

SECTION 1. *Beit enacted by the General Assembly of Maryland,* That Section 3B of Article 42 of the Annotated Code of Maryland (1943 Supp.), title "Habeas Corpus", sub-title "Jurisdiction and Procedure", as said Section was enacted by Chapter 702 of the Acts of 1945 of the General Assembly of Maryland, be and the same is hereby repealed and re-enacted with amendments to read as follows:

3B. No application shall be dismissed because technical requirements of pleading have not been met, provided it shows that the applicant is unlawfully restrained of his liberty; but the judge considering the case may, at his discretion, dismiss the petition or require it to be amended or otherwise amplified unless the application alleges facts sufficient, if true, to probably show that the applicant is illegally detained. The judge may, in his discretion, make such examination of public records as seems desirable to determine whether the writ should be granted. The judge in refusing to issue, or denying, or granting any writ shall file a substantial but succinct statement, either in writing or by dictation to the stenographer for the court records, setting forth the grounds of the application, the questions involved, and the reasons of the Court for the action taken.

SEC. 2. *And be it further enacted,* That Section 3C of Article 42 of the Annotated Code of Maryland (1943 Supp.), title "Habeas Corpus", sub-title "Jurisdiction and Procedure", as said Section was enacted by Chapter 702 of the Acts of 1945 of the General Assembly of Maryland, be and it is hereby repealed, and that a new Section be and it is hereby enacted in lieu thereof, said new Section to be known as Section 3C, to follow immediately after Section 3B of said Article, as repealed and re-enacted herein, and to read as follows:

3C. Any person, including the Attorney General or the State's Attorney for Baltimore City or a County, as the case may be, aggrieved by the order of the Judge in refusing to issue a writ of habeas corpus, or in discharging or remanding the person seeking said writ, may, within ten days after the passage of said order, apply to the Court of Appeals of Maryland for leave to prosecute an appeal therefrom. Said application for leave to prosecute an appeal shall be in such form as the Court of Appeals may, by its rules, prescribe, and in the event that the Attorney General or the State's Attorney shall forthwith state his intention to file such application for an appeal, the order discharging the prisoner shall be stayed, but the Judge