

TALESMAN.

15. The several courts of this State shall at all times have power to direct talesmen to be summoned to serve on juries, where without such talesmen there would not be twenty of the original panel, exclusive of the jury charged, from whom a jury can be formed; or may direct such talesmen to be summoned whenever by challenging or otherwise a sufficient number of jurors cannot be had to try the case, either civil or criminal.

Id s 11
1798, c 94
When talesmen
to be sum-
moned.

CRIMINAL CASES.

16. The provisions of the four last preceding sections shall apply to all criminal cases where the right of peremptory challenge is not allowed, and the State's attorney for the county or city, or the attorney prosecuting for the State, shall strike for the State.

Art 50, s 13
1802, c 69, 1809,
c 138, ss 13, 14
What sections
to apply to cer-
tain criminal
cases
2 H & J 426.

17. Any alien, denizen, or foreigner who may be indicted for any offence committed within this State, shall be tried by a jury of the county in the same manner as the citizens thereof, and there shall be no challenge either to the array or the polls for the want of foreigners on the panel or jury that may be selected.

Id s 14
1789, c 22, s 5,
1809, c 138, s 15
Aliens tried by
citizens

18. The right of peremptory challenge shall be allowed to any person who shall be tried on presentment or indictment for any crime or misdemeanor, the punishment whereof, by law, is death or confinement in the penitentiary, and to the State on the trial of such indictment; but the accused shall not challenge more than twenty, nor the State more than four jurors, without assigning cause.

1872, c 40
Peremptory
challenge in
criminal cases.

PAY AND MILEAGE.

19. Jurors shall receive two dollars and a half per day, for each and every day they shall attend the several courts of this State as jurors, and fifteen cents for each mile over five miles, for going to and returning from the court once in each term, to be paid by the counties or city respectively in which such courts are held.

1865, c 78
Pay and mile-
age of jurors.

FORCIBLE ENTRY AND DETAINER

20. In all cases of forcible entry and detainer which jurors shall be summoned to try, each juror shall be entitled to the sum of one dollar for his services per day, to be taxed in the costs by the justices, and any juror who being summoned shall fail to attend on a case of forcible entry and detainer, shall be liable to attachment and fine, in the discretion of the justices to whom the summons is returned, not exceeding ten dollars.

Art 50, s 17
1832, c 121, s 1
Pay in cases of
forcible entry
and detainer.

Attachment
and fine.

GRAND JURY TO VISIT JAIL.

21. The grand jury shall at each term of the court visit the jail and inquire into its condition, the manner in which it is kept and the treatment of the prisoners, and report the same to the court.

Art 50, s 18,
1837, c 820, s 13,
1898, c 75.
Grand jury to
visit jail and
report.