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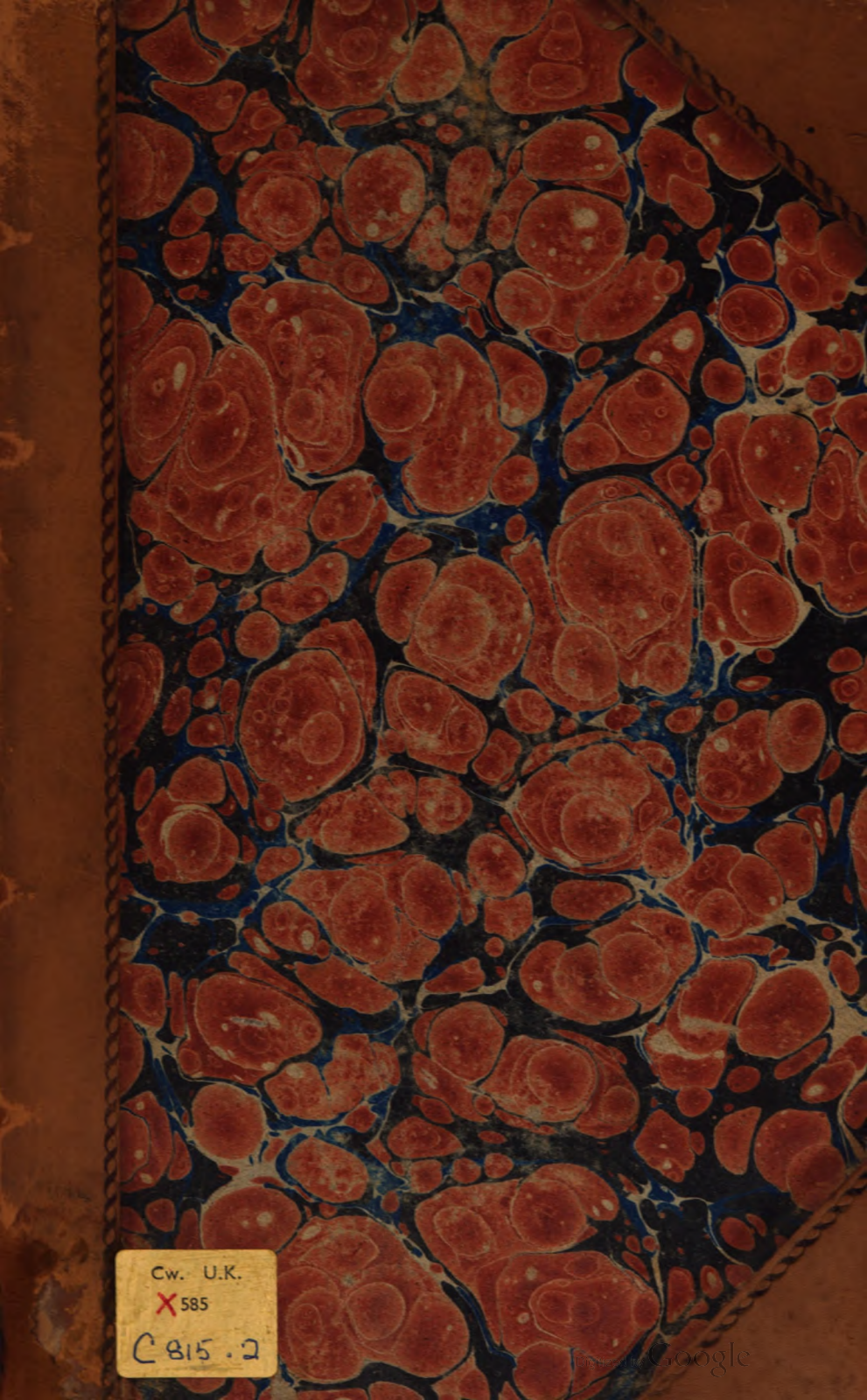
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The image shows a close-up of a marbled paper pattern, likely from an antique book. The pattern consists of irregular, rounded shapes in shades of red and orange, set against a dark blue background. The shapes are separated by thin, light-colored lines, creating a complex, organic texture. The overall appearance is that of a traditional marbled paper used in bookbinding.

Cw. U.K.

X 585

C815.2

L. Eng. A21 e. 21

L. Eng. A23 e. 120*

Γ CW.U.K.

X 585

C 815.2

FORMS
OF
WRITS AND OTHER PROCEEDINGS
ON THE CROWN SIDE
OF
The Court of Queen's Bench,
WITH
PRACTICAL DIRECTIONS.

BY
MR. A. B. CORNER,
OF THE CROWN OFFICE.

TO WHICH ARE ADDED
The New Rules and Regulations,
WITH
TABLES OF FEES AND COSTS USUALLY ALLOWED TO
ATTORNIES ON TAXATION OF COSTS.

LONDON:
SAUNDERS AND BENNING, LAW BOOKSELLERS,
(SUCCESSORS TO J. BUTTERWORTH AND SON,)
43, FLEET STREET.

1844.



LONDON:
PRINTED BY RAYNER AND HODGES,
109, Fetter Lane, Fleet Street.

TO
CHARLES FRANCIS ROBINSON, ESQ.,

HER MAJESTY'S CORONER AND ATTORNEY IN THE
COURT OF QUEEN'S BENCH,

AND

WILLIAM SAMUEL JONES, ESQ.,
THE MASTER ON THE CROWN SIDE OF THE SAME COURT.

This Collection of Forms, &c.

(PREPARED WITH THEIR SANCTION AND UNDER THEIR
AUTHORITY,)

IS, WITH THEIR PERMISSION,

MOST RESPECTFULLY INSCRIBED,

BY

THEIR OBEDIENT AND GRATEFUL SERVANT,

THE AUTHOR.

January, 31st, 1844.

P R E F A C E.



THE following pages comprise a portion of, and are intended ultimately to form an Appendix to, a Work long since commenced by the Compiler of them, in conjunction with his Brother, Mr. R. J. CORNER, of the Inner Temple, in the hope of being able to offer to the Profession a more complete and detailed explanation of the Practice and Proceedings on the Crown side of the Court of Queen's Bench than has hitherto appeared; and although it may appear somewhat anomalous to publish an Appendix to a Book before the Book itself, this deviation from the usual course will, it is hoped, be sufficiently explained by the circumstances attending the passing of the act of the 6 & 7 Vict. c. 20, which came into operation on the first day of the present year, and under which it devolves upon the Attornies practising on the Crown side of the Court of Queen's Bench, to draw and engross Writs and other proceedings, and to perform all such other duties and services as

have heretofore been performed and rendered by the Clerks in Court, whose offices are abolished. This act, which materially altered the practice, entirely changed the constitution of the Crown Office, and thereby necessarily delayed the completion and publication of the Work above alluded to, at the same time rendered it highly expedient that the Practitioners should be furnished with the means of carrying on their business according to the established course of proceeding at a period earlier than it would have been possible, with a due regard to accuracy, to offer to the Profession the more complete Work. Under these circumstances it was kindly suggested to the Compiler by C. F. ROBINSON, Esq., her Majesty's Coroner and Attorney, that the separate publication of the accustomed Forms of Writs and other proceedings in common use, altered in conformity with the New Rules of Practice, immediately after the promulgation of those Rules, would be likely to prove acceptable and useful to the Profession in the conduct of their business, under the new system; this suggestion was readily and cheerfully adopted, and the present publication is the result, and should it prove instrumental in assisting the Profession in any considerable degree in this branch of their practice, the object of the Compiler will be attained, and he will feel compensated for his labour and anxiety upon the subject.

To the Forms of Writs have been added some practical directions for issuing them, and also Forms of Notices and Affidavits relating thereto, together with a Schedule of

Costs usually allowed to Attornies on the Taxation of Costs on the Crown side of the Court in cases of most ordinary occurrence, which it is hoped may also prove serviceable.

The Compiler takes this opportunity of acknowledging most gratefully the invaluable suggestions and assistance readily accorded to him both by the gentleman before-named, and also by W. S. JONES, Esq., the Master on the Crown side of the Court, in the course of their inspection and revision of the Work, as well as the invariable kind consideration they have at all times manifested towards him.

CROWN OFFICE, TEMPLE,
31st January, 1844.

ABSTRACT
OF THE
ACT OF PARLIAMENT,
6 VICTORIA, CAP. 20.

ENTITLED

*An Act for abolishing certain offices on the Crown side of the Court
of Queen's Bench, and for regulating the Crown Office.*

*(So far as relates to the Practice by the Solicitors of the Public Boards
and Attornies, in lieu of the Clerks in Court.)*

By sect. 1, it is enacted, "That from and after the first day of January one thousand eight hundred and forty-four, the only officers on the Crown side of the said Court shall be the Queen's coroner and attorney, one master and one assistant master; and from and after that day the several offices or employments now existing in the Crown Office, of secondary, of clerk of the rules, of clerk of the affidavits, of examiner, of calendar keeper, of clerk of the grand Juries, of clerks in Court, and of the Queen's clerk in Court, shall be and the same are hereby abolished, and shall wholly cease and determine."

By sect. 2, "That Charles Francis Robinson, Esquire, shall continue to hold and enjoy the said office of the Queen's coroner and attorney in the said Court for his life, together with all the rights, privileges, and advantages now belonging to the said office, except so far as the same may be altered or abolished by this act; and William Samuel Jones, Esquire, now secondary, and one of the clerks in Court in the Crown Office, shall be the master, and George Barne Barlow, Esquire, now one other of the said clerks in Court, shall be the assistant

master, holding their said offices during good behaviour ; and there shall also be in the said office so many clerks and messengers as the Lord Chief Justice of the Court of Queen's Bench shall determine to be necessary and proper," &c.

By sect. 14, " That the solicitors for the several public boards, and all persons admitted or admissible to practise as attornies in the Queen's Bench, shall be allowed in like manner to practise on the Crown side of the said Court, any law or usage to the contrary notwithstanding, upon payment nevertheless of such fees in respect of the business transacted by such attornies on the Crown side of the said Court as shall by the said Lord Chief Justice and Judges of the said Court be fixed and appointed under the provisions hereinafter expressed and declared in that behalf."

By sect. 15, " That it shall and may be lawful for the Lord Chief Justice and the Judges of the said Court, or any three or more of them, and they are hereby required, on or before the first day of January one thousand eight hundred and forty-four, to establish and ordain at their discretion a table of fees to be thereafter taken by the said Queen's coroner and attorney, and master, and to vary and afterwards modify the same from time to time as they shall think fit ; and the fees so established and ordained shall be deemed and taken to be the lawful fees of the Crown Office : Provided always, that no fees whatever shall be demanded or received by the said coroner and attorney, master, or assistant master, or by any person employed by them in the said office, for or in respect of any act, duty, or service required to be done, performed, or rendered by them, or any of them, in the course of any proceedings carried on in the said office directly at her Majesty's suit and charge ; and the said coroner and attorney, master and assistant master, and the several persons employed by them in the said office, are hereby authorized and required to perform and render such acts, duties, and services as may be required in the course of such last-mentioned proceedings without payment of any fee whatsoever in respect thereof."

By sect. 16, "That it shall and may be lawful for the said Lord Chief Justice and the Judges of the said Court, or any three or more of them, to make such rules, orders, and regulations from time to time for the care and custody of the records and other proceedings on the Crown side of the said Court, and the enrolment thereof, and the issuing, returning, and filing of writs and other proceedings, and all other matters and things relating to the practice and the general business to be transacted on the Crown side of the said Court, as to them shall seem fit and proper."

By sect. 17, "That from and after the said first day of January, one thousand eight hundred and forty-four, all acts, duties, and services now done, performed, and rendered by the said officers abolished by this act, or any of them, in their respective offices on the Crown side of the said Court, except so far as the same may be altered or regulated in pursuance of this act, shall continue to be done, performed, and rendered by the said Queen's coroner and attorney, and master and assistant master, or their successors, or by one of them; and such acts, duties, and services, when so done, performed, and rendered by the said officers or their successors, or one of them, shall be good and valid in law to all intents and purposes: Provided always, that the several acts, duties, and services now and heretofore done, performed, and rendered by the clerks in Court on the Crown side of the said Court shall, from and after the said first day of January one thousand eight hundred and forty-four, be done, performed, and rendered by the solicitors for the several public boards and by the attornies of the said Court in like manner as the business of the like descriptions is now transacted on the civil side of the said Court," &c.

Crown Office—New Regulations.

RULES, ORDERS, AND REGULATIONS, made by the Lord Chief Justice and Judges of the Court of Queen's Bench, for the Issuing, Returning, and Filing of Writs, and other matters and things relating to the Practice and General Business to be transacted on the Crown Side of the said Court.

Pursuant to the Statute 6 Victoria, cap. 20.

1. *Masters to have Custody of Records.*—The Queen's Coroner, and Attorney, and Master on the Crown side, shall have the care and custody of the Records and other proceedings on the Crown side of the said Court.
2. *Issuing Writs.*—Every Writ issued on the Crown side of the Court shall be prepared and ingrossed by the attorney or party suing out the same, and the name and address of such attorney or party suing out the same shall be endorsed thereon, and every such Writ shall, before the issuing thereof, be sealed with a stamp, to be provided for that purpose, and kept at the Crown Office, and an entry of every such Writ, together with the name and address of the attorney or party issuing the same, shall be made in a book to be kept at the Crown Office for that purpose.
3. *Teste and Return of Writs.*—Every Writ of Certiorari, Subpoena, Habeas Corpus ad Subjiciendum, and Habeas Corpus ad Respondendum, shall be tested as of the day on which it is actually issued, and every Writ of Certiorari and Habeas Corpus, if issued in Term, shall be made returnable immediately, before the Queen at Westminster, and if

issued in Vacation, shall be made returnable immediately, before a Judge at Chambers, or on a day certain in the ensuing Term, before the Queen at Westminster, unless otherwise ordered.

4. *Attachment*.—Every Writ of Attachment of contempt shall be tested and made returnable on a day certain in Term, before the Queen at Westminster.
5. *Compelling an Appearance*.—Every Writ to compel an appearance, shall be tested and made returnable on a day certain, either in Term or out of Term, and in case no appearance shall be entered at the end of four days, exclusive of the return day thereof, further process may issue to compel an appearance, which further process shall be tested on the return day of the previous process.
6. *Venire Facias Juratores*.—Every Writ of Venire Facias Juratores, shall be tested as of the day on which issue is joined, or if there be a continuance, on the day of the last continuance previous to the award of Distringas Juratores, and shall be made returnable on a day certain, or immediately, before the Queen at Westminster, either in the same or the next Term, as occasion may require.
7. *Distringas*.—Every Writ of Distringas Juratores, shall be tested as of the day of the return of the Venire Facias Juratores, and shall be made returnable on a day certain in the next ensuing Term, before the Queen at Westminster.
8. *Mandamus*.—Every Writ of Mandamus shall be tested and made returnable on a day certain, before the Queen at Westminster, and there shall be eight days at least between the teste and return of every such Writ of Mandamus, where the act required to be done is in London or within forty miles thereof, and fourteen days in all other cases.
9. *Teste and Return of Writs in Outlawry*.—Every Writ issued for the purpose of outlawry shall be issued and tested, and made returnable in such manner as is required by the several statutes made and now in force in that behalf.
10. *Writs of Execution*.—Every Writ of Execution may be tested as of the day on which it actually issues, and may be made returnable either on a day certain in Term, or immediately after the execution thereof; and the party suing forth the same shall endorse thereon the place of abode and addition of the party against whom the same is issued, or such other

description of him as such party suing out such writ may be able to give.

11. *Filing Writs when returned.*—Every Writ issued on the Crown side of the Court, and returnable in the said Court, or before a Judge thereof, shall, together with the return made thereto, be filed according to the exigency of such Writs respectively, on or before the return thereof; and such Writs as are made returnable before a Judge, together with the return made thereto, and the Judge's Order (if any) made thereon, or a copy thereof, shall be transmitted to the Crown Office by the clerk of such Judge, and filed there as soon as the Judge shall have made such order, or exercised his discretion thereon.
12. *Certiorari for Depositions.*—Except only that every Writ of Certiorari to remove Inquisitions, Examinations, and Depositions taken before a Justice of the Peace or Coroner, on the commitment of any person charged with any Felony or Misdemeanor, shall, on or before the return thereof, be delivered by the party to whom the same shall be directed at the Crown Office, in case the same shall be returnable in Court, or at the Judges' Chambers, in case the same shall be returnable before a Judge; and every such Writ, together with the return made thereto, as soon as the Court or Judge shall have exercised his or their discretion thereon, shall be forthwith transmitted to the Clerk of Assize or Clerk of the Peace (as the case may require) of the County, Borough, or Place in which the alleged offence may appear to have been committed.
13. *Side Bar Rule to return Writs.*—A Side Bar Rule to return a Writ on the Crown side may be obtained according to former practice, without any actual motion for the same, which shall require such return to be made within four days next after service of such Rule, if served in London or Middlesex, and within eight days in all other cases.
14. *No Motion to file a Writ.*—It shall not henceforth be necessary to make any motion to file any Writ or other proceeding returned into the said Court, but the same shall be filed at the Crown Office without any Rule first granted for that purpose.
15. *Copies of Proceedings, &c. how obtained.*—Copies of all Informations, Indictments, or Presentments, and of all

pleadings thereupon, and of Mandamus, and Return and Traverse, or other pleadings thereupon, and of convictions, Orders, Scire Facias, or Issues out of Chancery, and every other proceeding filed on the Crown side of the said Court shall, when required, be made at the Crown Office, and delivered to the respective parties, or other persons requiring the same, excepting copies of indictments and other proceedings in felony, which shall be delivered to the prosecutor or his attorney only, unless an order be made by her Majesty's Attorney General for the delivery of such copy to any other person.

16. *Appearances, &c. to be entered in a Book at the Crown Office.*—The appearance of every defendant in any prosecution or suit on the Crown side of the Court, shall be entered in a book to be kept for that purpose at the Crown Office, which shall state whether the defendant appears by attorney or in person, and if by attorney, shall specify the name and address of such attorney, and there shall be made in the same book, from time to time, an entry of the several proceedings had and taken in such prosecutions and suits respectively with the correct dates thereof.
17. *Rule to Plead—one only to be given.*—One side Bar Rule to plead only shall henceforth be given in all cases on the Crown side (and it shall not be necessary to give any peremptory Rule) such Rule shall be drawn up and served as well in Term as in Vacation, and shall expire in ten days next after service thereof, except in cases of Quo Warranto, when the same shall expire in eighteen days.
18. *Rules to Reply, &c.*—One side Bar Rule only to reply, rejoin, join in demurrer or in error, shall henceforth be given which shall be drawn up and served (and no peremptory Rule given thereon) and such last-mentioned Rules shall in all cases expire in four days next after service thereof, except Rules to join in error or join in demurrer to indictment, which shall expire in eight days.
19. *Judgment by Default.*—In case no plea, replication, rejoinder, joinder in demurrer, joinder in error, or other pleading, shall be entered on the expiration of the time limited by such Rule, judgment as for want of such pleading may be signed at the opening of the Office on the next following morning, unless any order of the Court or of a Judge

extending such time shall have been obtained and served, and in such case, judgment shall not be signed until the day after the expiration of the time granted by such order.

20. *Judgment on Verdict.*—In all cases of judgments required to be signed on verdicts given at Nisi Prius, the Postea shall be produced at the Crown Office and judgment shall in four days next after the return of the Distringas, or at any subsequent time be marked thereon by one of the Masters or the assistant Master, unless a Rule shall have been obtained for a new trial or to enter judgment non obstante veredicto, or to arrest judgment in cases wherein such Rules may by the practice of the Court be obtained.

21. *No Rule for Judgment.*—It shall not henceforth be necessary to give any Rule for judgment.

22. *Proceedings on Orders of Sessions removed.*—In all cases of orders removed into this Court from any inferior jurisdiction, the same shall be put into the Crown paper for argument upon a Rule to shew cause why such order should not be quashed.

In all other cases the conviction or other proceedings intended to be argued shall be put into the Crown Paper on a Rule for a Concilium, which Rule shall specify the day on which the case will be put into the paper for argument, and shall be drawn up and served six days at least before such day within forty miles of London, and eight days in all other cases.

23. *Paper Books.*—In all cases entered for argument in the Crown Paper, the prosecutor or his attorney shall deliver a paper book of the proceedings to each of the two senior Judges of the Court, and the defendant or his attorney shall in like manner make and deliver a paper book to the third and fourth Judges of the said Court respectively two days before the day on which the case will be put in the paper for argument, and such several paper books shall in all cases (except where a special case is reserved for the opinion of the Court) contain in the margin thereof or appended thereto, and to be delivered therewith the points intended to be argued, but shall not contain any other observation or matter than such points for argument, together with copies of the proceedings, and a copy of the Rule Nisi to quash, or for a Concilium, and judgment shall

be given by the Court against the party neglecting to deliver paper books to the Judges, or delivering the same without the points for argument, if the Court shall so please.

24. *Recognizances to be filed at Crown Office.*—Every *Recognizance* acknowledged on the removal of an indictment, order, or other proceeding, or to prosecute any information granted by the Court, or for the appearing or answering of any party in the said Court, or for good behaviour, shall after the acknowledgment thereof be transmitted to the Crown Office, and filed there.
25. *Recognizance.*—No *Recognizance* shall henceforth be forfeited, estreated, or put upon the *Estreat Roll*, unless a *Rule* or *Notice* shall have been previously served upon the parties by whom such *recognizance* shall have been given, calling upon them to perform the conditions thereof, and no default shall be considered to be made in performing the conditions of a *recognizance* by reason of the trial of any indictment or presentment, or the argument of any order, or conviction, or other proceeding having stood over where such indictment has been made a remanet, or such indictment or order has stood over by order of the Court, or by consent in writing of the parties.
26. *Recognizances not to be Estreated without Order.*—No *recognizance* shall henceforth be forfeited or estreated, or put upon the *Estreat Roll* in respect of any alleged default, without the order of this Court, (or of a Judge thereof).

TABLE OF FEES.

Established and ordained by the Lord Chief Justice and Judges of her Majesty's Court of Queen's Bench, to be taken hereafter by the Queen's Coroner, and Attorney, and Master on the Crown side of the said Court, pursuant to the statute 6 Victoria, c. 20.

	£	s.	d.
Appearance Fee on any Information Quo Warranto, each Defendant - - - -	0	2	0
Pleading Fee on the like, each Defendant -	0	5	0
Retraxit or Confession - - - -	0	5	0
Judgment, first Defendant - - - -	0	7	0
" Each other - - - -	0	3	6
Copy of any Proceeding when required, not more than 10 Sheets - - - -	0	5	0
If more, per Sheet - - - -	0	0	6
Writ Fee. For every Attachment, Venire, Capias, or Distringas ad respondendum	0	5	0
Subpœna to Testify - - - -	0	2	6
Procedendo - - - -	0	5	0
Habeas Corpus - - - -	0	5	0
Attachment of Contempt - - - -	0	5	0
Venire Facias Juratores - - - -	0	5	0
Distringas Juratores - - - -	0	5	0
Subpœna to Answer - - - -	0	5	0
Certiorari - - - -	0	5	0
Exigent; Capias ut Lagatum; Cum Procl.; Capias, and Distringas ad Satisfacien- dum; Elegit; Fi. Fa.; Levari; Contu- mace Capiendo, and other Writs after Judgment - - - -	0	5	0
Mandamus and Prohibition - - - -	0	5	0
Mittimus - - - -	0	5	0
Filing every Indictment, Information, Affidavit, or other Proceeding - - - -	0	1	0
Filing every Recognizance - - - -	0	3	0

	£	s.	d.
Certificate of Indictment, &c., found, or Information filed, or other Proceeding - -	0	5	0
Attendance on Subpcena, for Expenses - -	1	1	0
" " at Assizes, Expenses only			
" " before Houses of Lords and Commons and their Committees, for Expenses	1	1	0
Search (each Term) - - -	0	1	0
Signing every Information granted by the Court	0	6	8
Special Jury (nominating) - - -	1	1	0
Administering Oaths in Court - - -	0	2	0
Certificate of Transportation, Order - -	0	2	6
Filing the Notification - - -	0	2	6
Taxing every Bill of Costs, less than 3 Folios -	0	1	0
If more, per Sheet - - -	0	0	4
On every Reference, and for the Report - -	1	1	0
For settling every Bond of Security - -	0	10	6
For every Examination and Acknowledgment on In- terrogatories - - -	1	1	0
Enrolling Interrogatories and Answers, per Sheet	0	0	4
{ Affidavits and Rules, Search for (per Term) -	0	0	4
{ Delivering out under Judge's Order for Production at Assizes, &c. - - -	1	1	0
Putting Case in the Crown Paper for Argument	0	1	0
Rules. For every Rule to plead, Reply, &c., or return a Writ. - - -	0	1	0
Every other Rule - - -	0	2	0
If exceeding 72 Words, for each 18 Words	0	0	3
Copies of Rules, half the charge for the Original			

DIRECTIONS OF WRITS.



Justices of Assize.—To our Justices of Oyer and Terminer in and for our County of and to every of them, Greeting.

Justices of the Peace.—To the Keepers of our Peace, and our Justices assigned to hear and determine divers Felonies, Trespasses, and other misdemeanors committed within our County of and to every of them, Greeting.

Recorder of a Borough.—To A. B., Esquire, Recorder of our Borough of in our County of our Justice assigned to hear and determine, &c., in our said Borough, Greeting.

Central Criminal Court.—To our Justices of the Central Criminal Court, and to every of them, Greeting.

Poor Law Commissioners.—To the Poor Law Commissioners.

Tithe Commissioners.—To the Tithe Commissioners for England and Wales.

To the Corporation of a Borough.—To the Mayor, Aldermen, and Councillors of our Borough of in our County of , Greeting.

Queen's Prison.—To the Keeper of our Prison, called "The Queen's Prison," or his Deputy there, Greeting.

County Gaol.—To the Sheriff of and to the Keeper of our Gaol at of and for our said County, or his Deputy there, Greeting.

A Borough Gaol.—To the Gaoler or Keeper of our Gaol or Prison at in and for our Borough of or his Deputy there, Greeting.

Middlesex House of Correction.—To the Governor of the House of Correction for the County of Middlesex, in Cold Bath Fields, or his Deputy there, Greeting.

- Tothill Fields Bridewell.*—To the Governor of Tothill Fields Bridewell, or his Deputy there, Greeting.
- Newgate.*—To the Keeper of our Gaol of Newgate, or his Deputy there, Greeting.
- Lancashire.*—To the Chancellor of our County Palatine of Lancaster, Greeting. We command you that by our writ under the Seal of the said County Palatine, in due manner to be issued, you command the Sheriff of the said County Palatine, that he do not forbear, &c.
- Durham.*—To the Chancellor of our County Palatine of Durham, Greeting. We command you that by our writ, under the Seal of our said County Palatine, in due manner to be issued, you command the Sheriff of the said County that he do not forbear, &c.
- Berwick upon Tweed.*—To the Mayor and Bailiffs of our Borough of Berwick upon Tweed, Greeting.
- Cheshire.*—To the Sheriff of our County of Chester, Greeting. We command you that you do not forbear by reason of any liberty in your Bailiwick, &c.
- Lieutenant of the Tower.*—To the Lieutenant of the Tower of London, or his Deputy there, Greeting.
- Dover Gaol.*—To the Mayor and Jurats of the Town and Port of Dover, and to the Water Bailiff and Keeper of the Gaol of the said Town and Port, or to his Deputy there, Greeting.
- Cinque Ports.*—To our Constable of our Castle of Dover, and Lord Warden of the Cinque Ports, or his Lieutenant there, Greeting.
- Whitecross Street Prison.*—To the Sheriffs of London and Middlesex, and to the Gaoler or Keeper of the Debtors' Prison for London and Middlesex, in Whitecross Street, or his Deputy there, Greeting.
- New Prison, Clerkenwell.*—To the Gaoler or Keeper of our Gaol, the New Prison at Clerkenwell, in our County of Middlesex, or his Deputy there, Greeting.
- Borough Compter.*—To the Gaoler or Keeper of our Gaol called "The Borough Compter," in and for our Borough of Southwark, or his Deputy there, Greeting.
- Giltspur Street Compter.*—To the Gaoler or Keeper of our Gaol or Prison in Giltspur Street, in our City of London, or his Deputy there, Greeting.

Penitentiary.—To the Governor of the General Penitentiary at Millbank, in our County of Middlesex, or his Deputy there, Greeting.

The Pentonville Prison.—To the Governor of our Prison, called “The Pentonville Prison,” at Pentonville, in our County of Middlesex, or his Deputy there, Greeting.

DESCRIPTIONS OF COURTS AND OTHER JURISDICTIONS IN WRITS.

Queen's Bench.—Our Court, before us.

“ (*Nisi Prius*).—Our right trusty and well-beloved Thomas Lord Denman our Chief Justice, assigned to hold Pleas before us.

Assizes (Nisi Prius Court).—Our Justices assigned to hold the Assizes.

Assizes (Crown Court).—Our Justices of Oyer and Terminer and general Gaol Delivery.

Sessions of the Peace.—The Keepers of our Peace, and our Justices assigned to hear and determine divers Felonies, Trespasses, and other misdemeanors, committed within our County of

Borough Sessions.—The Recorder of our Borough of , our Justice assigned to hear and determine, &c.

Central Criminal Court.—Our Justices of the Central Criminal Court.

Lord Mayor.—The Right Honorable J. H., Mayor of our City of London, one of the Keepers of our Peace and our Justices assigned to hear and determine divers Felonies, Trespasses, and other Misdemeanors, committed within our City of London.

An Alderman.—A. B., Esq., an Alderman of our City of London, one of the Keepers of our Peace, and Justices assigned, &c.

Individual Magistrates.—A. B. and C. D., Esquires, two of the Keepers of our Peace, and our Justices assigned, &c.

Petty Sessions.—Such of the Keepers of our Peace and Justices assigned, &c., as may be in attendance at a Petty Sessions to be held on the day of , at in our said County.

Borough Court of Southwark.—The Mayor of our City of London, and the Recorder of the said City, and others the Keepers of our Peace and our Justices assigned to hear and determine divers Felonies, Trespasses, and other misdemeanors committed within our Borough of Southwark.

SIGNING AND SEALING OF WRITS.

Every Writ on the Crown Side of the Court of Queen's Bench, is to be prepared and ingrossed by the attorney or the party suing forth the same, taken to the Crown Office to be signed, by impressing the Office Stamp, and then taken to the Seal Office to be sealed with the Seal of the Court.

No. I.

Affidavit of Service of Notice.

IN THE QUEEN'S BENCH.

{ When in a cause on the Crown side of the Court, insert the title of the cause, but not otherwise.

A. B., of, &c.,
maketh oath and saith, that he did on the day of
serve C. D., one of the persons to whom the Notice hereunto
annexed is directed, with the said Notice, by delivering a copy of
the said notice to and leaving the same with [*the wife,*
clerk, or servant of] the said at the residence of the said
 situate at in the county of . And
this deponent further saith, that he did on the day of
also serve E. F., another of the persons to whom the said
Notice is directed, with the said Notice, by delivering a copy of the
said Notice personally to the said at in the county
of .

Sworn, &c.

NOTE.—All Affidavits to be used on the Crown side of the Court of Queen's Bench, must be sworn either in Court before any Judge at Chambers, or elsewhere, or before a Commissioner appointed to take Affidavits in the Court of Queen's Bench.

No. II.

Affidavit of Personal Service of a Rule.

IN THE QUEEN'S BENCH.

{ No other title unless the Rule is in a
cause, and then entitle the Affidavit
in the same manner as the Rule.

A. B., of, &c.,
maketh oath and saith, that he did on the day of
personally serve C. D., mentioned in the Rule hereunto annexed,
with the said Rule, by delivering a true copy of the said Rule to the
said C. D. personally at in the county of . And
at the same time shewing to the said C. D. the said original Rule.
Sworn, &c.

No. III.

Affidavit of Service of Rule (not personal.)

IN THE QUEEN'S BENCH.

(As above.)

A. B., of, &c.,
maketh oath and saith, that he did on the day of
serve C. D. mentioned in the Rule hereunto annexed,
with the said Rule, by delivering a true copy of the said Rule to
and leaving the same with [*the wife, clerk, or servant*] of
the said C. D., at the dwelling-house (or office) of the said C. D.,
situate at in the county of . And at the same
time shewing to the said the said original Rule.
Sworn, &c.

No. IV.

Affidavit of personal Service of a Writ.

IN THE QUEEN'S BENCH.

{ If in a cause on Crown side of the
Court, insert the title of the cause
but not otherwise.

A. B., of, &c.,
maketh oath and saith, that he did on the day of
personally serve C. D. named in the Writ of hereunto

annexed with the said Writ, and which said Writ appeared to this deponent to be duly and regularly issued out of, and under the Seal of this Honorable Court, by delivering a true copy of such Writ to the said personally, at in the county of . And at the same time shewing to the said C. D. the said original Writ.

Sworn, &c.

NOTE.—To ground an application for an attachment for not obeying a rule of Court or a Writ, the service must be personal; except the service of subpoenas on defendants to answer to informations, in which cases, service at the residence of the parties, upon clerk, wife, or servant, shewing the original, and in cases of newspapers, at the office, is sufficient. *Vide*, stat. 7 Wm. 4, c. 76.

No. V.

Affidavit of Service of Subpoena ad testificandum.

IN THE QUEEN'S BENCH.

{ When in a cause on the Crown side,
 { insert the title.

A. B., of, &c., clerk to of, &c., the attorney or agent for maketh oath and saith, that he did on the day of personally serve C. D. one of the persons to whom the writ of Subpoena hereunto annexed, marked (A.), is directed, with the said writ, by delivering a true copy of the said writ to the said C. D. at in the county of . And at the same time shewing to the said C. D. the said original writ. And at the time of such service gave to the said C. D. the sum of for conduct money.

Sworn, &c.

NOTE.—In order to move for a writ of attachment for not attending upon a Subpoena ad test., there should also be an affidavit that the witness did not attend. And of the service of any subsequent notice that may have been given to him of the time his attendance was required, subsequent to the day named in the subpoena. And there should also be affidavits of any special circumstances relating to the non-attendance of the witness. Also, if the witness was called upon his subpoena and did not answer, that also should be stated in an affidavit. Of which affidavits it is not possible to give any general form.

No. VI.

Affidavit of Service of Rule and Master's Allocatur, and demand and non-payment of money.

(To move for Attachment.)

IN THE QUEEN'S BENCH.

[Entitle the Affidavit as the Rule.]

A. B. of, &c. Gentleman (the attorney for in this prosecution) maketh oath and saith, that he, this deponent, did, on the day of personally serve named in the Rule of Court hereunto annexed, with the said Rule and the Allocatur of the Queen's Coroner and Attorney in this Court [*or, of the Master on the Crown side of this Court*] for the sum of made thereon, by delivering a true copy of the said Rule and Allocatur to the said at in the county of and at the same time shewing to the said the said original Rule and the said Allocatur. And this deponent did, at the same time, demand of the said the said sum of the amount of the said Allocatur; but the said did not then pay the same, or any part thereof, to this deponent; nor hath he the said at any time since paid the same, or any part thereof, to this deponent; nor hath he the said paid the same, or any part thereof, to the prosecutor in this cause, or to any one on his behalf. As this deponent has been informed by the said prosecutor, and verily believes. And the said sum of still remains due and unpaid to the said prosecutor, or to this deponent, his attorney.

Sworn, &c.

NOTE.—This Affidavit may be sworn by the prosecutor, or by the attorney; when it is made by the attorney, it may be advisable also to have an affidavit of the prosecutor, that the money has not been paid to him, and when made by the prosecutor, an affidavit of the attorney to the same effect.

In order to move to estreat the recognizance of defendant and bail, the following must be added to the foregoing Affidavit.

No. VII.

Service on Bail.

And this deponent further saith, that he did also, on the day of personally serve one of the Bail of the said defendant in this cause, with the said Rule and Allocatur, by de-

ivering a true copy of the said Rule and Allocatur to the said
 at the residence of the said at in the
 county of and at the same time shewing to the said
 the said original Rule and Allocatur. And this deponent did, at the
 same time, demand of the said the said sum of
 but the said did not then pay the same, or any part thereof,
 to this deponent, nor hath he the said at any time since,
 paid the same, or any part thereof, to this deponent, or to the
 prosecutor in this cause, or to any one on his behalf, as this deponent
 has been informed by the said prosecutor, and verily believes. And
 this deponent further saith, that he did, on the day of
 personally serve the other Bail of the said de-
 fendant, with the said Rule and Allocatur, by delivering a true copy
 of the said Rule and Allocatur to the said at in
 the county of and at the same time shewing to the said
 the said original Rule and Allocatur. And this deponent
 did, at the same time, demand of the said the said sum of
 but the said did not then pay the same, or any
 part thereof, to this deponent, nor hath he the said at any
 time since paid the same, or any part thereof, to this deponent, or to
 the said prosecutor, or to any one on his behalf, as this deponent has
 been informed by the said prosecutor, and verily believes. And
 that the said sum of still remains unpaid.

Sworn, &c.

No. VIII.

Affidavit of Service of Habeas Corpus on Sheriff.

IN THE QUEEN'S BENCH. ENGLAND.—The Queen,

v.

A. B.

In a cause

C. D. v. E. F.

A. B. of, &c., clerk to of, &c., attorney for the prosecutor
 in this cause, maketh oath and saith, that a writ of Habeas Corpus
 was duly issued out of and under the seal of this Honorable Court,
 directed to the Sheriff of commanding such Sheriff to have
 the body of before this Court immediately, to undergo, &c.
 And that this deponent did, on the day of deliver
 the said writ of Habeas Corpus to the said Sheriff of by
 leaving such writ with a clerk of the Under-sheriff of the said county,

at the office of the said Under-sheriff, situate at . And this deponent further saith, that he hath this day searched the proper file at the Crown Office of this Honorable Court. And that no return hath been filed or made to the said writ of Habeas Corpus. And that the said Sheriff hath not obeyed the said writ, by bringing in the body of the said

Sworn, &c.

The like Affidavit of Service on Coroner to be varied accordingly.

No. IX.

Attachment for Contempt.

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith. To the Sheriff of Greeting. We command you that you *do not forbear by reason of any liberty in your bailiwick, but that you attach* so that you may have before us at Westminster, on the day of to answer to us for certain trespasses and contempts brought against in our Court before us, and have you then there this writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

The name of the original cause : }
Thus "Doe v. Roe." }

Teste and Return.—To be made returnable on a day certain in Term, before the Queen at Westminster, and tested on the day the Rule for the Attachment bears date, or, when an alias, on the day of the return of the previous writ.

