

SERVING PROCESS.

8. All writs and process shall be directed to the sheriff, unless he is disqualified, or unless where by law the writ or process may be directed to another officer.

9. He shall serve and return all writs and process directed to him, according to the command contained therein.

10. He may re-arrest any person that he has before arrested on a *capias* or attachment, and permitted to go at large; and such second arrest shall be as available as if the party had been detained under the first; *Provided*, such second arrest be made before or during the session of the court to which the writ is returnable.

11. He or his deputy, when he arrests a person on a writ for any criminal offence not punishable by confinement in the penitentiary, may take a bail bond from the person so arrested, with security to be by him approved, and in a penalty not exceeding three hundred dollars, with condition that the person so arrested shall appear in court on the day the said writ is returnable, and attend the court from day to day, and not depart therefrom without the leave of the said court; and if the person so arrested cannot give bail bond, he shall be taken before a justice of the peace, to be dealt with according to law.

12. Such bail bond shall be taken in the name of the State, and shall be returned to the court to which such writ is returnable, on the first day thereof.

13. When a sheriff shall return any person arrested upon criminal process, either *mesne* or *final*, and shall fail to bring such person into court, and shall be amerced, the court may, in the name of the State, for the use of the State, or such person as may be interested, on motion of the State's Attorney, direct judgment to be entered against such sheriff for the sum for which he shall have been amerced; or for the fine, penalty or forfeiture, and costs for which judgment may have been entered against the person so arrested, which judgment shall have the same effect as if rendered on verdict.

14. The court, in imposing such amercements, shall govern themselves by such principles as under all circumstances shall