

which he has jurisdiction to hear and determine may, in his discretion, issue a summons directed to the proper officer requiring him to summons or give notice to the party whose attendance is required of the nature and circumstances of the supposed offense, and of the day and hour of the appearance of the accused before such *court*, justice of the peace, police justice or other similar officer; and a copy of every such notice or summons shall be served upon the accused which shall be returnable on a day to be stated in said summons or notice, not exceeding five days from the time of issuing the same; but the invalidity of any such notice or summons or of such service thereof shall not affect the jurisdiction of such *court*, justice of the peace, police justice or other similar official if the accused party appears and the charge is one of which the official issuing the notice or summons has jurisdiction, and the said notice or summons may be amended.

§ 24. Warrant of arrest.

Nothing in § 23 shall prevent a *Municipal Court judge*, justice of the peace, police justice or other similar official from issuing a warrant of arrest in the first instance, or at any time after the issuing of the notice or summons mentioned in § 23, and when the warrant of arrest is issued it shall supersede and nullify any outstanding notice or summons issued under the provisions of § 23.

§ 29. Delivery with other papers to clerk in case of vacancy in office—in general.

(a) *Delivery within thirty days.*—Whenever a justice of the peace shall vacate his office by resignation, removal from office, or the expiration of his official term, he shall deliver his docket, together with all the notes, bonds, accounts and papers in his possession appertaining to judgments or whereupon suits have been entered, to the clerk of the circuit court for the county in which such justice resides, [or to the clerk of the Baltimore City Court, in case such justice resides within the City of Baltimore] within thirty days after such resignation, removal from office, or expiration of official term; and any justice of the peace who shall fail to deliver his docket, as aforesaid (in case the said docket shall not have been unavoidably lost or destroyed), shall be deemed guilty of a misdemeanor and on conviction thereof shall be subject to a fine of two hundred dollars or to six months imprisonment in the jail of the county [or city,] at the discretion of the court.

§ 48 38. Attachment for contempt and fine for failure of witness to appear.

If the witness shall fail to appear on the return day of the summons the justice shall issue an attachment of contempt made returnable before the justice issuing the same who may, at his discretion, fine such defaulting witness in any sum not exceeding three dollars and shall issue execution for such fine and costs; and the same shall be collected and paid to the justice who shall, on or before the first day of January, annually, pay the same to the clerk of the circuit court for the county. [, or the clerk of the Superior Court of Baltimore City.]

SEC. 24. *And be it further enacted*, That Article 661½ of the Annotated Code of Maryland (1957 Edition), title, "Motor Vehicles",