

the innocent? It is doubtless of importance, that no crime should remain unpunished; but it is useless to make a public example of the author of a crime hid in darkness. A crime already committed, and for which there can be no remedy, can only be punished by a political society, with an intention, that no hopes of impunity should induce others to commit the same. If it be true, that the number of those, who from fear or virtue respect the laws, is greater than of those by whom they are violated, the risk of torturing an innocent person is greater, as there is a greater probability, that, *cæteris paribus*, an individual hath observed, than that he hath infringed the laws.

THERE is another ridiculous motive for torture, namely, *to purge a man from infamy*. Ought such an abuse to be tolerated in the eighteenth century? Can pain, which is a sensation, have any connexion with a moral sentiment, a matter of opinion? Perhaps the rack may be considered as a refiner's furnace.