

Side FOR EL DOCTOR

The Doctor explains to Señor Polichinela why he has decided not to inflict punishment on the schemer Crispín (that fellow) even though Polichinela demands it.

Doctor: Allow me to think. The servant is not a fool and it is obvious that he is not ignorant of legal proceedings. Because, if we consider that the offence against you was purely pecuniary and that every crime that can be compensated in equal measure bears in that very compensation the most just punishment; if we consider that in the barbarous and primitive rule of Talion it was thus said: an eye for an eye, a tooth for a tooth, but not a tooth for an eye or an eye for a tooth ...He could very well say that here we have a case of *escudo* for *escudo*. Because, in the end, he did not take your life, so you cannot ask for his in return. He did not offend your person, your honour or your good name, so you cannot demand that he pay with his. Equity is the most supreme form of justice: *equitas justitia magna est*. And so it has been through the ages from the Pandects to Tribonian, to Aemilian, Tiberian...