To be indorsed.—"By Rule of Court. For his contempt in not paying the sum of pursuant to a Rule of Court, &c.," [as the case may be, describing the nature of the contempt in the words of the Rule of Court. And when for non-payment of money, or against Sheriffs or Coroners for not returning a Writ, add] "with costs of Attachment. A bill of costs to be delivered herewith."

Annex a bill of costs of Attachment to the Writ before lodging it with the Sheriff or Coroner."

When in a City.—Leave out the non omittas "that you do not forbear, &c."

When against a Sheriff.—Direct the Writ "To the Coroners of our county of Greeting. We command you, that you attach A. B. Esquire, Sheriff of our said county," &c.

When against a late Sheriff.—Direct "To the Sheriff of Greeting. We command you, that you do not forbear, &c., but that you attach A. B. Esquire, late Sheriff of our said county," &c.

When against Coroners.—The Rule of Court will name two persons to be appointed by the Court as Elizors to execute the Writ to whom the Attachment must be directed. Thus "To A. B. and C. D., Elizors appointed in our Court before us for this purpose, Greeting. We command you, that you attach C. D. and E. F. gentlemen, Coroners of our county of "

When in Lancashire.—To the Chancellor of our County Palatine of Lancaster, Greeting. We command you, that by our Writ under the seal of the said county palatine in due manner to be issued, you command the Sheriff of our said county palatine that he do not forbear, &c.

When in Durham.—The like direction to the Chancellor of Durham.

No. X.

Alias Attachment.

In like form, testing it on the day of the return of the previous writ, returnable as before mentioned.

An Attachment cannot be issued after one year from the date of the Rule, nor an alias after one year from the return of the previous Writ, without a Rule to revive the Attachment, and which may be obtained upon an affidavit that the contempt is not satisfied for which the Attachment was granted, and accounting for the delay. (*Vide* Affidavit to revive Attachment, No. 18, *post.*)

No. XI.

Attachment on the Return of a Rescue.

VICTORIA, &c. To the Sheriff of Greeting. We command you that you do not forbear, &c., but that you attach A. B., if he shall be found in your Bailiwick, and him safely keep so that you may have him before us at Westminster, on the day of to answer to us for certain trespasses, contempts, and rescues whereof by your Return (*or the Return of Sheriff of the County of*) he is impeached. And that you have there this writ.

Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

No. XII.

Affidavit of Service of Rule on Sheriff to return Attachment.

IN THE QUEEN'S BENCH. ENGLAND.—The Queen,

v.

A. B.

In a cause

C. D. v. E. F.

A. B., of, &c., clerk to of, &c., attorney for the prosecutor in this cause, maketh oath and saith that he did, on the day of serve the rule hereunto annexed marked A, on the Sheriff of the county of by delivering a true copy of the said rule to a clerk of the Under-sheriff of the said County, at the office of the said Under-sheriff, situate at and at the same time shewing to the said clerk the said original rule. And this deponent further saith that he hath this day searched the proper file in the Crown Office of this Honorable Court, and that no return hath been made or filed to the Writ of Attachment in this cause mentioned in the said rule hereunto annexed. And that the said Sheriff hath not obeyed the said rule.

Sworn, &c.

The like affidavit of service on Coroner to be varied accordingly.

No. XIII.

Habeas Corpus on return Capi Corpus.

VICTORIA, &c. To the Sheriffs of greeting. We command you that you have the body of before us at Westminster immediately after the receipt of this our writ, to answer to us for certain trespasses and contempts brought against him in our Court before us, and whereof by your return sent to us you have charged yourselves. And have you then there this writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,
ROBINSON.

The Queen against the late Sheriff of
A. B. v. C. D.

The above writ must be directed to the party or parties to whom the Attachment is directed, and by whom the return is made; returnable immediately before the Queen at Westminster, and tested as of the day on which it is actually issued.

To be indorsed, "By Rule of Court."

No. XIV.

Recognizance to answer Interrogatories.

MIDDLESEX.—Be it remembered, that on the day of in the year of the reign of our Sovereign Lady Victoria, by the Grace of God, &c., in the Court of our said Lady the Queen, before the Queen herself at Westminster, come of and of and acknowledge themselves to owe to our said Lady the Queen the several sums following, that is to say, the said the sum of , and the said and the sum of each, of lawful money of Great Britain, to be levied upon their several goods and chattels, lands and tenements to Her Majesty's use. Upon condition that if the said shall answer to all such Interrogatories as shall be exhibited

to him in the said Court touching a contempt supposed to have been by him committed against the said Court, and shall appear from day to day in the said Court, and not depart the said Court without leave, then his recognizance to be void or else to remain in full force.

Taken and acknowledged the }
day and year abovesaid. }

By the Court.

This recognizance is usually given in Court at the time the defendant is sworn to answer interrogatories, but when not then given it may be acknowledged before a Judge of the Court at Chambers, and the form varied accordingly, viz., "Before me, Sir J. P. Knight, one of the justices of our said Lady the Queen, assigned to hold pleas before the Queen herself," &c.

No. XV,

Articles of the Peace.

Term in the _____ year of the reign of Queen Victoria.
ENGLAND.—Articles of the Peace exhibited by _____ of
against _____ through fear of death or of receiving some
great bodily harm.

1st. This Exhibitant on his oath saith, That [*state the circumstances of the case, and the reasons for apprehending danger to life or of receiving bodily injury, and set out threatening letters, if any.*]

This Exhibitant on his oath further saith, That by reason of the premises aforesaid, this Exhibitant is in great bodily fear, and conceives himself to be in great danger of the loss of his life from the violence of the said _____ . And fears that the said _____ will endeavour to put his threats into execution, or do this Exhibitant some grievous bodily harm, and therefore this Exhibitant humbly craves that the said _____ may be restrained therefrom by this Honorable Court, and ordered to give security to keep the peace towards this Exhibitant, &c.

Lastly, This Exhibitant on his oath further saith, that he does not make this complaint against the said _____ through any hatred, malice, or ill-will which he hath or beareth towards him, but merely for the preservation of himself from bodily harm, violence and insult.

Sworn in open Court, at }
Westminster, the }
day of _____ 184 . }

(To be signed by the Exhibitant.)

By the Court.

No. XVI.

Attachment for the Peace.

VICTORIA, &c. To the Sheriff of Greeting. Because A. B. was afraid that he might be in many ways disquieted and made grievous concerning his life and maiming of his limbs by C. D., as the said A. B. hath made oath before us; therefore we command you, that you do not forbear by reason of any liberty in your Bailiwick, but that you attach the said C. D. so that you may have him before us at Westminster, on the day of to find then before us sufficient security for the keeping of our peace by him towards us and all our people, and especially towards the said A. B., under a certain penalty then to be imposed on him by us, and when you have so attached the said C. D., you are to discharge him on Bail until the said day by sufficient manucaptors, who shall be willing to bail him under a certain penalty reasonably to be imposed upon them by you, as well for the keeping his day as for the keeping our peace by him in the mean time. And for doing your office in this behalf, you are only to take of the said C. D. two shillings and four pence. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

Teste and Return.

To be made returnable on a day certain in Term before the Queen at Westminster, and tested on the day the Articles are exhibited or on a day certain in Term.

To be Indorsed.

“This writ is granted on Motion in open Court and the cause thereon recorded according to the form of the Statute in such case made and provided.”

No. XVII.

Recognizance for Good Behaviour and to keep the Peace.

MIDDLESEX.—Be it remembered, That on the day of in the year of the Reign of our Sovereign Lady Victoria, by the Grace of God Queen of the United Kingdom of

Great Britain and Ireland, Defender of the Faith [*insert the names and additions of Defendant and Bail*] come into the Court of our said Lady the Queen before the Queen herself [*or before me one of Her Majesty's Justices of the* of] and acknowledge to owe our Sovereign Lady the Queen the several sums following (that is to say) the said the sum of pounds and the said and the sum of pounds each of lawful money of Great Britain, to be levied upon their several goods and chattels, lands and tenements, to her Majesty's use upon condition that if the said shall be of good behaviour for the space of years, to be computed from and after the day of in the year of our Lord and keep the peace towards all Her Majesty's liege subjects, and especially towards A. B., and not depart that Court without leave, then this recognizance to be void or else to remain in full force.

Taken and acknowledged the day }
 and year first abovesaid }
 at }
 Before me }

 No. XVIII.
Affidavit to revive Attachment.

IN THE QUEEN'S BENCH. ENGLAND.—The Queen,
agt.
 A. B.
 In a cause
 C. D. v. E. F.

G. H. of, &c. Attorney for the Prosecutor in this cause maketh oath and saith, that on the day of one thousand eight hundred and a writ of attachment was granted by this Honorable Court against the above named defendant for his contempt in not [*describe the nature of the contempt*] and that the said writ was duly issued out of the said Court, directed to the Sheriff of . And this deponent further saith, &c. [*stating the facts which have occasioned the delay in issuing or executing the writ, and accounting for the writ not having been renewed within a year.*] And this deponent further saith, that the said defendant has not in any manner purged his contempt for which the said Writ of Attachment was granted *and issued.* [*And if the Attachment was for non*

payment of money, there should be an affidavit from the party to whom the money was payable, that it has not been paid to him or to any one on his behalf, and that the same still remains due to him and unpaid.]

Sworn, &c,

No. XIX.

Affidavit for Habeas Corpus to bring up a Prisoner to be charged with Attachment.

IN THE QUEEN'S BENCH.

ENGLAND.—The Queen
agt.

A. B.

In a cause

C. D. v. E. F.

G. H. of, &c., Clerk to I. J. of, &c., the Attorney for the prosecutor in this cause, maketh oath and saith that on the day of last, a Writ of Attachment was granted by, and duly issued out of, this Honorable Court, directed to the Sheriff of against the above named defendant for his contempt in not [*describe the nature of the contempt.*] And this deponent further saith, that the said defendant is a prisoner for now confined in Her Majesty's Gaol at of and for . And this deponent further saith, that the prosecutor is desirous that the said defendant should be brought before this Honorable Court, [*or a Judge of this Honorable Court at his Chambers in Rolls Garden, Chancery Lane,*] in order that he may be charged with and committed upon the said Attachment.

Sworn, &c.

The defendant may be brought up from the Queen's Prison into the Court of Queen's Bench during Term by Side Barr Rule, which may be obtained without an affidavit.

BAIL ON CRIMINAL CHARGES.

Habeas Corpus to bring up a Prisoner to be admitted to Bail.

Vide Habeas Corpus ad Subjiciendum, No. 76.

NOTE.—Affidavits to ground Application for the above writ (as also for a Rule Nisi, or summons, to be bailed in the country) must be entitled in the Queen's Bench only, [*unless in a cause on the Crown side of the Court, then in such cause.*] And the form must depend upon the facts and circumstances of the case. It is advisable also to have a verified copy of the commitment. *Vide Affidavit verifying Copy Commitment, No. 69.*

No. XX.

Certiorari to a Coroner for Depositions, &c.

VICTORIA, by the Grace of God, &c. To A. B., Gentleman, one of our Coroners of and for our county of Greeting. We being willing for certain reasons, that all and singular informations, examinations, depositions, and inquisitions, taken or made by or before you on view of the body of C. D., then and there lying dead, and the commitment of E. F., to our Gaol of and for our county of charged with feloniously killing and slaying the said C. D., be sent by you before us [*or in Vacation before our right trusty and well-beloved Thomas Lord Denman, our Chief Justice assigned to hold pleas before us*]. Do command you, that you send under your seal before us at Westminster [*or before our said Chief Justice or such other Judge who may be at his Chambers in Rolls Gardens, Chancery Lane, London*], immediately after the receipt of this our Writ, all and singular, the said informations, examinations, depositions, and inquisitions, with all things touching the same as fully and perfectly as they have been taken or made by or before you and now remain in your custody or power, together with this our Writ that we may cause further to be done thereon what of right and according to the law and custom of England we shall see fit to be done. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

To be indorsed "By Rule of Court," if so. At the instance of the within-named E. F.

The writ need not be signed by a Judge, but the fiat must be signed previously to issuing the Certiorari. To be made returnable immediately and tested as of the day on which it is actually issued.

No. XXI.

Certiorari to Justices for Depositions, &c.

VICTORIA, &c. To A. B. and C. D., Esquires, two of the Keepers of our peace and Justices assigned to hear and determine divers felonies, trespasses, and other misdemeanors committed within

our county of _____ and to each of them, Greeting. We being willing for certain reasons, that all and singular, informations, examinations, and depositions taken or made by or before you or one of you touching the commitment of E. F. to our Gaol at _____ in _____ and for our county of _____ charged with [*as the case may be*], be sent by you before us [*or in Vacation "before our right trusty and well-beloved Thomas Lord Denman, our Chief Justice assigned to hold pleas before us"*], do command you and each of you, that you or one of you do send under your seals, or the seal of one of you, before us at Westminster [*or in Vacation "before our said Chief Justice or such other Judge who may be at his Chambers in Rolls Gardens, Chancery Lane, London"*], immediately after the receipt of this our writ, all and singular, the said informations, examinations, and depositions, with all things touching the same, as fully and perfectly as they have been taken or made by or before you or one of you, and now remain in the custody or power of you or one of you, together with this our writ that we may cause further to be done thereon what of right and according to the law and custom of England we shall see fit to be done. Witness, Thomas Lord Denman, at Westminster, the day of _____ in the _____ year of our reign.

By the Court,

ROBINSON.

To be indorsed "By Rule of Court," when so. The same Rules as to signing teste and return, as the preceding writ to a Coroner.

No. XXII.

Notice of Bail upon Habeas Corpus.

WHEREAS her Majesty's Court of Queen's Bench, at Westminster [*or the Honorable Mr. Justice _____ one of the Judges of her Majesty's Court of Queen's Bench*], has granted a Writ of Habeas Corpus, directed to the Keeper of her Majesty's Gaol at _____ of and for the _____ commanding him to have the body of _____ before that Court [*or before the Chief Justice of the said Court, or such other Judge who may be at Chambers*] immediately to undergo, &c.

Now take notice, that by virtue of the said Writ, the said _____ will be brought before her Majesty's said Court of Queen's Bench, at Westminster [*or before the Chief Justice of the said Court or such*]

other Judge who may be at his Chambers in Rolls Gardens, Chancery Lane, London, by _____ of the clock] on _____ the day of _____ in order that he the said _____ may be admitted to bail personally to appear at the next session of oyer and terminer and gaol delivery to be holden in and for the county of _____ [or otherwise as the case may be], then and there to answer to all such matters and things as on her Majesty's behalf shall be then and there objected against him, and so from day to day, &c. And further take notice, that the names and additions of the several persons who will offer themselves as bail or sureties for the said _____ are A. B. of _____ C. D. of _____ E. F. of _____ and G. H. of _____ .

Dated, &c.

Yours, &c.

Attorney for the said

To _____ the Prosecutor, and to }
 the Coroner [or committing }
 Magistrates].

[In cases of Felony, generally four bail.]

No. XXIII.

Affidavit of service of Rule Nisi to Bail in the Country upon Coroner, or Committing Magistrates, and next of Kin of Deceased, or the Prosecutor.

IN THE QUEEN'S BENCH.

A. B., of, &c., clerk to C. D., of, &c., attorney for [the prisoner], maketh oath and saith, That he this deponent did on _____ the day of _____ serve E. F., Gentleman, one of the Coroners of and for the county of _____ named in the Rule hereunto annexed with the said Rule, by delivering a true copy of the said Rule to a clerk [or servant] of the said E. F., at the office [or house] of the said E. F., situate at _____ in the said county. And this deponent further saith, that he did on the _____ day of _____ also serve G. H. [the widow or the next of kin of deceased, or the prosecutor] mentioned in the said Rule hereunto annexed with the said Rule by delivering a true copy of the said Rule to the said [the widow or next of kin or prosecutor] at _____ in the county of _____ . And this deponent further saith, that he did on _____ the _____ day of _____ also serve I. J., Esquire,

one of the committing Justices also mentioned in the said Rule with the said Rule by delivering a true copy of the said Rule to a servant of the said I. J., at the house of the said I. J., situate at _____ in the said county. And this deponent further saith, that he did on the _____ day of _____ also serve K. L., Esquire, the other committing Justice also mentioned in the said Rule by delivering a true copy of the said Rule to a servant of the said K. L. at the house of the said K. L., situate at _____ in the said county of _____ Sworn, &c.

The like Affidavit of service of Judges' Summons to be varied according to circumstances.

No. XXIV.

Notice of Bail upon Rule or Order to be Bailed in the Country.

WHEREAS the Honorable Mr. Justice _____ one of the Judges of her Majesty's Court of Queen's Bench, hath made an order bearing date the _____ day of _____ [recite the order], or, Whereas her Majesty's Court of Queen's Bench at Westminster has made a rule or order bearing date the _____ day of _____ "That upon _____ giving security before one of her Majesty's Justices of the peace in and for the county of _____ by his own recognizance in the sum of _____ with four [or two] sufficient sureties in the sum of _____ pounds, each for his personal appearance at the next session of oyer and terminer and gaol delivery to be holden in and for the county of _____ then and there to answer to all such matters and things as on her Majesty's behalf shall then and there be objected against him, he the said _____ be discharged out of custody of the keeper of her Majesty's gaol of and for the said county. As to his commitment for, &c." [reciting the Rule of Court, or Order].

Now take notice, that in pursuance of the said Order [or Rule], the said _____ and four sufficient sureties will enter into such recognizance as aforesaid before _____ one of her Majesty's Justices of the peace in and for the said county, at _____ on _____ the _____ day of _____ at _____ of the clock _____ of the

same day. And the names and additions of such sureties are [*four bail in Felony*].

Dated day of 184

Yours, &c.

Attorney for the said

To the Prosecutor [*or widow or next of kin*], and to the Coroner }
 [*or committing Magistrates*] as the }
 case may be.

No. XXV.

Recognizance to appear at Assizes.

LANCASHIRE.—Be it Remembered, that on the
 day of in the year of the reign of our Sovereign
 Lady Victoria, by the Grace of God Queen of the United Kingdom
 of Great Britain and Ireland, Defender of the Faith [*insert the names
 and additions of defendant and bail*], (in felony, four bail), come
 before me one of her Majesty's Justices of the Peace in and
 for the county of and acknowledge to owe our Sovereign
 Lady the Queen the several sums following (that is to say) the said
 the sum of pounds, and the said and
 the sum of pounds each of lawful money of Great
 Britain, to be levied upon their several goods and chattels, lands,
 and tenements, to her Majesty's use, upon condition that if the
 said shall personally appear at the next Assizes, and Ses-
 sion of oyer and terminer and general gaol delivery, to be holden in
 and for the county of And then and there answer to all
 such matters and things as on her Majesty's behalf shall then and
 there be objected against him. And so from day to day, and not
 depart that Court without leave, then this recognizance to be void or
 else to remain in full force.

Taken and acknowledged the day }
 and year first abovesaid at }
 Before me

No. XXVI.

Recognizance to appear at Sessions of the Peace.

SURREY.—Be it Remembered, that on the _____ day of _____ in the _____ year of the reign of our Sovereign Lady Victoria, by the Grace of God Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith [*insert the names and additions of defendant and bail*], come before me _____ one of her Majesty's Justices of the _____ of _____ and acknowledge to owe our Sovereign Lady the Queen the several sums following (that is to say) the said _____ the sum of _____ pounds and the said _____ and _____ the sum of _____ pounds each of lawful money of Great Britain to be levied upon their several goods and chattels, lands and tenements, to her Majesty's use, upon condition that if the said _____ shall personally appear at the next General Quarter Sessions of the peace to be held in and for the county of _____. And answer to all such matters and things as on her Majesty's behalf shall be then and there objected against him. And so from day to day, and not depart that Court without leave, then this recognizance to be void, or else to remain in full force.

Taken and acknowledged the day and }
 year first abovesaid, at }
 Before me }

No. XXVII.

Affidavit in Support of Application for Certiorari to remove Indictment.

IN THE QUEEN'S BENCH.

A. B., of, &c., maketh oath, and saith, that at the *General Quarter Sessions of the Peace*, holden at _____, in and for the county of _____, on or about the _____ day of _____, a Bill of Indictment was preferred to the Grand Jury, and found a true bill (or, that it is intended to prefer a Bill of Indictment) against _____ for _____.

Points of Law.—And this deponent further saith, that in his judgment and belief, nice and intricate questions or points of law will arise on the trial of the said indictment, which will render it

important that the same should be tried before one of the learned Judges of the Superior Courts at Westminster, and particularly, that a question will, as this deponent is advised, be raised, as to whether [*state the particular question that will arise, or that a question will arise upon the construction of an Act of Parliament.*]

Special Jury.—And this deponent further saith, that in his judgment and belief, it will be material and necessary that the said indictment should be tried by a Special Jury, which cannot be had, unless the said indictment be removed into this Honorable Court. And that this deponent will cause a Special Jury to be had if the said indictment should be so removed.

View.—And this deponent further saith, that he verily believes that it will be important and necessary that a view of the place and premises in question should be had by some of the jurymen to be impannelled, to try the issue joined upon the said indictment, which this deponent is informed and believes can only be had by the said indictment being removed into this Honorable Court.

Prejudice.—Deponent saith, that by reason of (*here state what has occurred to create prejudice*), he verily believes that strong prejudices have been created in the minds of some of the Justices who may preside at the Sessions upon the trial of the said indictment. And also, among that class of persons in the said place, from whom the Common Jurors are selected for the trials at the said Sessions, and some of whom are likely to be called upon the Jury, for the trial of the said indictment, unless the same be removed into this Honorable Court. And, therefore, that a fair and impartial trial of the same cannot be had at the said Sessions.

Intricate and complicated Circumstances.—Deponent saith, that the facts and circumstances out of which the said indictment arises, are of a very complicated and intricate nature, that the same arises out of a suit, &c. (as the case may be), and that it will be material and important to the ends of justice that the same should be investigated by and before one of the Judges of the superior Courts. And that a Special Jury should be impannelled to try the issue which may be joined thereon.

Prejudice to future Prospects.—Deponent saith, that he is (*state his station in life*), and that it would be seriously prejudicial to his future prospects in life, and derogatory to his station in life, to have to stand personally at the bar of a Criminal Court to take his trial, although this deponent would be immediately acquitted, and that the

said indictment has been preferred, as this deponent verily believes, from malicious motives towards this deponent.

Deponent saith [*add any other allegation which may be likely to induce the Court or a Judge to grant the Writ of Certiorari, consistent with the facts and circumstances of the case required to be removed.*]

[*Omit any of the foregoing allegations which may not be applicable to the case.*]

NOTE.—The foregoing are the general grounds upon which applications for Writs of Certiorari are usually made to remove indictments. But it is not advisable to use any particular or general form of Affidavit, as there may be peculiar facts and circumstances applicable to each particular case. And the application for the Certiorari, in every case, should be made upon an affidavit of the facts and grounds for removal applicable to the particular case required to be removed.

No. XXVIII.

Affidavit for Certiorari for Indictment for the non-repair of a Highway.

IN THE QUEEN'S BENCH.

A. B., of, &c., Attorney for maketh oath, and saith, that at the General Session of held at on or about the day of an indictment was preferred before the Grand Jury, and found a true bill against the inhabitants of the parish of in the county of for the non-repair of a certain part of a certain Highway, leading from, &c. [*as the case may be.*] And this deponent further saith, that on the trial of the said indictment, the right and title of the said inhabitants to repair the said Highway will come in question.

Sworn, &c.

[If it should be considered necessary to have a Special Jury, or a View, depositions to that effect may be added, to strengthen the grounds of application.]

NOTE.—*Vide* 5 & 6 Wm. & M. c. 11, and 5 & 6 Wm. 4, c. 50.

No. XXIX.

Attorney General's Fiat for application to a Judge for Certiorari.

Let application be made to the Lord Chief Justice of the Court of Queen's Bench, or to such other Judge who may be at Chambers for a Writ of Certiorari, to be directed to _____ in and for the county of _____ to remove into the said Court all and singular indictments of whatsoever _____ whereof _____ is (or may be) before them indicted.

Dated this _____ day of _____ 184 _____

F. POLLOCK.

NOTE.—The Writ must be indorsed, "At the instance of her Majesty's Attorney General."

No. XXX.

Fiat for Certiorari (on parchment).

LONDON. Let a writ of Certiorari issue directed to "The Justices of _____" commanding them to return into the Court of Queen's Bench, all and singular indictments of whatsoever [*misdemeanors*] whereof A. B. is [*or may be*] before them indicted, returnable on _____

At the instance of the prosecutor [*or defendant*].

*To be signed by the Judge who grants
the Writ previously to issuing the
Writ.*

C. D., Attorney for the prosecutor [*or* }
defendant.] Vacation, 184 . }

No. XXXI.

Certiorari (in Term) to remove Indictment from Sessions.

VICTORIA, by the grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith. To the keepers of our peace and our Justices assigned to hear and determine divers felonies, trespasses, and other misdemeanors, committed within our county of _____ and to every of them, Greeting. We being willing for certain reasons that all and singular Indictments of whatsoever

[*misdemeanors*], whereof A. B. is before you indicted as is said, be determined before us and not elsewhere; do command you and every of you, that you or one of you do send under your seals or the seal of one of you before us at Westminster, immediately after the receipt of this our Writ, all and singular the said Indictments, with all things touching the same, by whatsoever name the said A. B. may be called therein, together with this our writ, that we may cause further to be done thereon what of right, and according to the law and custom of England, we shall see fit to be done. Witness, Thomas Lord Denman, at Westminster, the day of
in the year of our reign.

By the Court,

ROBINSON.

To be indorsed "by Rule of Court," }
at the instance of the prosecutor, }
[or defendant, as the case may be]. }

When in Vacation.

The writ must be signed by a Judge, and must be made returnable on a day certain in the ensuing Term before the Queen at Westminster, unless otherwise ordered, thus, "before us at Westminster, on the day of ." And tested as of the day on which it is actually issued.

When at the instance of the Defendant by Judge's Fiat.

The Judge who grants the Writ will sign an indorsement on the back of the Writ of the amount of the recognizances to be entered into by the defendant and bail. *Vide* Recognizance.

When granted by the Court at the instance of the Defendant.

The Court will order the amount of the recognizances to be entered into by defendants and bail, which amount to be indorsed on the back of the Writ. *Vide* 5 & 6 Wm. and Mary, c. 11, and 5 & 6 Wm. 4, c. 33.

No. XXXII.

The like to remove Indictment from Assizes.

Must be directed, "To our Justices of Oyer and Terminer in and for our county of and to every of them, Greeting."

No. XXXIII.

The like to remove Indictment from Borough Sessions.

Must be directed, "To the Recorder of our borough of
in our county of Greeting." [*And the mandatory part in the
singular number.*]

No. XXXIV.

The like to remove Indictment from the Central Criminal Court.

Must be directed, "To our Justices of the Central Criminal Court,
and to every of them, Greeting."

NOTE.—Every Writ of Certiorari shall be tested as of the day on which it is actually issued, and if issued in Term, shall be made returnable immediately before the Queen at Westminster. And if issued in Vacation, shall be made returnable before a Judge at Chambers, [*this is only applicable to Certiorari for depositions,*] or on a day certain in the ensuing Term, before the Queen at Westminster, unless otherwise ordered.

The certiorari and recognizance (after the same has been acknowledged,) must be lodged with the clerk of Assize, or clerk of the Peace, or clerk of other Court, [*as the case may be.*]

No. XXXV.

*Recognizance upon Certiorari for Indictment removed by
Defendant.*

MIDDLESEX.—Be it Remembered, that on the day of
in the year of the reign of our Sovereign Lady
Victoria, by the grace of God Queen of the United Kingdom of Great
Britain and Ireland, Defender of the Faith of
of , and of [*names and additions of de-
fendant and bail*] come before me one of her Majesty's
justices of the and acknowledge to owe our said Lady the
Queen the several sums following, that is to say, the said
the sum of pounds, and the said and the
sum of pounds each of lawful money of Great Britain, to
be levied upon their several goods and chattels, lands and tenements,
to her Majesty's use, upon condition that if he the said

shall appear in her Majesty's Court of Queen's Bench at Westminster, on the day of and shall plead to all and singular indictments of whatsoever [*offence*] whereof he stands indicted, and at his own proper costs and charges shall cause and procure the issue or issues that may be joined thereon to be tried in the same Term or at the Sittings of Nisi Prius to be holden after the same Term, in and for the [*County of Middlesex or City of London*] when in a country cause say [*at the next Assizes to be holden after the same Term in and for the county of*] if the said Court shall not appoint any other time for the trial thereof, and if the said Court shall appoint any other time then at such other time, and shall give due notice of such trial to the prosecutor or his attorney, and shall appear from day to day in the said Court, and not depart until discharged by the said Court, then this recognizance to be void, or else to remain in full force.

Taken and acknowledged the day }
and year first abovesaid. }

NOTE.—In cases of inhabitants of a parish or county, &c., the recognizance must be acknowledged by one of the inhabitants, stating it to be on behalf of himself and the rest of the inhabitants of the said parish or county, and by two other housekeepers for bail.

No. XXXVI.

Return to Writ of Certiorari—Caption.

Indorse the Writ thus:—

The execution of this Writ appears by the Schedules hereunto annexed. The answer of A. B. Esq., one of the keepers of the peace and Justices within mentioned.

To be sealed by one of the Justices.

The Schedules consist of a caption of the indictment, and the original indictment and recognizances (if any) for the appearance of the party in the Court of Queen's Bench.

[*County.*] Be it remembered, that at the General Quarter Sessions of the Peace of our Sovereign Lady the Queen, holden at in and for the county of on the day of in the year of the reign of our said Lady the Queen, and in the year of our Lord. Before [*insert the names of some of the Justices*] and others their fellows, Justices of our said

Lady the Queen, assigned to keep the peace of our said Lady the Queen, in the said county, and also to hear and determine divers felonies, trespasses, and other misdemeanors in the said county committed. Upon the oaths of [*insert the names of the jurors who found the bill*] good and lawful men of the said county of then and there impannelled, sworn, and charged to inquire for our said Lady the Queen, and for the body of the said county. It is presented in manner and form as appears by the indictment hereunto annexed.

By the Court,
R. O.
Clerk of the Peace.

When Indictment found at the Assizes.

The caption will vary accordingly, though in substance the same as above. The return to the certiorari need not be signed. But it is sufficient for the clerk of assize to affix a seal and state the return to be—"The answer of Sir J. G. Knight, one of the Justices within mentioned."

No. XXXVII.

Procedendo, to carry back Indictment.

VICTORIA, &c. To [*to be directed and varied as the Certiorari*] and to every of them, Greeting. Whereas by our Writ we lately commanded you, and every of you, for certain reasons, that you should send under your seals, or the seal of one of you, before us at Westminster, at a certain time now past, all and singular indictments of whatsoever whereof A. B. was indicted before you, as was said, with all things touching the same, by whatsoever name the said A. B. should be called therein, together with the said Writ to you directed, that we might cause further to be done thereon what of right and according to the law and custom of England we should see fit to be done. We do now for certain reasons, command you and every of you, that you do wholly supersede whatever is to be done concerning the execution of that our said Writ. And that you proceed to the determination of the [*offences*] with that expedition which to you shall seem right, and according to the law and custom of England, notwithstanding our Writ as before sent to you directed

for that purpose. Witness, Thomas Lord Denman, at Westminster,
the day of in the year of our reign.

By the Court,

ROBINSON.

To be tested as of the day on which it is actually issued.

To be indorsed "By Rule of Court," when issued under the
authority of a Rule of Court.

In Vacation, there must be a Judge's Order, but no fiat.

No. XXXVIII.

Certiorari (in Term) to remove Coroner's Inquisition.

VICTORIA, by the grace of God, &c. To A. B., Gentleman, one of
our Coroners of and for our county of . We being willing
for certain reasons, that all and singular inquisitions taken or made
by or before you, at in our said county, on or about the
 day of on view of the body of C. D. then and
there lying dead, be sent by you before us. Do command you, that
you send under your seal before us at Westminster, immediately
after the receipt of this our Writ, all and singular the said inquisitions,
with all things touching the same, as fully and perfectly as the same
have been taken or made by or before you, and now remain in your
custody or power, together with this our Writ, that we may cause
further to be done thereon what of right and according to the law
and custom of England we shall see fit to be done. Witness, Thomas
Lord Denman, at Westminster, the day of in the
 year of our reign.

By the Court,

ROBINSON.

To be tested as of the day on which it is actually issued.

To be indorsed "By Rule of Court" (if so) at the instance of
(the party or parties at whose instance the application is made.)

In Vacation, by Judge's fiat. The Writ must be made returnable
on a day certain in the ensuing Term, Before the Queen at West-
minster, unless otherwise ordered. Thus, "before us at Westminster,
on the day of next."

When this Writ issues to remove an inquisition, with a verdict of murder or manslaughter, for the purpose of having the same quashed or tried, there should be a recognizance as in the case of removing an indictment by defendant, but not otherwise.

No. XXXIX.

Inquirendum on return of an Inquisition Felo de se.

VICTORIA, &c. to the Sheriff of Greeting. We command you that you do not forbear, &c., but that by good and lawful men of your Bailiwick you diligently inquire what goods and chattels one T. B., who on the day of in the year of our reign, feloniously, wilfully, and of his malice aforethought, did kill and murder himself at the parish of in the county of had at the time of his death in your said county [or city]. And that you cause the said goods and chattels to be valued, and that you certify to us to whose hands the same came and in whose hands the same were and now are, so that we may be answered of the true and certain value of the said goods and chattels and how you shall have executed this writ; you shall certify to us under your seal and the seals of those by whose oath you shall *take the Inquisition aforesaid* before us at Westminster on the day of . And have you then there this writ, that we may cause further to be done thereon what of right and according to the law and custom of England we shall see fit to be done. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

No. XL.

Notice of Application [in Vacation] or Motion [In Term] for Certiorari for conviction or other Order of Justices.

To A. B. and C. D., Esquires, two of the keepers of the peace and Justices assigned to hear and determine divers felonies, trespasses, and other misdemeanors committed within the County of of

In Vacation. [Take Notice that Application will be made to the Right Honorable Thomas Lord Denman, Chief Justice of Her

Majesty's Court of Queen's Bench, or to such other Judge as may be at his Chambers in Rolls Garden, Chancery Lane, on the day of at of the clock of the same day.]

In Term. [That her Majesty's Court of Queen's Bench at Westminster will be moved on the day of or as soon after as Counsel can be heard,] on behalf of for a writ fo Certiorari to remove into the said Court a certain record of conviction under the hands and seals of you, the said A. B. and C. D., as such Justice as aforesaid made on or about the day of whereby the said was convicted of, &c., [describe the offence] against the form of the statute for, &c., [if against a statute] or [describe concisely the order intended to be removed.]

Dated this day of 184 .

Yours, &c.

{ [To be signed by the party on whose behalf the motion or application is to be made, or by his attorney stating himself to be attorney for above named.]

[Reg. v. Justices of Lancashire, 11 Adol. & E. 144.]

No. XLI.

Notice of Motion [in Term] and of application [in Vacation] for Certiorari to remove orders of Sessions on appeal.

Fide 13 Geo. 2, c. 18, s. 5.

To A. B. and C. D., Esquires, two of her Majesty's Justices of the Peace in and for the county of

In Term. [Take Notice that her Majesty's Court of Queen's Bench at Westminster will be moved on the day of or so soon after as Counsel can be heard.]

In Vacation. [That application will be made to the Right Honorable Thomas Lord Denman, Chief Justice of her Majesty's Court of Queen's Bench, or to such other Judge as may be at his Chambers in Rolls Garden, Chancery Lane, on the day of at of the clock in the forenoon of the same day.] On behalf of the inhabitants of the parish of in the county of for a Writ of Certiorari to remove into the said Court all and

singular orders made by the keepers of the peace and Justices in and for the county of _____ or some of them at a sessions of the peace held at _____ in and for the said county on or about the _____ day of _____ last, upon an appeal between the churchwardens and overseers of the poor of the parish of _____ in the county of _____ appellants, and the churchwardens and overseers of the poor of the parish of _____ in the county of _____ respondents, touching an original order of two Justices for the removal of _____ from the said parish of _____ to the said parish of _____. Upon the hearing of which appeal the said original order was *quashed*, [or *affirmed*] subject to a case for the opinion of the said Court of Queen's Bench.

Dated this _____ day of _____ 184 .

Yours, &c.

{ Attorney for the inhabitants of the
said parish of _____ above men-
tioned.

[*Reg. v. Inhabitants of Abergole*, 5 Adol. & E. 795.]

NOTE.—It must appear on the affidavit of Service that the two Justices served were present at the Session when the order was made, otherwise the Certiorari will be quashed.

NOTE.—The Certiorari must be moved or applied for within six months from the date of the Order of Sessions, and six days' notice [exclusively of one day and inclusively of the rest. (*Rex v. Goodenough*, 2 Adol. & E. 463.)] must be given to two of the Justices by and before whom the Order of Sessions was made. (13 Geo. 2, c. 18, s. 5.)

To remove Orders from Borough Sessions.

It is sufficient to give notice "to A. B., Esquire, Recorder of the Borough of _____ in the county of _____", if he were the only Justice who made the Order of Sessions.

No. XLII.

Affidavit of Service of Notice of Application for Certiorari for Orders of Justices.

IN THE QUEEN'S BENCH.

A. B. of, &c. Clerk to Attornies for the inhabi-
tants of the parish of _____ in the county of _____ maketh oath
and saith, that he this deponent did on the _____ day of _____

personally serve C. D., Esquire, one of her Majesty's Justices of the peace, in and for the county of _____ with the notice hereunto annexed, marked A., by delivering a true copy of the said notice to the said C. D. at _____ in the said county, and this deponent further saith, that he did on the _____ day of _____ also serve E. F., Esquire, one other of her Majesty's Justices of the peace in and for the said county, with the said notice, by delivering a true copy of the said notice to and leaving the same with [*the wife, clerk, or servant*] of the said E. F., at the house or residence of the said E. F., situate at _____ in the said county; and this deponent further saith, that the said C. D. and E. F. were present at the sessions of the peace in and for the said county when the appeal mentioned in the said notice was heard, and were and are two of her Majesty's Justices of the peace in and for the said county, by and before whom the Orders of Sessions mentioned in the said notice were made, *and this deponent further saith, that on the hearing of the said appeal, the original order of two Justices was [quashed or affirmed] subject to a case for the opinion of this Honorable Court [if so].*

Sworn, &c.

