

try to attend at the hearing or by counsel, and when the object of the petition is to strike off the name of any person alleged to be fictitious, deceased or disqualified, summons shall be issued to such person which shall be summoned by the sheriff within the time herein designated, at his place of residence given in the registry. If the petition shall allege that any person registered in any precinct does not reside in the city, it shall be sufficient for the petitioner to show that the person to whose registration he objects did not at the time when he was so registered reside at the particular house or place described as his residence on the registry; but the person to whose registration objection is so made shall have the right to show by affirmative proof that although he may not have had a legal residence at the place described by him as his residence at the time of his registration, he had at such time a legal residence in said city. At the hearing, evidence subject only to the ordinary rules of evidence (as modified by the provisions of this section) may be introduced for or against the application, and the judge shall dispose of the matter summarily, by granting or refusing the order prayed, and the clerk of the Court shall make a minute of the proceedings. The cost of the proceedings in all such appeal cases shall from and after the passage of this act, be one-half of those provided for and usual under existing law. If the board of registry shall have returned the registers to the city register a certified copy of any such order granted by the Court shall be delivered to said city register who shall thereupon make the required corrections upon the proper registers and under the head of "Remarks" note that the same was made under such order of Court. The Court may enforce any such order by attachment, as in proceedings for contempt. No person admitted to the registry by order of Court shall be protected by such order if prosecuted for false registration or false voting. In all such cases the petitioner may be represented by counsel, and in disposing of the petition the Court shall have discretion to impose costs upon the petitioner, the mayor and aldermen of Frederick, or the board of registry, or any member or members thereof, as justice and equity may require; but no attorney's appearance fee shall be taxed as part of such costs. Exceptions may be taken to any ruling of the Court at the hearing of any such petition and appeal allowed to the Court of Appeals, as in other cases; all such appeals shall be taken within five days from the date of the decision complained of, and shall be heard and decided by the Court of Appeals as soon after the transmission of the records as may be practicable.