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October 26, 2015

Haredi Rabbi Arrested For Prolonged Course Of Rape And Sex Assault Against Minor

During police interrogation, the rabbi, who was arrested Sunday, reportedly admitted to having sex with the girl but insisted what he had done was not wrong (likely because the Torah considers a 12-year-old girl to be an adult).



Haredi Rabbi Arrested For Prolonged Course Of Rape And Sex Assault Against Minor

Shmarya Rosenberg • FailedMessiah.com

A 53-year-old as-yet-unidentified rabbi from central Israel has been arrested for sexual assault and statutory rape, Arutz Sheva [reported](#).

The abuse took place over an extended time period which began when his victim, a girl who is now 17, was 12-years-old.

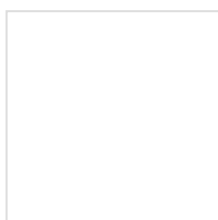
The victim complained about the abuse to government social services workers who contacted police.

During police interrogation, the rabbi, who was arrested Sunday, reportedly admitted to having sex with the girl but insisted what he had done was not wrong (likely because the Torah considers a 12-year-old girl to be an adult). His remand was extended today for another two days as the investigation continues.

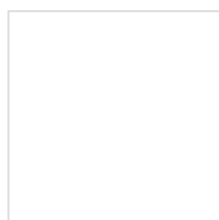
Update 10-29-2015 – Israeli media is now reporting the rabbi's name is Eliyahu Diblesky (sp) (הרב אליהו דיבלסקי). Here's his photo:



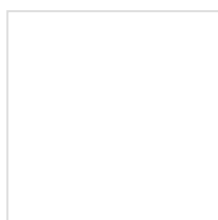
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Is that not convenient. Rabbi, if sex with a 12 year old girl is acceptable, stand in the middle of the prison yard, and confess it to your cell mates.

What happens next should be interesting.

Posted by: Alter Kocker | [October 26, 2015 at 01:56 PM](#)

Really, she has to be twelve and a half. Between twelve and twelve and a half, girls are in an unusual sort of "limbo" state of maturity. It's still permitted to have sex with them though.

Fact is, though, that there aren't specific laws against pederasty in the Torah or even in the Talmud, mostly because they didn't seem to think of it. The Mishna Niddah 5:4 (and Maimonides) bring down that raping a girl less than three years old is like sticking a finger in her eye, i.e. it doesn't count as rape, because she isn't equipped to participate in anything that can be called sex (doesn't mean it's permitted, but would be forbidden under ordinary rules of harming people, I guess.) But mostly they're worried about incestuous relationships, not the ages of the participants.

I'm sure this makes a whole lot of difference, yup.

Posted by: Mark S | [October 26, 2015 at 03:08 PM](#)

(checking source... apparently the "like sticking a finger in her eye" is supposed to mean that she remains (or returns to being) a virgin afterward, that this doesn't count toward losing virginity. OK.)

https://he.wikisource.org/wiki/%D7%A9%D7%A0%D7%94_%D7%A0%D7%99%D7%93%D7%94_%D7%94_%D7%93
(Hebrew)

Posted by: Mark S | [October 26, 2015 at 03:12 PM](#)

Sounds like these isis characters having sex with 12 year olds.

Posted by: jancsibacsi | [October 26, 2015 at 03:16 PM](#)

It's despicable. It's disgusting. The man should be made an example and posters showing him in prison should be erected inside every shul, yeshiva and kollel. And when the rabbis complain that this is for them not an issue, let them know that pederasts are routinely beaten to death in prison and that fate awaits all of them.

It is time to change the mindset. If they will not go willingly then they need their heads kicked in. Raping children is not acceptable behavior, even among the ultra-orthodox. Do you wish to be linked to a religion that allows pedophilia?

Posted by: Alter Kocker | [October 26, 2015 at 03:33 PM](#)

Was the intercourse consensual? Did she consent because of fear?

Posted by: Bas Melech | [October 26, 2015 at 03:35 PM](#)

A "Rabbi" can easily convince a 12 year old, and even older girls and even women, to participate in sexual acts because of their naive beliefs. If the Rabbi says something is permitted, then it is.

Posted by: Bas Melech | [October 26, 2015 at 03:41 PM](#)

This is a weekly occurrence it seems.

I wonder how this rapist would feel if his 12 yo daughter were coerced into sex by an older authority figure.

