

he may be examined on oath by the complainant touching any fact or circumstance, material or pertinent to the inquiry, and the answers of the Defendant on such examination shall be reduced to writing and subscribed by him, and the Judge conducting the inquiry shall also receive other proof which the parties may offer either at the said first appearance or at any adjournment thereof, which the Judge may order in his discretion: 10 and in case of adjournment such Judge may take recognizance from the defendant, with or without bail, also at his discretion, for the appearance of the defendant at such adjourned hearing: Provided always, that 15 when the application for such warrant is founded on the provisions of the second section of this Act, the defendant shall not be entitled to the adjournment or postponement of such hearing, unless he shall, in addition 20 to the requirements of this section, enter into a bond to the complainant in a penalty of not less than twice the amount of the debt or demand claimed, with such sureties as shall be approved by the said Judge hearing 25 the parties, conditioned that, until the final decision of the matter pending before such Judge, the defendant will not remove any property which he then has, out of the jurisdiction of the Court in which the suit in 30 which such warrant is issued shall be brought, with intent to defraud any of his creditors, and that he will not assign or dispose of any such property with intent or with a view to give a preference to any creditor 35 for any debt antecedent to such assignment or disposition.

Judge may  
enforce atten-  
dance of wit-  
nesses

VI. And be it enacted, That the Judge conducting such inquiry shall have the same power of enforcing the attendance of 40 all or any and the like witnesses as may now be or heretofore have been examined in any civil suit or action, who shall be subject to the same penalties for refusing to appear or for refusing to testify or otherwise, 45