

of article seventy-five of the Code of Public General Laws, relating to Pleadings, Practice and Process, as amended by chapter two hundred and eighty-three of the acts of January session of eighteen hundred and sixty-four, and as repealed and re-enacted and amended by chapter one hundred and forty-one of the acts of the January session, eighteen hundred and seventy-eight, be and the same is hereby repealed and re-enacted so as to read as follows:

Repealed and
re-enacted.

SECTION 64. Whenever any lands or tenements shall be sold by any Sheriff, Constable, Coroner of Elisor, by virtue of any process or execution from any Court or Justice of the Peace of this State, or by any Trustee under the decree of any Court of this State, by any Trustee by appointment of any Insolvent Court, by any Trustee under any voluntary deed of trust, by any mortgagee under any power in any mortgage, by any executor or executors, or any other person under any power in a will, and the debtor named in such execution or decree, the insolvent grantor or mortgagor in said deed of trust or mortgage, or any person holding under said debtor, insolvent grantor or mortgagor, by title subsequent to the date of the judgment, decree, insolvent proceedings, deed of trust or mortgage respectively, or any person claiming under the deviser of said will, shall be in actual possession of the land and tenements sold, and shall fail or refuse to deliver possession of the same to the purchaser thereof, excepting, however, case of tenancies created in the lifetime of the deviser, which shall be fulfilled, as now allowed by law, the Judge of the Circuit Court of the county, in which, said lands or tenements may be situate, or if situate in the city of Baltimore, the Judge of the Circuit Court, or of the Superior Court of Baltimore city, shall, on application in writing, to be verified by the affidavit of the purchaser, or his attorney, unless good cause to the contrary be shown by the party or parties in actual possession as aforesaid, his or their

Possession
under deed of
trust.