

ART. 22.] JUSTICES OF THE PEACE AND CONSTABLES. 1997

and in all cases of assault and battery, and in all cases of petit larceny, when the value of the property stolen does not exceed the sum of five dollars, and in all misdemeanors not punishable by confinement in the penitentiary, which may be committed within their respective jurisdictions; and shall have jurisdiction in all prosecutions or proceedings for the recovery of any penalty for doing or omitting to do any act, the doing of which, or the omission to do which, is made punishable under the laws of this State, within their said jurisdiction, by any pecuniary fine or penalty or by imprisonment in jail or in the Maryland house of correction; all of which acts or omissions are hereby declared to be criminal offences; and the said justices shall have power to issue all process and to do all acts which may be necessary to the exercise of their said jurisdiction, and may try and determine all cases whereof they may have jurisdiction, and may pronounce judgment and sentence therein in the same manner and to the same extent as the circuit court for said counties could in such cases, if such cases were tried before them without the intervention of a jury; provided, however, that if any person, when brought before any such justice having jurisdiction of the case, shall, before trial for the alleged offence, pray a jury trial, or if the State's attorney for said county shall, before the trial of such alleged offence, pray a jury trial on the part of the State, it shall be the duty of any such justice to commit such alleged offender for trial in the circuit court for the county in which the offence was committed at its then session, if it be then in session, or at its next session, if it be not then in session, and to return said commitment or recognizance, with the names and residences of the witnesses for the prosecution endorsed thereon, forthwith to the clerk of the said court; and the justice before whom the case is tried shall inform the person charged, of his right to a jury trial.

1884, ch. 510.

271. Constables in the said counties shall be entitled to the fees prescribed by law for the particular services rendered by them under the preceding section; and the said justices shall be entitled to charge for their respective services in said criminal cases the following fees: For issuing each State writ, twenty-five cents; for summoning all the witnesses on both sides in any case, fifty cents; for each trial, one dollar; for every commitment, twenty-five