

PUBLIC GENERAL LAW.

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If more than twenty miles, further time to be allowed at the rate of a day for every twenty miles—1809, ch. 125, sec. 1, . . . . . 568

Every writ to be signed by him who awarded it—1809, ch. 125, sec. 1, 568

Any person detained as aforesaid, (not being in execution on legal process,) or any one on his behalf, may complain to the chancellor, or any judge of the court of appeals, or of the county court, or the chief justice of the criminal court of Baltimore—1809, ch. 125, sec. 2, . . . . . 569

Such judges, &c. to grant a habeas corpus on such request, or upon a view of a copy of the warrant, or otherwise upon affidavit that a copy was demanded and refused—1809, ch. 125, sec. 2, . . . . . 569

The writ to be directed to the proper officer, &c. and returnable immediately before such judge, &c.—1809, ch. 125, sec. 2, . . . . . 569

On service thereof, the person to be brought as before directed before such judge, &c. or in case of absence before any other, with the return, and the true cause—1809, ch. 125, sec. 2, . . . . . 569

Thereupon, such judge, &c. shall within two days discharge the person on his recognizance, with security for his appearance at the following term in the county court, &c. and then also certify the writ, return and recognizance, to the said court, unless the person appears to be detained on a legal process, under a warrant out of some court that hath jurisdiction of criminal matters, or by some warrant signed by some judge or justice for an offence not bailable by law—1809, ch. 125, sec. 2, . . . . . 569

If it appears that the person is detained without any legal warrant or authority, the judge, &c. shall release and discharge him—1809, ch. 125, sec. 2, . . . . . 569

Declared of right, for the person to controvert the truth of the return, or plead any matter in avoidance, to shew that there is not sufficient cause—1813, ch. 175, sec. 1, . . . . . 624

Duty of the court, chancellor, judge, &c. on application by either party, to issue process for witnesses with papers, &c. in order to determine as to the legal authority—1813, ch. 175, sec. 2, . . . . . 625

The officer or person neglecting or refusing to make the return as aforesaid, or to bring the body according to the writ, or to deliver a true copy of the warrant within six hours after demand, to the prisoner or person demanding it on his behalf, shall forfeit to him \$500, to recover which the right of action shall not cease by the death of either or both the parties—1809, ch. 125, sec. 3, . . . . . 570

No person delivered on habeas corpus to be imprisoned for the same offence, except by the court wherein he shall be bound by recognizance to appear, or some other court having jurisdiction, or upon surrender by his bail—1809, ch. 125, sec. 4, . . . . . 570

A citizen of this state committed for any criminal matter, not to be removed to the custody of another officer, unless by habeas corpus, or other legal writ, or when delivered to the constable, &c. to be carried to some common gaol, or when removed within the county, or to one adjoining for trial, or in case of sudden fire or infection, or other necessity, or being charged by affidavit with treason or