

An. Code, sec. 5. 1904, sec. 5. 1888, sec. 5. 1828, ch. 85, sec. 1. 1886, ch. 507, sec. 5.

5. Nothing in this article shall be deemed to apply to persons who do not buy or sell with a view to profit in the prosecution of some regular trade or business.

Where trader discontinues his business and then proceeds *bona fide* to sell out his stock by wholesale, he comes within exemption of this section; *contra*, if he sells to customers as usual, at retail. *Forwood v. State*, 49 Md. 535.

An. Code, sec. 6. 1904, sec. 6. 1888, sec. 6. 1886, ch. 507, sec. 5A. 1888, ch. 10. 1894, ch. 333. 1916, ch. 632, sec. 6. 1922, ch. 51.

6. It shall be the duty of the Sheriffs and Constables of the several counties and Baltimore City and the agents and inspectors of the State Tax Commission of Maryland to make diligent inquiry of all persons, firms and corporations doing business in this State, and apprehend and take before some Justice of the Peace, all persons, firms and corporations found doing business without a license, as may be required by law, to be committed or held to bail for appearance at the succeeding term of the Circuit Court for the county or Criminal Court of Baltimore City to answer the charge of selling goods without a license; and upon conviction of any person, firm or corporation for doing business without a license, as required by law, a fine of not more than One Hundred Dollars (\$100) shall be imposed or imprisonment in the Jail or House of Correction for not more than thirty (30) days in the discretion of the Court; the penalty herein prescribed not to affect the penalty which may be prescribed by existing law for the violation of special provisions of the license laws.

Indictment for trading without a license, must set out names of parties to whom goods were sold, or state that they are unknown. *Spielman v. State*, 27 Md. 524.

1922, ch. 516. 1924, ch. 138.

7. The Comptroller of the Treasury be and he is hereby authorized and directed to appoint some suitable person who shall be attached to his office and who shall be designated as Chief Inspector of State Licenses; and the Comptroller of the Treasury be and he is hereby further authorized to appoint three Assistant Inspectors of State Licenses; the compensation of said Chief Inspector and said Assistant Inspectors to be fixed in the budget to be submitted by the Governor of Maryland and enacted by the General Assembly of Maryland and the Comptroller of the Treasury is hereby authorized and empowered to superintend the issuance of all licenses by the clerks of the several courts of this State, and he is further empowered to investigate, through the said inspectors to be appointed under this section, the adequacy of all licenses applied for and issued by the clerks of the several courts of this State to the end that all persons, firms and corporations required to procure licenses under the laws of this State shall procure the same according to the laws thereof, and the said inspectors, with the approval of the Comptroller of the Treasury, shall institute proceedings for the prosecution of all persons, firms or corporations failing to procure a license or a license for an adequate amount, said prosecution to be in accordance with Section 6 of this Arti-