

such attachment or writ of execution, and issue a summons directed to said plaintiff and defendant giving notice of such claim, which summons shall be returnable to the same term with the attachment or writ of execution.

Id s 46  
Upon filing ap-  
proved bond,  
property to be  
discharged from  
the levy

**42.** Upon the filing of a bond by or on behalf of such petitioner and claimant of property so levied upon, in a sum of money equal to double the appraised value of the property, with security or securities residents of this State, to be approved by the court or the judge thereof if in recess, or by the clerk if by reason of the absence or sickness of the judge his approval cannot be had at the time of the filing of such petition, as bonds are now approved by law, and conditioned for satisfying all costs and such damages as shall be awarded the plaintiff in such attachment or writ of execution in case the plaintiff shall recover judgment of condemnation, the property so levied upon shall be discharged from the levy; *provided*, that the damages, if any, recovered by the plaintiff in the attachment or writ of execution, shall not exceed the real value of the property so discharged from levy by these proceedings; and *provided* further, if the plaintiff fails to recover judgment of condemnation for the property so levied upon, the petitioner shall be awarded his costs, and shall recover damage for the wrong and injury done him by reason of the illegal seizure and detention of his property.

Id s 47  
Additional sure-  
ties on the bond,  
when required

**43.** In case the plaintiff in such attachment or writ of execution, is not satisfied with the sufficiency of the surety or sureties in the bond taken under the preceding section, he may at any time before judgment apply to the judge of the court in which the said bond is filed, for an order requiring the petitioner to give additional security, notice of which application shall be given to the petitioner not less than five days before the same is made, and the said judge, if satisfied from evidence of the insufficiency of the bond, may order or require the petitioner to give an additional bond within such time as he shall deem proper, and in case of refusal to comply with such order, judgment may be entered against such petitioner to the amount of the real value of the property levied upon, upon which execution may issue as provided by law, and said plaintiff may also have an execution against the defendant in the original attachment or writ of execution; *provided*, that but one satisfaction of the debt or demand shall be made, and it shall be within the discretion of the court in all such cases to dispose of the matter of costs.

One satisfaction.

Costs

#### ATTACHMENTS FROM JUSTICES OF THE PEACE.

Art 10, s 34  
1853, c 201, s 1  
Jurisdiction of  
justices of the  
peace in attach-  
ment.  
13 Md. 196.

**44.** The several justices of the peace of this State may issue an attachment, by way of execution, on any judgment obtained before any justice of the peace in all cases where a writ of *fiery facias* might issue.