

such suit has been brought shall be requisite to give validity to the proposed compromise or settlement; but such authority shall never be granted except upon written application therefor by such "next friend" setting forth under oath all the facts of the case and the reasons why such compromise or settlement is deemed to be for the best interest of the infant. This section shall apply to suits brought by the State of Maryland for the use of infants as equitable plaintiffs, as well as to suits brought by infants as plaintiffs by their "next friend."

Certiorari.

1888, art. 75, sec. 55. 1860, art. 75, sec. 61. 1816, ch. 187. 1822, ch. 131.

57. Upon the allowance of any writ of *certiorari* for the removal of the proceedings by a justice of the peace between landlords and tenants, and also in all cases of inquest for a forcible entry and detainer, or a forcible detainer, the party obtaining the said writ of *certiorari* shall give bond with security to the opposite party, to be approved by the judge or clerk of the court allowing the writ, in such penalty as the said judge or clerk shall direct, conditioned for the payment of all costs and damages that may be incurred or suffered by the delay of the proceedings, if the matter in controversy upon such writ shall be decided against the person obtaining the same.

Proprietary v Brown, 1 H. & McH. 428. *Rawlings v. Rawlings*, 3 H. & McH. 438. *State v. Duvall*, 4 H. & McH. 4.

Continuance.

Ibid. sec. 56. 1860, art. 75, sec. 34. 1787, ch. 9, sec. 1. 1806, ch. 41, sec. 1. 1829, ch. 166.

58. No cause shall be continued beyond the second term after process has been served on the defendant, unless by consent of parties or upon good cause shown by the party asking the continuance.

Briscoe v. Ward, 1 H. & J. 165. *Norwood v. Owings*, 1 H. & J. 296. *Ridgely v. Campbell*, 1 H. & J. 452. *Dyson v. West*, 1 H. & J. 567. *Harpri v Hampton*, 1 H. & J. 622. *Kent v. McElderry*, 9 Gill, 495. *Marsh v. Johns*, 49 Md. 570.

Ibid. sec. 57. 1860, art. 75, sec. 35. 1787, ch. 9, secs. 2, 3, 8.

59. Upon suggestion, supported by the affidavit of the party or some other credible person, that the evidence of a witness who resides in some place beyond the limits of this State, or the evidence of a witness residing within this State is wanting,