

agency, or who shall cause or procure any person, firm, corporation, association, mercantile or rating agency to publish or furnish to any third person any rating or credit obtained by any false pretence made to such person, firm, corporation, association, mercantile or rating agency, and who shall obtain from any third person any goods, wares, merchandise, credit or anything of value upon the credit or rating obtained, procured, published or furnished as aforesaid shall be deemed guilty of a misdemeanor and shall be punished as provided in Section 139 of Article 27 of the Annotated Code of Maryland.

An. Code, sec. 123. 1914, ch. 281. 1920, ch. 605, sec. 123.

**141.** Every person who, with intent to cheat and defraud another, shall obtain money, credit, goods, wares or anything of value by means of a check, draft or any other negotiable instrument of any kind drawn, whether by such person or by any other person, persons, firm or corporation, upon any bank, person, firm or corporation, not indebted to drawer, or where the drawer or drawers thereof, shall not have provided for the payment or acceptance, and the same be not paid upon representation, shall be deemed to have obtained such money, credit, goods or things of value by means of a false pretense, and upon conviction, shall be fined or imprisoned, or both, as provided in Section 139 of this Article, at the discretion of the Court. The giving of the aforesaid worthless check, draft or negotiable instrument shall be prima facie evidence of intent to cheat or defraud; provided that if such person shall deposit with the drawee of such paper within ten days thereafter funds sufficient to meet the same, with all costs and interest which may have accrued, he shall not be prosecuted under this section, and no prosecution either by presentment, indictment or otherwise, shall be instituted or commenced until after the expiration of said period of ten days.

This section referred to in contruing sec. 139—see notes thereto. *Armacost v. State*, 133 Md. 290.

1920, ch. 605, sec. 123A.

**142.** Every person who shall obtain money, credit, goods, wares or anything of value from another by means of a check, draft or any other negotiable instrument of any kind, with intent at the time of giving such instrument without the consent of such other to stop or countermand the payment of the same or otherwise to cause the drawee thereof to disregard or dishonor or refuse to recognize such instrument, shall be deemed to have obtained such money, credit, goods, wares, or other thing of value with intent to cheat and defraud another and upon conviction, shall be fined or imprisoned or both, as provided in Section 139 of this Article, at the discretion of the Court. And upon the trial of any person accused of violation of this section, the fact that such person without the consent of such other to stop or countermand the countermanded payment of such instrument, or otherwise caused the drawee to disregard or dishonor the same without returning or tendering the return of the thing so obtained shall be presumptive evidence of such intent to cheat and defraud.