

ARTICLE XII.

BASTARDY AND FORNICATION.

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| <ol style="list-style-type: none"> 1. Warrant by justice for mother of bastard. 2. Arrest of putative father. 3. Proceedings if resident of another county. 4. Constable to give information. 5. Right of appeal by alleged father. Security to be given by him. Proviso. | <ol style="list-style-type: none"> 6. Clerk to record recognizance. 7. Recovery by mother upon bond of father. 8. <i>Sci. fa.</i> upon recognizance. 9. When court may make order to discharge the obligors in the recognizance. |
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1888, art. 12, sec. 1. 1860, art. 13, sec. 1. 1781, ch. 13, sec. 1. 1882, ch. 339.

1. Any justice of the peace, upon information given him of any woman having an illegitimate child, may issue his warrant to a constable of the county or city, and the said constable shall thereupon take such person before some justice of the peace of the county, who shall require her to give security to indemnify the county from any charge that may accrue by means of such child; and upon neglect or refusal, shall commit her to the custody of the sheriff of the county, to be by him kept until she shall give such security.

Ibid. sec. 2. 1860, art. 13, sec. 2. 1781, ch. 13, sec. 1. 1894, ch. 108.

2. But if the said person shall on oath discover the father of such child, the justice shall discharge her, and shall cause to be arrested and brought before him such father, if a resident of the county, and shall cause him to give security in the sum of eighty dollars (\$80) to indemnify the county from all charges that may arise for the maintenance of such child; and upon the failure of such putative father to enter into security, the justice shall commit him to the custody of the sheriff of the county for the period of twelve months.

Eccleston v. State, 7 G. & J. 316. *Root v. State*, 10 G. & J. 374. *Mong v. State*, 10 G. & J. 380. *Oldham v. State*, 5 Gill, 90. *State v. Phelps*, 9 Md. 21. *Owens v. State*, 10 Md. 164. *Wagaman v. Byers*, 17 Md. 187. *Cushwa v. State*, 20 Md. 281. *Baker v. State*, 21 Md. 426. *State v. Trimble*, 33 Md. 468. *Norwood v. State*, 45 Md. 72. *Robinson v. State*, 68 Md. 618. *Lynn v. State*, 84 Md. 80.