Posted by: ah-pee-chorus | [October 26, 2015 at 04:18 PM](#)

Posted by: Mark S | [October 26, 2015 at 03:08 PM](#)

Yes, what you corrected, it's not about damages it's about whether it's sex and thus whether she loses her virginity, and if by a gentile it a relative whether it makes her illegitimate to marry into the priesthood (and stuff like that).

But adulthood, obligation and accountability, starts at 12, not twelve and a half. From na'ara she's already an adult, not a minor, this doesnot wait until she becomes a bogeret.

In a normal court, for cases of age of consent (for purposes of damages, as well as a defence to keep her from the death penalty or lashes if the consensual sex was incestuous or adulterous), a court would look at the societal responsibilities put on the average person at given ages in order to set a bar for capacity to consent. Could be higher or lower than 16 (the Israeli age of consent). Either way it would piss off feminists and secularists alike ("What, so Torah law allows her to be exploited at 15?!" or "What, so Torah law doesn't trust a female to decide what to do with her body until she's 20?!").

In some places in the US, a girl is old enough to consent to marital sex at the age of 14. Other states don't allow it at all until 17. Israel allows sex from age 14 with lessening degrees of age difference until 16, when all children are considered capacitated to consent—as long as it's fornication, while sex within marriage can only be entrusted to children from 18 years of age. Many US states also have the sliding scale of age difference for consent, some from age 12. Some states have a higher bar for consent to sex between men, and some drop the age difference regulations between women at a lower age (like, in some states a fifty year old woman may enter a sexual relationship with a 13 year old girl, and that's perfectly legal). Zero states adjudicate instances of statutory rape on an individual basis, with consideration the the unique circumstances in the life of the individual or what can be expected to be understood about these circumstances from the adult in question. None of this is set in Stone, and there is no universal bar.

In halacha, it is still one of the 248 imperative precepts for a high priest to marry a girl older than 11 but younger than 12-and-a-half. And it always will be.

Posted by: Maskil | [October 26, 2015 at 07:01 PM](#)

@ AlterKocker ,

if this 53 year old bastard was incarcerated in a U.S. jail and if the inmates happen to find out he raped a 12 year old , the inmates will bash him and kill him , 100% . no chance to come out alive

@ Bas Melech ,

which world do you live in and who are you ?

if you believe or just think that the intercourse was consensual , then you have a big problem .

12 year old don't know about sex , did not experience sex . it's pure rape .

@Maskil ,

your torah comments about sex halacha make no sense .they are outdated and very scary .

what you are saying happened 5000 years ago ,

not valid today , even in Israel .

you might end up in jail one of these days .

Posted by: [m](#) | [October 26, 2015 at 08:17 PM](#)

Posted by: m | October 26, 2015 at 08:17 PM

Rape is halachically grouped into the category of "damages." Of course it would not be ignored that it is more severe due to its nature. But I wrote that a bet din would decide capacity to consent based on the roles and responsibilities put upon a person of that age at the specific time and societal culture in which it took place, and that could end up making the halachic age either lower or higher than the legal age. I then pointed out how variable and arbitrary the legal age of consent actually is even today, and how it varies from country to country and state to state. I can totally see a bet din ruling that an unmarried 19-year-old-girl isn't fit to give consent and punishing the seducer as a rapist. 130 years ago, I doubt that would be the case even for an unmarried 12-year-old-girl, as many married at that age, and most had more adult responsibilities than most adults ever have in today's nanny-states.

wrote that

Posted by: [Maskil](#) | [October 26, 2015 at 08:35 PM](#)

@m

I don't believe that a 12 year old can have sex with a older man. I questioned his claim that it was consensual. Read my following comment.

Posted by: [Bas Melech](#) | [October 26, 2015 at 09:24 PM](#)

@m

Girls 12 years old today are knowledgeable about sex and are sexually active with boys closer to their age in secular communities. (NOT everyone, but not uncommon)

Posted by: [Bas Melech](#) | [October 26, 2015 at 09:32 PM](#)

@ah-pee-chorus ---> This is a weekly occurrence it seems.

I wonder how this rapist would feel if his 12 yo daughter were coerced into sex by an older authority figure.

Frankly, APC, I'm not sure this rapist would really have a problem with that. And I mean that in all seriousness.

