

timore County, and the several Justices of the Peace at Large as provided in Section 392 of this Article shall be authorized and empowered to sit in the place and stead of any of the Justices of the Peace above designated as Station House Justices, when said Justices are not available for service, as provided in said Section 392.

396. The several Justices of the Peace for Baltimore County shall have jurisdiction concurrent with that exercised by the Circuit Court for said county in all cases of assault without any felonious intent; and in all cases of assault and battery, and in all misdemeanors not punishable by confinement in the penitentiary, which may be committed within said county, 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; provided, however, that said Justices of the Peace shall in no case have jurisdiction to try any person on a charge of selling any sort of intoxicating liquors or beverages on Sunday, or to minors, or without license, or within any limit, precinct or district prohibited by law, all of which acts or commissions are hereby declared to be criminal offenses, 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 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 in said county could in such cases, if such cases were tried before it without the intervention of a jury; provided, however, that if any person brought before any Justice having jurisdiction of the case shall, before trial for the alleged offense, pray a jury trial, it shall be the duty of any Justice to commit such alleged offender for trial in the Circuit Court for said County at its then session, if it then be 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 addresses of the witnesses for the prosecution indorsed thereon, forthwith to the clerk of the said court; but should such person waive a jury trial and elect to be tried before such Justice, after having first been informed by the Justice before whom the case is pending, of his right to a jury trial, then it shall be the duty of the