

ARTICLE LXVII.

NEGLIGENCE CAUSING DEATH.

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| <p>1. Liability notwithstanding death.</p> <p>2. Action to recover.</p> <p>3. Equitable plaintiff to deliver to defendant full particulars.</p> | } | <p>4. Word "person" to include corporation, responsibility of corporations for acts of its servants.</p> |
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P. G. L., (1860,) art 65, sec. 1. 1852, ch. 299, sec. 1.

1. Whenever the death of a person shall be caused by wrongful act, neglect or default, and the act, neglect or default is such as would (if death had not ensued) have entitled the party injured to maintain an action and recover damages in respect thereof, the person who would have been liable if death had not ensued, shall be liable to an action for damages, notwithstanding the death of the person injured, and although the death shall have been caused under such circumstances as amount in law to felony.

State, use of Coughlan *v* B & O R R Co, 24 Md 84. B & O. R. R. Co. *v*. State, use Kelly, 24 Md. 271 B & O R R Co *v* State, use Miller, 29 Md. 252. N. C R. Co *v*. State, use Price, 29 Md 420 B & O R. R. Co. *v*. State, use Smith, 29 Md 460. B. & O. R. R. Co *v*. State, use Fryer, 30 Md. 47. Deford *v*. State, use Keyser, 30 Md 179 N C. R. W Co. *v* State, use Geis, 31 Md. 357. B & O. R. R. Co *v*. State, use Trainor, 33 Md. 542 B & O. R. R. Co. *v*. State, use Dougherty, 36 Md. 366. C & P. R. R. Co. *v* State, use Fazenbaker, 37 Md. 156. B. & O. R. R. Co *v*. Woodward, 41 Md. 268. C. & P. R. R. Co. *v*. Moran, 44 Md. 283. State, use Allen, *v*. P. & C. R. R. Co, 45 Md. 41. C. & P. R. R. Co. *v*. Hogan, 45 Md. 229. State, use Foy, *v*. P. W. & B. R. R. Co, 47 Md 76. N. C R. W. Co *v* State, use Burns, 54 Md 113 B. & P. R. R. Co. *v*. State, use Stansbury, 54 Md 648. State, use Hameln, *v* Malster, 57 Md 309. State, use Miller, *v* B. & O R R Co. 58 Md 221. P. W & B. R. Co. *v*. State, use Bitzer, 58 Md. 372 State, use Bacon, *v*. B. & P. R. R. Co., 58 Md. 482. B & O. R R Co *v* State, use Hauer, 60 Md 450 B & O. R. R. Co *v* State, use Barnard, 60 Md. 555. P. R. R Co. *v*. State, use McGirr, 61 Md. 108. B & O. R. R. Co. *v* State, use Allison, 62 Md. 479. B & O. R. R Co. *v* State, use Mahone, 63 Md 145. State, use Abell, *v*. West. Md. R. R. Co, 63 Md. 433.

Ibid. sec. 2. 1852, ch. 299, sec. 2.

2. Every such action shall be for the benefit of the wife, husband, parent and child of the person whose death shall have been so caused, and shall be brought by and in the name of the State