Posted by: [Robert J. Barron, Attorney-at-Law](#) | [October 27, 2015 at 01:21 AM](#)

@Maskil ---> In halacha, it is still one of the 248 imperative precepts for a high priest to marry a girl older than 11 but younger than 12-and-a-half. And it always will be.

Well, this is why halacha (which also gives us the "Agunah") needs to go into the dustbin of history.

Halacha was written hundreds, if not thousands of years ago, in a world that no longer exists, and will never exist again.

But still, your community clings to it.

Tell you what, Maskil....as soon as my niece turns 12, why don't you have one of your high priests try to marry her.

As a Lawyer and an Officer of the Legal System, I should not be advocating extra-judicial violence.

But if one of your "High Priests" puts his hands on my niece, I'll break his neck with my bare hands. Either that, or buy a Glock and put one right between his eyes.

Yes, I'll be sentenced to life without parole. But there will be one less child molester walking the streets.

Posted by: [Robert J. Barron, Attorney-at-Law](#) | [October 27, 2015 at 01:31 AM](#)

It's not always child molestation. My great-great-grandmother got married at 12 (and her husband 14, which in lots of places is legal—just without the marriage part, for some reason). When my mother was a kid she cut out a newspaper article about a local 15-year-old who was getting married to start a family and dropping out of school. Her favorite part: "No more homework!" Right in the US of A.

Posted by: [Maskil](#) | [October 27, 2015 at 05:13 AM](#)

"Tell you what, Maskil....as soon as my niece turns 12, why don't you have one of your high priests try to marry her."—

The mitzvah (38 out of 613) only applies when the Temple stands and there is an appointed high priest. G-d willing this will be the case

before your niece turns 12. But she has to be a virgin or it's a no-go. As much as you might not want to believe it, a surprising lot of 12-year-old girls have had sex (and that's not even counting the surprising lot that reach that age and have already been raped). But keep your eyes on the prize, and maybe you'll merit to be in-laws with nobility. ;)

"Well, this is why halacha (which also gives us the "Agunah") needs to go into the dustbin of history."—

That is a legitimate Reform outlook. In 1885, Reform declared to no longer be seen as a nation but as a "religious community." The reason: The fathers of the Reform movement were great scholars and they understood that even the flexibility of halacha has its limits. And, while this is the same halacha that defines them as Jews, they formally declared to no longer feel bound by Judean national law (even though they understood that it, as far as it is concerned, will always apply to them as well). But anyone rejecting the Reform platform essentially pledges to feel affiliated with Jewish v. 1.0 and the 613 laws that cannot be amended (one of the 613 laws is not to amend them), and not to break with it and start Jewish v. 2.0—a new definition of Jewish that would bear no continuity to v. 1.0.

"Halacha was written hundreds, if not thousands of years ago, in a world that no longer exists, and will never exist again."—

Actually, most of the books I've read were printed in the past 50 years. If not for the poskim living today, we'd have no knowledge of this, so it's really being given to us in this generation. Far and few are the great scholars who have not written books of responsa echoing and reaffirming that which has been reaffirmed in every generation, at least since the time of the Mishnah (at least!). We all descend from the Judean that accepted these laws as our national legal system (those that did not, broke off and were lost among the nations—save for a couple thousand karaites, who in effect had invented their own halacha) that stayed close with the rabbinic Jews and ended up becoming Israeli citizens). And it certainly does exist: Just read this blog to see how much real application it still has right now.

Posted by: [Maskil](#) | [October 27, 2015 at 06:34 AM](#)

@Maskil ----> And it certainly does exist: Just read this blog to see how much real application it still has right now.

Yes, halacha does have its applications...by a cult of overgrown children, masquerading as adults, living in a world of make-believe.

Yes, yes, yes, laws were handed down in the time of the Mishnah, before the Mishnah, after the Mishnah (I don't even know or care what a Mishnah is)...but you know what, Maskil?

You are living in the year 2015. PERIOD.

Posted by: [Robert J. Barron, Attorney-at-Law](#) | [October 27, 2015 at 12:18 PM](#)

Says the man living in a country stacked with blue laws, prohibitions on plural marriage, sodomy, adultery, prostitution, incest (among consenting adults), and whose president dates every correspondence "...to the year of our Lord" and swears into office on a Bible.

Posted by: [Maskil](#) | [October 27, 2015 at 02:34 PM](#)

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