

CHAPTER 63.

CHAP. 63.

AN ACT entitled, an Act for the Amendment of the Law in Criminal Cases. Passed April 19, 1852.

SECTION 1. Be it enacted by the General Assembly of Maryland, That in any indictment for any felony or misdemeanor, wherein it shall be requisite to state the ownership or possession of any property whatsoever, whether real or personal, which shall belong to, or be in the possession of more than one person, whether such persons be partners in trade, joint tenants, parceners, tenants in common, or trustees, it shall be sufficient to name one of such persons, and to state such property to belong to, or be in the possession of the person so named, and another, or others, as the case may be, and whenever, in any indictment for any felony or misdemeanor, it shall be necessary to mention, for any purpose whatever, any partners, joint tenants, parceners, tenants in common, or trustees, it shall be sufficient to describe them in the manner aforesaid.

Sufficient to name one person in indictment.

SEC. 2. And be it enacted, That no indictment or presentment for felony or misdemeanor, shall be quashed, nor shall any judgment upon any indictment for any felony or misdemeanor, or upon any presentment, whether after verdict, by confession, or otherwise, be stayed or reversed for want of a proper or perfect venue, when the court shall appear by the indictment, inquisition or presentment, or by the statement of the venue in the margin thereof, to have had jurisdiction over the offence, nor for the omission or misstatement of the title, occupation or degree of the defendant, or other person or persons, named in the said indictment, inquisition or presentment, nor for the want of the averment of any matter unnecessary to be proved, nor for the omission of the words "as appears by the record," or of the words "with force and arms," nor for the insertion of the words "against the form of the statute" instead of "against the form of the statutes," or vice versa, nor for omitting to state the time at which the offence was committed, in any case where time is not of the essence of the offence; nor for stating the time imperfectly, nor for stating the offence to have been committed on a day subsequent to the finding of the indictment, or making the presentment; or on an impossible day, or on a day that never happened, or by reason of any mere defect, or imperfection in matters of form, which shall not tend to the prejudice of the defendant, nor for any matter or cause which might have been a

No indictment for felony or misdemeanor, shall be quashed on account of omissions, &c.