

riff, Gaoler, Minister, Officer, or other Person, in whose Custody the Person committed or restrained shall be. (4.) And the Sheriff, Gaoler, Minister, Officer, or other Person, in whose Custody the Person so committed or restrained shall be, shall, at the Return of the said Writ, and according to the Command thereof, upon due and convenient Notice thereof given unto him, at the Charge of the Party who requireth or procureth such Writ, and upon Security by his own Bond given, to pay the Charge of carrying back the Prisoner, if he shall be remanded by the Court to which he shall be brought, as in like cases hath been used, such Charges of bringing up, and carrying back the Prisoner, to be always ordered by the Court, if any Difference shall arise thereabout, bring, or cause to be brought, the Body of the said Party so committed or restrained, unto and before the Judges or Justices of the said Court, from whence the same Writ shall issue, in open Court. (5.) And shall then likewise certify the true Cause of such his Detainer or Imprisonment; and thereupon the Court, within three Court-days after such Return made and delivered in open Court, shall proceed to examine and determine, whether the cause of such Commitment appearing upon the said Return, be just and legal or not; and shall thereupon do what to Justice shall appertain, either by Delivering, Bailing, or Remanding the Prisoner. (6.) And if any thing shall be otherwise willfully done, or omitted to be done, by any Judge, Justice, Officer, or other Person aforementioned, contrary to the Direction and true Meaning hereof, then such Person so offending, shall forfeit to the Party grieved, his treble Damages, to be recovered by such Means, and in such Manner, as is formerly in this Act limited and appointed, for the like Penalty to be sued for and recovered.

9. Provided always, and be it enacted, That this Act, and the several Clauses therein contained, shall be taken and expounded to extend only to the Court of  
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