NOTE.—When a case is reserved, no other affidavit is necessary, but where no case is reserved, other affidavits of facts necessary to appear should be made.

No. XLIII.

Fiat for Certiorari for Orders.

MIDDLESEX.—Let a Writ of Certiorari issue, directed to the Keepers of the Peace and Justices in and for the county of _____, to remove into the Court of Queen's Bench all and singular Orders between the Inhabitants of _____, in the county of _____, Appellants, and the Inhabitants of _____, in the county of _____, Respondents, touching the settlement of _____, on behalf of the _____, returnable.

[*Attorney's name and date of issuing.*]

Fiat for Certiorari for any other Order, to be varied according to circumstances.

A Fiat is not required when the Writ is granted by the Court.

No. XLIV.

Certiorari to remove Orders of Sessions on Appeals. (Vide 13th Geo. 2, c. 18, sect. 5, and 5th Geo. 2, c. 19, as to Recognizance.)

VICTORIA, by the grace of God, &c. To the Keepers of our Peace, and our Justices assigned to hear and determine divers felonies, trespasses, and other misdemeanors committed within our county of _____, and to every of them, Greeting. We being willing, for certain reasons, that all and singular Orders made by you, or some of you, between the Inhabitants of the Parish of _____, in our county of _____, Appellants, and the Inhabitants of the Parish of _____, in our said County of _____, Respondents, touching the settlement of _____, be sent by you before us, do command you, and every of you, that you, or one of you, do send, under your seals, or the seal of one of you, before us, at Westminster, immediately after the receipt of this our Writ, all and singular the said Orders, with all things touching the same, as fully and perfectly as they have been made by you, or some of you, and now remain in your custody or power, together with this our Writ, that we may cause further to be done thereon, what of right and according to the law and custom of England we shall see fit to be done. Witness, Thomas Lord Denman, at Westminster, the day of _____, in the _____ year of our reign.

By the Court,

ROBINSON.

To be indorsed "By Rule of Court," (if so). At the instance of the within-named Appellants (or Respondents).

When this writ issues by fiat of a Judge, it need not be signed by the Judge, but the fiat should be signed before the writ issues (*vide fiat*). To be tested as of the day on which it is actually issued, and if issued in Term, shall be made returnable immediately before the Queen, at Westminster; and if issued in Vacation, on a day certain in the ensuing Term, before the Queen, at Westminster.

No. XLV.

The like Writ for Orders on Appeal against a Poor Rate or County Rate, should be made out between the Churchwardens and Overseers, instead of the Inhabitants.

Thus, Poor Rate.—All and singular Orders made by you, or some of you, at _____, on or about the _____ day of _____, upon the Appeal of A. B., against a Rate or Assessment made on or about the _____ day of _____, for the Relief of the Poor of the Parish of _____, in the county of _____, in which the said A. B. is the Appellant, and the Churchwardens and Overseers of the Poor of the said Parish are Respondents.

Thus, County Rate.—Upon the Appeal of the Churchwardens and Overseers of the Poor of the Parish of _____, against a county Rate made on or about the _____ day of _____, wherein the said Churchwardens and Overseers are the Appellants, and you, the said Justices, are the Respondents.

No. XLVI.

The like Writ to remove Orders from Borough Sessions.

Must be directed "To the Recorder of our Borough of _____, in our county of _____, assigned to hear and determine, &c., Greeting."

No. XLVII.

The like Writ to remove Orders of individual Justices.

Should be directed to such Justices by name, thus:—"To A. B. and C. D., Esquires, two of the Keepers of our Peace, and our Justices assigned, &c.," and the Orders described as in the Rule for the Certiorari, or in the Notice of Application for the same.

NOTE.—The recognizance to accompany any of these writs, must be acknowledged by the party on whose behalf the application is made, (and, in case of inhabitants, by one of them, on behalf of himself and the rest,) and two housekeepers, for bail, before a Justice of the Peace for the county or borough in which the Order was made, and then lodged, together with the Certiorari, with the Clerk of the Peace, or Justice, or Justice's Clerk (as the case may be).

No. XLVIII.

Recognizance to prosecute Certiorari for Orders of Justices.

LANCASHIRE.—Be it Remembered, that on the day of
in the year of the Reign of our Sovereign Lady
Victoria, by the grace of God of the United Kingdom of Great
Britain and Ireland, Queen, Defender of the Faith, of the
parish of in the county of on behalf of himself and
the rest of the Inhabitants of the said parish [*here insert the names
and additions of two housekeepers for Bail*], come before me
one of the Keepers of the Peace and Justices of our Lady the Queen
in and for the county of and acknowledge to owe to our
Sovereign Lady the Queen the sum of fifty pounds of lawful money
of Great Britain, to be levied upon their goods and chattels, lands
and tenements, to her Majesty's use, upon condition that if he the
said on behalf of himself and the rest of the inhabitants of
the said parish of shall prosecute with effect, without any
wilful or affected delay, at their own proper costs and charges, a Writ
of Certiorari, issued out of the Court of our said Lady the Queen,
before the Queen herself at Westminster, to remove into the said
Court all and singular Orders made by the Keepers of the Peace and
Justices in and for the county of , Between the Inhabitants
of the parish of in the county of Appellants, and
the Inhabitants of the parish of in the county of
Respondents, touching the settlement of and shall pay to
the prosecutors within one month next after the said Orders shall be
confirmed in the said Court, all their full costs and charges, to be
taxed according to the course of the said Court, then this recogni-
zance to be void, or else remain in full force.

Taken and acknowledged the day }
and year first abovesaid, }

No. XLIX.

Procedendo to carry back Orders of Sessions.

VICTORIA, &c. To the keepers of our peace and our Justices
assigned to hear and determine divers felonies, trespasses, and other

misdemeanors committed within our county of and to every of them, Greeting. Whereas by our writ we have lately commanded you and every of you, that you, or one of you should send under your seals, or the seal of one of you, before us at Westminster, at a certain time now past, all and singular Orders made by you or some of you, between the Inhabitants of the parish of in our county of Appellants, and the Inhabitants of the parish of in our county of Respondents, touching the settlement of as fully and perfectly as they had been made by you or some of you, and then remained in the custody or power of you or any of you, together with that our writ, that we might cause further to be done thereon what of right and according to the law and custom of England we should see fit to be done. We do for certain reasons us thereunto moving, command you that you do wholly supersede whatsoever is to be done concerning the execution of that our said writ. And that you proceed upon the said Orders, in such manner as if the said writ had not issued. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

To be indorsed "By rule of Court," (when so). To be tested as of the day on which it is actually issued.

In Vacation, no fiat is necessary, but a Judge's Order [Mich. 53 Geo. 3.]

No. L.

Levari Facias on Conviction affirmed.

VICTORIA, &c. To the sheriff of Greeting. Whereas J. G. N., was heretofore, to wit, on the day of at on the complaint of convicted by and before [recite the conviction]. And whereas the said J. G. N., having appealed to the then next General Quarter Sessions of our Peace holden at in and for our said county of against the record of the said conviction, the same was by the Court of General Quarter Sessions aforesaid, rectified and confirmed. And whereas the said record of conviction, and the proceedings had thereon as

aforesaid, were afterwards, by virtue of our writ of certiorari issued in that behalf brought before us to be determined according to the law and custom of England, as appears to us of record. And thereupon it was considered and adjudged by our Court, before us, that the said record of conviction, and also the said order so made by the said Court of Quarter Sessions as aforesaid, should be affirmed, as in our Court before us it also appears upon record. We therefore command you that of the goods and chattels, lands and tenements of the said J. G. N., in your bailiwick you cause to be levied the sum of so adjudged to have been forfeited as aforesaid by the said J. G. N., and that you have the said money before us at Westminster, to go and be applied according to the directions of the statute in such case made and provided. And have you then there this writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

By Rule of Court.

[Teste and Return.] *Vide* New Regulations, No. 10.

No. LI.

Second Levari Facias on Conviction affirmed for residue where part levied.

VICTORIA, &c. To the sheriff of , Greeting. Whereas [*recite the conviction as in the first writ, and the first writ and return*]. As by the return of then said [*then*] sheriff, to the said writ of levari facias in our said Court, before us it also appears upon record. We therefore command you that of the goods and chattels, lands and tenements of the said in your bailiwick, you cause to be levied the sum of residue of the said sum of so adjudged to have been forfeited as aforesaid, by the said . And that you have the said sum of residue of the said sum of before us at Westminster on the day of to go and be applied according to the directions of the

statute in such case made and provided. And have you then there this writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

No. LII.

Certiorari to remove Record of Conviction.

VICTORIA, &c. To A. B., one of the keepers of our peace, and our Justices assigned to hear and determine divers felonies, trespasses, and other misdemeanors committed within our county of Greeting. We being willing for certain reasons that all and singular Records of Conviction, of whatsoever trespasses and contempts against the form of the statute intituled, "An Act, &c., [as the case may be,] whereof [name the defendant,] stands convicted before you, as is said, be sent by you before us; do command you that you send under your seal before us at Westminster, immediately after the receipt of this our Writ, all and singular the said Records of Conviction with all things touching the same, by whatsoever name the said may be called therein, as fully and perfectly as the same have been taken or made by or before you, and now remain in your custody or power, together with this our Writ, that we may cause further to be done thereon what of right, and according to the law and custom of England, we shall see fit to be done. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

To be tested as of the day on which it is actually issued, and if issued in Term, returnable immediately. In Vacation, on a day certain in the ensuing Term.

In Term, to be indorsed "By Rule of Court." When the conviction is made by two or more Justices, the writ to be varied accordingly.

In Vacation, the fiat must be signed by a Judge before the writ issues, but the writ need not be signed by a Judge.

No. LIII.

Certiorari to remove Order of Town Council for Payment of Money out of Borough Fund.

VICTORIA, by the Grace of God, &c. To the Mayor, Aldermen, and Burgesses, [or, to the Town Council, *as the case may be*], of our Borough of _____ in our county of _____ and to every of them, Greeting. We being willing for certain reasons, that all and singular orders or resolutions, made by the Council of our said Borough, on the _____ day of _____. Whereby, &c. [*here describe the order or resolution to be removed, as described in the Rule*], be sent by you, before us, do command you and every of you, that you, or one of you, do send, under your Seals or the Seal of one of you, or under the Seal of the said Council of the said Borough, before us, at Westminster, immediately after the receipt of this our Writ, all and singular the said orders or resolutions, with all things touching the same, as fully and perfectly as they have been made by you or some of you, or by the Council of the said Borough; and now remain in your custody or power, together with this our Writ, that we may cause further to be done thereon what of right and according to the law and custom of England we shall see fit to be done. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign.

By the Court,

ROBINSON.

To be tested as of the day on which it is actually issued.

To be indorsed "By Rule of Court." At the instance of A. B., (a person interested in the Borough Fund of the within-named Borough.)

Notice of application for this Writ is not necessary.—(*Vide* Recognizance to prosecute this Writ).—No. 54.

NOTE.—By 1 Vict. c. 78, s. 44, it is enacted, "That any Order of the Council of any Borough may be removed into the Court of King's Bench, by Writ of Certiorari, to be moved for, according to the usual practice of the said Court, with respect to Writs of Certiorari. And that such Order may be disallowed or confirmed, upon motion and hearing, with costs, according to the judgment and discretion of the said Court."

It has been questioned, whether, under the above clause, a notice of motion for the Certiorari, and a recognizance to prosecute the same, be necessary, as in other cases of Orders.

It is most expedient to enter into a recognizance to prosecute the Writ of Certiorari, as in cases of other orders, [*with the exception of the condition to pay costs*,

No. LV.

Notice of Motion for Certiorari, to remove Order of Poor-Law Commissioners.

To the Poor-Law Commissioners.

(Vide 1 & 2 Vic. c. 56, s. 118, altering the style.)

Take notice that application will be made to Her Majesty's Court of Queen's Bench, at Westminster (a), on the day of (ten days' notice exclusive of one, inclusive of the rest) or so soon after as counsel can be heard on behalf of [*here insert the name and addition, and description of the party by and on behalf of whom it is intended to make the Application*] for a Writ of Certiorari, to remove into the said Court a certain rule, order, or regulation of you, the Poor-Law Commissioners, or some or one of you, [*as the case may be*], whereby it is ordered, &c., [*describe the order*]. And the following is a statement of the grounds of such Application, namely, [*then specify the grounds*].

Dated this day of 184

Yours, &c.

(Attorney for the above-named).

N.B.—To be served, by being left at the Office of the Commissioners, (with a Commissioner or a Clerk) at least ten days previous to the application.

The Commissioners may shew cause, in the first instance; and the Court may, if it shall so think fit, forthwith proceed to hear and determine the same, upon the grounds set forth in such Notice.—*Vide 4 & 5 Wm. 4, c. 76, ss. 105, 106, 107.*

No. LVI.

Recognizance upon Certiorari Order of Poor-Law Commissioners.

DEVONSHIRE.—Be it remembered, that on the day of in the year of the reign of our Sovereign Lady Victoria, by the Grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith [*name and descriptions of the*

(a) The Writ can only be granted by the Court, (*vide* sect. 106), not by a Judge out of Court.

persons on whose behalf the Application was made, and of two house-keepers for Bail], of and of come before me Sir J. P., Knight, one of the Judges of the Court of Queen's Bench, (or one of the keepers of the Peace and Justices of our Lady the Queen in and for the county of) and acknowledge to owe to our Sovereign Lady the Queen the sum of fifty pounds, of lawful money of Great Britain, to be levied upon their goods and chattels, lands and tenements, to Her Majesty's use, upon condition that if they the said shall prosecute with effect, without any wilful or affected delay, at their own proper costs and charges, a Writ of Certiorari issued out of the Court of our said Lady the Queen, before the Queen herself at Westminster, to remove into the said Court a certain rule, order, or regulation, made by the Poor-Law Commissioners or some or one of them, [as the case may be]. Dated the day of . Whereby it is ordered, &c., [*describe the Order*]. And if the said Rule, Order, or Regulation shall be declared legal, by the said Court, the said shall pay to the said Commissioners, within ten days after demand made, their full costs, charges, and expenses to be taxed according to the course of the said Court, then this recognizance to be void, or else remain in full force.

Taken and acknowledged the day }
and year first abovesaid. }

No. LVII.

Certiorari for Order of Poor-Law Commissioners.

VICTORIA, &c. To the Poor-Law Commissioners, and to every of them, Greeting. We being willing for certain reasons that a certain order made by of you, the said Commissioners, bearing date the day of whereby it was ordered and declared, that [*describe the substance of the order,*] should, for certain reasons, be sent by you before us, do command you and every of you, that you or such of you in whose custody or power the same may be, do send under your seals or the seal of one of you before us at Westminster, immediately after the receipt of this our Writ, the said order with all things touching the same, as fully and perfectly as the same has been made by the said and now remains in the custody or power of you or some or one of you, together with this our Writ,

that we may cause further to be done thereon what of right and according to the law and custom of England, we shall see fit to be done. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

To be tested as of the day on which it is actually issued.

To be indorsed, "By Rule of Court," at the instance of [*the party on whose behalf the application is made.*]

The recognizance to prosecute should be acknowledged previous to the Certiorari being issued. *Vide*, 4 & 5 Wm. 4, c. 76, ss. 105, 106, 107.

No. LVIII.

Notice of Motion for Certiorari for Order of Tithe Commissioners.

(*Vide* 7 Wm. 4, and 1 Vict. c. 69, and 3 Vict. c. 15.)

To the Tithe Commissioners for England and Wales :

Take Notice, that application will be made to her Majesty's Court of Queen's Bench at Westminster, on the day of [*eight days exclusively of one inclusively of the rest*], or so soon after as counsel can be heard. On behalf of (being a person interested in the judgment or determination hereinafter mentioned). That a Writ of Certiorari may be issued to remove into the said Court the judgment or determination of J. J., Esquire, one of you the said Tithe Commissioners [*or one of the Assistant Tithe Commissioners for England and Wales*], respecting the boundaries of [*as the case may be*], made and published on or about the day of . And that the matter and grounds of such application are, &c. [*here set out the grounds of application*].

Dated this day of 184

Yours, &c.

(To be signed by the party on whose behalf the application is to be made, or by his Attorney, stating himself to be "Attorney for the above-named .")

N. B.—The application must be made within six calendar months next after publication of the boundaries, 1 Vict. c. 69, s. 3.

To be served at the Office of the Tithe Commissioners, upon a Commissioner or a clerk to the Commissioners.

No. LIX.

Certiorari to remove Order of Tithe Commissioners.

VICTORIA, &c. To the Tithe Commissioners for England and Wales and to every of them, Greeting. We being willing for certain reasons that the judgment or determination of J. J., Esq., one of you, the said Commissioners [*or an Assistant Tithe Commissioner for England and Wales*] respecting the boundaries of [*as the case may be*], made and published on or about the day of be sent by you before us, do command you and every of you, that you or one of you do send, under your seals or the seal of one of you, before us at Westminster, immediately after the receipt of this our Writ, the said judgment or determination, with all things touching the same, as fully and perfectly as the same has been made by the said J. J., and now remains in the custody or power of you or some or one of you, together with this our Writ, &c. [*as other Certiorari for Orders*].

To be tested as of the day on which it is actually issued.

To be indorsed, "By Rule of Court," at the instance of [*the party on whose behalf the application is made*], eight days' notice of application, and of the matter and ground thereof to be given to the Commissioners, (*vide Notice, No. 58, ante.*)

Vide Recognizance, to be acknowledged before a Judge of the Queen's Bench.

LX.

Recognizance to Prosecute Certiorari for Order of Tithe Commissioners.

COUNTY.] Be it Remembered, that on the day of in the year of the reign of our Sovereign Lady Victoria, by the Grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith, [*here insert the names and additions of the party on whose behalf the application was made*] come before me one of the Justices of the Court of Queen's Bench, and acknowledge to owe to our Sovereign Lady the Queen, the sum of fifty pounds, of lawful money of Great Britain, to be levied upon their goods and chattels, lands and tenements, to her Majesty's use, upon condition that if he the said shall prosecute, without any wilful delay, a Writ of Certiorari issued out

of the Court of our said Lady the Queen, before the Queen herself at Westminster, to remove into the said Court a certain judgment or determination of one of the [Assistant] Tithe Commissioners for England and Wales, respecting the boundaries of [as the case may be] made and published on or about the day of and shall pay to the said Commissioners within one calendar month next after the said judgment shall be confirmed in the said Court, their full costs and charges, to be taxed according to the custom of the said Court, then this recognizance to be void, or else to remain in full force.

Taken and acknowledged the day }
and year first abovesaid. }

No. LXI.

Certiorari to remove Presentment of Jury of Commissioners of Sewers.

VICTORIA, &c. To the Commissioners of Sewers for in our county of and to every of them, Greeting. We being willing, for certain reasons, that all and singular presentments made at a Special Sessions and Court of Sewers, held at in the county of for the limits of on the day of last [according to the Rule of Court] against A. B. and C. D., in respect of certain lands at of which they are respectively the owners, and all proceedings had thereupon be sent by you before us. Do command you, and every of you, that you, or one of you, do send under your seals, or the seal of one of you, before us at Westminster, immediately after the receipt of this our Writ, all and singular the said presentments, with all things touching the same, as fully and perfectly as the same have been had or made before you, or some of you, and now remain in your custody or power, together with this our Writ, that we may cause further to be done thereon what of right and according to the law and custom of England we shall see fit to be done. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,
ROBINSON.

To be returnable immediately before the Queen at Westminster, and tested as of the day on which it actually issues.

To be indorsed "at the instance of the party applying for the Writ."

No. LXII.

Certiorari to remove Recognizance.

VICTORIA, &c. To the Keepers of our Peace, &c. (as before.) We being willing, for certain reasons, that all and singular recognizances of the peace which were lately taken and acknowledged by and his sureties, before you or one of you, as is said, be sent by you before us. Do command you and every of you, that you or one of you do send under your seals, or the seal of one of you, before us at Westminster, immediately after the receipt of this our Writ, all and singular the said recognizances, with all things touching the same, as fully and perfectly as they have been taken by or before you or one of you, and now remain in the custody or power of you or any of you, together with this our Writ, that we may cause further to be done thereon what of right and according to the law and custom of England we shall see fit to be done. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

The same teste and return, as in cases of Certiorari for orders and indictments.

No. I.XIII.

Inrolment of Contumace Capiendo.

As yet of Term, 7 Vict. 1843. The Queen

COUNTY.] Our Lady the Queen hath sent to the Sheriff of the county of her Writ, closed in these words, *that is to say*, "Victoria, &c. [to the end of the Contumace Capiendo.]" And be it known, that the said Writ on the day of in this same Term, before our said Lady the Queen at Westminster, was delivered of record to the Sheriff of to be executed in due form of law.

The Writ to be indorsed thus :

This Writ is allowed, inrolled, and delivered of record before our Lady the Queen, at Westminster, of Term, in the year of the reign of our Sovereign Lady Victoria, by the Grace of God of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith, according to the form of the statute in such case made and provided.

In Court,

The return of non est inventus to this Writ should state that the within named [*defendant*] cannot be found in the Sheriff's Bailiwick before the next Writ may issue. 5 Eliz. c. 23 ; 53 Geo. 3, c. 127.

No. LXIV.

Capias cum Proclamatione super Contumace Capiendo.

VICTORIA, &c. to the Sheriff of Greeting.

WHEREAS [*recite the Writ of Contumace Capiendo throughout in the past tense*].

And whereas in obedience to the said Writ you returned to us that [*recite the return which should state that (the defendant) cannot be found in the Sheriff's Bailiwick*] as in our Court before us it appears upon record. Therefore according to the form of the statutes in such case made and provided, we command you that you do not forbear by reason of any liberty in your Bailiwick, but that you take the said if he shall be found in your Bailiwick, and him safely keep so that he may make satisfaction for the said contempt, and if the said shall not be found in your Bailiwick, that then you cause open proclamation to be made ten days at least before the return of this writ in your full County Court, or else at the general Assizes and Gaol Delivery to be holden within your said county or at a Quarter Sessions, to be holden before the Justices of the Peace within your said county according to the form of the statutes that the said shall within six days next after such proclamation yield his body to your gaol or prison of your said county, there to remain as a prisoner according to the tenor and effect of our said first writ to you [*or to the then sheriff*] before directed under pain of forfeiture of *ten pounds* (a) of lawful money of Great Britain, and how

(a) The second Capias twenty pounds, and the like sum in every subsequent writ.

you shall execute this our Writ make known to us on the day of *wheresoever we shall then be in England*, that we may cause further to be done thereon what of right and according to the form of the statutes in such case made and provided, shall be meet to be done. Witness, Thomas Lord Denman, at Westminster, the day of _____ in the _____ year of our reign.

By the Court,

ROBINSON.

There must be two months between the teste and return. Vide statute 5 Eliz. c. 23. }

To be tested on the return day of; and made returnable in the same manner as, the Contumace Capiendo.

No. LXV.

Assignment of Errors.

IN THE QUEEN'S BENCH.

Term in the _____ year of the reign of Queen Victoria.

<p>A. B., Plaintiff in Error <i>agi.</i> The Queen, Defendant in Error.</p>	}	<p>And now that is to say on the day of _____ in this same Term before our said Lady the Queen at Westminster.</p>
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Cometh the said _____ by _____ and saith, that in the record and proceedings aforesaid, and also in the giving of the judgment against the said A. B., there is manifest errors in this, to wit:—That [*here set out the first cause of error*] therefore in that there is manifest error. There is also error in this to wit:—That [*set out the second cause of error, and so on, specifying all the assignments of error, commencing and concluding each assignment in the same form as above; and lastly, as general assignments, may be added as follows*] there is also error in this, to wit:—that the indictment and proceedings aforesaid and the matters therein contained are not sufficient in law to warrant the said judgment so given against the said A. B., or to convict him of the trespasses, contempts, nuisances, or offences aforesaid, [*as the case may be*] or any or either of them, therefore in that there is manifest error. There is also error in this, to wit:—that the judgment aforesaid in form aforesaid is given for our said Lady the Queen. Whereas the said judgment by the law of this realm ought to have been given against our said Lady the

Queen and for the said A. B., therefore in that there is manifest error, and the said A. B. prays that the judgment aforesaid for the said errors, and other errors appearing in the record and proceedings aforesaid may be reversed, annulled, and wholly held for nothing, and that he may be restored to all things which by reason of the judgment and proceedings aforesaid he has lost.

[To be signed by Counsel.]

No. LXVI.

Joinder in Error.

And Charles Francis Robinson, Esquire, Coroner and Attorney of our said Lady the Queen, in the Court of our said Lady the Queen, before the Queen herself, who for our said Lady the Queen in this behalf prosecuteth, being present here in Court and having heard the matters aforesaid above assigned for error in manner and form aforesaid for our said Lady the Queen saith, that neither in the record and proceedings aforesaid nor in the giving of judgment aforesaid is there any error, therefore the said coroner and attorney of our said Lady the Queen, for our said Lady the Queen, prayeth that the Court of our said Lady the Queen now here may proceed to examine as well the record and proceedings aforesaid and the judgment thereon given as aforesaid, as the matters above assigned and alleged for error, and that the judgment aforesaid may in all things be affirmed.

[Joinder in Error may, but need not be signed by Counsel.]

No. LXVII.

Judgment of Affirmance on Writ of Error.

Whereupon the Court of our said Lady the Queen, before the Queen herself, now here having seen and fully understood all and singular the premises aforesaid, and having examined and inspected as well the Record and Proceedings aforesaid, and the Judgment thereon given as aforesaid, as the matter above assigned and alleged for Error, it appears to the Court here, that neither in the Record and Proceedings aforesaid, nor in giving the Judgment aforesaid is there any Error. Therefore, it is considered and adjudged by the said Court here, that the said Judgment be in all things affirmed.

No. LXVIII.

Reversal of Judgment on Writ of Error.

(As above to the words) "It appears" to the said Court here, that in the Record and Proceedings aforesaid, and also in giving the Judgment aforesaid, there is manifest Error, Therefore, it is considered and adjudged by the said Court here, that the Judgment aforesaid for the Errors aforesaid, and for other Errors, appearing on the Record and Proceedings aforesaid, be reversed, annulled, and altogether held for nothing. And that the said T. B. be restored to all things which by reason of the Judgment and Proceedings aforesaid he has lost, and that he depart hence without day in this behalf.

No. LXIX.

Affidavit for Habeas Corpus to Deliver and Receive.
(Verifying certified Copy of Commitment.)

IN THE QUEEN'S BENCH.

A. B., of, &c., maketh oath and saith, that he, this deponent, was present at Her Majesty's Gaol at _____ in and for the county of _____ on the _____ day of _____, and did see C. D., the gaoler or keeper of the said Gaol sign the certificate written at the foot of the copy of the commitment of _____ hereunto annexed, and that the name C. D., set and subscribed thereto, is of the proper handwriting of the said C. D.

Sworn, &c.

No. LXX.

*Gaoler's Certificate.**(To be written at the foot of the Copy Commitment.)*

"I do certify that the above is a true copy of the Warrant by virtue of which E. F. is detained in my custody. And that the said E. F. is not detained for any other cause." (if so)

NOTE.—If it appears by the commitment that the prisoner must be tried in a different county or place than that in which he is detained, the above copy, commitment, certificate, and affidavit are sufficient to obtain the writs. But if that fact does not so appear, an affidavit to that effect must also be supplied.

No. LXXI.

Affidavits for Habeas Corpus ad Subjiciendum.

Like the preceding Affidavit, verifying certified copy of commitment, together with such other Affidavits of facts as may be deemed necessary to shew a title to the Writ of Habeas Corpus.

The Affidavits should be entitled, "In the Queen's Bench" only, unless the application be in a cause already on the Crown side of the Court, in which case they must be entitled in such cause also.

No. LXXII.

Fiats for Habeas Corpus to deliver and receive.

ENGLAND.—Let a Writ of Habeas Corpus issue, directed to the Keeper of Her Majesty's Gaol at _____ in and for the county of _____ commanding him to deliver the body of _____ to the Sheriff of _____

Let a like Writ issue, directed to the Sheriff of _____ commanding him to receive the said _____ from the Keeper of the said Gaol at _____

[Date of issuing.]

No. LXXIII.

Habeas Corpus to deliver.

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland Queen, Defender of the Faith, to the Keeper of our Gaol at _____ in and for our county of _____ or his Deputy there, Greeting. We command you that you deliver the body of _____ committed and detained in our prison, under your custody, to our Sheriff of _____ and that you certify to our said Sheriff the cause of his taking and detainer, that our said Sheriff may without delay cause him to be safely conveyed to our Goal of his county at _____ according to the tenor of our Writ directed to him for that purpose, to remain in the same last-mentioned Gaol, until he shall be from thence discharged by due course of law. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign.

By the Court,

ROBINSON.

To be tested as of the day on which it is actually issued (*vide* the next writ to accompany this.)

The application for these writs must only be made to a Judge out of Court (*vide* *Fiats*).

No. LXXIV.

Habeas Corpus to receive.

VICTORIA, by the Grace of God, &c., to the Sheriff of Greeting. Whereas, we being willing that the body of now in our prison under the custody of the Keeper of our Gaol at of and for our should for certain reasons be forthwith conveyed from thence to you, have lately commanded, by our Writ, the said Keeper, that he should without delay deliver the said into your custody, and certify to you the cause of his taking and detaining. We therefore command you that you receive the said from the said Keeper, and that you do without delay cause him to be safely conveyed to our Gaol at in and for your said county, and cause him to be detained therein, under safe custody, until he shall be from thence delivered by due course of law. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

To be tested as of the day on which it is actually issued.

NOTE.—These forms of writs are used for Hab. and Recp. Corpus, under 38 Geo. 3, c. 52, commonly called “Coke’s Act.” And, sometimes, as common law writs, to remove prisoners who may be confined in a gaol, not being the gaol of the county or place where they are to take their trial, to the gaol of the place where they are to be tried. And also (for instance) to remove prisoners charged with having committed offences on the high seas, and committed to any gaol on the coast, to Newgate, to take their trial at the Court for the Jurisdiction of the Admiralty of England, at the Old Bailey.

The directions of the writs must of course be varied according to circumstances. (*Vide* Directions of Writs.)

No. LXXV.

Fiat for Habeas Corpus.

ENGLAND.—Let a Writ of Habeas Corpus issue directed to _____ commanding him to have the body of _____ before a Judge at Chambers, immediately to undergo, &c. [or to testify the truth and give evidence at _____ on the day of _____ between our Lady the Queen and _____ on behalf of the _____], or, [as the case may be]. At the instance of A. B.

[Date of issuing.]

No. LXXVI.

Habeas Corpus ad Subjiciendum.

This form of Writ is used for the following purposes, *viz.*, to bring up a prisoner to be discharged from an informal or illegal commitment, or to be admitted to bail, and to bring up a party to be dealt with according to law, and when the subject is illegally deprived of his liberty.

VICTORIA, &c. To _____ Greeting. We command you that you have in our Court before us at Westminster, [if in Vacation, before our right trusty and well-beloved Thomas Lord Denman, our Chief Justice assigned to hold pleas before us, or such other Judge who may be at Chambers in Rolls Garden, Chancery Lane], immediately after the receipt of this our Writ, the body of _____ being [committed and] detained under your custody as is said, together with the day and cause of his being taken and detained by whatsoever name he may be called therein to undergo and receive all and singular such matters and things as our said Court [or our said Chief Justice or other Judge as aforesaid], shall then and there consider of concerning him in this behalf. And have you then there this Writ. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the year of our reign.

By the Court,

ROBINSON.

To be tested as of the day on which it is actually issued.

To be indorsed "By Rule of Court," (if so). When granted at Chambers, to be signed by the Judge, *vide statutes 31 Car. 2; 56 Geo. 3, c. 100.*

No. LXXVII.

Habeas Corpus for an impressed Seaman.

VICTORIA, &c. To the Admiral or Commander of our ship of war _____, or other commanding officer, on board the said ship, or other person having the custody of A. B., Greeting. We command you that you have in our Court before us at Westminster] or before our right trusty and well-beloved Thomas Lord Denman, our Chief Justice assigned to hold pleas before us, or such other Judge who may be at his Chambers in Rolls Garden, Chancery Lane], immediately after the receipt of this our Writ, the body of the said A. B., detained in your custody (as is said), together with the day and cause of his taking and detainer, by whatsoever name the said A. B. may be called therein, to undergo and receive all and singular such things as our said Court (or our said Chief Justice or other Judge as aforesaid), shall then and there consider of concerning him in that behalf. And have you then there this Writ. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign.

By the Court,

ROBINSON.

To be tested as of the day on which it is actually issued.

To be indorsed, "By Rule of Court," (if so). When granted at Chambers, to be signed by the Judge, *vide Fiat*. *Vide Statute 13 Geo. 2, c. 17.*

No. LXXVIII.

Notice to be served with Writ of Habeas Corpus ad Subjiciendum.

IN THE QUEEN'S BENCH.

WHEREAS "her Majesty's Court of Queen's Bench at Westminster [or the Honorable Mr. Justice _____ one of the Judges of her Majesty's Court of _____ at Westminster] has granted a Writ of Habeas Corpus directed to _____ [or other person having the custody of _____ [if so] commanding him [or them] to have the body of _____ before the said Court [or before Thomas Lord Denman, Chief Justice of the said Court, or such

other Judge who may be at his Chambers in Rolls Garden, Chancery Lane, London] immediately to undergo, &c.

Now take notice, that you are hereby required to have the body of the said _____ before the said Court (or before the said chief or other Justice as aforesaid) on _____ the _____ day of _____ at _____ of the clock, &c. And to make a return to the said Writ. Or in default thereof, the said Court will then, or so soon after as counsel can be heard, be moved for an attachment against you for your contempt in not obeying the said writ [*or that application will then be made to one of the Judges of the said Court for a warrant for your apprehension, in order that you may be held to bail to answer for your contempt in not obeying the said Writ.*]

Dated this _____ day of _____ 184

Yours, &c.

Attorney for

To _____ the persons to whom the }
Writ is directed, or any other per- }
son upon whom it may be deemed }
necessary to serve the Writ. }

No. LXXIX.

*Notice on having obtained Habeas Corpus.
(On an informal or illegal Commitment.)*

Recite the granting of the Writ as in the above Notice; then say,

Now take notice that by virtue of the said Writ, the said A. B. will be brought before the said Court [*or before one of the Judges of the said Court at his Chambers in Rolls Garden, Chancery Lane*], on the _____ day of _____ [*at _____ of the Clock, &c.*], in order that he the said _____ may be discharged out of custody as to the commitment by which he is now detained in the custody of the said Keeper.

Dated this _____ day of _____ 184

Yours, &c.

Attorney for the said

To A. B. and C. D., Esqrs. the
committing Magistrates, and
to _____ the Prosecutor.

Notice of Bail on Hab. Corp., *vide* Bail on Criminal Charges, *ante*.

No. LXXX.

Affidavit for Habeas Corpus ad Testificandum.

IN THE QUEEN'S BENCH.

A. B., of, &c., maketh oath and saith that C. D., now a prisoner, confined in her Majesty's Gaol at _____ in and for the _____ is and will be a material and necessary witness on behalf of _____

On the trial of an Indictment [or before the Grand Jury of the county of _____ upon an indictment to be preferred] against E. F., for certain _____, which indictment stands for trial [or is to be preferred] on _____ the _____ day of _____ at _____ in and for _____. And this Deponent further saith that the _____ cannot safely proceed to trial [or prefer the said indictment] without the testimony of the said C. D.

Sworn, &c.

When in a cause on the Crown side of the Queen's Bench.

IN THE QUEEN'S BENCH. MIDDLESEX.—The Queen
v.
A. B.

C. D., of, &c., maketh oath and saith, that this cause stands for trial at _____ in and for the _____ on _____ the _____ day of _____. And that E. F., a prisoner confined in Her Majesty's Gaol at _____ in and for the _____ for _____ is and will be a material and necessary witness on behalf of _____ on the trial of the said cause. And that the said _____ cannot safely proceed to trial without the testimony of the said E. F.

Sworn, &c.

No. LXXXI.

Habeas Corpus ad Testificandum.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith, To the Keeper of our Gaol at _____ of and for our _____. We command you that you have before (*vide* descriptions of Courts) on _____ the _____ day of _____ at _____ the body of _____ being committed and detained in our prison under your custody, as is said,

then and there to testify the truth and give evidence on our behalf against A. B. for [*felony*] and so from day to day until the said shall have given his evidence as aforesaid. And when he shall have given his evidence, then that you take him back without delay to our said Gaol under your custody, and cause him to be detained therein under safe custody, until he shall be from thence discharged by due course of law. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,
ROBINSON.

To be tested as of the day on which it is actually issued.

NOTE.—The blanks in this Writ must be filled up according to the particular case for which it may be required and as to the Court, time, and place, &c., in the same form and manner as a subpoena ad testificandum.

Application for this writ is only to be made to a Judge out of Court.—*Vide*, 44 Geo. 3, c. 102.

No. LXXXII.

Habeas Corpus to Answer.

(*To bring up a prisoner before a Magistrate to answer to a charge.*)

VICTORIA, &c. To the Keeper of our Gaol at in and for our of or to his Deputy there, Greeting. We command you that you have before some one or more of the keepers of our peace, and our Justices assigned to hear and determine divers felonies, trespasses, and other misdemeanors committed within our county of who may be in attendance on the day of at in our said county, the body of being committed and detained in our prison under your custody as is said, together with the day and cause of his being taken and detained, by whatsoever name he may be called therein, then and there to answer to a charge of to be then and there made against him, and so from day to day until he shall have answered the said charge, and to be further dealt with according to law. And have you then and there this writ. Witness, &c.

By the Court,
ROBINSON.

To be tested as of the day on which it is actually issued.

Vide 43 Geo. 3, c. 140.

No. LXXXIII.

Habeas Corpus to bring up a Prisoner to plead to an Indictment or for Trial.

VICTORIA, &c. To the Sheriff of and to the Keeper of our Gaol at in and for our said or his Deputy there, Greeting. We command you that you have before [*vide description of Courts*] at on the day of the body of being committed and detained in our prison under your custody as is said, together with the day and cause of his being taken and detained, by whatsoever name he may be called therein, then and there to answer to [*or to take his trial upon*] an Indictment against him for . And so from day to day until he shall have answered as aforesaid [*or taken his trial as aforesaid*]. And to be further dealt with according to law. And have you then there this Writ. Witness, &c.

