

in the first section of this article, and the said court or Judge shall forthwith grant a writ of Habeas Corpus, directed to the officer or other person in whose custody the party detained shall be returnable immediately before the said court or Judge granting the same; *provided*, the person detained be not committed or detained for treason or felony plainly expressed in the warrant of commitment, or be not convict or in execution by legal process; *and provided*, that if the person detained be so detained under color of a warrant of commitment, the petition presented by him or on his behalf be accompanied by a copy of the warrant of commitment or detainer or cause of commitment or detainer, or otherwise by an affidavit that a copy thereof was demanded by him of the person in whose custody the prisoner is detained, and the same was neglected or refused to be given; *and provided*, that if the detainer is on any other color or pretence, there be probable ground shown to the court or Judge that the person by or on whose behalf the said application is made, is detained without just cause; but nothing herein shall prevent the issuing of a writ of Habeas Corpus at the instance of a person arrested on a charge of any offence which is bailable by law, in order that he may be discharged on bail in the usual course of law.

*In force.* Sec. 2. *And be it enacted*, That this act shall take effect from and after the day of its passage.

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#### CHAPTER 37.

Passed Feb. 1, 1862. AN ACT to authorize the Comptroller to examine and settle the accounts of the clerks in the several Tobacco Warehouses.

Comptroller directed to examine and determine accounts. SECTION 1. *Be it enacted by the General Assembly of Maryland*, That the Comptroller be and he is hereby authorized and directed to examine and determine what amount, if any, is due to John G. O'Hara, Thomas B. Billingsley, T. J. Hunt, R.