

issues from the orphans' court; and either party to such bill or petition may appeal to the circuit court for the county, or the superior court of Baltimore city.

Worthington v. Herron, 39 Md. 145. Abbott v. Golibart, 39 Md. 554. Hignutt v. Cranor, 62 Md. 216. Gibson v. Cook, 62 Md. 256.

P. G. L., (1860,) art. 93, sec. 241. 1816, ch. 203, sec. 4.

241. Whenever any joint administrator or executor shall apprehend that he is likely to suffer by the negligence or misconduct in the administration, improper use, or misapplication of the assets of the estate by any executor or administrator, he shall make complaint to the orphans' court, and if the same shall be adjudged well founded, the court shall have authority, in their discretion, to revoke the powers and authority of the executor or administrator so complained of, and to enforce by attachment and commitment if necessary, the surrender and delivery to the remaining executor or administrator, of the assets, and of all book accounts and evidences of debt of the estate that may be in the possession or control of the person so dismissed from the administration, and the remaining executors or administrators shall have remedy by an action on the case for the recovery of any loss or damage they may be subject to or suffer by the executor or administrator whose powers shall have been revoked as aforesaid.

Beall v. Hilliary, 1 Md. 197. Hesson v Hesson, 14 Md 8. Forney v. Shriner, 60 Md. 419. Whiting v. Whiting, 64 Md. 157.

Ibid. sec. 242. 1831, ch. 315, sec. 6.

242. Whenever the orphans' court shall revoke letters testamentary, or of administration, or of guardianship, it shall be the duty of the party whose letters or guardianship may be revoked, forthwith to render to such court an account of his administration or guardianship up to the period of the rendition of such account; and in case he shall fail to do so within the time fixed by such court, the court may compel the rendition of such account by attachment, sequestration of property and imprisonment of the party so failing, until such account shall be rendered as aforesaid.