



<u>"Ishto Ba'ir" – His Wife is in the City</u>

13. Some *poskim* hold that there is a leniency called "*ishto ba'ir*," i.e., when the man's wife is in the city the *halachos* of *yichud* are more lenient in certain cases. They maintain that a man may be alone with another woman if his wife is in the city and she regularly comes to her husband's location whenever she wants.

Since the majority of *poskim* do not rely on this leniency, especially not in cases of *yichud d'Oraysa* (i.e., between one man and one woman), one should not assume that it is permitted. Rather, one should present the *shailah* to a *posek*. *(See Meiri, Kiddushin 80b; Dvar Halachah 6:2 note 2; Bnei Chayil, cited by Dvar Halachah ibid.; Ezer M'Kodesh EH 22:5; Shu"t Maharsham 4:148; Shevet Halevi vol. 5, 206:1 and vol. 9, 261; Igros Moshe EH 4:65-66; Shu"t Imrei Yosher vol. 2, 9:8; Shu"t Dovev Meisharim 1:5)*