

carrying on any business. And no injunction against any such association shall be granted by any court, except on application as set forth in this section. No association so enjoined shall have authority to continue business until such report shall be made, or overt act or violation complained of shall have been corrected, nor until the costs of such action be paid by it; provided, the court shall find that such association was in default as charged; whereupon the insurance commissioner shall reinstate such association, and not until then shall such association be allowed to again do business in this State. Any officer, agent or person acting for any association or subordinate body thereof, within this State, in procuring new members, while such association shall be so enjoined or prohibited from doing business pursuant to this section, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not less than twenty-five dollars nor more than two hundred dollars, or by imprisonment in the city or county jail not less than thirty days nor more than one year, or by both such fine and imprisonment, in the discretion of the court.

This section does not supersede the remedies given by sections 367 and 376 of the code of 1904 (see sections 78 and 82), nor does it interfere with the general power of equity to grant injunctions, the word "injunction" as used in this section, referring only to injunctions to restrain the company "from carrying on its business." *Barton v. International Fraternal Alliance*, 85 Md. 31.

Cited but not construed in *Himmel v. Eichengreen*, 107 Md. 612; *Supreme Lodge v. Simering*, 88 Md. 288; *International Fraternal Alliance v. State*, 86 Md. 552.

See notes to sec. 229.

1904, art. 23, sec. 221. 1894, ch. 295, sec. 143 f.

240. Any person who shall act within this State as an officer, agent or otherwise in procuring new members for any association which shall have failed, neglected or refused to comply with, or shall have violated any of the provisions of section 229 to section 242 (both inclusive) of this article, or shall have failed or neglected to comply with the provisions therein, preliminary to transacting business as provided for by said sections, or either of them, shall be subject to the penalty provided in the last preceding section for the misdemeanor therein specified.

Cited but not construed in *Himmel v. Eichengreen*, 107 Md. 612; *Supreme Lodge v. Simering*, 88 Md. 284; *International Fraternal Alliance v. State*, 86 Md. 552; *Barton v. International Fraternal Alliance*, 85 Md. 31.

See notes to sec. 229.

Ibid. sec. 222. 1894, ch. 295, sec. 143 g.

241. Fraternal beneficiary societies, orders or associations as described in section 229 may be incorporated in the manner provided for the formation of corporations under this article; provided, that no such society, order or association incorporated in another State, province or territory, nor any council or branch, or component part thereof, can be incorporated under the laws of this State.