By the Court,

ROBINSON.

To be tested as of the day on which it is actually issued.

No. LXXXIV.

Habeas Corpus to bring a Prisoner to the Crown Office to attend the nomination, &c., of a special Jury, (43 Geo. 3, sess. 2, c. 140.)

VICTORIA, &c. To the Keeper of our Gaol of or his Deputy there, Greeting. We command you that you have the body of being detained in our prison under your custody, before Charles Francis Robinson, Esquire, our Coroner and Attorney in our Court, before us on the day of at of the clock, at the Crown Office in the Inner Temple, London; there to attend the nomination of forty-eight good and lawful men out of the book or list of persons qualified to serve on special juries within the county of as and for a jury to be taken between us and the said upon an information exhibited against him in our Court before us, by the said Charles Francis Robinson our Coroner and Attorney as aforesaid, for certain [*or upon an indictment against him for certain ;*] and so from day to day until the same jury shall be reduced, and when the said shall have so attended the nomination and reduction of the said jury,

that then you cause him to be brought back without delay to our said prison, and cause him to be detained therein under safe custody until he shall be from thence discharged by due course of law. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

To be tested as of the day on which it is actually issued.

No. LXXXV.

Affidavit of Service of a Writ of Habeas Corpus.

IN THE QUEEN'S BENCH.

A. B. of, &c., maketh oath and saith, that he did on the day of personally serve C. D. with a Writ of Habeas Corpus issued out of and under the seal of this Honorable Court, directed to the said C. D., commanding him to have the body of before this Court, immediately to undergo, &c., [*describe the direction and mandatory part of the Writ,*] by delivering such Writ of Habeas Corpus to the said C. D. personally, at in the county of .
Sworn, &c.

No. LXXXVI.

Affidavit of Search at Crown Office for Return.

IN THE QUEEN'S BENCH.

A. B., of, &c., maketh oath and saith, that he did this day of search the proper file at the Crown Office for a return to a Writ of Habeas Corpus, lately issued out of and under the seal of this Honorable Court, directed to commanding him to have the body of before this Court, immediately to undergo, &c., [*as the case may be,*] but that no return was then filed or made to the same; and this deponent further saith, that the said hath not, in any manner, obeyed the said writ, as this deponent verily believes.
Sworn, &c.

No. LXXXVII.

*Affidavit to accompany Certificate for a warrant upon an
Indictment removed.*

IN THE QUEEN'S BENCH. MIDDLESEX.—The Queen,
v.
A. B.

C. D., of, &c., [*Attorney or Clerk to,*] Attorney or Agent for the prosecutor in this cause, maketh oath and saith, that the above named defendant named in the annexed certificate, was not held to bail to answer the Indictment against him in this prosecution for certain before the removal of the same into this Court. And that he has not at any time been held to bail to answer the charges in the said Indictment specified, either before or since the finding of the same.

Sworn, &c.

A certificate of Indictment, to be obtained at the Crown Office, must accompany this Affidavit.

No. LXXXVIII.

*Notice to be indorsed on Copy Indictment, or Information to be
served on Defendant in Gaol.*

Term in the year of Queen Victoria, 184

IN THE QUEEN'S BENCH:

LANCASHIRE.—The Queen }
v. } Copy Information
(or Indictment).

Take notice, that unless you shall, within the space of *eight* days next after the delivery hereof, cause an appearance, and also a Plea or Demurrer to be entered in the Court of Queen's Bench to the within Information (*or Indictment*), an appearance, and the Plea of Not Guilty will be entered thereto, in your name, pursuant to the statute in that case made and provided, and that the Issue to be joined thereon will be tried at the next Assizes to be holden in and for the county of

Dated this day of 184

Yours, &c.,

Solicitor for the Prosecution.

To the above- }
named Defendant. }

The statute under which this Copy and Notice may be given, applies only where the defendant is committed to the county gaol for the offence for which he is impeached or indicted. (*Vide* stats. 48 Geo. 3, c. 58;) (Customs or Excise, 35 Geo. 3, c. 96.) (6 Geo. 4, c. 108, s. 98, relates to persons committed for offences against any act relating to the Revenue of Customs;) (7 & 8 Geo. 4, c. 56, s. 14, Customs, where defendant has appeared and neglects to plead.) *Vide* Reg. Gen., 6 T. R. 401.

No. LXXXIX.

Affidavit of Service of Copy Information, or Indictment, with Notice indorsed on Defendant in Gaol.

IN THE QUEEN'S BENCH. LANCASHIRE.—The Queen
agt.

A. B., of, &c.,
maketh oath and saith, that he did on the day of
deliver to the above-named Defendant, then a Prisoner in
Her Majesty's Gaol at in and for the county of
at the said Gaol, a Copy of the paper writing hereunto annexed,
marked with the letter (*annex a copy of the Information and Notice indorsed*), and of the indorsement thereon.

Sworn, &c.

No. XC.

Notices of Bail.

On Certiorari for Defendants who remove an Indictment, and On Certiorari for Orders.	}	Are not necessary, unless ordered by the Judge granting the Certiorari.
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Notice of Bail on Indictment removed.

IN THE QUEEN'S BENCH. MIDDLESEX.—The Queen
agt.

A. B.

(Indicted with others.)

Take notice, that the above-named Defendant, will appear
before the Honorable Mr. Justice at his Chambers in Rolls

Garden, Chancery Lane, on the day of
 by of the clock of the same day, and will then
 enter into his own recognizance, and put in Bail for his the said
 Defendant's appearance, in Her Majesty's Court of Queen's Bench,
 at Westminster, on the first day of the next Term [*or on the*
day of], then and there to answer to an Indictment against
 him and others, for certain according to the course of the
 said Court, and personally to appear in the said Court, on the return
 of the Postea, in case he shall be convicted, and so from day to day,
 &c. And the names and additions of such Bail are—A. B., of, &c.,
 and C. D., of, &c.

Dated this day of 184

Yours, &c.,

Attorney for the above-named A. B.

To the Prosecutor, or
 To Gent., the Attorney
 or Agent for the Prosecutor. }

No. XCI.

Recognizance to answer Indictment, according to the course of the Court.

Ex. gr. Upon Indictment removed by Prosecutor.

MIDDLESEX.—Be it remembered, that on the
 day of in the year of the reign of our Sovereign
 Lady Victoria, by the Grace of God, of the United Kingdom of
 Great Britain and Ireland, Queen, Defender of the Faith
 of of of and of come
 before one of Her Majesty's Justices of the
 And acknowledge themselves to owe to our said Lady the Queen,
 the several sums following, that is to say, the said the sum
 of pounds. And the said and the sum
 of pounds each of lawful money of Great Britain, to be
 levied upon their several goods and chattels, lands and tenements, to
 Her Majesty's use. Upon condition that if the said shall
 appear in Her Majesty's Court of Queen's Bench, at Westminster,
 on the first day of the next Term [*or on the day of*]
 and answer to an Indictment against him for certain
 according to the course of the said Court; and personally appear in
 the same Court, on the return of the Postea, in case he shall be con-

victed, and so from day to day, and not depart that Court, without leave, then this Recognizance to be void, or else to remain in full force.

Taken and acknowledged, the day and }
 year first abovesaid, at in the }
 county of before me. }

No. XCII.

Notice of Bail, to Indictment found in the Queen's Bench.

IN THE QUEEN'S BENCH. MIDDLESEX.—The Queen,
 v.
 A. B.

Take notice that the above-named defendant will appear before the Honorable Mr. Justice at his Chambers, in Rolls Garden, Chancery Lane, London, on the day of at of the clock, &c., and will then enter into his own recognizance, and put in bail for his the said defendant's appearance in Her Majesty's Court of Queen's Bench, at Westminster, within the first eight days of the next Term, to the Indictment found against him in this Prosecution for certain . And to plead thereto, and try the same at the Sittings of Nisi Prius, to be holden after the same Term, in and for the county of Middlesex, according to the course and practice of the said Court, and so from day to day, &c. And the names and additions of such bail are A. B. of, &c. and C. D., of, &c.

Dated this day of 184

Yours, &c.,

(Attorney or Agent for the
 above-named Defendant).

To the Prosecutor, or to }
 Mr. the Attorney or Agent }
 for the Prosecutor. }

N.B.—For a common assault only, notice is not necessary.

No. XCIII.

Recognizance to Appear, Plead, and Try, on Indictment found in Queen's Bench.

MIDDLESEX.—Be it remembered, that on the day of in the year of the reign of our Sovereign

Lady Victoria, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith [*insert names and additions of Defendant and Bail*] come before me one of Her Majesty's Justices of the Court of Queen's Bench, and acknowledge to owe our Sovereign Lady the Queen, the several sums following (that is to say) the said the sum of pounds, and the said and the sum of pounds, each of lawful money of Great Britain, to be levied upon their several goods and chattels, lands and tenements, to Her Majesty's use, upon condition that if the said shall appear in Her Majesty's Court of Queen's Bench, at Westminster, within the first eight days of the next Term, and plead to an Indictment against him for certain and try the same at the sittings of Nisi Prius, to be holden after the same Term, in and for the county of Middlesex, and personally appear in the same Court, on the return of the Postea, in case he shall be convicted, and so from day to day, and not depart the Court without leave, then this recognizance to be void, or else to remain in full force.

Taken and acknowledged the day and }
 year first above said, at my Cham- }
 bers, in Rolls Garden, Chancery }
 Lane. Before me, }

No. XCIV.

Notice to call a Defendant on Recognizance to appear and plead to Indictment.

IN THE QUEEN'S BENCH. MIDDLESEX.—The Queen
 v.
 A. B.
 Indicted with others [if so].

Take notice that Her Majesty's Court of Queen's Bench at Westminster will be moved on the day of , or so soon after as counsel can be heard, that the above-named defendant may be called upon his recognizance to appear and plead to the indictment against him [*and others*] in this prosecution for certain [*conspiracies*]. And in case the said defendant does not then appear and plead to the said indictment, the said Court will be moved that his default may be recorded, and that the recognizance of the said

defendant and of his bail entered into in this prosecution be estreated in tothe Court of Exchequer.

Dated this day of 184 .

Yours, &c.

(Attorney for the prosecutor.)

To A. B. the above-named }
Defendant, and also to C. D. }
of, &c., and E. F. of, &c., his }
bail. }

N. B.—This notice need not be personally served, but the affidavit of service must state a copy to have been left *with the wife*, or a servant of the defendant, or of his bail, *at the residence* of such defendant or bail.

No. XCV.

Venire Facias, to answer.

VICTORIA, by the Grace of God, &c., To the Sheriff of
Greeting. We command you that you do not forbear by
reason of any liberty in your Bailiwick, but that you cause to come
before us at Westminster, on the day of
A. B., late of, &c., [or the inhabitants of the parish of in
the county of] to answer to us for certain , whereof
[*he is, or*] they are indicted, and have you then there this Writ,
Witness, Thomas Lord Denman, at Westminster, the day of
in the year of our reign.

By the Court,

ROBINSON.

NOTE.—This Writ issues to cause an appearance to be entered in cases where the defendant is not under any recognizance to appear; mostly on indictments removed by the prosecutor and [*for instance*] against the inhabitants of a parish or county.

To be tested and made returnable on a day certain, either in Term or out of Term.

Four defendants may be included in one writ.

No. XCVI.

Distringas, to answer.

VICTORIA, by the Grace of God, &c., To the Sheriff of
Greeting. We command you that you do not forbear by reason of

any liberty in your Bailiwick, but that you distrain by all his [*or their*] lands and chattels in your Bailiwick, so that neither he [*or they*] nor any one for him [*or them*] do put his [*or their*] hands to the same, until you shall have another command from us for that purpose. And that you answer to us for the issues thereof, so that you may have him [*or them*] before us at Westminster, on the day of to answer to us for certain whereof he is [*or they are*] indicted, and to hear his [*or their*] judgment for his [*or their*] many defaults, and have you there this writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

NOTE.—This writ must not issue until the end of four days after the return of the Venire, or previous process [*exclusive of the return day thereof*]. Must be tested and made returnable on a day certain, either in Term or out of Term, i. e., tested on the return day of the previous process.

No. XCVII.

Supersedeas to Distringas.

VICTORIA, &c. To the Sheriff of Greeting. Whereas A. B., late of, &c., hath appeared in our Court before us at Westminster to an indictment against him for certain . We therefore command you, that you wholly supersede the distraining or otherwise molesting any longer the said A. B. on account of the premises aforesaid. And if you have distrained the said A. B., that then you do without delay deliver or cause to be delivered to him that which you have so distrained, if he be thereby distrained for the reasons aforesaid and no other, and this you are not to omit. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

Supersedeas to other Writs.

Must be directed according to the writ to be superseded.

The recital must shew a title to the Supersedeas by stating that the Defendant has done that which the writ issued to compel him to do. And the mandatory part of the writ altered and varied according to the exigency of the case for which the same may be required.

No. XCVIII.

Capias to answer to Indictment.

VICTORIA, by the Grace of God, &c. To the Sheriff of Greeting. We command you that you do not forbear by reason of any liberty in your Bailiwick, but that you take _____ of, &c., if he shall be found in your Bailiwick, and him safely keep, so that you may have his body before us at Westminster on _____ the day of _____ to answer to us for certain _____ whereof he is indicted. And have you then there this Writ. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign.

By the Court,
ROBINSON.

To be tested and made returnable on a day certain either in Term or out of Term, unless issued for the purpose of outlawry, in which case it must be tested in Term, and made returnable in the following Term.

In cases of misdemeanor this writ must not issue till the end of four days [*exclusive of the return day*] after the return of the venire and a non est inventus or nil habeat returned.

To proceed to outlawry before judgment there must be three writs of capias (as above) issued from Term to Term before the capias cum proc and exigent.

In cases of felony, if the Defendant is not in custody or under bail, this writ issues instead of a venire to answer.

No. XCIX.

Capias cum Proclamatione.

(*To have the same Teste and Return as the Exigent.*)

VICTORIA, &c. To the Sheriff of _____ Greeting. Whereas by our Writ of Exigent, having the same day of teste and return as this our Writ of Proclamation. We have commanded you that you cause to be exacted (or demanded) A. B., of, &c., from County Court to County Court (or from Hustings to Hustings) until he shall be outlawed, according to the law and custom of England, if he shall not appear. And if he shall appear, that then you take him, and him safely keep, so that you may have his body before us at Westminster

on the day of to answer to us for certain whereof he is indicted (as in the Exigent). We therefore command you that you cause three Proclamations to be made according to the form of the Statute in that case made and provided, in the form following, that is to say, one of the same Proclamations in the open County Court of and in your county, and one other of the same Proclamations to be made at the General Quarter Sessions of the Peace in those parts where the said A. B., at the time of the said Exigent awarded, was dwelling, and one other of the same Proclamations to be made one month at least before the quinto exact by virtue of the said Writ of Exigent, at or near to the most usual door of the church or chapel of that town or parish where the said A. B. was dwelling at the time of the said Exigent so awarded. And if the said A. B. was dwelling out of any parish, then in such place as aforesaid of the parish in your county next adjoining to the place of the dwelling of the said A. B., and upon a Sunday immediately after Divine Service and Sermon, if any Sermon there be. And if no Sermon there be, then forthwith immediately after Divine Service, that he, the said A. B., render himself unto you before or at the time when he shall be the fifth time exacted by virtue of the said Writ of Exigent. So that you may have his body before us at Westminster on the day of to answer to us for the aforesaid, whereof he is indicted. And have you then there this Writ. Witness, Thomas Lord Denman at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

See 8 Henry 6, c. 10, s. 2, extended to indictments removed into Q. B. by 10 Henry 6, c. 6.

To be returnable from Term to Term on a certain day, and tested on the return day of the previous process.

No. C.

Exigent before Conviction.

VICTORIA, by the Grace of God, &c. To the Sheriff of Greeting. We command you that you do not forbear by reason of any liberty in your Bailiwick, but that you cause to be exacted

A. B., of, &c., from County Court to County Court, until he shall be outlawed, according to the law and custom of England, if he shall not appear. And if he shall appear, that then you take him, and him safely keep so that you may have his body before us at Westminster, on the day of to answer to us for certain whereof he is indicted, and whereupon you have before returned unto us that the said A. B., was not found in your Bailiwick. And have you then there this Writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

The like after Conviction.

Instead of to answer, &c., say : To satisfy us concerning his redemption by reason of certain whereof he is indicted, and thereupon by a jury of the country [*or by his own confession or default*], he stands convicted. As in our Court before us it appears upon record. And whereupon, &c. [*as above*].

If in London.—Instead of “exacted,” say “demanded,” and instead of “from County Court to County Court,” say “from Husting to Husting.”

If against a Woman.—Say “waived,” instead of “outlawed.”

If against a Man and Woman.—Say “outlawed and waived.”

NOTE.—If there be not time for the holding of five County Courts or Hustings, allowed between the teste and return, the following Writ must issue after the return of the above, to complete the same.

Care must be taken that no Term intervenes, but that the process be returnable from Term to Term, but the Writ may be tested on the first day of a Term, and made returnable on the first or last day of the next ensuing Term.

No. CI.

Exigent (with Allocatur).

VICTORIA, by the Grace of God, &c. To the Sheriff of Greeting. We command you that allowing the County Courts at which of was exacted, and did not appear as you returned to us on the day of last, you cause him to be further exacted at your next County Court, and so from County Court to County Court, until he shall be outlawed,

according to the law and custom of England if he shall not appear. And if he shall appear, that then you take him and him safely keep, so that you may have his body before us at Westminster, on the day of to satisfy us concerning his redemption by reason of certain whereof he is indicted, and thereupon by his own confession [*or by a jury of the country*], he stands convicted as in our Court before us it appears upon record [*or to answer to us for certain whereof he is indicted*]. And whereupon you have before returned unto us that the said was not found in your Bailiwick, and have you then there this Writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

In London say "Hustings," instead of "County Court," and "demanded," instead of "exacted."

To be tested on the day of the return of the previous writ, and made returnable on the first or last day of the following Term.

Alias writs of Allocatur Exigent to issue if necessary, to make up the quinto exact. [*i. e. until the Defendant has been exacted at five County Courts.*]

No. CII.

Capias Ut Lagatum.

VICTORIA, &c. To the Sheriff of Greeting.

We command you that you do not forbear by reason of any liberty in you Bailiwick, but that you take A. B., of, &c., if he shall be found in your Bailiwick, and him safely keep, so that you may have his body before us, at Westminster, on the day of to stand right in our Court, before us, upon a certain Outlawry against him, at our suit, for certain whereof he is indicted, &c., and thereupon he is declared Outlawed in your county, and have you then there this Writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

No. CIII.

Same (special), cum Breve de Inquirendo.

(*As above.*)—And after the words “declared outlawed in your county,” add:—“We also command you that you do not forbear, &c., but that you diligently inquire by the oath of good and lawful men of your Bailiwick, what goods and chattels, lands and tenements the said A. B. had on the said day of in the year [*the date of the Capias Utlagatum*] in your said Bailiwick; and those goods and chattels, lands and tenements, into whose hands soever they may have come, in your Bailiwick, you cause to be taken, seized into our hands, and appraised according to the full value thereof, to our use, so that you may certify, at the aforesaid time, the true value of the same goods and chattels, lands and tenements, under their Seals, or the Seal of some of them, by whose oath the Inquisition aforesaid shall be taken, then returning to us this our Writ. Witness, &c. [*as above.*]

Teste and Return, *vide* New Regulations, No. X.

· No. CIV.

Demurrer, General by Defendant.

Term in the year of the reign of Queen Victoria.

(COUNTY.)

A. B. } And now that is to say on the day of
ats. } in this same Term, before our said Lady
The Queen. } the Queen, at Westminster, cometh the said
by his Attorney [*or in his own proper person*], and having
heard the said indictment [*or information*] read, says that our said
Lady the Queen ought not further to prosecute [*or impeach*] him,
the said A. B., by reason of the premises in the said indictment [*or
information*] mentioned, because he says that the said indictment [*or
information*], and the matters therein contained, are not sufficient in
law to compel him, the said A. B., to answer thereto; and this he
is ready to verify. Wherefore he, the said A. B., prays judgment,
and that by the Court here he may be dismissed and discharged
from the said premises in the said indictment [*or information*]
specified.

Should be signed by Counsel.

No. CV.

Demurrer by Prosecutor to Defendant's Plea.

(COUNTY.)

The Queen
ats. } And Charles Francis Robinson, Esq., Coroner
 A. B. } and Attorney of our said Lady the Queen, in the
 Court of our Lady the Queen, before the Queen
 herself, who, for our said Lady the Queen, in this behalf prosecuteth, having heard the said plea of the said A. B., by him, in manner and form above pleaded in bar for our said Lady the Queen, saith, that the said plea, and the matters therein contained, in manner and form as the same are above pleaded and set forth, are not sufficient in law, and that he, the said Coroner and Attorney for our said Lady the Queen, is not bound by the law of the land to answer the same, and this he the said Coroner and Attorney is ready to verify. Wherefore, for want of a sufficient plea in this behalf, the said Coroner and Attorney for our said Lady the Queen prays judgment, and that the said A. B. may be convicted of the premises above charged upon him [*and if in Quo Warranto, say*], and may be forejudged and excluded of and from the office, liberties, privileges and franchises aforesaid.

To be signed by Counsel.

No. CVI.

Joinder in Demurrer by Prosecutor.

And Charles Francis Robinson, Esquire, Coroner and Attorney of our said Lady the Queen, in the Court of our said Lady the Queen before the Queen herself, who for our said Lady the Queen in this behalf prosecuteth for our said Lady the Queen, saith, that our said Lady the Queen ought not to be barred from prosecuting the said Indictment, [*or from having her aforesaid information*], against the said A. B., because he saith, that the said Indictment, [*or Information*] and the matters therein contained, are good and sufficient in law to compel him, the said A. B., to answer thereto. Therefore, he the said Coroner and Attorney for our said Lady the Queen prays judgment, and that the said A. B. may be convicted of the premises charged upon him in and by the said Indictment, [*or Information*].

(Need not be signed by counsel.)

No. CVII.

Joinder in Demurrer by Defendant.

And the said A. B. by _____ says, that the said plea and the matters therein contained, in manner and form as the same are above pleaded and set forth, are sufficient in law to bar or preclude our said Lady the Queen from having her aforesaid information against him, the said A. B., and that he is ready to verify and prove the same, as the Court shall award. Wherefore, inasmuch as the said Coroner and Attorney hath not answered or denied the said plea, nor in any manner replied to the same, he the said A. B. prays judgment, [*and if in Quo Warranto say, "and that the said office, liberties, privileges, and franchises, so claimed by him as aforesaid, may be allowed and adjudged to him,*] and that he may be discharged by the Court here of and from the premises by the said information above charged upon him.

No. CVIII.

Plea of Not Guilty (with Issue joined.)

Term in the _____ year of Queen Victoria.

(MIDDLESEX.)

A. B. } And now, that is to say, on _____ the
 ats. } day of _____ in this same Term [*first day of*
 The Queen. } *the Term*], before our said Lady the Queen at
 Westminster, cometh the said A. B., by _____ his Attorney,
 [*or in his own proper person*], and having heard the said indictment
 read, he saith, that he is Not Guilty thereof, and hereupon he putteth
 himself upon the country. And Charles Francis Robinson, Esquire,
 Coroner and Attorney of our said Lady the Queen, in the Court of
 our said Lady the Queen, before the Queen herself, who for our said
 Lady the Queen in this behalf prosecuteth, doth the like.

No. CIX.

Plea of Guilty, or Confession.

(*As above, to the word*) "saith," he cannot deny but that he is guilty of the premises in the indictment within specified and charged.

In London and Middlesex.

Eight days' notice of trial, (one inclusive, another exclusive) is sufficient, if the Defendant lives within forty miles of London. If the defendant lives more than forty miles from London, fourteen days' notice is necessary. Four days before the first sitting day in London, will do for notice of trial for the adjournment day in London, if the Defendant lives within forty miles. Two days countermand, less than forty miles, otherwise six.

For the Assizes, ten days' notice is sufficient, six days countermand.

No. CXI.

Notice of Trial for the Assizes.

IN THE QUEEN'S BENCH.

SURREY.—The Queen,
on the Prosecution of*against*

A. B. and others.

Take Notice that the Issue joined in this prosecution will be tried at the next Assizes to be holden at _____ in and for the county of _____ of _____

Dated this _____ day of _____ 184 .

Yours, &c.

(Attorney for the above-named Prosecutor.)

To A. B., C. D. and E. F., the
Defendants, or to Mr.
the Attorney or Agent for the
Defendants. }

N.B.—Ten days' notice (one inclusive, another exclusive) for the Assizes—six days countermand.

No. CXII.

Notice of Trial for the Sittings in London or Middlesex.
IN THE QUEEN'S BENCH.

LONDON or } The Queen
 MIDDLESEX. } on the Prosecution of

against

A. B. and C. D.

indicted with others.

Take Notice that the Issue joined in this Prosecution will be tried at the Sittings of Nisi Prius to be holden after this Term, in and for the City of London (or County of Middlesex), *as the case may be.*

Dated this day of 184 .

Yours, &c.,

(Attorney for the above-named Prosecutor.)

To A. B. and C. D., the above-
 named Defendants, or to Mr. }
 their Attorney. }

No. CXII.

*Petition for a License for Queen's Counsel to appear for
 Defendant.*

TO THE QUEEN'S MOST EXCELLENT MAJESTY.

The Humble Petition of A. B. of

SHEWETH, That in Term there was an information exhibited in your Majesty's Court of Queen's Bench against your Petitioner, for certain , upon which your Petitioner is to be tried at [or, that at the Sessions, &c., held on, &c., your Petitioner was indicted for , which indictment your Petitioner (or the Prosecutor) caused to be removed into your Majesty's Court of Queen's Bench by Writ of Certiorari, upon which your Petitioner is to be tried at] on . . . And your Petitioner, having in all the proceedings relating to the said information [or indictment] advised [or being desirous of advising] with , one of your Majesty's Counsel, who may be very useful to your Petitioner in defending your Petitioner on the trial of the said Indictment [or Information]. Your Petitioner therefore, humbly

prays that your Majesty would be graciously pleased to grant your royal dispensation for the said to be of Counsel for your said Petitioner on the trial of the said Indictment [*or Information*].

Who as in obedience and duty bound shall ever pray, &c.

To be left at the Home Office, where a Memorandum or Certificate will be given, which must be delivered to the Counsel's Clerk.

No. CXIV.

Warrant of Nisi Prius.

MIDDLESEX.—Let a Record of Nisi Prius be made up between our Sovereign Lady the Queen, and A. B., of, &c. upon * an Indictment [*or Information*] for certain

By the Controlment of [*the Term of which the Plea is entered*] Term, 1 Vict. 184

F. POLLOCK.

No. CXV.

Warrant of Tales.

MIDDLESEX.—Sir Frederick Pollock, Knight, Attorney-general of our present Sovereign Lady the Queen [*for our said Lady the Queen*], [*omit these words if the Tales is prayed for the Defendant*], prays a Tales de Circumstantibus to be granted by the Court here, according to the form of the Statute in such case made and provided for the Trial of the Issue joined between our said Lady the Queen, and A. B., of &c., upon * an Indictment [*or Information*] for certain lest the Jury to be taken in this behalf do remain untaken for default of Jurors.

By the Controlment of Term Vict. 184

F. POLLOCK.

* See No. cxvi.

No. CXVI.

On Informations Quo Warranto.

Say, upon an Information in the nature of a Quo Warranto exhibited against him, the said A. B., in the Court of our Lady the Queen, before the Queen herself, to shew by what authority he the said A. B. claims to be, &c.

NOTE.—In Mandamus, Warrants of Nisi Prius and Tales are not necessary.

No. CXVII.

On a Sci Fa, from Chancery.

Say, Between our Sovereign Lady the Queen, and A. B., of, &c., for the Trial of certain Issues joined, upon the plea of the said A. B., to a Writ of Scire Facias, issued out of the High Court of Chancery, for the purpose of repealing certain Letters Patent granted to the said A. B., for an invention of, &c., (then as in the Common Warrants).

By the Controlment of Term.

F. POLLOCK.

No. CXVIII.

Upon an Inquisition de Lunatico Inquirendo.

Say, For the trial of a certain Issue joined between our Sovereign Lady the Queen, and A. B., late of, &c., upon an Inquisition taken by virtue of a Commission, in nature of a Writ de Lunatico Inquirendo, issued out of the High Court of Chancery, to inquire, amongst other things, of the lunacy of the said

Tales cannot be prayed, without a warrant signed by the Attorney-general, or, if there is not any Attorney-general, by the Solicitor-general, for that purpose; and the only Writs that are required to summon the jury are a common Venire Facias Juratores, with a signed panel annexed, and a special Distringas Juratores, in which the names of the jurors are to be inserted.

No. CXIX.

Affidavit of Service of Rule for Special Jury and Appointments to nominate and reduce, in order to reduce a Special Jury ex parte.

IN THE QUEEN'S BENCH.

The Queen,
v.

A. B., of, &c., maketh oath and saith, that he did on the
day of serve the above-named defendant
with a true copy of a Rule of this Honorable Court, whereby it was
ordered that the Sheriff of the county of or his Under-sheriff
should attend the Coroner and Attorney of this Court with the Special
Jurors' List for the said county, and the numbers, referring to the
names in such list written upon distinct pieces of parchment or card
as required by the statute. And that the said Coroner should
pursuant to the statute nominate forty-eight men, qualified to serve
on Special Juries within the said county, and that the Agent or
Attorney for the Prosecutor should strike out twelve, and the Agent
or Attorney for the Defendant should in like manner strike out twelve
out of the said forty-eight, and that twenty-four, the remainder of the
said forty-eight, should be returned for the trial of the issue joined in
this prosecution. Upon which said rule was written an appointment
to nominate the said Jury on the day of at
of the clock, &c., and if the said defendant did not then
attend in person or by his Attorney or Agent, it appointed
the day of the same month, at the same hour, peremptory
to nominate, which said rule and appointment this deponent served
upon the said Defendant by delivering a true copy of the same to the
said at on the day of .
And this Deponent further saith, that he did on the day of
serve another copy of the said rule with an appointment
thereupon written to reduce the said Jury on the
day of at of the clock, &c., and if the said
Defendant did not then attend, it appointed the day
of the same month, at the same hour, peremptorily to reduce which
said rule and appointment last-mentioned this deponent did serve,
by delivering a true copy of the same on the said day of
to the said Defendant at . And at the said several
times of service shewing to the said Defendant the said original rule,

and leaving with him a list of the Jury appearing to be so nominated, pursuant to the said rule and appointment first mentioned.

Sworn, &c.

NOTE.—This is the form usually used when defendant is a prisoner. The rule may be annexed to the Affidavit instead of being recited as above; and in cases where the defendants are not prisoners, the form of the Affidavit must be altered according to the form of the appointments given, and the manner of service.

No. CXX.

Venire facias Juratores, both for Common and Special Juries.

VICTORIA, &c. To the Sheriff of Greeting. We command you *that you do not forbear by reason of any liberty in your Bailiwick, but [omit these words if the Writ be directed to the Sheriffs of a city]* that you cause to come before us at Westminster, on the day of [*or immediately after the receipt of this our Writ*] twelve good and lawful men of the body of your county, qualified according to law, by whom the truth of the matter may be better known, and who are not of the kindred of *A. B. of, &c., C. D., of, &c., and E. F., of, &c., or of any or either of them*, to try upon their oath whether the said *A. B., C. D., and E. F.*, are, *or any or either of them* be guilty of certain whereof they are Indicted [*or Impeached*], or not.

[*If there be issues joined upon special pleadings, the substance of the issues must be inserted here instead of the general issue.*]

Because as well Charles Francis Robinson, Esquire, our Coroner and Attorney in our Court before us, who for us in this behalf prosecuteth as the said *A. B., C. D., and E. F.*, have thereupon severally put themselves upon the said Jury, and have you there the names of the said Jurors and this writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court.

If a Special Jury annex the signed panel of twenty-four to this writ upon leaving it with the Sheriff to be returned.

To be tested as of the day on which issue is joined, or if there be a continuance on the day of the last continuance previous to the award of Distringas Juratores.

To be made returnable on a day certain, or immediately before the Queen at Westminster, either in the same Term or in the next Term as occasion may require.

No. CXXI.

Venire facias Juratores on Sci. fa. from Chancery, when necessary.

Should be in the same form as the Venire, which is transmitted with the Record from Chancery, varying the teste and return according to the exigency of the case.

The following is the general form of the Venire from Chancery.

VICTORIA, by the Grace of God, &c. To the Sheriff of Middlesex, Greeting. We command you that you do not forbear by reason of any liberty in your Bailiwick, but that you cause to come before us on the day of wheresoever we shall then be in England, twelve good and lawful men of the body of your county, qualified as by law is required, by whom the truth of the matter may be better known and inquired into, and who to [*Defendant*] are in no ways related, to recognise upon their oath in a plea upon a Scire Facias between us and the said . Because as well Sir Frederick Pollock, Knight, our Attorney-general, who prosecutes for us in this behalf as the said have put themselves upon that Jury. And have you there the names of the Jurors and this Writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

The Distringas must be in the usual form [*vide post*] inserting the Special Issues instead of the General Issue.

No. CXXII.

Distringas Juratores.

Common Jury.—VICTORIA, &c. To the Sheriff of Greeting. We command you that you do not forbear by reason of any liberty in your Bailiwick, but that you distrain the bodies of the several persons named in the panel annexed to this Writ.

If Special Jury.—(Copy the reduced list of the names and descriptions of the twenty-four Special Jurymen), being the Jurors summoned in our Court before us, between us and _____ of _____ by all their lands and chattels in your Bailiwick, so that neither they nor any one for them do put their hands to the same, until you shall have another command from us for that purpose, and that you answer to us for the issues thereof, so that you may have their bodies before us at Westminster on _____ the _____ day of _____ next, or before our Justices assigned to hold the Assizes in and for our county of _____ if they shall come before that time that is to say, on _____ the _____ day of _____ next, at _____ in our said county, [or before our right trusty and well-beloved Thomas Lord Denman, our Chief Justice assigned to hold pleas before us, or other Justice assigned as aforesaid, if he shall come before that time, that is to say on _____ the _____ day of _____ at _____]. according to the form of the statute in such case made and provided, to try upon their oath whether the said _____ are or any or either of them be guilty of certain _____ whereof they are indicted or not, [if there be issues joined upon special pleadings, the substance of the issues must be inserted here instead of the general issue], and to hear their judgment for their many defaults. And have you then there this Writ. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign.

By the Court,

ROBINSON.

By the Controlment of _____ Term, }
Roll. }

To be indorsed, "This Writ is delivered of Record, before our Lady the Queen, at Westminster, the Term and Roll within written."

To be tested as of the day of the return of the Venire Facias Juratores, and made returnable on a day certain in the next ensuing Term before the Queen at Westminster.

No. CXXIII.

Distringas Juratores, for a View.

As before, until after the words "many defaults," then say :
 And in the mean time according to the form of the statute in such case made and provided. We command you that you have six or more of the said Jurors, to be mutually consented to by the Prosecutor and Defendants, or for want of such consent to be nominated by you the said Sheriff, who shall have the view and inspection of the place and premises in question, on the day of . And that of on behalf of the Prosecutor, and of on behalf of the Defendant do attend at the same time to direct the said Jurors in the said view and inspection, but that no evidence shall be given on either side thereon. And that the said Jurors do meet together at the house called or known by the name or sign of by of the clock of the same day, for the purpose aforesaid. And that by a special return upon this Writ you do certify that the view hath been had according to the commands of the same, and specify the names of the viewers and in what manner you shall have executed this our command on the said day of next, then returning to us this our said Writ. Witness, &c.

By the Court,

ROBINSON.

By the Controlment, &c. }
 Indorse [as before]. }

No. CXXIV.

Mittimus into Lancashire.

VICTORIA, by the Grace of God, &c. To the Justices of our County Palatine of Lancaster, Greeting. We send you inclosed the tenor of the record and process of a certain Indictment which is now depending in our Court before us at Westminster, against of in the county of for certain whereof they are indicted, to which said Indictment the said have pleaded to issue to be tried in our said County Palatine of Lancaster, where our Writ doth not run, commanding you that you proceed to the trial of the said issue, as joined between Charles Francis Robinson, Esquire, our Coroner and Attorney in our Court before

us, who for us in this behalf prosecuteth, and the said in our said County Palatine of Lancaster, according to law and the usage and custom of the said County Palatine; and when the said issue shall have been tried or determined, you shall have or cause to be had the said record, with all that shall be done thereon, together with this our Writ, at a certain time which you shall prefix or appoint in our said Court before us, as well for the said Charles Francis Robinson, who for us in this behalf prosecuteth, as for the said that we may cause further to be done thereon what of right, and according to the law and custom of England, we shall see fit to be done. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

To be tested on the first day of the Term in which issue is joined, or in which it issues.

No. CXXV.

Mittimus into Lancashire for Special Jury and View.

VICTORIA, &c. (*As before, until after the words "according to law and the usage and custom of the said County Palatine," then say,*) And that having inspected the same by our Writ under the seal of the said County Palatine, the Sheriff of the said County Palatine be commanded, that he cause to come, [*A. B., of, &c., copy the names and descriptions as in the list of twenty-four Jurymen,*] before you at your next General Sessions of Assizes after this writ shall be delivered to you, by whom the truth of the matter may be the better known and inquired into, and who are in no wise of kin to the said [*or of any or either of them,*] to recognise and make a certain Jury of the county for the trial of the said ; because as well the said C. F. R., who prosecuteth for us in this behalf, as the said have thereupon put themselves upon the said Jury; and also, that such further process be made against the said Jurors so to be impanelled, as are in this behalf used, and commonly made according to law and the custom of the said County Palatine, until the issue aforesaid shall be fully tried (*then*)

For a View.

And that the Sheriff of the said County Palatine be also

commanded, that he have six or more of the said Jurors to be mutually consented to by the Prosecutor and the Defendant, or for want of such consent, to be nominated by the said Sheriff, at the house of, &c., by the day of by of the clock, to have the view and inspection of the place and premises in question; and that A. B., of, &c., on the part of the Prosecutors, and C. D., of, &c., on behalf of the Defendants, shall attend at the time and place aforesaid, to direct the said Jurors in the said view and inspection, [*according to the rule.*] And when the said issue shall have been tried or determined, [*as in the common Writ of a Mittimus.*]

No. CXXVI.

