

An. Code, sec. 21. 1904, sec. 21. 1888, sec. 20. 1815, ch. 149, sec. 1.

21. When any process shall be issued from any circuit court for a county, or the court of common pleas, or the superior court of Baltimore city, or the circuit court or the circuit court No. 2 of Baltimore city, or the Baltimore city court, directed to the sheriff of another county or the said city, and the sheriff to whom the same shall be directed shall neglect to make due return thereof to the court to which such process may be made returnable, such court may, on motion and on proof of the delivery of such process to said sheriff, amerce said sheriff in a sum not exceeding two hundred dollars and enter judgment against him for the amercement so imposed in the name of the State, but for the use of the party aggrieved by the neglect of said sheriff; which judgment shall be as valid as if rendered upon verdict and the party for whose use the same shall have been entered may sue out execution thereon.

Death, Resignation or Removal From the County or City.

An. Code, sec. 22. 1904, sec. 22. 1888, sec. 21. 1842, ch. 272, sec. 2.

22. If any sheriff shall die, either before or after the expiration of his term of service, having in his hands any writ or process, executed or unexecuted, or in part executed, his executor shall forthwith return the same to the clerk or register of the court out of which it issued, together with all papers (if any) showing the proceedings of such sheriff in virtue thereof.

An. Code, sec. 23. 1904, sec. 23. 1888, sec. 22. 1840, ch. 216. 1842, ch. 272, sec. 2.

23. On application by the person for whose use such process may have issued, the clerk or register shall issue such process as he might have issued if the return had been made by the deceased sheriff; and the same may be issued before or after the return day named in the process in the hands of such deceased sheriff; or if the executor shall neglect or refuse to make the return as aforesaid, the plaintiff may issue a duplicate or new writ, as provided in the following section.

An. Code, sec. 24. 1904, sec. 24. 1888, sec. 23. 1813, ch. 102, sec. 6. 1823, ch. 180. 1840, ch. 216, sec. 3. 1845, ch. 123, sec. 1.

24. If any sheriff shall take into possession any goods or chattels, lands or tenements, by virtue of any writ of execution and shall remove out of the county or Baltimore city wherein he acted as sheriff before the return day of such execution, or without having made any return thereof, the plaintiff, or his representative, before the return day, may obtain a duplicate of such writ of execution, or after the return day, a new writ of execution, directed to the sheriff or some coroner of the county or city, for the time being, as the case may require; under which duplicate or new writ of execution such sheriff or coroner may seize and take into his possession the goods or chattels, lands or tenements seized and taken by the sheriff who shall have so removed and sell the same as in other executions, and shall be entitled to the whole poundage fees to the exclusion of the sheriff so removing.