

or by confinement in the penitentiary for not less than two years nor more than ten years, as the court shall award; provided always, that if upon the trial of any person charged with such [misdemeanor] *offense* it shall be proved that he obtained the property in question in any such manner as to amount in law to larceny or robbery, he shall not by reason thereof be entitled to be acquitted of such [misdemeanor] *offense*, and no person tried upon such misdemeanor *offense of false pretense* shall be afterwards liable to be prosecuted for larceny or robbery upon the same facts; and provided also, that a mere promise for future payment, though not intended to be performed, shall not be sufficient to authorize a conviction under this section. In Wicomico County, St. Mary's County, and in Worcester County, and in Caroline County and Prince George's County where the amount of money or the value of the thing received does not exceed three hundred dollars (\$300.00), the people's court and the trial magistrates, respectively, shall have concurrent jurisdiction with the circuit court to try persons charged with violating this section and Section 142 and 144 of this article, provided that persons so convicted in the people's court or trial magistrate's court shall not be sentenced to the penitentiary by that court. In Baltimore City where the amount of money or the value of the thing received does not exceed one hundred dollars (\$100.00), the Municipal Court of Baltimore City shall have jurisdiction to try persons charged with violating this section, provided that persons so convicted in the Municipal Court shall not be sentenced to the penitentiary by that court.

## 173.

Any partner who shall with fraudulent intent convert or appropriate to his own use any money, securities, assets or property of a partnership, or who shall with fraudulent intent make, or cause to be made, any false entry of any partnership transaction in the books or records of such partnership, or who shall with fraudulent intent fail or omit to make, or cause to be made, any entry in the partnership books or records to show the true state of any transaction relating to the partnership business or involving the use or disposition of partnership funds or property, shall be guilty of a [misdemeanor] *felony*, and upon conviction thereof, shall be imprisoned in the penitentiary or house of correction for a term of not exceeding ten years, or shall be fined not more than five thousand dollars, or both fine and imprisonment, as the court may in its discretion determine.

## 215.

It shall not be lawful for any person or persons, bank, building association or corporation to repledge or rehypothecate any stocks, bonds or other security or securities, the title to which passes by delivery or endorsement received or held by him or them as security for any money lent or advanced to the owner or holder of such stocks, bonds or other securities, during the continuance of the contract of pledge or hypothecation, without the consent of the pledgor; and every person or officer of such bank, building association or corporation, who shall so repledge or rehypothecate such stocks, bonds or other securities so received or held, without the consent of the said pledgor so given as aforesaid shall be guilty of a [misdemeanor]