

If he is abused in any Thing relating to the Execution of his Office, the Offender shall be punished by Indictment and Fine; as for Instance, an Order was affirmed at the Sessions upon an Appeal, and the Person against whom it was made, said in Anger, that *if he could not have Justice there, he would have it elsewhere*; and for this Contempt he was indicted, fined, and committed for Non-payment of the Fine: And this Proceeding was held lawful; and it was a very strained Construction of this Sentence by one of the Judges to say, that the Words did not import any Contempt, but that they were spoken by way of Appeal, since they are a plain Accusation of the Court that he had not Justice done there.

He shall not be punished for any Thing done by him in Sessions as a Judge; because he is a Judge of Record, and not answerable for any Defect in his Understanding.

But if any Action should be brought against him for such Matters, and he should justify the Fact done by him as a Justice of Peace, he need not set forth his Commission; for that remains with the *Custos Rotulorum*, and he himself is a Judge of Record as hath been mentioned.

The Law favours him in all Things which he doth in Execution of his Office, but in no Irregularities; therefore where he compounded a Recognizance, and did not return it to the Sessions as he ought, and where he took 20 s. for every unlicensed Alehouse, and converted the Money to his own Use, he was fined one thousand Marks and committed during the King's Pleasure, and was ordered to find Sureties for his Good Behaviour for a Year, and to acknowledge his Offence at the next Assizes.