

or lunatic convict confined in the penitentiary, and provide for the support, care and safe keeping of such convict in the Maryland hospital, or any State institution for the insane; and the expense thus incurred shall be defrayed by the board of directors of the penitentiary, out of the funds arising from or appropriated for that institution.

ARTICLE XLII.

HABEAS CORPUS.

Jurisdiction and Procedure.

1. What courts and judges may issue.
2. In term or vacation.
3. Any person detained in custody may apply for.
4. Service and return.
5. One day for every twenty miles.
6. In what cases immediate return may be ordered
7. Duty of sheriff in such cases
8. Penalty for failure to obey writ in such cases
9. Penalty for failure to obey writ in ordinary cases.
10. Person detained entitled to true copy of commitment, penalty for refusal to furnish copy.
11. Hearing and order of court.
12. Return may be traversed, witnesses may be summoned.
13. When court not in session or judge absent, on return of writ, any other judge may hear the case.

14. Person delivered not to be afterwards imprisoned for same offence; qualifications.
15. Penalty for refusing to grant writ.
16. Person committed to custody of officer not to be removed into custody of other officer, qualifications.
17. Judge discharging person on the ground that law under which he was arrested is unconstitutional, shall file opinion and transmit the papers to court of appeals for immediate review.

Procedure in Relation to Minors.

18. Commitment of minors to charitable or reformatory institutions.
19. *Habeas corpus* to review facts in such cases.
20. Minors brought upon *habeas corpus* from private custody; what orders court may pass.

Jurisdiction and Procedure.

Const., art. 4, sec. 29. 1876, ch. 373. 1880, ch. 6.

1. The court of appeals and the chief judge thereof shall have the power to grant the writ of *habeas corpus*, and to exercise jurisdiction in all matters relating thereto throughout the whole State. The circuit courts for the respective counties of