

container, whether optional, conditional or otherwise, in any proceeding had under this sub-title.

An. Code, 1924, sec. 375. 1912, sec. 339. 1904, sec. 314. 1902, ch. 245, sec. 206C. 1906, ch. 47. 1916, ch. 528, sec. 339. 1929, ch. 327, sec. 375.

**375.** In any prosecution under any of the provisions of the preceding sections, it shall not be necessary to set forth or describe the name, mark or device affixed or attached to or impressed or imprinted upon any returnable container, nor to set forth the particulars of the registration of same or of the assignment or transfer of such registration, but it shall be sufficient to describe the container, so as to permit of its identification averring that the same is distinctly marked, and is registered according to law, giving the name of the owner of such returnable container, or of the owner or dealer using the same by virtue of such registration, or the name of the assignee or transferee thereof as the case may be.

#### **Minors—Care and Protection of.**

**378.**

See art. 88A, sec. 8B.

#### **Minors—Employment to Handle Liquors.**

**381-382.** Repealed by ch. 2 of the Acts of 1933 (Special Session).

#### **Murder.**

An. Code, 1924, sec. 400. 1912, sec. 365. 1904, sec. 332. 1888, sec. 213. 1809, ch. 138, sec. 3. 1931, ch. 400.

**400.** All murder which shall be committed in the perpetration of, or attempt to perpetrate, any rape, sodomy, mayhem, robbery, burglary, or in the escape or attempt to escape from the Maryland Penitentiary, the House of Correction, the Baltimore City Jail, or from any jail or penal institution in any of the counties of this State, shall be murder in the first degree.

**402.**

Cited but not construed in *Price v. State*, 159 Md. 498; *Duker v. State*, 162 Md. 547.

**403.**

Talesman with conscientious scruples against capital punishment properly excused on challenge by state, even though jury might, upon verdict of murder in first degree, limit punishment to life imprisonment, on the ground that his scruples would prevent him from exercising discretion in making choice of punishment. *Price v. State*, 159 Md. 493.

Cited but not construed in *Duker v. State*, 162 Md. 547.

**404.**

Cited but not construed in *Price v. State*, 159 Md. 498.