

CHAP. 733

Repeal and
re-enact.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Chapter 411 of the Acts of the General Assembly of Maryland of 1898 be and the same is hereby repealed and re-enacted, so as to make Section 181 of Article 1 of the Code of Public Local Laws, title "Allegany County," sub-title "Justices of the Peace and Constables," so as to read as follows :

Nothing to
operate to
prevent
residents
from being
sued.

181. Nothing in the last preceding section shall operate so as to prevent residents of election districts Nos. 4, 5, 6, 14, 22 and 23 from being sued in either of said districts, or residents of election districts Nos. 10 and 15 from being sued in either of said districts 10 and 15, or residents of election districts Nos. 11, 12, 13, 17, 18, 19, 24, 26, 27, 28 being sued in either of said districts Nos. 11, 12, 13, 17, 18, 29, 24, 26, 28 ; provided, however, that upon a cause of action brought before any one of the justices of the peace of election districts Nos. 4, 5, 6, 14, 22 or 23, if the parties to any cause in any suit or action or issue pending shall make a suggestion in writing, supported by the affidavit of such party or his counsel or other proper evidence, that the party cannot have a fair and impartial trial before said justice where such suit or action or issue is pending, then the said justice of the peace, before whom such suit or action or issue is pending, shall forthwith order and direct the proceedings in any such suit or action or issue to be transmitted to some other justice of the peace appointed and qualified for any of the above-named election districts 4, 5, 6, 14, 22 or 23 ; and provided, further, that if in any district in Allegany county, except districts 4, 5, 6, 14, 22 or 23, shall not have at any time a justice of the peace residing therein, by reason of his resignation, death, removal, failure to qualify, absence, or from any other cause, any suit might have been brought against any person in such district under this Act may be brought in any other district adjoining the one in which there is no justice of the peace ; and that upon a cause of action (civil or criminal) brought before any of the justices of the peace of the election districts Nos. 11, 12, 13, 17, 18, 19, 24, 26, 27, 28, if either party to any cause in any suit or action or issues pending, shall make a suggestion in writing, supported by the affidavit of such party or his counsel, or proper evidence that the party cannot get a fair and impartial trial