebekah favored Jacob. ²⁹Once when Jacob was cooking a stew, Esau came in from the open, famished. ³⁰And Esau said to Jacob, "Give me some of that red stuff to gulp down, for I am famished"—which is why he was named Edom. ^e³¹Jacob said, "First sell me your birthright." ³²And Esau said, "I am at the point of death, so of what use is my birthright to me?" ³³But Jacob said, "Swear to me first." So he swore to him, and sold his birthright to Jacob. ³⁴Jacob then gave Esau bread and lentil stew; he ate and drank, and he rose and went away. Thus did Esau spurn the birthright.

game to bring home, ⁶Rebekah said to her son Jacob, "I overheard your father speaking to your brother Esau, saying, ⁷'Bring me some game and prepare a dish for me to eat, that I may bless you, with the LORD's approval, before I die.'⁸ Now, my son, listen carefully as I instruct you. ⁹Go to the flock and fetch me two choice kids, and I will make of them a dish for your father, such as he likes. ¹⁰Then take it to your father to eat, in order that he may bless you before he dies." ¹¹Jacob answered his mother Rebekah, "But my brother Esau is a hairy man and I am smooth-skinned. ¹²If my father touches me, I shall appear to him as a trickster and bring upon myself a curse, not a blessing." ¹³But his mother said to him, "Your curse, my son, be upon me! Just do as I say and go fetch them for me."

¹⁴He got them and brought them to his mother, and his mother prepared a dish such as his father liked. ¹⁵Rebekah then took the best clothes of her older son Esau, which were there in the house, and had her younger son Jacob put them on; ¹⁶and she covered his hands and the hairless part of his neck with the skins of the kids. ¹⁷Then she put in the hands of her son Jacob the dish and the bread that she had prepared.

¹⁸He went to his father and said, "Father." And he said, "Yes, which of my sons are you?" ¹⁹Jacob said to his father, "I am Esau, your first-born; I have done as you told

me. Pray sit up and eat of my game, that you may give me your innermost blessing." ²⁰Isaac said to his son, "How did you succeed so quickly, my son?" And he said, "Because the LORD your God granted me good fortune." ²¹Isaac said to Jacob, "Come closer that I may feel you, my son—whether you are really my son Esau or not." ²²So Jacob drew close to his father Isaac, who felt him and wondered. "The voice is the voice of Jacob, yet the hands are the hands of Esau." ²³He did not recognize him, because his hands were hairy like those of his brother Esau; and so he blessed him.