

claim under such party a right to or interest in such mortgaged premises, derived and accruing after the time of recording such mortgage, nor unless such party shall on oath allege that the mortgage debt and all interest due thereon has been fully paid, or that some part of such debt or interest, the amount of which he shall state, has been paid, and that the mortgagee or person acting under him refuses to give credit for such amount, or that some fraud which shall be particularly stated in the bill or petition for injunction was used by such mortgagee, or with his knowledge, in obtaining the mortgage.

Gayle v Fattle, 14 Md. 69. Powell v. Hopkins, 38 Md. 1. Walker v. Cockey, 38 Md. 75. Warfield v. Ross, 38 Md. 85. Comegys v. Clarke, 44 Md. 108. Suit v. Creswell, 45 Md. 529. Grant v. Grindall, 49 Md. 313. Brick Co. v. Robinson, 55 Md. 410. Dance v. Dance, 56 Md. 537. Abrahams v. Tappe, 60 Md. 318. Chilton v. Brooks, 69 Md. 587. Roberts v. Loyola P. B. Assn., 74 Md. 1. McNiece v. Eliason, 78 Md. 168.

1888, art. 66, sec. 17. 1860, art. 64, sec. 16. 1826, ch. 192, sec. 8.

17. If any such injunction shall be granted the court or judge granting the same shall have power, on proof of ten days' notice to the plaintiff, to hear and decide on a motion to dissolve such injunction, and on hearing any such motion, if the court or judge shall feel satisfied that the same was obtained through misrepresentation and for delay, the court or judge shall decree that the party who obtained the same shall pay interest to the mortgagee or to the party claiming under him at the rate of ten per cent. per annum on the amount of the mortgage debt from the time of granting the injunction until the same shall be dissolved and shall enforce the execution of such decree as in other cases.

Ibid. sec. 18. 1860, art. 64, sec. 17. 1826, ch. 192, sec. 8.

18. Before granting any such injunction the court or judge granting the same shall require the plaintiff or some person on his behalf, with at least two good securities to be approved by said judge or clerk, to execute to the mortgagee or person claiming or acting under him, and file in court a bond in such penalty as the court or judge shall prescribe, conditioned to obey, abide by, perform and fulfill such decree and order as shall be made in the premises, upon which bond the mortgagee or his assigns shall be entitled to recover all such debt, damages, interest and costs as shall be decreed on dissolving the injunction.