

power to  
issue  
execution  
thereon.

mission, any other magistrate of the said ward may issue said execution.

SEC. 4. Repealed by 1824, ch. 189, sec 9; and modified by 1834, ch. 270.

SEC. 5. Modified by 1825, ch. 194, ante page 856.

AN ACT relating to Constables in the City of Baltimore.—1819, ch. 61.

In certain  
cases de-  
fendant  
may be  
committed.

*Be it enacted, by the General Assembly of Maryland,* That in all cases where a *capias ad satisfaciendum* shall be issued by a justice of the peace in the city of Baltimore, made returnable on a day therein specified, and the defendant or defendants shall be arrested on such process at any time before such return day, the justice before whom the said process shall be returned, is hereby authorized and required, upon the said defendant or defendants being produced before him by the constable making the arrest, to commit such defendant or defendants, in the same manner as if such defendant or defendants had been produced upon the return day, any law, usage or custom, to the contrary notwithstanding; *Provided*, the said defendant or defendants shall reside in the city of Baltimore, or out of the state of Maryland.

Proviso.

AN ACT relating to Crimes and Punishments in the City of Baltimore. 1821, ch. 229.

Preamble.

WHEREAS, persons charged with assaults and batteries and other small offences against the peace, in the city of Baltimore, who are unable to give bail for their appearance at the stated term of the city court, often suffer a long imprisonment before a trial can be had in the ordinary course, which is both oppressive to the accused and expensive to the city; for remedy whereof,

Justices to  
endorse  
names, &c.  
of witnesses

SEC. 1. *Be it enacted, by the General Assembly of Maryland,* That it shall be the duty of the justices of the peace in the city of Baltimore, whenever they shall commit any person or persons for trial on a charge of assault and battery, for keeping a disorderly house, for selling liquor without license, to endorse on said commitments the names and places of residence, of the witnesses who shall have appeared before them, on behalf of the prosecution; and it shall be the duty of the sheriff on receiving the same, to enter the names and places of residence of said witnesses on their docket, and on demand to give a copy thereof to the accused.

Accused  
may waive  
trial by  
jury.

SEC. 2. *And be it further enacted,* That if any of the said persons committed to gaol as aforesaid for want of bail for any of the offences aforesaid, shall think proper to waive his or her right to a trial by jury, and have his or her cause heard and determined in a summary way, he or she may, in the interval between the stated terms of the city court, make application in