Mittimus into Durham.

VICTORIA, by the Grace of God, &c., to the Chancellor of our County Palatine of Durham, Greeting. We send you inclosed the tenor of the Record and Process of a certain Indictment, which is now depending in our Court before us at Westminster, against for certain whereof they are *indicted*. To which Indictment the said have pleaded to issue to be tried in our said County Palatine of Durham, where our Writ doth not run, commanding you that you proceed to the trial of the said issue, as joined between Charles Francis Robinson, Esquire, our Coroner and Attorney, in our Court before us, who for us in this behalf prosecuteth. And the said in our said County Palatine of Durham, and that having inspected the same, by our Writ, under the seal of our said County Palatine, you do command the Sheriff of our said county, that he cause to come twelve good and lawful men of the body of the said County Palatine, qualified according to law [*names and descriptions of the twenty-four Special Jurors, according to the panel*], before our Justices who shall hold the next General Sessions of Assize, after this Writ shall be delivered to you, by whom the truth of the matter may be the better known and inquired into; and who are in nowise of kin to the said to recognise and make a certain Jury of the county for the trial of the said because, as well the said C. F. R., who prosecuteth for us in this behalf, as the said have thereupon put themselves upon that Jury, and also that you make such further process against the said Jurors so to be impanelled, as in this behalf used, and commonly made, according

to the law and the custom of the said County Palatine, until the issue aforesaid shall be fully tried.* And when the said issue shall be tried or determined, you shall send back, or cause to be sent back the said record, with all that shall be done thereon, before us, at a certain time, which you shall prefix or appoint in our Court, before us, as well for the said C. F. R., who for us in this behalf prosecuteth as for the said that we may cause further to be done thereon, what of right and according to the law and custom of England ought to be done. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

* *For a View*, the same Form as the foregoing Writ into Lancashire.

No. CXXVII.

Record of Nisi Prius.

Pleas before our Lady the Queen, at Westminster, of Term, in the year of the reign of our Sovereign Lady Victoria, by the Grace of God of the United Kingdom of Great Britain and Ireland Queen, Defender of the Faith.

Amongst the Pleas of the Queen Roll.

County or Venue in the margin.] Some time ago, that is to say, on the the day of at, &c., before, &c. Amongst the In- } [*copy the caption of the Indictment*]. It was dictments of } presented in manner and form following, that is Term, No. } to say, [*copy the Indictment.*] [*When Bill found in this Court, omit these words:*] "Which said indictment our said Lady the Queen afterwards, for certain reasons, caused to be brought before her, to be determined according to the law and custom of England." Wherefore the Sheriff of the said *County* of was commanded that he "should not forbear, by reason of any liberty in his Bailiwick, but that he should cause them, the said A. B., C. D., &c. (the Defendants), to come to answer to our said Lady the Queen, touching and concerning the premises aforesaid." And now, that is to say, on the [*first day of the Term the Defendants plead*] in this same Term, before our said Lady the Queen, at Westminster, come

the said A. B., C. D., and E. F., by their Attorney, and having heard the said Indictment read they severally say that they are Not Guilty thereof, and hereupon they severally put themselves upon the country, and Charles Francis Robinson, Esquire, Coroner and Attorney of our said Lady the Queen, in the Court of our said Lady the Queen, before the Queen herself, who for our said Lady the Queen in this behalf prosecuteth, doth the like. Therefore, let a Jury thereupon come before our said Lady the Queen, at Westminster [*immediately, or on a day certain in the next Term, as occasion may require*], on the day of by whom the truth of the matter may be the better known, and who are not of the kindred of the said A. B., C. D., and E. F., or of any or either of them, to try, upon their oath, whether the said A. B., C. D., and E. F., are, or any of them be guilty of the premises aforesaid, or not, because, as well the said C. F. R., who for our said Lady the Queen, in this behalf, prosecuteth as the said A. B., C. D., and E. F., have thereupon severally put themselves upon the said Jury, the same day is given, as well to the said C. F. R., who for our said Lady the Queen, in this behalf prosecuteth, as to the said A. B., C. D., and E. F. At which time, to wit, on the day of aforesaid, before our said Lady the Queen, at Westminster, come as well the said C. F. R., who for our said Lady the Queen, in this behalf prosecuteth, as the said A. B., C. D., and E. F., by their Attorney [*or in their proper persons*], as aforesaid, and the Sheriff of the said county of [*if the Record requires a continuance by Venire, say :*]

Continuance by Venire.] “hath not returned the said last-mentioned Writ, so to him directed, nor hath he done any thing thereupon; therefore, as before, let a Jury thereupon come before our said Lady the Queen, at Westminster, on [*the first day of the Term next after the previous process*], by whom the truth of the matter may be the better known, and who are not of the kindred of the said A. B., C. D., and E. F., or of any of them, to try, upon their oath, whether the said A. B., C. D., and E. F., are, or any of them be guilty of the premises aforesaid, or not; because, as well the said C. F. R., who for our said Lady the Queen, in this behalf prosecuteth, as the said A. B., C. D., and E. F. have thereupon severally put themselves upon the said Jury. The same day is given as well to the said C. F. R., who for our said Lady the Queen in this behalf prosecuteth, as to the said A. B., C. D., and E. F. At which time, to wit, on the day of aforesaid, before our said Lady the Queen,

at Westminster, come as well the said C. F. R., who for our said Lady the Queen, in this behalf prosecuteth, as the said A. B., C. D., and E. F., by their Attorney [*or in their proper persons*] as aforesaid." [*And so on, adding as many such continuances by Venire from Term to Term, in the same form as above, as may be necessary, until the Term immediately preceding the Trial.*] And the Sheriff of the said county of hath returned the names of twelve Jurors, none of whom come to try in form aforesaid. Therefore the Sheriff of the said county of is commanded that he do not forbear, by reason of any liberty in his Bailiwick, but that he distrain the bodies of the Jurors aforesaid by all their lands and chattels in his Bailiwick, so that neither they, nor any one for them, do put their hands to the same, until he shall have another command from our said Lady the Queen for that purpose, and that he answer to our said Lady the Queen, for the Issues thereof, so that he may have their bodies before our said Lady the Queen, at Westminster, on the day of [*the first day of the next Term*], or before the right trusty and well-beloved of our said Lady the Queen, Thomas Lord Denman, Chief Justice of our said Lady the Queen, assigned to hold Pleas before the Queen herself, or other Justice, assigned as aforesaid, if he shall come before that time,* that is to say, on next after the end of the Term at in the county of according to the form of the Statute in such case made and provided, to try, upon their oath, whether the said A. B., C. D., and E. F., are, or any of them be guilty of the premises aforesaid, or not. In default of the Jurors, aforesaid, who came not to try in form aforesaid, therefore, let the Sheriff of the said county of have the bodies of the Jurors, aforesaid, accordingly to try, in form aforesaid. The same day is given, as well to the said C. F. R., who, for our said Lady the Queen, in this behalf prosecuteth, as to the said A. B., C. D., and E. F.

Contumace by Distringas.—*If a Special Jury has been nominated and reduced, and continuances be necessary, they must be by Distringas, and the Record is followed on as follows:—*"At which time, to wit, on the [*return of the previous Distringas*], before our said Lady the Queen at Westminster, come as well the said C. F. R., who for our said Lady the Queen, in this behalf prosecuteth, as the said A. B., C. D., and E. F., by their Attornies aforesaid. And the

* In the out counties, say, "or before the Justices of our said Lady the Queen, assigned to hold the Assizes in and for the county of if they shall come before that time, that is to say, on the day of at, &c."

Sheriff of the said county of hath not returned the said last mentioned Writ so to him directed, nor the aforesaid Chief Justice [or Justice of Assize], the Record, therefore, as before, the Sheriff of the said county of is commanded that he do not forbear by reason of any liberty in his Bailiwick, but that he distrain the bodies of the Jurors aforesaid, by all their lands and chattels in his Bailiwick, so that neither they nor any one for them do put their hands to the same until he shall have another command from our said Lady the Queen for that purpose. And that he answer to our said Lady the Queen for the issues thereof, so that he may have their bodies before our said Lady the Queen on the day of [the first day of the next Term], or before the right trusty and well-beloved of our said Lady the Queen, Thomas Lord Denman, Chief Justice of our said Lady the Queen, assigned to hold pleas before the Queen herself, or other Justice assigned as aforesaid, if he shall come before that time, that is to say, on next, after the end of the Term, at in the county of according to the form of the statute in such case made and provided, to try upon their oath whether the said A. B., C. D., and E. F., are or any of them be guilty of the premises aforesaid or not, in default of the Jurors aforesaid who came not to try in form aforesaid. Therefore let the Sheriff of the said county of have the bodies of the Jurors aforesaid accordingly, to try in form aforesaid. The same day is given as well to the said C. F. R., who for our said Lady the Queen in this behalf prosecuteth, as to the said A. B., C. D., and E. F.

No. CXXVIII.

Record of Nisi Prius upon a Record from Chancery.

Pleas before our Lady the Queen at Westminster, &c. [as upon Indictment, ante].

Amongst the Pleas of the Queen Roll.

(COUNTY).—Be it Remembered that the Right Honorable John Singleton, Baron Lyndhurst, Lord High Chancellor of Great Britain, on the day of in this same Term, before our said Sovereign Lady the Queen at Westminster, hath delivered here into Court, with his own proper hands, a certain Record, had before our said present Sovereign Lady the Queen, in her Chancery, in these words, that is to say, “Pleas before our Lady the Queen, in her Chancery,” &c., [to the end of the Chancery Record]. *If a continuance by Venire be necessary, it must be awarded in the same*

form as that on the Chancery Record; the Award of Distringas in the usual form in this Court, as upon Informations, where there are Special Pleadings, namely, "to try upon their oath the several Issues so above joined as aforesaid," instead of the General Issue.

No. CXXIX.

Award of Venire and Mittimus on Record in Lancashire.

(After the Indictment or Information), say,

Award of Venire.] Wherefore the Chancellor of the said County Palatine of Lancaster is* commanded, that by the Writ of our said Lady the Queen, under the seal of the said County Palatine in due manner to be issued, he command the Sheriff of the said County Palatine that he do not forbear by reason of any liberty in his Bailiwick, but that he cause him to come to answer to our said Lady the Queen touching and concerning the premises aforesaid. And now, that is to say, &c. (*Copy the Plea or Pleadings to the end of issue joined, and then say :*)

Award of Mittimus.] And because the issue above joined ought to be tried by men of the said County Palatine of Lancaster, and not otherwise. And the men of the said County Palatine ought not nor have been accustomed to come out of the said County Palatine to try any issue in the said county joined. Therefore let the Record aforesaid be sent to the Justices of our said Lady the Queen of the County Palatine of Lancaster aforesaid, so that the Justices may there proceed to the trial of the said issue in the said County Palatine of Lancaster according to law and the usage and custom of the said County Palatine of Lancaster. And it is given in charge as well to the said Coroner and Attorney (or Attorney-general) who for our said Lady the Queen in this behalf prosecuteth as to the said that they be in the Court of our said Lady the Queen in the said County Palatine to hear the Record aforesaid, and their judgment. And also the said Jury of the said county on which they have put themselves. And when the said issue shall have been there tried or determined, let the Justices have or cause to be had the said Record, with all that shall be done thereon at a certain time, which they shall prefix or appoint in the said Court of our said Lady the Queen before the Queen herself, as well for the said Coroner and Attorney (or Attorney-general) who for our said Lady

* When the Indictment is of a previous Term to the Plea, use the past tense, viz., "was commanded," "should command," "should not forbear," "should cause."

the Queen in this behalf prosecuteth as for the said , that our said Lady the Queen may cause further to be done thereon what of right and according to the law and custom of England he shall see fit to be done.

No. CXXX.

The like in Durham.

Award of Venire in the same form as above in Lancashire, varying only the name of the County.

Award of Mittimus.] And because the said County of Durham is a County Palatine, where the writ of our said Lady the Queen doth not run, Therefore let the tenor of the Record of the said issue be sent by virtue of Her Majesty's Writ of Mittimus to the Justices of our said Lady the Queen of the said County Palatine, commanding them that they proceed to the trial of the said issue in the said County Palatine, &c., (*as in Lancashire, ante*).

No. CXXXI.

Suggestion that a Fair and Impartial Trial cannot be had.

And hereupon the said saith, that a fair and impartial trial of the Issue joined in this prosecution cannot be had by a Jury of the county of and that it is convenient that the said Issue be tried by a Jury of the county of which is a county next adjoining to the said county of and for that reason he the said prays that a Writ of Venire Facias may issue, in order to cause a Jury to come before our said Lady the Queen, out of the body of the said county of to try the Issue aforesaid. And because the said doth not deny the said allegation, nor say any thing against the issuing of such writ as is above prayed, and because it appears to the said Court of our said Lady the Queen, before the Queen herself, that the said allegation is true. Therefore let a Jury of the said county of thereupon come before our said Lady the Queen on the day of

No. CXXXII.

Suggestion on Indictment against Inhabitants of a County.

And hereupon the said Coroner and Attorney of our said Lady

the Queen, for our said Lady the Queen saith, that all the Inhabitants of the said county of _____ are concerned in interest in the event of the trial of the said Issue, and for that reason he the said Coroner and Attorney prays that a Writ of Venire Facias may issue, in order to cause a Jury to come before our said Lady the Queen, out of the county of _____ which is an adjoining county to the said county of _____ in order to try the Issue aforesaid, and because the aforesaid inhabitants of the said county of _____ do not deny the said allegation, nor say any thing against the issuing of such Writ as is above prayed, and because it appears to the said Court of our said Lady the Queen that the said allegation is true, the said Writ is granted to him, therefore let a Jury of the said county of _____ thereupon come, &c.

No. CXXXIII.

Suggestion under 38 Geo. 3, c. 52, to try in an adjoining County to a Town and County of the Town.

And hereupon the said _____ Coroner and Attorney of our said Lady the Queen, who prosecutes as aforesaid by virtue of the statute in such case made and provided, prays the said Court of our said Lady the Queen now here to direct that the said Issue so joined upon the said Indictment may be tried by a Jury of the County of York, being the county next adjoining to the town and county of the Town of Kingston-upon-Hull, and to award proper Writs of Venire and Distringas accordingly. And the said Court of our said Lady the Queen now here, thinking it fit and proper so to do, therefore let a Jury of the said County of York thereupon come, &c.

When on behalf of the Defendant insert the Defendant's name in the place of the Coroner and Attorney.

No. CXXXIV.

Suggestion in Berwick-upon-Tweed.

And because the Borough of Berwick-upon-Tweed is a place where the Queen's Writ of Venire Facias to summon a Jury to try the said Issue doth not run, and because the Burgesses of the said

Borough, by reason of their privilege, ought not to be put upon a Jury to try the said Issue out of the said Borough, but the said Issue ought to be tried by a Jury of the County of Northumberland, which is the next adjacent county to the said Borough of Berwick-upon-Tweed. Which allegations of the said A. B. are not denied by the said C. F. R., Esquire, therefore let a Jury of the said County of Northumberland thereupon come, &c.

No. CXXXV.

Suggestion in one of the Cinque Ports.

And hereupon the said C. F. R., Esquire, who prosecutes as aforesaid, saith, that the said town of Deal is one of the ancient towns of the Cinque Ports; and that the Inhabitants within the same town, and also the Inhabitants within the Liberty of the Cinque Ports, have such franchises, that no Justice, or any other minister of our said Lady the Queen can or ought to enter the town to execute any office there, nor ought the Freeholders or Residents within the Liberties of the said Cinque Ports to go out of the same, to make or constitute any Jury without the said Liberties. And therefore he prays that a Writ of Venire Facias may issue, in order to cause a Jury to come before our said Lady the Queen, out of the body of the County of Kent, in order to try the Issue aforesaid. And because the said [*Defendant*] doth not deny the said allegation; and because it appears to the Court of our said Lady the Queen, that the said allegation is consonant to reason, the said Writ is granted to him. Therefore, let a Jury thereupon come before our said Lady the Queen, &c., out of the body of the said County of Kent, by whom, &c.

No. CXXXVI.

Suggestion where the Sheriff is Defendant.

And because the aforesaid A. B., the Defendant above-mentioned, now is one of the Sheriffs of the said _____ where the supposed offence in the said Information is mentioned to be committed, and therefore is concerned in interest in the event of the trial of the Issue; therefore the Coroners of the said county are commanded that they cause to come, &c.

No. CXXXVII.

Suggestion of Demise of the Crown.

At which time, to wit, on the day of aforesaid, [the Return-day of the process, next after the demise], before which time our late Sovereign Lord King William the Fourth, departed this life. And the rule and government of the said United Kingdom descended to our Serene Sovereign Lady Victoria, now Queen of the said United Kingdom, and our said Sovereign Lady Queen Victoria, then and there took upon herself the rule and government of the said United Kingdom, to wit, at Westminster, in the County of Middlesex.

No. CXXXVIII.

Continuance between the Record and Postea.

At which time, to wit, on the day of aforesaid, before our said Lady the Queen, at Westminster. come as well the said C. F. R., who, for our said Lady the Queen, in this behalf prosecuteth, as the said A. B., C. D., and E. F., by their Attornies as aforesaid. And the aforesaid Chief Justice, [or Justices of Assize], before whom the said Jurors came to try in form aforesaid, sent here his [or their] Record had before him [or them], in these words, that is to say.—[*Vide Postea*].

No. CXXXIX.

Continuance between the Record and Postea in Lancashire.

And hereupon, afterwards, to wit on [the return of the Postea,] before our said Lady the Queen, at Westminster, come as well the said C. F. R., who, for our said Lady the Queen, in this behalf prosecuteth, as the said A. B., by his Attorney as aforesaid; and the aforesaid Justices of the said County Palatine of Lancaster, have returned the Record of the said Issue, so sent to them as aforesaid, with everything that hath been done before them, thereupon, in these words, that is to say, [*copy the Postea*].

CXL.

The like in Durham.

And the Chancellor of the said County Palatine of Durham hath returned the Record of the said Issue, so sent to him as aforesaid, with everything that hath been done before him, thereupon in these words, that is to say, [*copy the Postea*].

No. CXLI.

Postea. Common Jury. Assizes.

Afterwards, on the day and at the place last within contained, before the Right Honorable Thomas Lord Denman, Chief Justice of our Lady the Queen, assigned to hold pleas before the Queen herself, and Sir John Patteson, Knight, one other of the Justices of our said Lady the Queen, assigned to hold Pleas before the Queen herself, Justices of our said Lady the Queen, assigned to hold the Assizes in and for the county of within mentioned, according to the form of the statute in such case made and provided, come as well the within named C. F. R., Esquire, who for our said Lady the Queen in this behalf, prosecuteth as the within named A. B., by his Attorney within mentioned, [*or in his own proper person* ;] and the Jurors of the Jury within mentioned being called and drawn out of the panel according to the form of the statute in such case made and provided, come and are sworn upon the said Jury, whereupon public proclamation is made here in Court for our said Lady the Queen, as the custom is, that if there be any one who will inform the aforesaid Justices of Assize, the Queen's Attorney-general, the Queen's Serjeant-at-Law, or the Jurors of the Jury aforesaid, concerning the matters within contained, he should come forth and should be heard, and hereupon J. P., Esquire, one of the Counsel of our said Lady the Queen, [*or of Counsel learned in the law*,] offereth himself on behalf of our said Lady the Queen to do this. Whereupon the Court here proceedeth to the taking of the inquest aforesaid, by the Jurors aforesaid, now here appearing for the purpose aforesaid, who being chosen, tried, and sworn to speak the truth touching and concerning the matters within contained.

When Convicted,] say, Upon their oath, that the said A. B. is guilty

of the premises in the Indictment [*or information*] within specified and charged upon him, in manner and form as in and by the said Indictment is within alleged against him.

When Acquitted,] say, Upon their oath that the said A. B. is not guilty of the premises in the indictment within specified and charged upon him, in manner and form as the said A. B. hath, by pleading for himself, within alleged.

No. CXLII.

Postea. Special Jury. Sitings at Nisi Prius.

Afterwards, on the day and at the place last within mentioned, before the Right Honorable Thomas Lord Denman, Chief Justice of our Lady the Queen, assigned to hold pleas before the Queen herself, and the Honorable Thomas Denman being associated to the said Chief Justice, according to the form of the statute in such case made and provided, come as well the within named C. F. R., Esquire, who for our said Lady the Queen in this behalf prosecuteth as the within named A. B., by his within mentioned; and the Jurors of the Jury within mentioned being called, [*if a Tales,*] some of them, to wit, [*insert the names and additions of the Special Jurors who attended,*] come and are sworn upon the said Jury, and because the rest of the Jurors of the said Jury do not appear, therefore, others of the bystanders named and approved of for that purpose by the Sheriff of the said County of Middlesex, [*or Sheriffs of the said City of London,*] at the request of Sir F. P., Knight, Attorney-general of our said Lady the Queen, and by command of the said Chief Justice, are newly appointed, whose names are added to the panel according to the form of the statute in such case made and provided, which said Jurors so newly appointed, to wit, [*insert the names and additions of the Talesmen,*] being called likewise, come and are also sworn upon the said Jury. Whereupon public proclamation is made here in Court for our said Lady the Queen, as the custom is, that if there be any one who will inform the aforesaid Chief Justice, the Queen's Attorney-general, the Queen's Serjeant-at-Law, or the Jurors of the Jury aforesaid, concerning the matters within contained, he should come forth and should be heard; and hereupon F. T., Esquire, one of the Counsel of our said Lady the Queen, offereth himself on behalf of our said Lady the Queen to do this. Whereupon the Court here proceedeth to the taking of the inquest aforesaid, as well by the

Jurors aforesaid first impanelled and sworn, as by the other Jurors now here appearing, who, together with the Jurors aforesaid first impanelled and sworn, being chosen, tried, and sworn to speak the truth touching and concerning the matters within contained, say upon their oath, &c., [as in the preceding form.]

When a full Special Jury,] say. And the Jurors of the Jury within mentioned being called, to wit, [here insert the names and additions of the twelve Special Jurymen, by whom the cause was tried,] being called, come and are sworn upon the said Jury; Whereupon, &c., as above, except that instead of the words "as well by the Jurors aforesaid first impanelled and sworn, as by the other Jurors, &c.," say, "by the Jurors aforesaid now here appearing for the purpose aforesaid, who being sworn to speak the truth touching and concerning the matters within contained, say upon their oath, &c."

No. CXLIII.

Recognizance to appear for Sentence.

MIDDLESEX.—Be it Remembered, that on the day of in the year of the reign of our Sovereign Lady Victoria, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith, [insert names and descriptions of the Defendant and Bail, if Bail required], come before me one of her Majesty's Justices of the of and acknowledge to owe our Sovereign Lady the Queen the several sums following (that is to say), the said the sum of pounds, and the said and the sum of pounds, each of lawful money of Great Britain, to be levied upon their several goods and chattels, lands and tenements, to her Majesty's use, upon condition that if he the said shall personally appear in her Majesty's Court of Queen's Bench, at Westminster, on the day of next, or whenever he shall be thereto required in order to receive the sentence of the said Court for certain whereof he is indicted [or impeached], and by a Jury of the country [or by his own default or confession] convicted,

and so from day to day, and not depart that Court without leave, then this recognizance to be void, or else to remain in full force.

Taken and acknowledged the day }
 and year first above said, at }
 Before me, }

No. CXLIV.

Judgment upon Verdict after Conviction.

After the Postea.]—Whereupon all and singular the premises being seen and fully understood by the Court of our said Lady the Queen now here. It is considered and adjudged by the said Court here that he the said A. B., for his offences aforesaid be taken, and so forth.

No. CXLV.

Judgment upon Verdict after Acquittal.

After the Postea.]—Whereupon all and singular the premises being seen and fully understood by the Court of our said Lady the Queen now here. It is considered and adjudged by the said Court here, that he the said A. B. do depart hence without day in this behalf.

No. CXLVI.

Judgment by Default.

And now, that is to say, on the day of in this same Term, before our said Lady the Queen at Westminster, cometh the said A. B., by his Attorney, and having heard the said Indictment read, he prayeth a day to answer thereto, until on the day of . And it is granted to him, before our said Lady the Queen at Westminster. The same day is given as well to C. F. R., Esq., Coroner and Attorney of our said Lady the Queen, in the Court of our said Lady the Queen, before the Queen herself, who for our said Lady the Queen, in this behalf prosecuteth,

as to the said A. B. On which said day of before our said Lady the Queen at Westminster, cometh the said C. F. R., who prosecuteth for our said Lady the Queen in this behalf in his proper person. And the said A. B., upon the fourth day of pleading, although being solemnly called to answer, doth not come, nor doth he say anything in bar, or in abatement of the said Indictment, nor doth he in any manner answer to the said Indictment, or to the premises in the said Indictment specified above charged upon him. Wherefore our said Lady the Queen remaineth against him the said A. B., without defence in this behalf. Whereupon all and singular the premises being seen and fully understood by the said Court of our said Lady the Queen, now here. It is considered and adjudged by the said Court here that the said A. B. be convicted of the trespass and offence aforesaid, and that he be taken, and so forth.

Judgment on Confession.

(Vide Confession, or Plea of Guilty, ante).

Whereupon all and singular the premises being seen and fully understood by the Court of our said Lady the Queen now here. It is considered and adjudged by the said Court here, that he the said A. B. be convicted of the trespass and offence aforesaid. And that for his offences aforesaid he be taken, and so forth.

No. CXLVII.

Continuance between Interlocutory and Final Judgment.

Curia adversari vult.]—And because the Court of our said Lady the Queen now here, is not as yet advised about giving their Judgment of and upon the premises whereof the said A. B. is so convicted as aforesaid, day is therefore given as well to the said C. F. R., who for our said Lady the Queen in this behalf prosecuteth, as to the said A. B., until the day of [the first day of the next Term, or if Judgment is given in the next Term, the day Judgment is given], before our said Lady the Queen at Westminster, to hear their Judgment thereupon, for that the said Court of our said Lady the Queen now here is not as yet advised thereof.

Final Judgment.]—At which time, to wit, on the day of aforesaid, before our said Lady the Queen at West-

minster, come the said C. F. R., who for our said Lady the Queen in this behalf prosecuteth. And the said A. B., being present here in Court. It is considered and adjudged and ordered by the said Court here, that he the said A. B., for his offences aforesaid, &c. [*Copy the sentence from the Rule of Court.*]

No. CXLVIII.

Notice to call a Defendant on Recognizance to appear for Sentence.

IN THE QUEEN'S BENCH. MIDDLESEX.—The Queen
against
A. B.

indicted with others, (if so.)

Take Notice that Her Majesty's Court of Queen's Bench will be moved on the day of or so soon after as Counsel can be heard for the Judgment of the said Court against the above named Defendant for certain conspiracies whereof he (with others) is indicted, *and by a Jury of the country, or by his own default, or confession [as the case may be], convicted.* And that he the said Defendant is hereby required personally to attend the said Court in order to receive Judgment as aforesaid. And in case the said Defendant does not then attend, the said Court will be moved that his default may be recorded, and that the recognizance of the said Defendant and of his Bail, entered into in this prosecution be estreated into the Court of Exchequer.

Dated this day of

Yours, &c.

(Attorney for the Prosecutor.)

To A. B., the above named Defendant; and also to C. D., of &c., and E. F., of, &c., his Bail.

To be served at the residences of Defendant and his Bail, either personally or upon the wife or servant of the Defendant and Bail respectively.

No. CL.

*Capias ad Satisfaciendum.**(After Judgment).*

VICTORIA, &c. To the Sheriff of _____, Greeting. We command you that you do not forbear by reason of any liberty in your Bailiwick, but that you take A. B., of, &c., if he shall be found in your Bailiwick, and him safely keep, so that you may have his body before us at Westminster on _____ the _____ day of _____ to satisfy us concerning his redemption by reason of certain _____ whereof he is Indicted, and thereupon by a Jury of the country taken between us and the said A. B. [*or by his own default or confession*] he stands convicted, as in our Court before us it appears upon Record. And have you then there this Writ. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign.

By the Court,

ROBINSON.

Teste and Return, *vide* New Regulations, No. X.

No. CLI.

Fi. Fa. For a Fine.

VICTORIA, &c. To the Sheriff of _____ Greeting. We command you that you do not forbear, &c., but that of the goods and chattels, lands and tenements of A. B., late of, &c., you cause to be levied _____ pounds, imposed upon him in our Court before him for his Fine, for certain _____ whereof he is impeached [*or indicted*], and thereupon, by a certain Jury of the country, [*or by his own default, or confession*], he stands convicted, as in our Court before us it appears upon Record. And that you have the said money before us at Westminster, on _____ the _____ day of _____ to satisfy us for the said Fine. And that you then have there this Writ. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign,

By the Court,

ROBINSON.

Teste and Return, *vide* New Regulations, No. X.

No. CLII.

Allocatur for a Third part of a Fine.

A Note of charges, expended by A. B., of, &c., in the prosecution of an *Information*, [or *Indictment*], against C. D., of, &c., for certain whereof he is Indicted, [or *Impeached*], and by a Jury of the country, [or *his own confession, or default*], he is convicted, and thereupon a Fine of _____ is imposed on the said Defendant, which Fine is paid into Court.

[*Here copy the Bill of Costs.*]

The Master will then certify as follows :

“ I hereby certify that the above named A. B. is the Prosecutor in this Cause, and that he hath expended divers sums of money in the prosecution thereof, amounting to more than one-third part of the Fine above mentioned.”

Dated this _____ day of _____ 184

C. F. ROBINSON.

Upon which two Judges will make an Allocatur.

Judge's Allocatur.

Let the Prosecutor be allowed the sum of _____ for his charges by him expended, as aforesaid, according to the Privy Seal in that behalf.

Dated this _____ day of _____ 184

DENMAN.

J. PATTESON.

Form of Receipt to be given.

The Queen, on the prosecution of A. B., against C. D.

Received _____ day of _____ of C. F. Robinson, Esquire, Her Majesty's Coroner and Attorney, in the Court of Queen's Bench, the sum of _____ being the third part of a Fine imposed on the Defendant, by the Court of Queen's Bench, and allowed to the Prosecutor, by virtue of the Queen's Writ of Privy Seal, for the use of the said Prosecutor.

Attorney for the Prosecutors.

£

(The above Note, Certificate, and Allocatur to be engrossed on a Roll, and the Receipt to be annexed thereto).

Indicted and Convicted, as aforesaid, and that you pay the said Fine, when levied, into the hands of the said to be by him applied to the repair of the said *several* Highways, so as aforesaid, in decay and out of repair, pursuant to the directions of the Statute, in such case made and provided; and how you shall have executed this our Writ, make known to us at Westminster, on the day of then returning to us this our said Writ, and this you are not to omit. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

Teste and Return, *vide* New Regulations, No. X.

No. CLIV.

Nocumento Amovendo.

VICTORIA, &c. To the Sheriff of Greeting. Whereas on the day of at &c. [*recite the Caption of the Indictment and the Indictment.*] Which said Indictment we afterwards, for certain reasons, caused to be brought before us, to be determined according to the law and custom of England. And whereas thereupon afterwards, that is to say, at the Assizes holden at in and for the County of on the day of in the year of our reign. Before and Justices, &c. Upon the trial of the issue joined between us and the said R. W., he the said R. W. was in due manner convicted of the matters contained in the said Indictment, in manner and form as in and by the said Indictment was alleged against him, as in our Court before us it doth more fully appear upon Record. Whereupon on the day of in the year of our reign, it was adjudged and ordered by our said Court before us, that the said R. W., for the nuisances aforesaid charged upon him by the said Indictment, whereof he was so convicted as aforesaid, should pay a fine of . And that such nuisances should be abated as in our said Court before us, it also appeareth upon Record. We therefore command you, that the said so erected and built upon the said Highway, at the Parish of in the said County of . And so as aforesaid continued, as in the said Indictment mentioned. You do without delay remove, or cause to

be removed, and how you shall execute this our Writ, make known to us at Westminster, on the day of next, then returning to us this our said Court. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

By Rule of Court.

Teste and Return, *vide* New Regulations, No. X.

No. CLV.

Restitution, Writ of.

VICTORIA, &c. To the Sheriff of Greeting. Whereas some time ago, that is to say, on [*copy the Caption of the Indictment and the Indictment*] which said Indictment we did afterwards, for certain reasons, cause to be brought before us, to be determined according to the law and custom of England. And whereas such proceedings were afterwards had in our said Court before us, upon the said Indictment, that the said by a Jury of the country taken between us and the said stands convicted of the premises in the Indictment above specified and charged upon him, in manner and form as in and by the said Indictment is within alleged against him, as in our said Court before us it appears upon Record. We therefore being willing that due and speedy justice should be done in the premises, do command you, that you do not forbear, by reason of any liberty in your Bailiwick, but that you cause to be reseised and restored to the said the aforesaid messuage, with the appurtenances, situate in the parish of in the said Indictment specified. And that you do, without delay, cause the said to be put into full possession thereof. And how you shall have executed this our Writ, make known to us at Westminster, on the day of then returning to us this our said Writ. And this you are not to omit. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

By Rule of Court.

Teste and Return, *vide* New Regulations, No. X.

No. CLVI.

Notice to a Magistrate of intention to apply for a Criminal Information.

To A. B., Esquire, one of Her Majesty's Justices assigned to hear and determine divers Felonies, Trespasses, and other Misdemeanors, committed within our County of

Take Notice, that her Majesty's Court of Queen's Bench at Westminster will be moved on the day of or so soon after as Counsel can be heard on behalf of for a Rule to shew cause why an Information should not be exhibited against you for certain Misdemeanors, in unlawfully, maliciously, and corruptly, and contrary to your duty as such Justice of the Peace [*here set out the nature of the offence.*]

Dated this day of 184

Yours, &c.

Attorney for the said

When against several Magistrates.

Say [*as above*] "why one or more Information or Informations should not be exhibited against you or some or one of you," &c. as above.

N. B.—There must be six days' notice at least given of this application. 2 Ad. & Ell. 127; 4 Nev. & Man. 126.

The notice may be signed either by the party at whose instance the application is to be made, (being a party aggrieved) or by his Attorney, stating himself to be Attorney for the said

No. CLVII.

Affidavit verifying Certified Copy of Declaration of Newspaper Publishers, &c., made under 6th & 7th Wm. 4, c. 76, s. 8.

IN THE QUEEN'S BENCH.

A. B., of, &c., Clerk to of, &c., Gentleman, the Attorney for maketh oath and saith, that he this Deponent was present and did see J. T., Esquire, one of Her Majesty's Com-

missioners of Stamps and Taxes, the person whose name is subscribed to the certified copy of the declaration hereto annexed, on the day of instant, at the office of Stamps and Taxes, Somerset House, in the City of Westminster, as such Commissioner, sign his name to the certificate indorsed on the copy of the declaration of hereunto annexed, relating to the newspaper therein mentioned, and that the name, "J. T.," subscribed at the foot of the said certificate, is of the proper handwriting of the said J. T.

Sworn, &c.,
 this day of 184 }
 Before me

Bespeak a certified Copy of Declaration at the Stamp Office, and at the time of obtaining it, witness the signature of a Commissioner of Stamps to the Certificate to be endorsed thereon.

No. CLVIII.

Information (criminal).

Of Term, in the year of the reign of Queen Victoria.
MIDDLESEX [*to wit*].

Be it remembered, that Charles Francis Robinson, Esquire, Coroner and Attorney of our present Sovereign Lady the Queen, in the Court of our said Lady the Queen before the Queen herself, who for our said Lady the Queen in this behalf prosecuteth in his own proper person, cometh here into the Court of our said Lady the Queen, before the Queen herself at Westminster, on [*the day the Rule was made absolute*]. And for our said Lady the Queen giveth the Court here to understand and be informed that [*then proceed in the same manner as if it were an Indictment.*]

Second Count.—And the said Coroner and Attorney of our said Lady the Queen, for our said Lady the Queen, further giveth the Court here to understand and be informed, that, &c.

(*To conclude.*)

Whereupon the said Coroner and Attorney for our said Lady the Queen prayeth the consideration of the Court here in the premises, and that due process of law may be awarded against him, the said B. G., in this behalf, to make him answer to our said Lady the Queen touching and concerning the premises aforesaid.

To be signed by the said Coroner and Attorney.

Vide Recognizance to prosecute, which must be acknowledged before Information may be filed [*post*].

Information by the Attorney-general or Solicitor-general, ex officio.

Is in the same form, using the name of the Attorney-general [*or Solicitor-general*] instead of the Queen's Coroner and Attorney, thus: "Sir Frederick Pollock, Knight, Attorney-general [*or Sir William Webb Follett, Knight, Solicitor-general*] of our present Sovereign Lady the Queen, who for our said Lady the Queen in this behalf prosecutes, &c. Also in the prayer.

No. CLIX.

Information quo Warranto.

Of Term in the year of the reign of Queen Victoria.

