

brought, involving the title or right to a public office, either party shall have a right to appeal within twenty days, and on such appeal the clerk of the court shall forthwith transmit the original papers, including the judgment or order, to the court of appeals, and said court shall immediately hear and determine the case.

Approved and in force April 4, 1870.

APPEALS FROM JUSTICES OF THE PEACE.

1870, c. 56 repeals section 50 and re enacts the same, with amendments :

1870, c. 56, s 1.
Proceedings
on appeal

50. Any party aggrieved thereby may appeal from any judgment of a justice of the peace to the circuit court for the county or Baltimore city court, in Baltimore, at any time within sixty days from the rendition of such judgment; and the court to which such appeal is taken, shall hear the case *de novo*, and determine the same according to law and the equity and right of the matter, and this section shall be construed to include all actions of debts for the collection of fines, penalties and forfeitures imposed by any law of the state, and which are made recoverable before a justice of the peace in which a right of appeal may not be given by the law imposing the same; *provided*, however, if the appellant should not appear on or before the second day of the term of the court to which such appeal is taken, the judgment shall be affirmed as of course.

To what actions
applicable.

Judgment by
default.

Proviso.

Approved February 19, 1870.

1870, c. 56 also adds the following section :

1870, c. 56, s. 2.
Where a judgment imposing
fine is affirmed,
court to have
power to commit.

59 [60.] Where any judgment of a justice of the peace imposing any fine or penalty for the violation of any law or ordinance, shall be affirmed upon appeal, the court to which such appeal is taken shall have the power to commit the defendant or appellant in case of non-payment of such fine or penalty and costs; *provided*, that no person shall be imprisoned under this section for a longer period than thirty days for any one offence.

Proviso

Approved February 19, 1870.