

CHAP. 159. may be pending at the time of the passage of this act, or which may hereafter be instituted in any of the courts of Baltimore city having jurisdiction thereof, the judge or judges thereof, upon suggestion in writing, if made by the State's attorney or the prosecutor for the State, or upon suggestion in writing, supported by affidavit made by any of the parties thereto, or other proper evidence that a fair and impartial trial cannot be had in the court where such suit or action at law, issue or petition, presentment or indictment is depending, may order and direct the record of proceedings in such suit or action, issues or petition, presentment or indictment, to be transmitted in his or their discretion, in addition to the courts to which said suit or action, issues or petition, presentment or indictment, may now be removed by law to the Circuit court for Anne Arundel county, the Circuit court for Howard county, or to the Circuit court for Harford county, which said court shall hear and determine the same in like manner as if such suit or action, issues or petition, presentment or indictment, had been originally instituted therein; *Provided*, that such suggestion shall be made before or during the term on which the issue or issues may be joined in said suit or action, issues or petition, presentment or indictment, unless the party or parties applying for such removal shall, in addition to such affidavit, further state, under oath, that he, she or they had come to such belief, or had been convinced of that fact, since the issue or issues in said case had been made up, on which said additional statement being made and filed as aforesaid, the said suit or action, issues or petition, presentment or indictment, may be removed in the discretion of the court, in addition to the courts to which they may now be removed by law, to any one of the above named counties, notwithstanding the said issue or issues in said suit or action, issues or petition, presentment or indictment, had been made up.

Proviso.

Removed cases may be further removed.

SEC. 2. *Be it enacted*, That when any suit or action, issues or petition, presentment or indictment, shall be removed according to the provisions of the preceding section, it shall and may be lawful for the party at whose instance the said suit or action, issues or petition, presentment or indictment, was not removed, if he, she or they shall think that justice cannot be done him, her or them in said