Borough of] Be it remembered that Charles Francis Robinson, Esquire, Coroner and Attorney of our present Sovereign Lady the Queen, in the Court of our said Lady the Queen, before the Queen herself, who for our said Lady the Queen in this behalf prosecuteth in his own proper person cometh here into the Court of our said Lady the Queen, before the Queen herself at Westminster, on the day of in this same Term and for our said Lady the Queen at the relation of of the Borough of according to the form of the statute in such case made and provided, giveth the Court here to understand and be informed that the Borough of in the County of is an ancient Borough, and that the of the said Borough for divers to wit, ten years next before the passing of an Act of Parliament made and passed in the sixth year of the reign of the late King William the Fourth, intituled "An Act to provide for the regulation of Municipal Corporations in England and Wales," and until, &c., that is to say until the day of in the year of our Lord were one body corporate and politic in deed, fact, and name, by the name of And since the said that is to say, from and after the said day of have been and still are one body corporate and politic by the name of of the Borough of in the County of that is to say, at the Borough of in the County of . And that within the said Borough, pursuant to the provisions of the said Act, there of right ought to be one Mayor, divers, to wit, Aldermen, and divers, to wit, Councillors of the said Borough, to be elected in the manner in the said Act

specified ; and that the place and office of [*Mayor*] [*Alderman*] [*or a Councillor*] of the said Borough is a public office, and a place and office of great trust and pre-eminence within the said Borough, touching the rule and government of the said Borough and the administration of public justice within the same, that is to say, at the Borough of

in the said County. And that *A. B.*, of the Borough aforesaid, in the County aforesaid [*merchant*] heretofore, to wit, on the day of in the year of the reign of our said present Sovereign Lady Victoria, by the Grace of God of the United Kingdom of Great Britain and Ireland Queen, Defender of the Faith. At the Borough of aforesaid, in the County aforesaid, did use and exercise and from thence continually afterwards to the time of exhibiting this Information hath there used and exercised, and still doth there use and exercise, without any legal warrant, royal grant, or right whatsoever, the office of [*Mayor*] [*or Alderman*] [*or Councillor*] of the said Borough, and for and during all the time last above mentioned hath there claimed, and still doth there claim to be [*Mayor*] of the said Borough, and to have, use, and enjoy, all the liberties, privileges, and franchises, to the office of [*Mayor*] of the said Borough, belonging and appertaining, which said office, liberties, privileges, and franchises, he the said *A. B.* for and during all the time last above mentioned upon our said Lady the Queen, without any legal warrant, royal grant, or right whatsoever, hath usurped and still doth usurp, that is to say, at the Borough of aforesaid, in the County aforesaid, in contempt of our said Lady the Queen, to the great damage and prejudice of her royal prerogative and also against her Crown and dignity. Whereupon the said Coroner and Attorney of our said Lady the Queen, for our said Lady the Queen, prayeth the consideration of the Court here in the premises. And that due process of law may be awarded against him the said *A. B.*, in this behalf to make him answer to our said Lady the Queen, and show by what authority he claims to have, use, and enjoy, the office, liberties, privileges, and franchises aforesaid.

C. F. ROBINSON.

Vide Recognizance to prosecute, No. CLX., to be entered into before Information filed.

No. CLX.

Recognizance to prosecute information Quo Warranto.

County or Borough.] Be it remembered, that on the day of in the year of the reign of our Sovereign Lady Victoria, by the Grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith, before Charles Francis Robinson, Esquire, Coroner and Attorney of our Lady the Queen, in the Court of our said Lady the Queen, before the Queen herself, cometh A. B. [*the Relator*] of, &c., and acknowledgeth himself to owe to C. D. [*the Defendant*] the sum of twenty pounds of lawful money of Great Britain, to be levied upon his goods and chattels, lands and tenements, upon condition to prosecute with effect a certain information on the nature of a Quo Warranto exhibited against him, the said C. D., by the said C. F. R. in the said Court, to shew by what authority he claims to be of the Borough of in the County of whereof he is impeached, and to do and perform all such orders and things as the said Court shall direct in that behalf.

Taken and acknowledged the }
 day and year aforesaid }
 Before me,

This Recognizance may be acknowledged before a Justice of the Peace of a County or Borough in which the office is usurped, instead of the Queen's Coroner or Attorney.

Then say, "Before me one of the keepers of the peace and Justices of our said Lady the Queen in and for the of " &c.

And say, "A certain Information in the nature of a Quo Warranto exhibited against him by C. F. R., Esq., Coroner and Attorney of our said Lady the Queen, in the Court of our said Lady the Queen, before the Queen herself," &c.

No. CLXI.

Recognizance to prosecute a Criminal Information.

Similar to the preceding, except that the Information should be described therein thus, "Upon condition to prosecute with effect a certain Information exhibited against him the said by the

said Charles Francis Robinson, Esquire, Coroner and Attorney of our said Lady the Queen, in the Court of our said Lady the Queen, before the Queen herself, in the said Court for certain Misdemeanors, and abide by and observe all such orders and things as the said Court shall direct in that behalf."

This Recognizance may be acknowledged before a Justice of the Peace of the county, city or place where the offence is charged to have been committed.

No. CLXII.

Notice to Defendant to appear to Information in pursuance of undertaking in enlarged Rule.

(Copy the enlarged Rule containing the undertaking to appear, and write the following Notice at the foot.)

IN THE QUEEN'S BENCH.

The Queen

v.

B. R., Esq.

Take Notice, that in pursuance of the above Rule, an Information hath been filed in the Court of Queen's Bench against the above named Defendant for certain Misdemeanors. And that he is hereby required to cause an appearance to be entered in the said Court thereto immediately in pursuance of his undertaking contained in the above Rule. And in default thereof the said Court will be moved on the day of or so soon after as Counsel can be heard, that the Prosecutor be at liberty to enter an appearance thereto for the said Defendant, and to sign Judgment against him. (Or that an Attachment may issue against him for his contempt in not performing his said undertaking).

Dated this day of 184 .

Yours, &c.,

(Solicitor for the Prosecution).

To B. R., the above named De- }
 fendant, and to Gen- }
 tleman, his Attorney or Agent. }

If it is intended to apply for an Attachment, this Notice must be served personally.

No. CXLIII.

Subpœna to answer to an Information.

VICTORIA, &c. To we command you, that laying aside all pretences and excuses whatsoever, you be and appear in our Court before us at Westminster, on the day of to answer to us of and concerning such matters and things as shall then and there be objected against you on our behalf, and further to do and receive all and singular such matters and things as our said Court shall then and there consider of concerning you in this behalf. And this you are not to omit under the penalty of one hundred pounds, to be levied upon your goods and chattels, lands and tenements, if you shall make default in the premises. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,
ROBINSON.

To be tested and made returnable on a day certain either in Term or out of Term.

No. CLXIV.

Indorsement when on Quo Warranto.

Charles Francis Robinson, Esq., Coroner and Attorney of our Lady the Queen in the Court of our said Lady the Queen, before the Queen herself, for our said Lady the Queen, prosecuteth this Writ against the within named upon an information in the nature of a Quo Warranto, exhibited against him by the said C. F. R., in the said Court, to shew by what authority he the said claimeth to be, &c., whereof he is impeached.

No. CLXV.

Indorsement when on Criminal or Ex Officio Information.

Charles Francis Robinson, Esquire, Coroner and Attorney, &c., [as above], [or Sir Frederick Pollock, Knight, Attorney-general of our Lady the Queen,] for our said Lady the Queen, prosecuteth this Writ against the within named upon an Information exhibited

against him by the said C. F. R., [or *Sir F. P.*,] in the said Court of our said Lady the Queen, before the Queen herself, for certain whereof he is impeached.

These Writs must not issue before the recognizance to prosecute is taken and filed. (4 & 5 Wm. & M. c. 18.)

No. CLXVI.

Affidavit of Service of Subpœna to answer to an Information.

IN THE QUEEN'S BENCH. MIDDLESEX.—The Queen
agt.
 A. B.

C. D., of, &c., maketh oath and saith, that he, this Deponent, did on the day of serve A. B., the above named Defendant, with the Writ of Subpœna to answer in this prosecution hereunto annexed, and of the indorsement thereon, by delivering a true copy of the said Writ and Indorsement thereon to, and leaving the same with a servant of the said A. B., at the house, or residence, [or *office*] of the said A. B., situate at in the County of . And at the same shewing to the said servant of the said A. B., the said original Writ of Subpœna; and which said Writ appeared to this Deponent to be duly and regularly issued out of and under the seal of this Honorable Court.

In cases against the Printers and Publishers of Newspapers.

Say, [as above] by delivering a true copy of the said Writ of Subpœna and Indorsement thereon, to, and leaving the same with a clerk or servant of the said Defendants, at the office of the said Defendants, called or known as the office of the Newspaper, situate at in the County of . And at the same time, &c., [as above.]

The office must exactly agree in description with the place of printing, &c., registered at the Stamp Office pursuant to the statute.

Attachment to be issued in default of appearance. *Vide*, No. CLXVII.

No. CLXVII.

Attachment to answer to an Information.

VICTORIA, &c., to the Sheriff of Greeting. We command you that you do not forbear, by reason of any liberty in your Bailiwick, but that you attach A. B., of, &c., if he shall be found in your Bailiwick, and him safely keep, so that you may have his body before us, at Westminster, on the day of to answer to us for certain Misdemeanors whereof he is impeached, and that you have then there this Writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

N. B.—Affidavit must be made of the service of the Subpœna, before this Writ can issue. And it may not issue until the end of four days (exclusive of the return day) after the return of the Subpœna. (*Vide* Subpœna to Answer.)

A Motion for the Attachment is not necessary.

Teste and Return.

To be tested on the Return-day of the Subpœna to answer.

The Return must be on a day certain, either in Term or out of Term.

No. CLXVIII.

Attachment to answer upon an Information Quo Warranto.

The like form of Writ, as on Criminal Information (*vide ante*), "to answer to us upon an Information, in the nature of a Quo Warranto, exhibited against him by C. F. R., Esquire, our Coroner and Attorney, in our Court before us, to shew by what authority he claims to be, &c. And that you have then there this Writ, &c."

N. B.—The same Rules to be observed, and the like Teste and Return, as upon Attachment to answer to an Information (*ante*).

No. CLXIX.

Disclaimer upon an Information Quo Warranto.

Term in the _____ year of the reign of Queen Victoria.
 A. B. } And now, that is to say on the _____ day of
 ats. } in this same Term, before our said Lady
 The Queen } the Queen, at Westminster, cometh the said A. B.,
 by his Attorney [*or in his own proper person*], and having heard the
 said Information read, saith, that he doth altogether disclaim and
 disavow the office, liberties, privileges, and franchises, in the said
 Information above specified, and cannot deny but that he hath
 usurped upon our said Lady the Queen, without any legal warrant,
 royal grant or right whatsoever, the said office, liberties, privileges,
 and franchises, in the said Information above mentioned, and con-
 fesseth and acknowledgeth the said Usurpation, in manner and form
 as in the said Information is above alleged. And thereupon he
 putteth himself upon the mercy of our said Lady the Queen.

To be signed by Counsel.

No. CLXX.

Record of Nisi Prius upon an Information Quo Warranto.

[*Pleas, &c., as upon an Indictment, ante.*]

Amongst the Pleas of the Queen Roll.

Amongst the } (COUNTY).—Be it Remembered, that Charles
 Informations of } Francis Robinson, Esquire, Coroner and Attorney
 Term, } of our said Lady, the Queen, in the Court of our
 No. } said Lady the Queen, before the Queen herself,
 who for our said Lady the Queen in this behalf prosecuteth in his
 proper person, came here into the Court of our said Lady the Queen,
 before the Queen herself, at Westminster, on _____ the _____ day
 of _____ last past. And for our said Lady the Queen, [*at the re-
 lation of A. B. of, &c.*] brought into the Court of our said Lady the
 Queen, before the Queen herself then here, a certain Information,
in the nature of a Quo Warranto, against C. D., of, &c., which said
 Information followeth in these words, that is to say, [*Copy the In-
 formation, and award process as in case of Indictment, (ante,) then copy
 the Pleadings seriatim et verbatim, and award Jury process in the same*

form as upon Indictment, except in using the words "to try upon their oath, the issues so above joined as aforesaid," instead of the words "to try upon their oath, whether the said A. B. be guilty of the premises aforesaid, or not."]

The like upon Criminal Information.

(*As above.*) Omitting the words "at the relation of A. B., of, &c., and the words "in the nature of a Quo Warranto." Award of Venire and Jury Process as upon Indictment.

The like upon Information by the Attorney or Solicitor-general.

(*As last above.*) Using the name of the Attorney or Solicitor-general, instead of that of the Queen's Coroner and Attorney. Thus—Sir Frederick Pollock, Knight, Attorney-general of our present Sovereign Lady the Queen, who for our said Lady the Queen in this behalf prosecutes, comes into the Court, &c.

No. CLXXI.

Judgment for the Crown on Quo Warranto.

Whereupon all and singular the premises being seen and fully understood by the Court of our said Lady the Queen now here. It is considered and adjudged by the said Court here that he, the said A. B. do not, in any manner, intermeddle with or concern himself in or about the said office, liberties, privileges, and franchises, but that he be absolutely forejudged and excluded from ever exercising or using the same or any of them for the future. And that the said A. B., in order to satisfy our said Lady the Queen, upon account of the usurpation aforesaid be taken and so forth, and that the said C. D., the relator above mentioned, do recover against the said A. B., the sum of for his costs by him laid out and expended in carrying on his suit in this behalf, according to the form of the statute in such case made and provided.

No. CLXXII.

Judgment for Defendant.

The same form as upon Indictment, *ante*. And that the said A. B., [*the Defendant,*] do recover against the said C. D., the relator above named, the sum of for his costs by him laid out and expended in and about his defence in this behalf, according to the form of the statute in such case made and provided.

No. CLXXIII.

Fi. Fa. for Prosecutor's Costs on Information Quo Warranto.

VICTORIA, &c. To the Sheriff of Greeting. We command you that you do not forbear, &c., but that you levy, or cause to be levied upon the good sand chattels of A. B., of, &c., the sum of which hath been lately adjudged in our Court before us, according to the form of the statute in such case made and provided to C. D., for his costs and charges by him expended and laid out upon account of his prosecuting a certain Information in the nature of a Quo Warranto exhibited against him the said A. B., by Charles Francis Robinson, Esquire, our Coroner and Attorney in our Court before us, to shew by what authority he the said A. B., claimed to be of the Borough of in our County of whereof he was impeached, and whereupon by a Jury of the country taken between us and the said A. B., [*or by his own default or confession, and disclaimer,*] he stands convicted as in our Court before us it appeareth upon Record. And that you have the said money before us at Westminster, on the day of to render the same to the said C. D., for his costs and charges aforesaid. And have you then there this Writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

Indorsed, to levy, £

Teste and Return, *vide* New Regulations, No. X.

No. CLXXIV.

Capias on Return of Nulla Bona to Fi. Fa.

VICTORIA, &c., to the Sheriff of Greeting. We command you that you do not forbear, &c., but that you take A. B., of, &c., if he shall be found in your Bailiwick, and him safely keep so that you may have his body before us at Westminster, on the day of to satisfy C. D., of, &c., for the sum of which hath lately in our Court before us been adjudged to be paid to him the said C. D., for his costs and expenses by him sustained about

his suit, in prosecuting a certain Information, in nature of a Quo Warranto, exhibited against him the said A. B., by C. F. R., Esquire, our Coroner and Attorney in our Court before us, to shew by what authority he the said claimed to be . whereof he is impeached, and thereupon by his own default [*or by a Jury of the Country*], he is convicted, as it appeareth upon Record in our Court, before us, according to the form of the statute, in that case made and provided. And that you then have there this Writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

Teste and Return, *vide* New Regulations, No. X.

No. CLXXV.

Fi. Fa. for Residue of Costs on Information Quo Warranto.

VICTORIA, by the Grace of God, &c. To the Sheriff of Greeting. Whereas we lately commanded* our [*then*] Sheriff of our said County, that he should not forbear by reason of any liberty in his Bailiwick, but that he should levy upon the goods and chattels of late of the sum of which were adjudged in our Court before us, according to the form of the statute in such case made and provided, to of for his costs and charges by him expended and laid out upon account of prosecuting a certain information in the nature of a Quo Warranto, exhibited against him the said by Charles Francis Robinson, Esquire, our Coroner and Attorney, in our Court before us, to shew by what authority he the said claimed to be whereof he was impeached, and thereupon [*by his own default*], convicted as in our Court before us it appeared upon Record. And that he the said [*then*] Sheriff, should have the said money before us on the day of then next, wheresoever we should then be in England, to render the same to the said for his said costs and charges. And he the said [*then*] Sheriff returned to us, that by virtue of that Writ to him directed, he had levied on the goods and chattels of the

* When directed to the same Sheriff as the first Writ, say, "commanded you that you should not forbear, &c."

said the sum of part, &c., [*according to the then Sheriff's return*], and that the said had not any more goods and chattels in his Bailiwick, whereof he could cause to be made the residue of the said costs, &c. [*according to the return*], as by the return of the said [*then*] Sheriff, to the said Writ in our Court before us it appears upon Record. Therefore we now command you that you do not forbear by reason of any liberty in your Bailiwick, but that you levy upon the goods and chattels of the said the sum of the residue of the said sum of £ the costs and charges aforesaid. And that you have the said residue of the said money before us at Westminster, on the day of to render the same to the said for the residue of his said costs and charges as aforesaid. And have you then there this Writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

No. CLXXVI.

When the like Writs issue for Defendant's Costs, say,

“For his costs which he hath laid out and expended in and about his defence to a certain Information, &c., and whereupon, &c., he stands acquitted,” as in our Court, &c.

Teste and Return, *vide* New Regulations, No. X.

No. CLXXVII.

Ca. Sa. for Residue of Costs where part levied under Fi. Fa.

VICTORIA, &c. To the Sheriff of Greeting. Whereas we lately commanded our [*then*] Sheriff of our said County, that he should not forbear by reason of any liberty in his Bailiwick, but that he should levy upon the goods and chattels of late of the sum of which were adjudged in our Court before us,

according to the form of the statute in such case made and provided to of for his costs and charges by him expended and laid out on account of prosecuting a certain Information in the nature of a Quo Warranto, exhibited against him the said by C. F. R., Esquire, our Coroner and Attorney in our Court before us to shew by what authority he the said claimed to be whereof he was impeached, and thereupon the said by a Jury of the Country [*or his own default*] is convicted as in our Court before us it appeared upon Record. And that he the said [*then*] Sheriff, should have the said money before us at Westminster, on the day of then next, to render the same to the said for his costs and charges aforesaid, and whereupon our said [*then*] Sheriff, on the day of returned to us, that by virtue of that Writ to him directed, he had levied on the goods and chattels of the said part, &c. And that the said had not any more goods or chattels in his Bailiwick, whereof he the said [*then*] Sheriff could cause to be levied the residue of the said costs [*according to the return to the Fi. Fa.*]. As by the return of the said [*then*] Sheriff, to the said Writ in our said Court before us it appears upon Record. We therefore command you that you do not forbear by reason of any liberty in your Bailiwick, but that you take the said if he shall be found in your Bailiwick, and him safely keep so that you may have his body before us at Westminster, on the day of to satisfy the said the said sum of residue of the said sum of the costs and charges aforesaid, and that you have then there this Writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

If the same Sheriff to whom the Fi. Fa. was directed remains in office when this Writ issues, make the recital of the Fi. Fa. and return in the second person; thus, "whereas we lately commanded you that you, &c. And you returned to us, &c."

Teste and Return, *vide* New Regulations, No. X.

Mandamus.

Writs of Mandamus being so various, and used in such a variety of cases, it is not possible to give any general form. In the following cases, however, which may perhaps be some of those most likely to occur, the forms here given may serve to shew the form and manner in which they may be prepared; but as each case must depend upon its own peculiar circumstances, and the Writ should be prepared with great particularity, it is most advisable that Writs of Mandamus be drawn or settled by Counsel.

NOTE.—Every Writ of Mandamus must be tested and made returnable on a day certain before the Queen at Westminster, and there must be eight days at least between the teste and return, where the act required to be done is in London, or within forty miles thereof, and fourteen days in all other cases.

The Statutes relating to Mandamus are

- 9 Anne, c. 20.
- 11 Geo. 4, c. 4 (relates to Elections of Municipal Corporate Officers.)
- 13 Geo. 3, c. 63 (East Indies.)
- 42 Geo. 3, c. 85 (West Indies.)
- 1 Wm. 4, c. 21 (extending provisions of 9 Anne, c. 20.)
- 6 & 7 Vict. c. 67 (Demurrer to return and Writ of Error.)
- 6 & 7 Vict. c. 89 (Corporations.)

No. CLXXVIII.

Mandamus to the Mayor of a Borough to insert name on Burgess Roll.

VICTORIA, by the Grace of God, &c. To the Mayor of the Borough of _____ in our County of _____ Greeting. Whereas the said Borough of _____ is one of the Boroughs mentioned in Schedule _____ annexed to an Act of Parliament passed in the sixth year of the reign of our late royal uncle, King William the Fourth, intituled, "An Act to provide for the regulation of Municipal Corporations in England and Wales." And whereas we have been given to understand and be informed in our Court before us, that heretofore and after the passing of a certain other Act of Parliament, made and passed in the first year of our reign, for amending the said first mentioned act, that is to say, on the _____ day of _____ last past, a Burgess List of all persons entitled to be enrolled on the Burgess Roll of the said Borough, in respect of property within the Parish of _____ in the said Borough, was made out and signed by the overseers of the poor of the said Parish, and was delivered to the Town Clerk of the said Borough, according to the directions of the said first mentioned act in that behalf. And whereas we have

been further given to understand and be informed, that the name of _____ being then and there a person duly qualified and entitled to be enrolled in the Burgess Roll of the said Borough, in respect of property within the said Parish, was omitted in such Burgess List. And that thereupon the said _____ claiming to have his name inserted therein on the _____ day of _____ last, gave notice thereof in writing to the Town Clerk of the said Borough, in the manner directed by the said first mentioned act. And whereas we have been further given to understand and be informed in our Court before us, that at a Court holden on the _____ day of _____ by and before the then Mayor of the said Borough, and the two assessors of the said Borough chosen on that behalf, for the purpose of revising the Burgess Lists of the said Borough, application was duly made by and on behalf of the said _____ to have his name inserted in such Burgess List as aforesaid. But the said Mayor and Assessors then and there rejected the claim of the said _____ to have his name inserted therein, by reason whereof the name of the said _____ hath not been enrolled in the Burgess Roll of the said Borough for this year. In contempt of us, and to the great damage and prejudice of the said _____ as we have been informed, from his complaint made to us in that behalf. Whereupon he hath humbly besought us, that a fit and speedy remedy may be applied in this respect, and we being willing that due and speedy justice should be done in the premises (as it is reasonable) do command you, the Mayor of the said Borough of _____ in our said County of _____ firmly enjoining you, that immediately after the receipt of this our Writ, you do insert the name of the said _____ upon the Burgess Roll of the said Borough for this year, according to the directions of the said Act of Parliament of the first year of our reign in that behalf, or that you shew us cause to the contrary thereof, lest by your default the same complaint shall be repeated to us. And how you shall have executed this our Writ make known to us at Westminster, on _____ the _____ day of _____ then returning to us this our Writ. And this you are not to omit. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign.

By the Court,
ROBINSON.

By Rule of Court.

As to Teste and Return, *vide* Note at the commencement of title "*Mandamus*," *ante*.

No. CLXXIX.

Mandamus to Elect.

VICTORIA, &c. To the Mayor, Aldermen, and Burgesses of our Borough of in our County of Greeting. Whereas our said Borough of is one of the Boroughs named in Schedule annexed to an Act of Parliament passed in the sixth year of the reign of our late royal uncle, King William the Fourth, intituled "An Act to provide for the regulation of Municipal Corporations in England and Wales," within which said Borough, according to the provisions of the said Act of Parliament, there of right ought to be divers, to wit, one Mayor, Aldermen, Councillors, Auditors, and Assessors of the said Borough, to be elected in the manner in the said Act specified. And whereas we have been given to understand and be informed in our Court before us that on the day of now last past, the of the said Borough went out of office in pursuance of the provisions of the said Act of Parliament. [*The recitals must of course be varied as the case may be.*] And that no due Election of any persons to be or of any person to be an of the said Borough in the place and stead of the said who had so gone out of office as aforesaid or of any of them was had or held on the said day of according to the directions of the said Act of Parliament, nor was any election of or of an of the said Borough in the place and stead of such who had so gone out of office or of any of them had or holden the day next after the said day of nor hath any Election of any or of an of the said Borough, in the place and stead of such who has so gone out of office as aforesaid been since at any time made. Whereby the places and offices of of the said Borough since the said day of have been and still are vacant, to the manifest hindrance and obstruction of the Public Government of the said Borough. We therefore, being willing that a fit and speedy remedy may be applied in this respect as it is reasonable, do command you, the said Mayor, Aldermen, and Burgesses of the said Borough of and every of you, firmly enjoining you that you and every of you having a right to vote at or to do any other act necessary to be done in order to the Election of of the said Borough, do upon the day of by

of the clock of the same day meet and assemble yourselves together in the Guildhall of the said Borough, or in some other convenient place within the said Borough. And that being so assembled you or such of you to whom the same doth of right belong, do then and there proceed to the Election of _____ in the place and stead of _____ of the said Borough who have so gone out of office as aforesaid, according to the directions of the said Act of Parliament. And that you or such of you to whom the same doth of right belong, do administer or cause to be administered to the several persons who shall be so elected _____ of the said Borough, the oath [or declaration] in that behalf directed by the said Act to be made and subscribed. And that you admit or cause to be admitted the same several persons _____ respectively into the office of _____ of the said Borough, together with all the liberties, privileges, and franchises to the said places and offices respectively belonging and appertaining. And that you and every of you do every act necessary to be done by you or any of you in order to the due Election and admission of _____ of the said Borough, according to your authority in that behalf respectively, or that you shew us cause to the contrary thereof, lest by your default the same complaint should be repeated to us. And how you shall have executed this our Writ make known to us at Westminster on _____ the _____ day of _____ then returning to us this our said Writ. And this you are not to omit. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign.

By the Court,

ROBINSON.

By Rule of Court.

As to teste and return, *vide* Note at the commencement of title "*Mandamus*."

Vide Notice of Election to be subjoined to Rule, and stuck up in the Market-place or other public place.

No. CLXXX.

Notice to be subjoined to Rule for Mandamus to elect.

Notice is hereby given, that in obedience to the above written Rule of Her Majesty's Court of Queen's Bench at Westminster, and of the Writ of Mandamus therein mentioned, a meeting of the Mayor,

Aldermen, and Burgesses of the Borough of _____ in the County of _____ will be held at the [Shirehall or Guildhall or Townhall, as the case may be] in the said Borough on _____ the _____ day of _____ at _____ of the clock in the _____ noon, for the purpose of electing, swearing, and admitting [as the case may be] of a _____ of the said Borough, as by the said Rule and Writ of Mandamus it is commanded. And all persons whom it may concern are hereby required to attend at the time and place aforesaid accordingly.

Dated this _____ day of _____ 184 .

[To be signed by the person named in the Rule to give the Notice.]

NOTE.—The Rule for the Mandamus and the Notice thereto subjoined must be affixed by such person as the Court shall appoint, in the Market-place or some other public place within the Borough, by the space of six days before the day appointed for the election. It is also advisable that the Mayor and Aldermen be served with the Writ by delivering a copy to each Alderman, or leaving the same at his residence, and afterwards delivering the original Writ to the Mayor. It is not necessary to serve the other members of the Corporation, nor is it *indispensable* to serve the Aldermen; because the statute provides that the Notice to be given to the Corporation shall be by affixing such Notice as above. And the Court have holden that the personal service of process required in other cases is superseded by the particular provisions of the statute. *Rex v. Edyvean*, 3 Term Reports, 351. And that proof of the Notice being given, as the statute requires, is at least *prima facie* proof that it came to the knowledge of the Corporators.

No. CLXXXI.

Mandamus to administer Declaration.

(On Election under Municipal Corporation Act.)

VICTORIA, &c., to the Aldermen and Councillors of the Borough of _____ in our County of _____ and to every of them, Greeting. Whereas the said Borough of _____ is one of the Boroughs named in Schedule _____ annexed to an Act of Parliament, passed in the sixth year of the reign of our late royal uncle, King William the Fourth, intituled, "An Act to provide for the regulation of Municipal Corporations in England and Wales," and within which said Borough, according to the provisions of the said Act of Parliament, there of right ought to be divers, to wit, one Mayor, _____ Aldermen, and _____ Councillors, of the said Borough, to be respectively elected on the days and times in the said Act mentioned. And

whereas we have been given to understand, and be informed, in our Court before us, that on the day of an Election of a *Mayor* for the said Borough, to supply the place of the *Mayor* of the said Borough, who then and there went out of office, pursuant to the directions of the said Act of Parliament, was in due manner had and held, according to the provisions of the said Act. At which said Election, one being then and there duly qualified to be *Mayor* of the said Borough, was duly elected *Mayor* of the said Borough, to supply the place of the *Mayor* of the said Borough who had so gone out of office as aforesaid. And whereas it thereupon became the duty of you, the said *Aldermen and Councillors* of the said Borough, to administer to the said the Declaration by the said Act in that behalf directed to be made and subscribed, in order that he might be capable to act as *Mayor* of the said Borough, and to have use and enjoy all the liberties, privileges, and franchises, to the office of *Mayor* of the said Borough, belonging and appertaining. And whereas the said immediately after his said Election to be *Mayor* of the said Borough, did require you, the *Aldermen and Councillors* of the said Borough, or some two of you, to administer to him, the said the said Declaration. And hath oftentimes, since his said Election, required you, the *Aldermen and Councillors* of the said Borough, or some two of you, to administer to him, the said such Declaration as aforesaid. But that you, and every of you, then and there wholly neglected and refused, and ever since have neglected and refused, to administer to the said such declaration as aforesaid, to the great damage and grievance of the said and to the great hindrance and obstruction of the rule and government of the said Borough, as we have been informed, from complaint made to us. We, therefore, being willing that a fit and speedy remedy should be applied in the premises, as it is reasonable, do command you, the *Aldermen and Councillors* of the said Borough of and every of you, firmly enjoining you, that immediately after the receipt of this our Writ, you, or some of you, do administer to the said the Declaration by the said Act directed to be made, and subscribed, in order to render him capable to act as *Mayor* of the said Borough, and to have use and enjoy all the liberties, privileges, and franchises, to the office of *Mayor* of the said Borough, belonging and appertaining, and that you, and every of you, do every act necessary to be done by you, or either of you, in order to the due administering of the said Declaration to the said or that you shew us cause to the con-

trary thereof, lest by your default the same complaint should be repeated to us. And how you shall have executed this our Writ, make known to us, at Westminster, on the day of next, then returning to us this our said Writ, and this you are not to omit. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

By Rule of Court.

As to Teste and Return, *vide* Note at the Commencement of title "*Mandamus.*"

No. CLXXXII.

Mandamus to Justices to hear an Appeal.

VICTORIA, by the Grace of God, &c. To the Keepers of our Peace, and our Justices assigned to hear and determine divers felonies, trespasses, and other misdemeanors, committed within our County of and to every of them, Greeting. Whereas, we have been given to understand and be informed in our Court before us, that at the General Quarter Sessions of the Peace holden at in and for the said County of on the day of an appeal theretofore entered by and on behalf of the Churchwardens and Overseers of the Poor of the Parish of in the County of against an order under the hands and seals of two of you, the said Keepers of our Peace and Justices, for the removal of from the Parish of in the said County of to the said Parish of came on to be heard. And you the said Keepers of our Peace and Justices, by and before whom such Sessions was holden, were then and there required, by and on behalf of the churchwardens and overseers of the poor of the said Parish of to hear and determine the merits of the said Appeal, but that you the said last mentioned Keepers of our Peace and Justices well knowing the premises, but not regarding your duty in that behalf, then and there wholly neglected and refused to hear and determine the said Appeal, and dismissed the same without hearing and determining the merits thereof, nor have you or any of you at any time since, heard and determined the same, in contempt of us, and to the great damage and grievance of the inhabitants of the

said Parish of as we have been informed from their complaint made to us. Whereupon, we being willing that due and speedy justice should be done in the premises as it is reasonable, do command you the said Keepers of our Peace and Justices, in and for our said County of and every of you, firmly enjoining you that you enter or cause to be entered, continuances upon the said Appeal from Session to Session, to the now next General Quarter Sessions of our Peace, to be held in and for our said County of ; and that at such next General Quarter Sessions of the Peace, you do proceed to hear and determine the merits of the said Appeal, or that you shew us cause to the contrary thereof, lest by your default the same complaint should be repeated to us ; and how you shall have executed this our Writ make known to us at Westminster, on the day of then returning to us this our said Writ, and this you are not to omit. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

By Rule of Court.

As to Teste and Return, *vide* Note at the commencement of title "*Mandamus*."

No. CLXXXIII.

Notice of Appeal in pursuance of Mandamus.

To the Churchwardens and Overseers of the Poor of the Parish of in the County of .

Whereas, Her Majesty's Court of Queen's Bench at Westminster hath granted a Writ of Mandamus, directed to the Keepers of the Peace and Justices in and for the County of commanding them to enter Continuances, and hear the merits of an Appeal between the Churchwardens and Overseers of the Poor of the Parish of appellants, and the Churchwardens and Overseers of the poor of the Parish of respondents, touching the settlement of . Now take notice that by virtue of the said Writ, the said Churchwardens and Overseers of the Poor of the said Parish of will proceed at the now next General Quarter Sessions of the Peace to be held at in and for the said County, on the day of upon their said Appeal

cution of any of the powers hereby granted. It was further enacted, that if any corporation, trustee, or other person so entitled to agree as aforesaid, should not agree with the said Company as to the amount, &c., [*reciting the clause relating to the manner in which a Jury is to be summoned, for the purpose of inquiring of, assessing, and giving a verdict for the sum of money to be paid for compensation, and how judgment is to be given thereon.*] And whereas we have been given to understand and be informed in our Court before us, that J. C., of in the County of Middlesex, Esquire, for several years last past, has been and still is assignee of a certain lease for a term of ninety-nine years, dated the 27th day of August, 1808, of a certain leasehold estate situate on the west side of the road leading from Bow to Old Ford, in the Parish of St. Mary, Stratford, Bow, in the County of Middlesex, then or then late in the tenure or occupation of Mr. G. And whereas before and at the times of the sustaining of the damage, loss and injury hereinafter mentioned, [*setting out the nature, extent and particulars of the damage, loss or injury sustained.*] And the said J. C. hath been and is by reason of the premises, otherwise greatly injured and damnified. And whereas the said J. C. hath sustained great damage, loss, and injury in his said estate by reason of the matters and things hereinbefore mentioned, and otherwise, by reason and in consequence of the works done by you the said Company in the execution of the powers by the said act granted. And whereas the said J. C., under the provisions of the said Act of Parliament, was and is entitled to accept and receive recompence and compensation from you the said Company, for the damage, loss and injury sustained by him by the means aforesaid. And whereas notice in writing on behalf of the said J. C., stating the nature, extent, and particulars of such damage, loss and injury. And the amount of compensation claimed in respect thereof, was in pursuance of the provisions of the said Act of Parliament, given to you the said Company, on or about the tenth day of June, in the year of our Lord, 1839, being within six calendar months next after such damage, loss, and injury had been sustained by him. And whereas the said J. C. could not agree with you the said Company, as to the amount of such recompence or compensation, and thereupon afterwards, to wit, on or about the 16th day of June, you, the aforesaid Company were duly required by and on behalf of the said J. C., in pursuance of the said Act of Parliament, to issue a warrant to the Sheriff of the County of Middlesex, commanding such Sheriff to impanel, summon, and return a Jury in the manner directed by the said Act for the purpose of inquiring, of assessing, and giving

a verdict for the sum of money to be paid by you the said Company to the said J. C., by way of recompence or compensation for the damage, loss, and injury sustained by him by the means aforesaid. And whereas we have further been given to understand that no agreement has yet been made with you the said Company, as to the sum of money to be paid by you to the said J. C., by way of recompence or compensation for the damage, loss, and injury sustained by him in such premises, by the means aforesaid. And that you have wholly neglected and refused, and still do neglect and refuse to issue a warrant to the Sheriff of the County of Middlesex, in order to summon a Jury for the purpose of inquiring, of assessing, and giving a verdict for the sum of money to be paid by you to the said J. C., for such loss, damage, and injury as aforesaid. In contempt of us, and to the great hurt and prejudice of the said J. C., as we have been informed from his complaint made to us. Whereupon he hath humbly besought us that a fit and speedy remedy may be applied in this respect, and we being willing that due and speedy justice should be done in the premises as it is reasonable, do command you the said Eastern Counties Railway Company, firmly enjoining you that immediately after the receipt of this our Writ, you issue a warrant, under your common seal, or under the hand and seal of three at least, of the Directors of you the said Company, to the Sheriff of the County of Middlesex, commanding such Sheriff to impanel, summon, and return a Jury, in the manner directed by the said Act of Parliament, for the purpose of inquiring, of assessing, and giving a verdict for the sum of money to be paid by you the said Company, by way of recompence or compensation for the damage, loss, and injury which has been sustained by the said J. C. as aforesaid, by reason and in consequence of the works done by you the said Company, in the execution of the powers by the said Act granted as aforesaid; or that you shew us cause to the contrary thereof, lest by your default the same complaint should be repeated to us. And how you shall have executed this our Writ, make known to us at Westminster, on Monday the eleventh day of January next, then returning to us this our said Writ, and this you are not to omit. Witness, Thomas Lord Denman, at Westminster, the twelfth day of November, in the first year of our reign.

By the Court.

By Rule of Court.

As to Teste and Return, *vide* Note at the commencement of title "*Mandamus.*"

No. CLXXXV.

Peremptory Mandamus.

Must be in the same form as the original Writ, with the exception of putting the word "*peremptorily*," before the word "command," thus: "Do *peremptorily* command you," &c. And omitting the words "*or that you shew us cause to the contrary thereof*," and altering the Teste and Returns according to the exigency of the case, but observing the same rules as relate to the original Writ.

The party to whom the Writ of Mandamus is directed, may make a return to the first Writ, which may be demurred to or traversed either wholly or in part, or there may be a demurrer to part and traverse to the rest, *vide* stat. 6 & 7 Vict. c. 67, but no return can be made to a Peremptory Writ, except of obedience.

No. CLXXXVI.

Affidavit of Service of Writ of Mandamus on more than one Person, and of Search for Return.

IN THE QUEEN'S BENCH. MIDDLESEX.—The Queen,

v.

A. B., of, &c., maketh oath and saith, that he did, on the day of personally serve C. D., one of the named in the Writ of Mandamus, an Office Copy of which is hereunto annexed, with the said writ, by delivering a true copy of the said Writ to the said C. D. at And at the same time shewing to the said C. D. the original Writ. And this Deponent further saith that he did also on the day of also serve E. F. likewise one of named in the said Writ, with the said Writ, by delivering the said original Writ personally to the said E. F., at And which said Writ appeared to this Deponent to be duly and regularly issued out of and under the seal of this Honorable Court. And was made returnable on the day of And this Deponent further saith, that he did this day search the proper file at

the Crown Office of this Honorable Court for a return to the said Writ. And that no return has yet been filed, or made to the said Writ of Mandamus.

Sworn, &c. (In Court, before a Judge at Chambers, or before a Commissioner of Queen's Bench).

NOTE.—If a Mandamus has been personally served and not returned, an application may be made for an Attachment without a Rule to return the Writ. But where the service has not been personal, there may be a Side Barr Rule to return the Writ, which must be personally served, and then a Motion for Attachment for not obeying the Rule.

No. CLXXXVII.

