

An act entitled, a supplement to the Insolvent Law of this State. Passed March 9, 1848

SECTION 1. Be it enacted by the General Assembly of Maryland, That whenever any applicant for the benefit of the insolvent laws of this State, shall have been or may hereafter be seized or possessed of any lands or tenements at the time of his application as aforesaid, and said insolvent or any person or persons holding under said insolvent shall refuse to deliver possession of the said lands or tenements to the permanent trustee of said insolvent, or to any purchaser or purchasers who may have become entitled to said lands or tenements by compliance with the terms of sale, where the permanent trustee may have sold said property, it shall be the duty of the county courts, upon the filing a petition in the name of the permanent trustee or in the name of the purchaser, verified by affidavit, to pass an order commanding said insolvent debtor and all persons holding under said insolvent to shew cause within fifteen days thereafter why a writ of habere facias possessionem shall not issue.

SEC. 2. And be it enacted, That the sitting up a copy of the petition and order upon the premises by the sheriff ten days before the day fixed in the order for answering said petition, shall be a sufficient service of said order.

SEC. 3. And be it enacted, That upon failure of said insolvent or insolvents or any person or persons holding under him or them to answer said petition, or having answered said petition failing to shew satisfactory cause to the court why said writ should not be issued, it shall be the duty of the court to issue a writ of habere facias possessionem, to be directed to the sheriff of the county or Baltimore city, commanding him to deliver possession of said lands or tenements to the permanent trustee of such insolvent, or to the purchaser or purchasers, where the same has been sold.

SEC. 5. And be it enacted, That this law shall apply to all cases where the insolvent at the time of his application was seized or possessed of any land or tenements, or when said insolvent was entitled to any equity of redemption in the same.