

son because of the alleged commission by such person of any criminal offense carefully examined into to the end that while justice shall be done, no person shall be subjected to costs or imprisonment without sufficient cause.

1912, ch. 790, sec. 340. 1927, ch. 321, sec. 12.

504. In all criminal prosecutions or proceedings had before the Police Justice of Montgomery County of which the said Justice has jurisdiction it shall be the duty of the said Police Justice, in the event of conviction of the accused at the said trial, to impose upon the said accused so convicted the fine or fines and punishment prescribed in the case of such conviction by the Act of Assembly of Maryland or by ordinance of any incorporated town in Montgomery County, for the violation of which the accused was so tried; provided, however, that no Justice of the Peace shall have the power or authority to sentence any convicted prisoner for the commission of any felony. That said Police Justice shall have the right to issue a summons for the attendance of any witness in any case under consideration by said Justice, and upon the failure of any person to attend before said Justice, in response to said summons at the time and place mentioned in said summons, he shall be liable, in the discretion of said Police Justice, to a fine not exceeding \$5.00, for his non-attendance in response to the said summons, which fine shall be collected as other fines are collected, and in default of payment thereof by commitment to the Montgomery County Jail for not exceeding five days; provided, however, the proof shows that a written or printed notice of the said summons was duly served upon the witness in person by some one duly authorized under the law to summon witnesses in such case. That said Police Justice shall have the right to preserve order and decorum when sitting in his office in the discharge of his duties, and shall have the right to punish any breach of order or decorum committed in his presence when so sitting by a fine not exceeding \$10.00, to be collected as other fines are collected, and in default of payment thereof by commitment to the Montgomery County Jail for a period not exceeding ten days; provided that in all cases where fine is imposed under this section the party on whom the said fine is imposed, if he feels aggrieved thereby, may within three days, exclusive of the date of imposition of said fine, appeal to the Circuit Court for Montgomery County from the action of the said Police Justice in such case, and pending the hearing of said appeal, shall give surety for his appearance in the Circuit Court aforesaid in the sum of twice the amount of the fine so imposed, which surety may be furnished by the deposit of the amount so named in cash with said Justice as collateral for his appearance to prosecute said appeal; provided no appeal shall be allowed under this section after payment of the fine, but deposit of each as collateral security in double the amount of the fine shall not be construed to be a payment of the said fine.