Return to Writ of Mandamus.

The return may either be indorsed on the back of the original Writ, or engrossed on a separate parchment Schedule.

When indorsed on the back of the original Writ,

say, The answer of [*the parties to whom the Writ is directed*] to this Writ. We, the, &c., [*the Defendants*] to whom this Writ is directed, do most humbly certify and return to our Sovereign Lady the Queen at the time and place in this Writ mentioned, that we have, &c. [*when the return is an obedience to the Writ, the words of the mandatory part of the Writ should be recapitulated in the past, instead of the future tense*]. As by the said Writ we are commanded.

(To be signed by the parties making the Return, or a sufficient number to form a quorum, unless they be a corporate body, in which case it is sufficient to attach the corporate seal.)

When the Return is engrossed on a separate Schedule,

Endorse the original Writ [*or the Copy served*] thus :

The Return of _____ to this Writ [*or if the return is obedience, say, the execution of this Writ*] appears in the Schedule hereunto annexed.

The Answer of _____

[*To be signed and sealed as above.*]

The Schedule or Return, when not an obedience to the Writ, must be carefully and formally drawn, and contain the reasons for not obeying the Writ as fully and perfectly as a Special Plea to a Declaration in an action on the case.

No. CLXXXVIII.

Record of Nisi Prius on Mandamus.

Pleas before our Lady the Queen at Westminster, of [*the Term of the Return to the Writ*] Term in the year of the reign of our Sovereign Lady Victoria, by the Grace of God of the United Kingdom of Great Britain and Ireland Queen, Defender of the Faith.

Amongst the Pleas of the Queen Roll.

(COUNTY.)

Amongst the }
Records of this } Some time ago, that is to say, on [*the day of*
year, No. } *the Teste of the Mandamus*], our Lady the Queen
sent to [*the direction of the Writ*] her Writ, closed
in these words, that is to say.

VICTORIA, &c. [*to the end of the Writ of Mandamus*]. On which said day of [*the day of the return of the Writ*] in this same Term before our said Lady the Queen, at Westminster, [*the party making the return*] returned the said Writ as follows, that is to say, [*copy the return, or when the return is on a separate Schedule, say,*] the execution of this Writ appears by the Schedule hereunto annexed, the answer of within mentioned, [*copying the Indorsement on the Writ*] which said Schedule is as follows, that is to say, [*then copy the return as on the Schedule and the subsequent pleadings in order. The Jury process in the same form as upon Indictment with Special Issues, except that the name of the Plaintiff is to be inserted in the place of the Queen's Coroner and Attorney.*]

No. CLXXXIX.

Judgment for Plaintiff on Mandamus.

Whereupon all and singular the premises being seen and fully understood by the Court of our said Lady the Queen now here.

It is considered and adjudged by the said Court here, that the said return to the said Writ of Mandamus is insufficient in law, and that a peremptory Writ of Mandamus do issue in this behalf, and that the said A. B. [*the Plaintiff*] do recover against the said [*the Defendant*] the sum of for his damages, and the sum of

for his costs, by him sustained, laid out, and expended about his suit in this behalf, according to the form of the statute in such case made and provided.

Judgment for Defendants on return to Mandamus.

Whereupon all and singular the premises being seen and fully understood by the Court of our said Lady the Queen, now here, [when the Court takes time to consider] and upon mature deliberation had here in Court, it is considered and adjudged by the said Court here, that the said return to the said Writ of Mandamus is good and sufficient in law, and that the said [the Defendants] do depart hence without day in this behalf, [when the Defendants are entitled to costs, say,] and that the said [the Defendants] do recover against the said [the Plaintiffs] the sum of for their costs, by them laid out and expended in and about their defence in this behalf.

NOTE.—As Continuances and Judgments upon Mandamus and Quo Warranto are frequently very special, and require great care in the drawing, it is advisable that they be drawn or carefully settled by Counsel. The above are given here only to show the manner in which they are usually entered in Common Cases.

No. CXC.

Fieri Facias for Prosecutor's Costs after verdict on Mandamus.

VICTORIA, &c. To the Sheriff of Greeting. We command you that you do not forbear by reason of any liberty in your Bailiwick, but that of the goods and chattels of you cause to be levied the sum of , which have been adjudged to in our Court before us, according to the form of the statute in such case made and provided, as well for his Damages by him sustained by reason of, &c., as for his Costs and Charges by him expended on the occasion of prosecuting a certain Writ of Mandamus issued out of our Court, before us, directed to commanding them to . Whereupon by a Jury of the Country taken between the said [Plaintiff's name] and the said [Defendant's] for the trial of certain issues joined between the said parties upon a return to the said Writ a verdict hath been given for the said [Plaintiff's name] as appears upon Record in our Court before us. And you are to have the said money before us at Westminster, on to render to the said for his damages

costs and charges aforesaid. And have you then there this Writ.
 Witness, Thomas Lord Denman, at Westminster, the day
 of in the year of our reign.

By the Court,

ROBINSON.

No. CXCI.

When for Defendant's Costs.

Say, For their Costs and Charges by them paid, laid out, and expended in and about their defence of the return to a certain Writ of Mandamus directed to them, commanding them, &c., and a verdict hath been given for the said Defendants, &c. And omit the word "damages."

Teste and Return, *vide* New Regulations, No. X.

SUBPŒNAS TO TESTIFY AND DUCES TECUM.

To be tested as of the day on which they are actually issued.

The names of four witnesses may be put into one Writ, but no more.

It is advisable however to have a separate Subpœna duces tecum for each witness required to produce, to prevent confusion as to persons or documents, unless it be otherwise done with clearness.

No. CXCI.

Subpœna ad Test. before the Grand Jury of the Court of Queen's Bench.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith, to and to every of them, Greeting. We command you and every of you, that laying aside all excuses and pretences whatsoever, you and every of you personally be and appear before us on the day of by nine of the clock in the forenoon of the same day, at Westminster, in our County of Middlesex, in the great hall of Pleas, there to testify the truth and give evidence to and

before the Grand Jury of and for our said County on our behalf against upon an Indictment for certain Misdemeanors. And this you or any of you are not to omit, under the penalty of one hundred pounds, to be levied on the goods and chattels, lands and tenements, of such of you as shall fail herein. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,
ROBINSON.

No. CXCIH.

Subpœna ad Test. at the London or Middlesex Sittings of Nisi Prius.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith. To and to every of them Greeting. We command you and every of you that, laying aside all excuses and pretences whatsoever, you and every of you personally be and appear before our right trusty and well-beloved Thomas Lord Denman, our Chief Justice assigned to hold the Pleas before us, on the day of by nine of the clock in the forenoon of the same day, at there to testify the truth on our behalf against for certain whereof he is indicted. [*Or if for the Defendant, say, between us and for certain whereof he is indicted, on behalf of the Defendant.*] And this you or any of you are not to omit, under the penalty of one hundred pounds to be levied on the goods and chattels, lands and tenements, of such of you as shall fail herein. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,
ROBINSON.

No. CXCIH.

Subpœna ad Test. in the Nisi Prius Court at the Assizes.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith. To and to every of them, Greeting. We command you and every of you that, laying aside all excuses and pretences whatsoever, you

and every of you personally be and appear before our Justices assigned to hold the Assizes in and for our County of _____ on the _____ day of _____ at _____ in our said County, there to testify the truth on our behalf against _____ for certain _____ whereof he is indicted, [*or if for the Defendant, between us and _____ for certain _____ whereof he is indicted on behalf of the Defendant.*] And this you or any of you are not to omit, under the penalty of one hundred pounds, to be levied on the goods and chattels, lands and tenements, of such of you as shall fail herein. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign.

By the Court,

ROBINSON.

No. CXCIV.

Subpœna ad Test. in the Crown Court at the Assizes.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith. To _____ and to every of them, Greeting. We command you and every of you that, laying aside all excuses and pretences whatsoever, you and every of you personally be and appear before our Justices of Oyer and Terminer, and General Gaol Delivery, and Justices assigned to hold the Assizes in and for our County of _____ on the _____ day of _____ at _____ in our said County, there to testify the truth on our behalf, against _____ upon an Indictment for felony, [*or if for the Defendant between us and _____ upon an Indictment for felony, on behalf of the Defendant.*] And this you or any of you are not to omit, under the penalty of one hundred pounds, to be levied on the goods and chattels, lands and tenements, of such of you as shall fail herein. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign.

By the Court,

ROBINSON.

No. CXCVI.

Subpœna ad Test. at Assizes on Quo Warranto.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith. To _____ and _____

to every of them, Greeting. We command you and every of you, that laying aside all excuses and pretences whatsoever, you and every of you personally be and appear before our Justices assigned to hold the Assizes in and for our County of _____ on the _____ day of _____ at _____ in our said County, there to testify the truth on our behalf, against _____ [or between us and _____.] Upon the trial of certain issues joined between us and the said _____ upon an Information in the nature of a Quo Warranto exhibited against him the said _____ in our Court before us, to shew by what authority he claims to be _____ whereof he is impeached, [on behalf of the Defendant.] And this you or any of you are not to omit, under the penalty of one hundred pounds, to be levied on the goods and chattels, lands and tenements, of such of you as shall fail herein. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign.

By the Court,

ROBINSON.

No. CXCVII.

Subpœna ad Test. at Assizes on return to Mandamus.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith. To _____ and to every of them, Greeting. We command you and every of you that, laying aside all excuses and pretences whatsoever, you and every of you personally be and appear before our Justices assigned to hold the Assizes in and for our County of _____ on the _____ day of _____ at _____ in our said County, there to testify the truth between _____ Plaintiff, and _____ Defendant. Upon the trial of certain issues joined between the said parties, upon the return to our Writ of Mandamus, lately issued out of our Court before us directed to the said _____ commanding him to, &c., on behalf of the _____. And this you or any of you are not to omit, under the penalty of one hundred pounds, to be levied on the goods and chattels, lands and tenements, of such of you as shall fail herein. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign.

By the Court,

ROBINSON.

No. CXCVIII.

Subpœna ad Test. on a Sci. Fa. from Chancery to repeal Letters Patent.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith. To _____ and to every of them, Greeting. We command you and every of you, that laying aside all excuses and pretences whatsoever, you and every of you personally be and appear before our right trusty and well-beloved Thomas Lord Denman, our Chief Justice assigned to hold pleas before us, on _____ the _____ day of _____ by _____ nine of the clock in the forenoon of the same day, at Westminster, in our County of Middlesex, in the Great Hall of Pleas, there to testify the truth *on our behalf against G. F. M. [or between us and G. F. M. Upon the trial of certain issues joined between us and the said G. F. M.,]* upon the plea of the said G. F. M. to our Writ of Scire Facias, issued out of our High Court of Chancery, for the purpose of repealing or cancelling certain Letters Patent granted by us to the said _____ for an Invention of Improvements in the manufacture of, &c. [*as the case may be,*] on behalf of the Defendant. And this you or any of you are not to omit, under the penalty of one hundred pounds, to be levied on the goods and chattels, lands and tenements, of such of you as shall fail herein. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign.

By the Court,

ROBINSON.

No. CXCIX.

Subpœna on Inquisition de Lunatico Inquirendo.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith. To _____ and to every of them, Greeting. We command you and every of you, that laying aside all excuses and pretences whatsoever, you and every of you personally be and appear before _____ on _____ the _____ day of _____ at _____ in our said County, there to testify the truth on our behalf against A. B., [*or between us and*

A. B.] Upon the trial of certain issues joined between us and the said upon an Inquisition taken by virtue of a commission in the nature of a Writ de Lunatico Inquirendo, issued out of our High Court of Chancery, to inquire, amongst other things, of the lunacy of the said [on behalf of the said *A. B.*] And this you or any of you are not to omit, under the penalty of one hundred pounds to be levied on the goods and chattels, lands and tenements, of such of you as shall fail herein. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

No. CC.

Subpœna ad Test. before a Justice of the Peace.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith. To and to every of them, Greeting. We command you and every of you, that laying aside all excuses and pretences whatsoever, you and every of you personally be and appear before Esquire, one of the Keepers of our Peace and Justices in and for our County of or such other Justice or Justices of the Peace of the said County as may be then and there present, on the day of at of the clock, &c. at the public office at in our said County, there to testify the truth and give evidence before the said Justice or Justices on our behalf, against for certain offences against the statute made for [as the case may be] and so from day to day, &c. And this you or any of you are not to omit, under the penalty of one hundred pounds to be levied on the goods and chattels, lands and tenements, of such of you as shall fail herein. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

No. CCI.

Subpœna ad Test. at Petty Sessions on Application for order of removal of Paupers.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith. To and to every of them, Greeting. We command you and every of you, that laying aside all excuses and pretences whatsoever, you and every of you personally be and appear before such of the Keepers of our Peace and our Justices assigned to hear and determine divers Felonies, Trespasses, and other Misdemeanors committed within our County [*or Borough*] of _____ as may be in attendance at a Petty Sessions to be held on _____ the _____ day of _____ by _____ of the clock in the _____ of the same day, at _____ in our said County, there to testify the truth, upon an application to be then and there made by the Churchwardens and Overseers of the Poor of the Parish of _____ in our said County, for an order of some two of the said Justices for the removal of _____ poor persons chargeable to the said Parish of _____ to the place of their last legal settlement. On behalf of the Inhabitants of the said Parish of _____. And this you or any of you are not to omit, under the penalty of one hundred pounds, to be levied on the goods and chattels, lands and tenements, of such of you as shall fail herein. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign.

By the Court,

ROBINSON.

No. CCII.

Subpœna ad Test. before Revising Barristers.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith. To _____ and to every of them, Greeting. We command you and every of you, that laying aside all excuses and pretences whatsoever, you and every of you personally be and appear before _____ Esquires, Barristers-at-Law, appointed by virtue of the statutes in that case made and provided, to revise the Lists of Voters for Members to serve in Parliament for the Borough of _____ in our County of _____ on _____

the day of by of the clock, &c.,
 at in our said Borough and County, there to testify the
 truth touching the claim of A. B. and others to have their names
 inserted in the List of Voters for the said Borough, [*or, on an
 application to expunge the names of C. D. and others from the said
 List.*] And this you or any of you are not to omit, under the
 penalty of one hundred pounds, to be levied on the goods and
 chattels, lands and tenements, of such of you as shall fail herein.
 Witness, Thomas Lord Denman, at Westminster, the day of
 in the year of our reign.

By the Court,

ROBINSON.

No. CCIII.

Subpœna ad Test. in a Compensation Case.

VICTORIA, by the Grace of God, Queen of the United Kingdom of
 Great Britain and Ireland, Defender of the Faith. To and to
 every of them, Greeting. We command you and every of you, that
 laying aside all excuses and pretences whatsoever, you and every of
 you personally be and appear before [*this blank to be filled up
 with a description of the Justices or Court before whom the inquiry is
 to take place,*] on the day of by of the
 clock, &c., at in our said County, there to testify the truth
 between the parties, touching certain claims of S. D., Esquire, for
 satisfaction and compensation for damage, loss, and injury, sustained
 by him by reason of certain hereditaments and premises the property
 of the said S. D., being required to be taken under the provisions
 and in execution of a certain Act of Parliament, made for
 on behalf of . And this you or any of you are not to
 omit, under the penalty of one hundred pounds, to be levied on the
 goods and chattels, lands and tenements, of such of you as shall fail
 herein. Witness, Thomas Lord Denman, at Westminster, the
 day of in the year of our reign.

By the Court,

ROBINSON.

No. CCIV.

Subpœna to Testify at the Central Criminal Court for Prosecution.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith, to and to every of them, Greeting. We command you and every of you, that laying aside all excuses and pretences whatsoever, you and every of you personally be and appear before our Justices of the Central Criminal Court, on the day of by nine of the clock in the forenoon of the same day, at Justice Hall, in the Old Bailey, in the suburbs of our City of London, there to testify the truth [*if before the Grand Jury and on the trial*], and give evidence to and before the Grand Jury for the Jurisdiction of the said Court, on our behalf, against A. B., upon an Indictment for Felony, and also upon the trial of the said A. B., for the said offence. And this you, or any of you, are not to omit, under the penalty of one hundred pounds, to be levied on the goods and chattels, lands and tenements, of such of you as shall fail herein. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

No. CCV.

Subpœna Duces Tecum at the Central Criminal Court for Defendant or Prosecutor.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith, to and to every of them, Greeting. We command you and every of you, that laying aside all excuses and pretences whatsoever, you and every of you personally be and appear before our Justices of the Central Criminal Court, on the day of by nine of the clock in the forenoon of the same day, at Justice Hall, in the Old Bailey, in the suburbs of the City of London, there to testify the truth, on our behalf, against [*or if for Defendant, "between us and"*] A. B., upon an Indictment for Felony. And that you, or such of you in whose custody or power the same be, do bring with you in order that the same may be produced and given in evi-

dence before our Justices aforesaid [*on behalf of the Defendant*]. And this you, or any of you, are not to omit, under the penalty of one hundred pounds, to be levied on the goods and chattels, lands and tenements, of such of you as shall fail herein. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,
ROBINSON.

No. CCVI.

Subpœna ad Test. on Appeal against a Poor Rate.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith. To and to every of them, Greeting. We command you and every of you, that laying aside all excuses and pretences whatsoever, you and every of you personally be and appear before the Keepers of our Peace and our Justices assigned to hear and determine divers Felonies, Trespasses, and other Misdemeanors committed within our at the General Quarter Sessions of the Peace to be held on the day of by nine of the clock in the forenoon of the same day, at there to testify the truth, upon the appeal of against a rate or assessment made on or about the day of for the Relief of the Poor of the Parish of on behalf of the Churchwardens and Overseers of the Poor of the said Parish [*or on behalf of the said the Appellant*]. And this you or any of you are not to omit, under the penalty of one hundred pounds, to be levied on the goods and chattels, lands and tenements, of such of you as shall fail herein. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,
ROBINSON.

No. CCVII.

Subpœna ad Test. upon an Appeal against Order of Removal.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith. To and to every of them, Greeting. We command you and every of

you, that laying aside all excuses and pretences whatsoever, you and every of you personally be and appear before the Keepers of our Peace and our Justices assigned to hear and determine divers Felonies, Trespasses, and other Misdemeanors, committed within our County of _____ at the General Quarter Sessions of the Peace to be held on the _____ day of _____ by nine of the clock in the forenoon of the same day, at _____ in our said County, there to testify the truth, upon an appeal between the Inhabitants of the Parish of _____ in our County of _____ Appellants, and the Inhabitants of the parish of _____ in our County of _____ Respondents, touching the Settlement of _____ on behalf of the _____. And this you or any of you are not to omit, under the penalty of one hundred pounds, to be levied on the goods and chattels, lands and tenements, of such of you as shall fail herein. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign.

By the Court,

ROBINSON.

If at a Borough Sessions, say, "before the Recorder of our Borough of _____ our Justice assigned," &c.

No. CCVIII.

Subpœna on Trial at Barr.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith. To _____ Greeting. We command you and every of you, that laying aside all excuses and pretences whatsoever, you and every of you personally be and appear before us at Westminster, on _____ the _____ day of _____ there to testify the truth on our behalf against _____ for certain _____ whereof he is indicted [*or impeached*], [*if for the Defendant say, there to testify the truth between us and _____ for certain _____ whereof he is indicted [or impeached] on behalf of the Defendant*]. And this you or any of you are not to omit, under the penalty of one hundred pounds to be levied on the goods and chattels, lands and tenements, of such of you as shall fail herein. Witness, Thomas Lord Denman, at Westminster, the _____ day of _____ in the _____ year of our reign.

By the Court,

ROBINSON.

No. CCIX.

Subpœna Duces Tecum.

VICTORIA, by the Grace of God, Queen of the United Kingdom of Great Britain and Ireland, Defender of the Faith, to and to every of them, Greeting. We command you and every of you, that laying aside all excuses and pretences whatsoever, you and every of you personally be and appear before [*this blank to be filled up according to such of the foregoing Forms as may be applicable to the particular case for which the Subpœna duces tecum may be required.*] And that you or such of you in whose custody or power the same may be, do bring with you [*this blank to be filled up with a description of the document required to be produced;*] in order that the same may be produced and given in evidence before our Justices aforesaid, on our behalf, against the said for the said offence, [*or on the trial of the said for the said offence, on behalf of the Defendant.*] And this you or any of you are not to omit, under the penalty of one hundred pounds, to be levied on the goods and chattels, lands and tenements, of such of you as shall fail herein. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

No. CCX.

Sci. Fa. v. Defendant and Bail for not proceeding to Trial, pursuant to Recognizance.

VICTORIA, by the Grace of God, &c. To the Sheriff of Greeting. Whereas on the day of A. B., of, &c., C. D., of, &c., and E. F., of, &c. come before and acknowledged themselves to owe to us the sums following, that is to say, the said A. B. the sum of pounds, and the said C. D. and E. F., the sum of pounds each, of lawful money of Great Britain, to be levied upon their several goods and chattels, lands and tenements, to our use, [*take the words of the Recognizance alleged to be forfeited*] upon condition that if the said A. B. should appear in our Court of Queen's Bench, at Westminster, and plead within the first eight days of Term then next, to an Indictment against him for and try the same at the sittings of Nisi Prius, to be holden after the same Term in and for the County of Middlesex, and

personally appear in the same Court on the return of the Postea in case he should be convicted, and so from day to day, and not depart that Court without leave, then that Recognizance to be void or else to remain in full force. As by that Recognizance now remaining of Record in our Court before us it doth appear. And whereas we have been informed in our Court before us, that the said A. B. hath appeared in our said Court before us and pleaded to the said Indictment, but hath not tried the same at the sittings of Nisi Prius, holden after the same Term in and for the County of Middlesex, nor hath the said A. B. at any time since tried the same, but that the said A. B. hath made default in the premises against the force, form, and effect of the said Recognizance. And thereupon we being willing to look to our indemnity in this behalf, do command you that you do not forbear by reason of any liberty in your Bailiwick, but that by good and lawful men of your Bailiwick, you make known to the said A. B., C. D., and E. F., and to each and every of them, that they and each and every of them be before us at Westminster, on the day of to show if they or any of them can say any thing for themselves, or if either of them can say any thing for himself, why the said several sums which in form aforesaid they have respectively acknowledged to owe to us should not be levied on their several goods and chattels, lands and tenements, to our use according to the force, form, and effect of the said Recognizance. And further to do and undergo what we shall then and there consider of concerning them and each and every of them in this behalf. And have you then there the names of those by whom you shall have so made it known to them and each and every of them together with this our Writ Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

No. CCXI.

Sci. Fa. v. Defendant and Bail upon a Recognizance removed by Certiorari.

VICTORIA, &c. To the Sheriff of Greeting. Whereas heretofore, to wit, on the day of last, before came A. B., of, &c., C. D., of, &c., and E. F., of, &c., and severally acknowledged that they were indebted to us as follows. [*Recite the Recogni-*

zance alleged to be forfeited, in the words of the Recognizance, but in the past instead of the future tense.] Which said Recognizance we did afterwards for certain reasons cause to be brought before us, and the same now remains filed of Record in our Court before us as by the same Recognizance, reference being thereunto had, will more fully appear. And whereas we have been informed in our Court before us that the said A. B., after the taking of the said Recognizance [*here set out the offence charged against the Defendant with the same particularity as in an Indictment, corresponding with the condition of the Recognizance, by the commission of which offence it is alleged the Recognizance has become forfeited*] against our peace, our crown, and dignity, and also against the force, form, and effect of the said Recognizance. And thereupon we being willing to look to our said security in this behalf, do command you that you do not forbear by reason of any liberty in your Bailiwick, but that by good and lawful men of your Bailiwick you make it known to the said A. B., C. D., and E. F., and to each and every of them that they and each and every of them be before us at Westminster, on the day of to shew if they or any of them can say anything for themselves, or if either of them can say anything for himself why the said several sums, which in form aforesaid they have respectively acknowledged to owe to us, our heirs and successors, should not be levied on their several goods and chattels, lands and tenements, to our use, according to the force, form, and effect of the said Recognizance. And further to do and receive such things as our said Court before us shall then and there consider of concerning them and each and every of them in that behalf. And have you then there the names of those by whom you shall have so made it known to them and each and every of them together with this Writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

No. CCXII.

Levari Facias v. Defendant and Bail on Judgment on Scire Facias on a forfeited Recognizance.

VICTORIA, &c. To the Sheriff of Greeting. We command you that you do not forbear, &c., but that of the goods and

chattels, lands and tenements of A. B., of, &c., you cause to be levied the sum of pounds, and of the goods and chattels, lands and tenements of C. D., of, &c., and E. F., of, &c., you cause to be levied the sum of pounds, each of lawful money of Great Britain, which said several sums they the said A. B., C. D., and E. F. have acknowledged by a certain Recognizance to owe to us, and whereof it is adjudged in our Court before us that we should have execution as in our Court before us it appears upon Record. And that you have the said money before us at Westminster, on the day of to render unto us the said debt. And have you then there this Writ. Witness, Thomas Lord Denman, at Westminster, the day of in the year of our reign.

By the Court,

ROBINSON.

Teste and Return, *vide* New Regulations, No. X.

(*The following have been omitted in their proper places, vide Certiorari.*)

No. CCXIII.

Fiat for Certiorari for Inquisition.

(COUNTY.)—Let a Writ of Certiorari issue directed to one of the Coroners for the County of commanding him to return all and singular Inquisitions, &c., taken by him at in the said County, on the day of on view of the body of then and there lying dead. Returnable on the day of next.

J. PATTESON.

Attorney's name. }
Date of issuing. }

No. CCXIV.

The like for Depositions, &c.

(COUNTY.)—Let a Writ of Certiorari issue directed to one of the Coroners for the County of [*or to A. B. and C. D., Esqrs.*

two of her Majesty's Justices of the Peace in and for the County of
] to return all Depositions, &c. taken on view of the body
 of lying dead at in the County of
 on the day of . Returnable immediately
 [or touching the commitment of to the Gaol at for felony.]

J. PATTESON.

Attorney's name. }
 Date of issuing. }

COSTS

USUALLY ALLOWED TO ATTORNIES

ON THE TAXATION OF COSTS BY THE MASTERS ON THE
 CROWN SIDE OF THE COURT OF QUEEN'S BENCH.

General Charges for Attendances.

	£	s.	d.
Attending with Client to Swear Affidavit	-	0	3 4
(if several Deponents)	0	6	8
— to Instruct Officer	-	0	3 4
— to File Affidavit or Affidavits	-	0	3 4
— for Office Copy Affidavits	-	0	3 4
— for a Rule	-	0	3 4
— for Appointment	-	0	3 4
— to enter Pleadings— <i>i. e.</i> , to enter Appearance Plea or other Proceeding at Crown Office	-	0	6 8
— to Sign Judgment	-	0	3 4
— to set down Cause	-	0	3 4
— to Search how Cause Stands, each Sitting		0	3 4
— " in Crown Paper, each Term		0	3 4
— on Associate for Postea	-	0	3 4
— to Complete Final Judgment where Roll carried in		0	3 4
— to Search if Writ returned before or after Rule		0	3 4

	£	s.	d.
Attending to Fix Consultation, each Counsel	0	3	4
— on Counsel or Pleader, with Half-a-Guinea Fee	0	3	4
— with Brief on Trial or Special Motion	0	6	8
— with and for Pleadings or Opinion, if One Guinea			
Fee paid	0	6	8
— on Motions with Brief or Refresher, if One Guinea			
Fee paid	0	6	8
— to Nominate Jury	0	13	4
— to Reduce it	0	6	8
— to put in Bail	0	6	8
— to Justify or Oppose same	0	6	8
— to Tax Costs (per hour)	0	6	8
— on Judge or Summons (not opposed)	0	3	4
— " (opposed)	0	6	8
— on Trial of a Cause in Town	1	1	0
— at Assizes (no other Business)	2	2	0
— Managing Clerk, having no other Business (per day)	1	11	6
Mileage, 1s. 3d. per Mile			
— If two Causes, then for each (per day) and in each, half Mileage	1	11	6
— If three or more, then for each Cause (per day) and no Mileage	1	1	0
— in Court on Special Case, &c. when in the Paper	0	6	8
— " when Argued	0	13	4
— " on Motions	0	6	8
— with Witnesses to be Sworn, and before the Grand Jury, when Indictment preferred	0	13	4
— when Indictment returned into Court	0	3	4

Term Fees.

* In London, &c., including Letters and Messages	0	15	0
In the Country	0	18	0
If more than three Defendants, additional	0	10	0

Affidavits (Special).

	£	s.	d.
Instructions for	0	6	8
Drawing (per folio)	0	1	0
Ingrossing	0	0	4
Affidavits (Common) and Oath included	0	6	0
<hr/>			
Close Copy of every Office Copy taken (per folio)	0	0	4
Ingrossing Records (per folio)	0	0	6
Special Writs (per folio)	0	0	6
all Pleadings on Paper and on the Roll (per folio)	0	0	4

Witnesses.

Mileage, each (per Mile)			1s.
Common Labourers, Journeymen, &c. (per day)	5s.	to	7s. 6d.
Tradesmen			10s. to 15s.
Yeomen Farmers			10s. to 15s.
Auctioneers and Accountants	10s. 6d.	to	1l. 1s.
Gentlemen, Merchants, Bankers, &c.			1l. 1s.
Professional Men	1l. 1s.	to	2l. 2s.
Attornies' Clerks			15s. to 1l. 1s.
Females, according to Station in Life			5s. to 1l.
For Maps, &c.			1l. 1s. to 3l. 3s.
In London—Attornies' Clerks (per day)			10s. 6d.
Professional Men			1l. 1s.
Gentlemen, Merchants, &c., with Subpcena			1l. 1s.
(Nil Ultra).			

Writs.

	£	s.	d.
Subpcena to Testify.			
Drawing and Ingrossing it	0	5	0
Attending at Crown Office to Stamp it, and at Seal			
Office to get it Sealed	0	3	4

	£	s.	d.
Paid at Crown Office	-	-	0 2 6
for Sealing it	-	-	0 0 7
for Parchment	-	-	0 0 1
			<hr/>
			0 11 6
			<hr/>
Subpoena Duces Tecum, if more than five folios in length, Drawing and Ingrossing according to length (per folio)	-	-	0 1 0
Venire to Answer	-	-	} The like charges, but 5s. paid at Crown Office for stamping.
Capias to Answer	-	-	
Distringas to Answer	-	-	
Certiorari	-	-	
Procedendo	-	-	
Habeas Corpus	-	-	
Attachment of Contempt	-	-	
Mittimus	-	-	
* Exigent	-	-	
* Capias super Contumace Capiendo, or Cum Proclamatione	-	-	
* Capias Utlagatum	-	-	
Venire Facias Juratores	-	-	
Distringas Juratores	-	-	
* Ca. Sa.	-	-	
* Fi. Fa.	-	-	
* Levari Facias	-	-	
* Elegit	-	-	
And for enrolling any of the above Writs, which ought by the Practice of the Court to be enrolled (marked *) and which are, in fact, enrolled and delivered at the Crown Office, including the charge for the Roll (more)	-	-	0 14 0
			<hr/>
			0 5 0

Mandamus and Prohibition.

Instructions for the Writ	-	-	0 6 8
Drawing it (per folio)	-	-	0 1 0
Fee to Counsel to settle	-	-	1 3 6
Attending him with and for the Draft	-	-	0 6 8

	£	s.	d.
Ingrossing the Writ (per folio)	-	0	0 6
Parchment	-	-	(sum paid)
Sealing	-	0	0 7
Attending at Crown Office to stamp; and to seal at Seal Office	-	0	3 4
Paid Stamping	-	0	5 0
Fair Copy of the Writ for use (per folio)	-	0	0 4
If it be necessary to serve the Writ on more than one party, then for each copy required to be served (per folio)	-	0	0 4
For enrolling the Writ, where the enrolment is actually made and delivered at the Crown Office (per folio)	-	0	0 6
And for the Rolls	-	-	(sum paid)

For Writ de Nocumento Amovendo and Distringas ad Satisfaciendum on Conviction for not repairing Bridge or Highway.

Instructions for the Writ	-	0	6 8
Drawing it, exclusive of the Indictment (per folio)	-	0	1 0
Ingrossing the Writ (including the recital of the original Indictment) (per folio)	-	0	0 6
Parchment	-	-	(sum paid)
Attending to stamp at Crown Office and at Seal Office to seal	-	0	3 4
Paid Stamping	-	0	5 0
Paid Sealing	-	0	0 7
Copy of the Writ for use (per folio)	-	0	0 6
For enrolment (as a Mandamus and Prohibition) above	-	-	-

Attachment.

Affidavit	-	0	6 0
Instructions to Counsel to move for Attachment	-	0	3 4
Paid him to move	-	1	3 6
Attending him	-	0	6 8
———— Court—Rule granted	-	0	6 8
———— to obtain Rule	-	0	3 4
Paid for same and filing Affidavits	-	-	(sum paid)

	£	s.	d.
Attachment	0	14	0
Attending to lodge same	0	3	4
Drawing Bill of Costs and copy for Sheriff, (according to length)			
Paid Coroner's Fee (Middlesex)	2	4	0
_____ (any other County)	1	3	6
Having been served with Rule Nisi to set aside Attachment			
Attending at Crown Office to bespeak Rule and Affidavits	0	3	4
Paid for same, twenty folios and Rule 1s.	0	11	0
Instructions for Affidavit in support (if not made by Attorney or Clerk)	0	6	8
Drawing same, twenty folios	1	0	0
Ingrossing it	0	6	8
Paid swearing	0	1	6
Attending for that purpose	0	3	4
Copy Rule to annex to Brief	0	1	0
Drawing Brief	0	6	8
Copy Brief and Affidavits for Counsel	0	16	8
Attending him with Brief	0	6	8
Paid him	1	3	6
Attending Court—Case did not come on	0	6	8
The like, last day of Term—Rule enlarged	0	6	8
Term Fee and Letters	0	15	0

Hilary Term.

Refresher to Counsel	1	3	6
Attending him therewith	0	6	8
Attending Court four days—Case in enlarged Rule paper, but did not come on	1	6	8
Attending Court—Cause shewn and Rule discharged with costs	0	13	4
Paid for Rule	0	2	0
Attending to obtain same	0	3	4
Bill of Costs and copy for Defendant's Agent (vide page 176)			
Attending for appointment	0	3	4
Copy and Service	0	5	0

		£	s.	d.
Attending taxing	} Vide page 176			
Paid				
Term Fee and Letters		0	15	0

Taxing Attorney's Bill.

Taking Instructions to Tax	-	-	0	6	8
Summons to tax Copy and Service	-	-	0	5	0
Attending same, (if opposed)	-	-	0	6	8
Order—Copy and Service	-	-	0	5	0
Attending for Appointment to Tax	-	-	0	3	4
Copy and Service	-	-	0	5	0
Copy Bill for Use on Taxation (per folio)	-	-	0	0	4
Attending Taxing (per hour)	-	-	0	6	8

On Order of Sessions Affirmed.

Brief to Counsel to consent to remove Orders and Special Case	-	-	0	3	4
Paid Fee	-	-	0	10	6
Attending him and Court	-	-	0	6	8
Letters, &c.	-	-	0	3	0

Hilary Term.

The Orders being returned—Instructions to Prosecute	-	-	0	6	8
Paid for Office Copy Orders, (thirty folios)	-	-	0	15	0
Attending for same	-	-	0	3	4
Close Copy	-	-	0	10	0
Attending to bespeak and afterwards for Office Copy, Rule Nisi to quash	-	-	0	3	4
Paid for same	-	-	0	2	6
Close Copy	-	-	0	1	0
The Case being put in the Paper, attending to ascertain how it stood in the Paper	-	-	0	3	4

	£	s.	d.
Copy Orders, &c., for the Lord Chief Justice, (thirty folios, and Copy Rule, 1s.)	-	0	11 0
The like Copy for Mr. Justice Patteson	-	0	11 0
Attending to deliver same	-	0	6 8
Instructions to Counsel with Briefs, (each)	-	0	3 4
Two Copies of Brief for Counsel	-	1	0 0
Drawing Observations to annex, (one sheet)	-	0	6 8
Two Copies	-	0	6 8
Two Copies, Rules to annex	-	0	2 0
Paid Fee to Mr. to argue and Clerk	-	3	5 6
Attending him therewith	-	0	6 8
Paid Fee to Mr. and Clerk	-	2	4 6
Attending him	-	0	6 8
Attending Court, three days, Case on the Paper but not reached	-	1	0 0
Term Fee	-	0	15 0

Easter Term.

Refresher to Mr.	-	1	3 6
Attending with same	-	0	6 8
The like, Mr.	-	1	3 6
Attending him	-	0	6 8
Attending to ascertain how cause stood in the Paper	-	0	3 4
Attending Court, argued, and Orders affirmed	-	0	13 4
Paid for Rule	-	0	5 0
Copy thereof	-	0	2 6
Attending to procure same	-	0	3 4
Motion at Side Barr for Costs	-	0	3 4
Paid for Rule	-	0	2 0
Attending for it	-	0	3 4
Drawing Bill of Costs and Copy	-	0	8 0
Copy for Defendant's Agent	-	0	8 0
Attending for appointment to Tax	-	0	3 4
Copy and Service	-	0	5 0
Attending Taxing	-	0	3 4
Paid	-	-	-
Term Fee and Letters	-	0	15 0

Special Jury.

	£	s.	d.
Instructions to Counsel to move	0	3	4
Paid his Fee	0	10	6
Attending him and Court	0	6	8
Attending the Master for Appointment	0	3	4
Copy and Service on Defendant's Attorney	0	5	0
The like on Under Sheriff	0	5	0
Attending to nominate	0	13	4
Paid the Master	1	1	0
— the Sheriff	2	2	0
Copy List of Forty-eight sent	0	5	0
Instructions to reduce	0	6	8
Attending for Appointment	0	3	4
Copy and Service	0	5	0
Attending to Reduce	0	6	8
Copy of reduced List	0	2	6
Ditto, sent if Agency	0	2	6
Special Venire Facias Juratores	0	14	0
Special Distringas	0	14	0
Attending Sheriff for Returns (each writ)	0	3	4
Paid for Returns	(sum paid)		
Paid Sheriff summoning Jury	2	2	0
— Ten Special Jurymen	10	10	0
— Two Talesmen, 10s. 6d. each	1	1	0
— If in London and Middlesex, Talesmen (each)	1	1	0
— Sheriff attending the Trial (in London and Middlesex only)	1	1	0

Special Case on Indictment.

