

CHAPTER 203.

AN ACT to provide a summary remedy against Sheriffs for making false returns to any writ of *feri facias*, or other execution, by adding a new Section to Article eighty-eight of the Code of Public General Laws, title "Sheriffs."

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That the following Section be added to the Code of Public General Laws, Chapter eighty-eight, title "Sheriffs :"
Additional.

Sec. 2. *And be it enacted*, That if any Sheriff shall make return to the Court of any *feri facias*, attachments, *venditioni exponias*, that he has seized the property of the defendant which remains unsold, or that the property heretofore levied upon remains in his hands unsold for want of buyers, or that the defendant has satisfied the plaintiff or his attorney, the debt or claim or any part thereof mentioned in the said process, the said plaintiff or his attorney may apply to the said Court for a rule on the said Sheriff or late Sheriff as the case may be, to bring the said money into Court or before a Judge thereof on a day to be named in the said rule, or show good cause to the contrary, and upon the failure of the said Sheriff or late Sheriff to bring the said money into Court, or before the said Judge at the time mentioned in the said rule or any other day to be named by the said Judge the amount of the debt, damages, interest and costs to be ascertained by the plaintiff or attorney, or such other proof as the Judge may require, the said Court or Judge in the recess may cause judgment to be entered by the Clerk against the said Sheriff for the plaintiff's claim, interest and costs in favor of the plaintiff without stay of execution, and without the right of the defendant to supercede or appeal from the same; provided, that the said Court or Judge thereof shall be satisfied that the said Sheriff has received the said debt, interest and costs or any part thereof from the defendant in the said process, and that his said return of process is false and untrue, and that the remedy under this Section shall not pre-
Make false returns.
Judgment against sheriff