Instructions for Case	0	6	8
Drawing it, 20 folios	1	0	0
Paid Fee to Counsel to settle	1	3	6
Attending for that Purpose	0	6	8
Copy Special Case for Opposite Party	0	6	8
Attending Defendant's Agent several times thereon	0	6	8
Copy sent as settled if Agency	0	6	8
Attending Associate therewith			
Paid Associate's Fee	(sum paid)		

	£	s.	d.
Brief for Concilium - - - - -	0	3	4
Fee - - - - -	1	3	6
Attending Counsel and Court - - - - -	0	6	8
Paid for Rule - - - - -	0	2	0
Attending for Rule to set down Case for Argument - - - - -	0	3	4
Paid - - - - -	0	1	0
Copy and Service of Rule - - - - -	0	5	0
Two Copies of Case for the Judges, 4d. per folio - - - - -	0	13	4
Copying Points thereon - - - - -	0	6	8
Attending to deliver same - - - - -	0	6	8
Paid Judge's Clerks - - - - -	0	4	0
Two Briefs for Counsel (each) - - - - -	0	3	4
Two Copies of Case for Counsel - - - - -	0	13	4
Drawing Observations, one sheet - - - - -	0	6	8
Two Copies (if two Counsel employed) - - - - -	0	6	8
Paid Fee to Mr. to take Notes - - - - -	2	4	6
Attending him - - - - -	0	6	8
Paid Fee to Mr. to argue - - - - -	3	5	6
Attending him - - - - -	0	6	8
Attending Court, Case not heard - - - - -	0	6	8
The like - - - - -	0	6	8
The like Case stood over - - - - -	0	6	8
Term Fee and Letters - - - - -	0	15	0

Easter Term.

Refresher to each Counsel - - - - -	1	1	0
Attending them (each) - - - - -	0	6	8
Attending Court three days, Case in the Paper - - - - -	1	0	0
----- Case argued, Judgment for Prosecutor	0	13	4
Paid Court Fees - - - - -	0	4	0
----- for Rule for Judgment - - - - -			
Attending for same - - - - -	0	3	4
Copy and Service on Associate - - - - -	0	5	0
Attending to beapseak Postea, and afterwards for same	0	3	4

Prosecutor's Costs. Indictment removed from Sessions by Defendant.

Easter Term, 1844.

	£	s.	d.
Defendant having removed the Indictment, Instructions to prosecute in Q. B.	0	6	8
Searching for Names of Defendant's Bail	0	3	4
Paid	0	2	0
Attending to inquire into their sufficiency (if such inquiry necessary)	0	6	8
Attending to bespeak Office Copy Indictment from Crown Office	0	3	4
Paid for it (ten folios)	0	5	0
Close Copy	0	3	4
Motion at Side Barr for Rule to estreat Defendant's recognizance unless he proceeds	0	3	4
Paid for the Rule	0	2	0
Attending for it	0	3	4
Copy and Service on Defendant's Attorney	0	5	0
Searching if Appearance entered, when found that it was	0	3	4
Paid Search	0	1	0
Motion at Side Barr for Rule to Plead	0	3	4
Paid for the Rule	0	2	0
Attending for it	0	3	4
Copy and Service thereof	0	5	0
Attending to Search for Plea and Paid	0	4	4
Defendant Pleaded—Term Fee and Letters	0	15	0

Trinity Term.

Defendant having given Notice of Trial, and moved for Special Jury, Copy Rule served	0	1	0
Attending when Nominated	0	13	4
Copy List of Forty-eight	0	5	0
Instructions to reduce	0	13	4
Attending when Jury reduced	0	6	8
Copy reduced List	0	2	6
Warrant of Tales	0	1	6
Attending Attorney General for Signature	0	6	8
Paid his Clerk	0	8	8

	£	s.	d.
Instructions for Brief - - -	1	1	0
(More or less according to Case)			
Drawing Brief (Five Sheets) - - -	1	13	4
Two Copies thereof - - -	1	13	4
Two Copies Issue to annex (twenty folios)	0	13	4
Attending Mr. with Brief, &c. - - -	0	6	8
Paid his Fee and Clerk - - -	5	10	0
The like attendance on Mr. - - -	0	6	8
Paid his Fee and Clerk - - -	3	5	6
Three Subpœnas to Testify - - -	1	14	6
Copy and Service on Four Witnesses - - -	1	0	0
The like on Four Witnesses, ten miles from Attorney's residence - - -	1	10	0
Writing to Agent with Subpœna to serve on A. B. at Bath	0	3	6
Paid his Charges for serving same			
Defendant was Convicted and Sentenced			
Attorney's Journey to Assizes (no other Business), out three days, 40 miles—Mileage, 1s. 3d. per mile	6	6	0
N. B.—If engaged in two Causes the Attorney charges in each 1l. 11s. 6d. per day and half Mileage			
Paid Witnesses (vide page 164)			
Paid Court Fees - - -			
Term Fee, &c. - - -	0	15	0

Michaelmas Term.

Attending Associate for Postea - - -	0	3	4
Drawing Judgment against Defendant - - -	0	3	4
Attending at Crown Office to sign it - - -	0	3	4
Paid - - -	0	7	0
Entering Proceedings on the Roll, the Defendant having neglected to do so, or such part as shall be necessary (per folio) - - -	0	0	4
Paid for Three Parchment Rolls			
Attending to carry same in - - -	0	3	4
Drawing Affidavit of Increase (10 folios) - - -	0	6	8
Ingrossing it - - -	0	3	4
Oath - - -	0	1	0
Attending to be Sworn - - -	0	3	4
_____ to File Affidavit and for Side Barr Rule to Tax			
Costs - - -	0	3	4
Paid Filing the Affidavit - - -	0	1	0

	£	s.	d.
Paid for the Rule	0	2	0
Attending for Appointment to Tax	0	3	4
Copy and Service of Rule for Costs, with Appointment thereon	0	5	0
Attending Taxing (per hour)	0	6	8
Paid	(sum paid)		
Term Fee	0	15	0

On Making up Record for Prosecutor, Brief, &c.

	£	s.	d.
Giving Notice of Trial, Copy and Service	0	5	0
Copy sent	0	1	0
Entering Issue on the Roll at 8d. per folio, and 10d. for Roll			
Drawing Retainer and Attending to retain Mr. (discretionary)	0	6	8
Paid him	1	3	6
Drawing Record	0	3	4
Ingrossing it (per folio)	0	0	6
Paid for Parchment	(sum paid)		
— for Passing Record	0	7	0
Attending	0	6	8
Venire Facias Juratores	0	14	0
Distringas Juratores	0	14	0
Attending Sheriff for Return	0	6	8
Paid for Returns			
Carriage of Record into the Country	(sum paid)		
Attending to enter it for Trial	0	3	4
Paid entering	(sum paid)		
Instructions for Brief (if long—more)	0	13	4
Drawing Brief (per sheet of eight folios)	0	6	8
Copies, including Copy of Issue (per sheet)	0	3	4
Attendance on each Counsel, with Brief	0	6	8
Paid them			
Attending each Counsel to appoint Consultation	0	3	4
Paid their Fees			
Attending Consultation	0	13	4
Three Subpcenas	1	14	6

	£	s.	d.
Copy and Service on one Witness	0	5	0
_____ on a Witness five miles off	0	10	0
_____ ten miles	0	15	0
_____ twenty miles	1	5	0
_____ six Witnesses at Brighton	1	10	0
Letters, &c., to and from Agent to serve same			
(<i>N. B.</i> If the Attorney lives in Assize Town, he charges—			
Attending each day cause in the paper, 13s. 4d. ;			
on day of Trial, 1l. 1s.)			
Attorney's journey to Assizes (no other business) three days	6	6	0
Mileage there (per mile)	0	1	3
(<i>N. B.</i> —If Clerk attends and not Attorney, 1l. 11s. 6d. per day only allowed, and 1s. 3d. mileage.			
If Attorney has two causes, 1l. 11s. 6d. per day in each, and half mileage.			
If he has three or more, 1l. 1s. per day in each, and mileage at discretion.)			
Paid Court Fees			
— Witnesses (vide page 164)			
Drawing Postea and Continuances			
Attending Associate for Postea	0	3	4
Drawing Notice of calling Defendant for Judgment and paid Searching for Names of his Bail	0	7	0
Copy and Service on Defendant	0	5	0
The like on one Bail in Town	0	5	0
The like on another ten miles off	0	15	0
Attending to bespeak Judge's Notes	0	3	4
Paid Judge's Clerk	0	10	6
Copy Indictment for Mr. Justice Patteson, (twenty folios)	0	6	8
Attending to deliver it	0	3	4
Instructions to Counsel to move for Judgment	0	3	4
Paid Fee to him and Clerk	2	4	6
Attending him	0	6	8
The like to second Counsel	1	3	6
Attending him	0	6	8
Instructions for Affidavit in Aggravation (twenty folios)	0	6	8
Drawing and Ingrossing it (ten folios)	0	13	4
Attending Deponent to be Sworn	0	3	4
Attending to File it	0	3	4

	£	s.	d.
Paid	0	1	0
Attending Court—Case stood over	0	6	8
The like, Defendant sentenced	0	13	4
Attending to draw up Rule	0	3	4
Paid for it	0	4	0
Copy thereof to keep	0	2	0
Attending to lodge original with Keeper	0	3	4
Paid Tipstaff's Charges	(sum paid)		
Drawing final Judgment	0	3	4
Attending to Sign it	0	3	4
Paid	0	7	0
Entering Proceedings on the Roll, (per folio)	0	0	4
Attending to complete Roll	0	3	4
Term Fee and Letters	0	15	0
Carriage of Briefs to Town	(sum paid)		
Affidavit of Increase—Drawing and Ingrossing (ten folios)	0	13	4
Oath	0	1	0
Attending to be Sworn	0	3	4
_____ to File it	0	3	4
Paid Filing it	0	1	0
Copy for Defendant's Agent	0	3	4
Bill of Costs	2s. per sheet of three folios		
Notice of Taxing Copy and Service	0	5	6
Copy Bill for Defendant	1s. per sheet of three folios		
Attending Taxation (3s. 4d. half hour)	(per hour)	0	6
Paid	1s. per sheet of three folios		

Defendant's Costs on Special Plea to Indictment and Judgment.

Instructions to Defend	0	6	8
Attending to Search for Indictment and enter Appearance	0	3	4
Paid	0	1	0
Paid for Office Copy (per folio)	0	0	6
Close Copy (per folio)	0	0	4
Paid for Summons for time to Plead	0	2	0
Copy and Service	0	5	0

			£	s.	d.
Attending thereon, Order made	-	-	0	3	4
Paid for Order	-	-	0	2	0
Copy and Service	-	-	0	3	0
Instructions for Plea	-	-	0	6	8
Drawing Plea, if special (per folio)	-	-	0	1	0
Paid Pleader to settle					
Attending him					
Engrossing the Plea (per folio)	-	-	0	0	4
Copy to Deliver (per folio)	-	-	0	0	4
Close Copy for the Country (per folio)	-	-	0	0	4
Copy Notice of Trial sent	-	-	0	1	0
Attending to Search if Cause set down (if London or Middlesex)	-	-	0	3	4
Instructions for Brief	} As before, <i>vide</i>	} Prosecutor's Costs. }			
Brief and Attendances at Assizes					
Attending Associate for Postea	} Page 174.		0	3	4
Affidavit of increase by Attorney, (ten folios)			0	10	0
Oath	-	-	0	1	0
Attending to Swear it	-	-	0	3	4
_____ to File it	-	-	0	3	4
Paid	-	-	0	1	0
Drawing Judgment	-	-	0	3	4
Paid Signing it	-	-	0	7	0
Attending to Sign it	-	-	0	3	4
Copy Affidavit for Prosecutor's Agent (per folio)	-	-	0	0	4
Taxing Charges (as per Prosecutor's Bill), page 176.					
Entering Proceeding on the Roll (per folio)	-	-	0	0	4
Attending to complete Roll	-	-	0	3	4
Term Fee	-	-	0	15	0

Prosecutor's Costs on Mandamus. (Judgment on Demurrer to Return.)

The Queen	} Instructions for moving the Court for a	} Writ of Mandamus	-	0	13	4
v.						
Railway	} Instructions for Affidavit of A. B.		-	0	6	8
Company.		} Drawing Affidavit, (twenty folios)		-	1	0
			Ingrossing it	-	0	6

	£	s.	d.
Attending to swear it	-	0	3 4
Paid Oath	-	0	1 0
Instructions to Counsel to move for Mandamus	-	0	3 4
Copy of Affidavit for him	-	0	6 8
Drawing Observations to accompany it	-	0	6 8
Copy for Counsel	-	0	3 4
Paid Fee to Mr. and Clerk	-	2	4 6
Attending him with Brief	-	0	6 8
Attending Court, rule Nisi granted	-	0	6 8
Paid for Rule, and filing Affidavit	-	0	5 0
Attending for that purpose	-	0	3 4
Copy and service of Rule on Chairman and Secretary to the Company	-	0	10 0
Affidavit of Service and Oath	-	0	6 0
Attending to swear it	-	0	3 4
Term Fee and Letters	-	-	-

Easter Term.

Instructions to Mr. to make rule absolute	-	0	3 4
Copy Rule to annex to his Brief	-	0	2 0
Paid his Fee and Clerk	-	2	4 6
Attending him therewith	-	0	6 8
Instructions to Mr. Solicitor General to support rule	-	0	3 4
Copy of Brief, (Affidavits and Observations) for him	-	0	10 0
Copy Rule Nisi to annex	-	0	2 0
Attending him therewith	-	0	6 8
Paid Fee to Mr. Solicitor General and Clerk	-	3	5 6
Attending Court two Days, on the second Cause shewn and Rule made absolute	-	1	0 0
Paid Ushers	-	0	4 0
Attending to draw up Rule absolute	-	0	3 4
Paid for same	-	0	5 0
Instructions for the Writ	-	0	6 8
Drawing it, (thirty folios)	-	1	10 0
Paid Fee to Mr. to settle it	-	1	3 6
Attending him with, and for same	-	0	6 8
Ingrossing the Writ as settled, (thirty folios)	-	0	15 0
Paid for Parchment, 3s., and Sealing it, 7d.	-	0	3 7
Attending at Crown Office, to stamp, and at Seal Office to Seal it	-	0	3 4

	£	s.	d.
Paid stamping it	-	0	5 0
Copy of the Writ for use, (4d. per folio)	-	0	10 0
Two copies thereof to serve	-	1	0 0
Service thereof on Chairman and Secretary	-	0	10 0
Affidavit of Service and paid Oath	-	0	6 0
Attending to swear it	-	0	3 4
Searching if return made, and found it had been	-	0	3 4
Paid search	-	0	1 0
Paid for Office Copy Return, (thirty folios)	-	0	15 0
Close Copy	-	0	10 0
Drawing Demurrer thereto, (ten folios)	-	0	10 0
Ingrossing it	-	0	3 4
Paid Fee to Mr. to settle it, and Clerk	-	1	3 6
Attending him with, and for same	-	0	6 8
Attending at Crown Office to enter Demurrer	-	0	3 4
Copy of Demurrer to serve on Defendant's Attorney	-	0	3 4
Motion at Side Barr for Rule to join in Demurrer	-	0	3 4
Paid for Rule	-	0	2 0
Attending to obtain it	-	0	3 4
Copy and Service thereof together with Copy Demurrer on Defendant's Attorney	-	0	5 0
Fair Copy of Defendant's Joinder in Demurrer, (delivered five folios)	-	0	1 8
The Pleadings being complete—Copy of Paper Book			
Placita and Continuance	4		
Mandamus and Return	60		
Demurrer	10		
Joinder	5		
	<hr/>	79	1 6 4
Ingrossing the Roll (per folio)	-	0	0 4
Paid for five Rolls, (each roll 1s.)	-		
Attorney to deliver same at Crown Office	-	0	3 4
Brief to Mr. to move for Concilium	-	0	3 4
Paid his Fee and Clerk	-	1	3 6
Attending him and Court	-	0	6 8
Attending to draw up Rule, and put case in the Paper	-	0	3 4
Paid for Rule, 1s., putting case in the Paper, 1s.	-	0	2 0

	£	s.	d.
Copy and Service of Rule on Defendant's Attorney -	0	5	0
Instructions for Mr. to draw Points for Argument -	0	3	4
Paid his Fee and Clerk -	1	3	6
Attending him with same and for Points -	0	6	8
Copy Points for Use, (five folios) -	0	1	8
Two Copies to annex to Paper Books for Judges -	0	3	4
Two Copies to annex to Briefs -	0	3	4
Copy to deliver to Defendant's Attornies -			
Term Fee -			

Trinity Term.

Paper Book for the Lord Chief Justice (79 folios)	1	6	4
Attending to deliver it -	0	3	4
Paid his Lordship's Clerk -	0	2	0
The like Copy for Mr. Justice Patteson, &c. -	1	11	8
Copy of Paper Book for Mr. to argue -	1	6	4
Drawing Observations (one sheet) -	0	6	8
Copy thereof -	0	3	4
Paid Fee to Mr. to argue, and Clerk -	5	10	0
Attending him with his Brief -	0	6	8
Copy of Paper Book for Mr. Solicitor General, and Copy Observations -	1	9	8
Paid Fee to him to take Notes, and Clerk -	3	5	6
Attending him with his Brief -	0	6	8
Attending Court, (two days,) Case in the Paper but not heard -	0	13	4
Attending Court, argued, and peremptory Mandamus awarded -	0	13	4
Paid Ushers' Fees -	0	4	0
— for Rule of Court -	(sum paid)		
Attending to draw it up -	0	3	4
Instructions for peremptory Mandamus -	0	6	8
Drawing it, (thirty folios) -	1	10	0
Ingrossing it, and Parchment -	0	18	0
Attending to sign it at Crown Office, and at Seal Office to seal it -	0	3	4
Paid signing it, 5s., Sealing it 7d. -	0	5	7
Two Copies for Service, as before -	1	0	0
Services -	0	10	0

	£	s.	d.
Affidavit of Service and Oath	-	0	6 0
Attending to swear it	-	0	3 4
Term Fee	-	-	-
Attending at Crown Office to complete Entry Roll	-	0	3 4
Ingrossing it, (ten folios,) and Roll	-	0	4 4
Term Fee	-	-	-

Michaelmas Term.

Attending at Crown Office to search for Return (and paid)	0	4	4
_____ for Office Copy Return			
Instructions to move for Costs	-	0	6 8
Drawing Affidavit (twenty folios) and Ingrossing	-	1	6 8
Attending to be Sworn, and paid Oath	-	0	4 10
Brief to Counsel to move for Costs	-	0	3 4
Copy of Affidavit for him	-	0	6 8
Paid his Fee and Clerk	-	1	3 6
Attending him with Brief	-	0	6 8
_____ Court, Rule Nisi granted	-	0	6 8
_____ at Crown Office to draw up Rule, and desire all the old Affidavits to be inserted in Rule	-	0	3 4
Paid for Rule, 4s., filing Affidavit, 1s.	-	0	5 0
Copy and Service of Rule on Defendant's Attorney	-	0	5 0
Affidavit of Service, Oath, and Attendance	-	0	9 4
Attending Court. Rule enlarged	-	0	6 8
Term Fee	-	-	-

Hilary Term.

Attending to Search for Affidavits filed in Opposition	0	3	4
Paid for Copies, (thirty folios)	-	0	15 0
Close copy	-	0	10 0
Copy of Affidavits to shew cause for Mr. A.	-	0	10 0
Drawing Observations, (one sheet and copy)	-	0	10 0
Copy enlarged, Rule to annex	-	0	1 0
Another copy of the Affidavits on both sides for Mr. Solicitor General, (fifty folios)	-	0	16 8
Copy Observations to annex	-	0	3 4
_____ enlarged Rule	-	0	1 0
Paid Fee to Mr. Solicitor General and Clerk	-	3	5 0
Attending him therewith	-	0	6 8

	£	s.	d.
Fee to Mr. A. and Clerk, with Brief	-	2	4 6
Attending him	-	0	6 8
Attending Court several days, Case not heard (not exceeding six days (per day)	-	0	6 8
The like Attendance, Rule made absolute	-	0	6 8
Paid Court Fees	-	0	4 0
Attending to draw up Rule and obtain Appointment	-	0	3 4
Paid for Rule	-	0	5 0
Copy and Service of Rule and Appointment on Defendant's Attornies	-	0	5 0
Bill of Costs, &c. (as before, page 176)			

Rule Nisi for Information discharged on payment of Costs.

Instructions for application for Information against two Justices	-	-	0	6	8
Drawing Notice of Motion (per folio)	-	-	0	1	0
Two copies thereof to serve (each, per folio)	-	-	0	0	4
Service of two Justices	-	-	0	10	0
(And if residing at a distance, 1s. per Mile, or Agent's charges at the same rate)					
Instructions for Affidavit of Facts	-	-	0	6	8
Drawing same (sixty folios)	-	-	3	0	0
Ingrossing it	-	-	1	0	0
Attending Deponent to be Sworn	-	-	0	3	4
Paid Oath	-	-	0	1	0
Instructions for Affidavit of E. F. and G.	-	-	0	6	8
Drawing same (forty folios)	-	-	2	0	0
Ingrossing	-	-	0	13	4
Attending Deponents to be Sworn	-	-	0	6	8
Journey with Deponents to be Sworn, or paid Commissioner going twenty miles to swear Deponents					
Horse-hire and Expenses					
Paid filing two Affidavits	-	-	0	2	0
Attending for that purpose	-	-	0	3	4
Instructions to Counsel to move	-	-	0	3	4
Copy of Affidavits for him (one hundred folios at 4d.)	-	-	1	13	4
Drawing Observations (one sheet)	-	-	0	6	8

	£	s.	d.
Copy for Counsel	0	3	4
Paid his Fee and Clerk	5	10	0
Attending to deliver Brief	0	6	8
Attending Court, Rule Nisi granted	0	6	8
Attending to draw up Rule	0	3	4
Paid for same			
Copy and Service on one Justice	0	5	0
The like on Another, ten miles off	0	15	0
Affidavit of Service and Oath	0	6	0
Attending Court, Rule enlarged	0	6	8
Enlarged Rule	0	2	0
Attending to obtain same	0	3	4
Term Fee	0	15	0

Next Term.

Attending to bespeak Copy of Affidavits filed by Defendants, and afterwards for same	0	6	8
Paid for same (200 folios)	5	0	0
Instructions to Counsel to make Rule absolute	0	3	4
Copy Affidavits for Mr. A.	3	6	8
Drawing Observations thereon (two sheets)	0	13	4
Fair Copy thereof for Mr. A.	0	6	8
Attending to deliver Brief to him	0	6	8
Paid Fee to him and Clerk	12	17	0
Copy Affidavits on both Sides for Mr. B. (three hundred folios)	5	0	0
Copy Observations to annex	0	6	8
Paid his Fee	8	13	0
Attending him	0	6	8
Two Copies Rule Nisi, and enlarged Rule to annex to Brief	0	4	0
Attending Court two days, Case not called on	0	13	4
The like, Cause shewn, Rule discharged on Payment of Costs	0	13	4
(Or during the Term not exceeding six days)			
Paid for Rule	0	4	0

			£	s.	d.
Attending to draw it up	-	-	0	3	4
Drawing Bill of Costs and Copy	} Vide page 176.				
Copy for Defendant's Attorney					
Attending for appointment to tax Copy and Service			0	8	4
Attending Taxing (per hour)	-	-	0	6	8
Paid					
Term Fee and Letters	-	-	0	15	0

INDEX.

A.

	Page	No.
AFFIDAVIT of Service of Notice -	12	1
of Rule (personal)	13	2
(not personal)	13	3
of Writ -	13	4
of Subpcena -	14	5
of Allocatur, &c.	15	6
on Bail	15	7
of Habeas Corpus on Sheriff	16	8
of Mandamus -	143	186
of Rule to return Attachment	19	12
of Rule Nisi to Bail	27	23
of Notice of Application for Certiorari -	41	42
of Subpcena to answer In- formation	124	166
of Habeas Corpus, &c.	69	85
Search at Crown Office	—	86
of Information and Notice to Plead on Defendant in gaol	71	89
of Special Jury Rule and Appointments	89	119
for Habeas Corpus to deliver and receive to bring up Prisoner to be charged with Attachment -	60	69
ad Subjiciendum -	23	18
ad Testificandum -	61	71
ad Testificandum -	66	80
to revive Attachment -	23	18
for Certiorari for Indictment	30	27
(Highway)	32	28
for Certiorari for Orders -	41	42

	Page	No.
AFFIDAVITS — <i>continued.</i>		
Verifying Copy Declaration of News- paper Proprietors	- 117	157
for Warrant on Indictment removed	70	87
to reduce Special Jury, <i>ex parte</i>	89	119
Swearing	- (Note) 12	
ATTACHMENT for Contempt	- 17	9
(alias)	- 18	10
on Return of Rescue	- 19	11
for the Peace	- 22	16
to answer Information	- 125	167
Quo Warranto	- 125	168
Teste and Return (New Regulations)	2	4
Allowances (Costs)	- 162	
ARTICLES of the Peace	- 21	15
ASSIGNMENT of Errors	- 58	65
AWARD of Process (<i>vide Record of Nisi Prius</i>)	96	127
in Lancashire	- 100	129
in Durham	- 101	130
APPEARANCE compelling (New Regulations)	2	5
how to be entered	- 4	16
Attendances		
Affidavits, Special	} Costs { 162	
Common	} 163	
		164
B.		
BAIL , on Criminal Charges (Note)	- 24	
PIECES. — <i>Vide Recognizances</i>		
<i>Vide Notices.</i>		
Affidavit of Service of Allocatur	15	7
BRIEF , &c., Costs of	- 174	
C.		
CUSTODY of Records, (New Regulations)	1	1
COPIES of Proceedings, (New Regulations)	3	15
CERTIORARI for Depositions, (Coroner)	25	20
(Justices)	25	21
filing (New Regulations)	- 3	12
for Indictment from Sessions	33	31
from Assizes	34	32
Borough Sessions	35	33
Central Criminal Court	35	34
for Coroner's Inquisition	38	38
for Orders of Sessions	- 43	44
of Poor's Rate, &c.	44	45

	Page	No.
CERTIORARI — <i>continued.</i>		
for Orders from Borough Sessions	44	46
of Individual Justices	44	47
for Conviction	48	52
for Order of Town Council	49	53
Poor Law Commissioners	52	57
Tithe Commissioners	54	59
Presentment of Commis- sioners of Sewers	55	61
for Recognizances	56	62
Return to	36	36
CAPTION	36	36
CONTUMACE Capiendo Inrollment	56	63
CAPIAS cum Procl. super Contumace Capiendo	37	64
CERTIFICATE , Gaoler's, on Commitment	60	70
CAPIAS to answer	77	98
ad Satisfaciendum	112	150
cum Proclamatione	77	99
Utlagatum	80	102
Special	81	103
on return Nulla Bona to Fi. Fa.	128	174
CONTINUANCE , by Venire	97	
by Distringas	98	
between Record and Postea	104	138
in Lancashire	104	139
Durham	105	140
between Interlocutory Judgment and Final	109	147
COSTS , General Charges for Attendances	162	
Term Fees	163	
Affidavits, Special	163	
Common	164	
Witnesses	164	
Writs	164 and	165
Mandamus and Prohibition	165	
Attachment	166	
Taxing Attorney's Bill	167	
On Order of Sessions affirmed	168	
Special Jury	169	
Special Case on Indictment	170	
Indictment removed by Defendant (Prose- cutor's Costs)	172	
Of Record, Briefs, &c.	174	
Defendants on Special Plea and Judgment	176	
Prosecutors on Mandamus	177	
Rule discharged on Payment of Costs	182	

D.

	Page	No.
DIRECTIONS of Writs	9 to 11	
DESCRIPTIONS of Courts, &c.	11 and 12	
DEMURRER by Defendant	81	104
by Prosecutor	82	105
Joinder in, by Prosecutor	82	106
by Defendant	83	107
DISPENSATION, Petition for	86	113
DISTRINGAS to Answer	75	96
Juratores	91	122
Special Jury	92	122
for a View	93	123
after conviction against Inhabitants	111	149
DURHAM, Mittimus	95	126
award of Venire and Mittimus	101	130
DISCLAIMER	126	169
DEFAULT, Judgment by, (New Regulations)	4	19

E.

ERRORS, Assignment of	58	65
Joinder	59	66
Judgment of Affirmance	59	67
Reversal	60	68
ESTREAT of Recognizances (New Regulations)	6	25, 26
EXIGENT before Conviction	78	100
after Conviction	79	100
with Allocatur	79	101

F.

FEES, payable at Crown Office	7	
FIAT for Certiorari (Attorney General's) for Indictment	33	29
(Judges)	33	30
Orders	42	43
for Inquisition	161	213
for Depositions	161	214
for Habeas Corpus to Deliver and Receive	61	72
for Habeas Corpus	63	75
FI. FA. for a Fine	112	151
for Costs on Quo Warranto	128	173
for Prosecutor's Costs on Mandamus	146	190
Defendant's Costs	147	191
FINE, Allocatur for one-third part of	113	152
FILING WRITS. (New Regulations)	3	11
Certiorari for Depositions	3	12
No Motion	3	14

H.

	Page	No.
HABEAS CORPUS on Return Cepi	20	13
to Deliver	61	73
to Receive	62	74
ad Subjiciendum	63	76
for impressed Man	64	77
ad Testificandum	66	81
to Answer	67	82
to Plead or for Trial	68	83
to attend Nomination of Special Jury at Crown Office	68	84

I.

INQUIRENDUM, } Felo-de-se	39	39
INQUISITION, }		
INROLMENT of Contumace Capiendo	56	63
INQUIRENDO de Breve	81	103
INFORMATION, Criminal	118	158
Quo Warranto	119	159
INDICTMENT, Prosecutor's Costs	172	
INFORMATION Rule discharged (Costs)	182	

J.

JOINDER in Error	59	66
JOINDER in Demurrer by Prosecutor	82	106
by Defendant	83	107
JUDGMENT of Affirmance on Writ of Error	59	67
Reversal of	60	68
upon verdict after conviction	108	144
after acquittal	108	145
by default	108	146
on confession	109	
for the Crown on Quo Warranto	127	171
for Defendant	127	172
for Plaintiff on Mandamus	145	189
by default (New Regulations)	4	19
on Verdict	5	20
no Rule for	5	21
JURY, Special, (Costs)	170	

L.

	Page	No.
LEVARI on Conviction Affirmed	46	50
Second, where part levied	47	51
against Inhabitants	114	153
on Judgment on Sci. Fa. on forfeited Re-		
cognizance	160	212
LICENSE, Petition for	86	113
LANCASHIRE Mittimus	93	124
Award of Venire and Mittimus	100	129

M.

MITTIMUS into Lancashire	93	124
for Special Jury, and view	94	125
into Durham	95	126
award of, in Lancashire	100	129
MANDAMUS (reference to Statutes, &c.)	132	—
to insert name on Burgess Roll	132	178
to Elect	134	179
Notice	135	180
(Vide Note)	136	—
to administer Declaration	136	181
to hear Appeal	138	182
(Notice)	139	183
to Railway Company (de Compensation)	140	184
Peremptory	143	185
Return to	144	187
Costs of Writ	165	—
of Judgment on Demurrer	177	—

N.

NOTICE of Bail on Habeas Corpus	26	22
on Rule or Order	28	24
on Indictment removed	71	90
to Indictment found in Queen's Bench	73	92
with Habeas Corpus, ad Subjiciendum	64	78
of Habeas Corpus on Informal Commitments	65	79
of Motion for Certiorari, for Conviction, Or-		
ders, &c.	39	40
for Orders on Appeals	40	41
Orders of Poor Law Commissioners	51	55
Tithe Commissioners	53	58

	Page	No.
NOTICE—continued.		
on Defendant in Gaol, to Plead	70	88
to call Defendant on Recognizance to appear	74	94
to appear for Sentence	110	148
of Trial by Defendant to Prosecutor	84	110
(Number of days)	85	—
for the Assizes by Prosecutor	85	111
for Sittings, London and Middlesex	86	112
of Election under Mandamus	135	180
Appeal pursuant to Mandamus	139	183
to Magistrate of Application for Criminal Information	117	156
to appear to Information	122	162
NISI PRIUS, Warrants	87	114
Record—Indictment	96	127
on Record from Chancery	99	128
on Information Quo Warranto	126	170
Criminal	127	170
on Mandamus	145	188
NOCUMENTO AMOVENDO, Writ of	115	154

O.

OUTLAWRY Process		
Capias to Answer	77	98
ad Satisfaciendum	112	150
cum Proclamatione	77	99
Exigent before Conviction	78	100
after Conviction	79	100
with Allocatur	79	101
Capias Utlagatum	80	102
Special, cum Breve de Inquirendo	81	103
ORDERS of Sessions, Proceedings on (New Regulations)	5	22
(Costs)	168	

P.

PROCEDENDO, Indictment	37	37
Orders of Sessions	45	49
PLEA of not Guilty	83	108
Guilty	83	109
PETITION for a License for Queen's Counsel	86	113
POSTEA, Common Jury Assizes	105	141
Special Jury, Sittings Nisi Prius	106	142
PEREMPTORY Mandamus	143	185

	Page	No.
PROCEEDINGS, Copies of (New Regulations)	3	15
PLEAD, Rule to (New Regulations)	4	17
PAPER Books (New Regulations)	5	23

Q.

QUO WARRANTO—Information	119	159
--------------------------	-----	-----

R.

RULES and Regulations (New)	1	to 8
Custody of Records	1	1
Issuing Writs	1	2
Teste and Return of Writs	1	3
Attachment	2	4
Compelling an Appearance	2	5
Venire Facias Juratores	2	6
Distringas Juratores	2	7
Mandamus	2	8
Teste and Return of Writs of Outlawry	2	9
Writs of Execution	2	10
Filing Writs	3	11
Certiorari for Depositions	3	12
Rule to return Writs	3	13
No Motion to file Writ	3	14
Copies of Proceedings	3	15
Appearances, &c.	4	16
Rule to Plead	4	17
Rules to Reply, &c.	4	18
Judgment by Default	4	19
Judgment on Verdict	5	20
No Rule for Judgment	5	21
Orders of Sessions, &c.	5	22
Paper Books	5	23
Recognizance, filing	6	24
estreating	6	25-26
Table of Fees at Crown Office	7	—
RESTITUTION, (Writ of)	116	155
RETURN and Teste of Writs	1	3
of Attachment	2	4
to compel Appearance	2	5
of Venire Facias Juratores	2	6
of Distringas	2	7

	Page	No.
RETURN and Teate,—<i>continued.</i>		
of Mandamus -	2	8
of Outlawry -	2	9
of Execution -	2	10
RECOGNIZANCE, where filed -	6	24
to answer Interrogatories	20	14
for good behaviour, &c.	22	17
to appear at Assizes	29	25
on Certiorari by Defendant	35	35
for Orders of Justices	45	48
of Town Council	50	54
Poor Law Commrs.	51	56
Tithe Commissioners	54	60
on Indictment removed by Prose- cutor, &c. -	72	91
on Indictment found in Q. B.	73	93
to appear for Sentence	107	143
to prosecute Information, Quo Warranto	121	160
to prosecute Information	121	161
no estreat without order, (New Regulations) -	6 25 & 26	
RETURN to Mandamus -	144	187
to Certiorari -	36	36
RECORD of Nisi Prius, Indictment	96	127
upon Record from Chancery	99	128
Information Quo Warranto	126	170
Criminal Information	127	
On Mandamus	145	188
award of Venire and Mittimus in Lan- cashire -	100	129
in Durham	101	130
(vide Suggestions)		
costs of -	174	
RULE for Information Discharged (Costs) -	182	

S.

SIGNING and Sealing of Writs -	12	
SUPERSEDEAS -	76	97
SUGGESTION (as to fair and impartial Trial)	101	131
against Inhabitants of a County	101	132
to try in an adjoining County	102	133
Berwick-upon-Tweed	102	134
Cinque Ports -	103	135
where Sheriff Defendant -	103	136
on Demise of the Crown	104	137

	Page	No.
SUBPCENA to Answer Information -	123	163
Quo Warranto -	123	164
Crim. or Ex Officio	123	165
to testify -	147	—
before Grand Jury, Queen's Bench	147	192
Sitting of Nisi Prius -	148	193
Assizes—Nisi Prius Court -	148	194
Crown Court -	149	195
on Quo Warranto -	149	196
on Mandamus -	150	197
on Sci. Fa. from Chancery	151	198
on Inquisition de Lunatico Inq.	151	199
before Justices of the Peace -	152	200
at Petty Sessions on application for Order of Removal touching a Pauper's settle- ment -	153	201
before Revising Barristers	153	202
in a Compensation case -	154	203
at the Central Criminal Court	155	204
Duces tecum -	155	205
on Appeal against a Poor Rate	156	206
against Order of Removal	156	207
on Trial at Bar -	157	208
Duces tecum -	158	209
SCI. FA. v. Defendant and Bail for not proceeding to Trial -	158	210
on Recognizance removed by Certiorari	159	211
SIDE BARR RULE to return Writs (New Regulations)	3	13
SPECIAL JURY, (Costs of) -	165	
SPECIAL CASE, (Costs of) -	170	
Plea, (Costs of) -	176	

T.

TABLE OF FEES, to Attornies -	163	
Term Fees -	163	
Taxing Bills -	167	
TESTE AND RETURN of Writs (New Regulations)	1	3
Attachment -	2	4
to compel Appearance	2	5
Venire Facias Juratores	2	6
Distringas -	2	7
Mandamus -	2	8
Writs in Outlawry	2	9
Writs of Execution -	2	10
TALES Warrant -	87	115

V.

	Page	No.
VENIRE FACIAS to Answer - -	75	95
Juratores - -	90	120
Teste and Return -	2	6
on Sci. Fa. from Chancery	91	121
VERDICT, Judgment on (New Regulations)	5	20

W

WARRANT of Nisi Prius	87	114
of Tales	87	115
on Quo Warranto - -	88	116
on Sci. Fa. from Chancery -	88	117
on Inquisition de Lunatico Inquirendo	88	118
WRITS, issuing (New Regulations) -	1	2
Teste and Return	1	3
Filing - - -	3	11
Rule to Return - - -	3	13
WRITS, no Motion to file - - -	3	14
Costs - - -	164	
WITNESSES' Costs - - -	164	

THE END.

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