

Constable, he should immediately interfere (first giving public notice of his office, if he be not already known,) separate the combatants, and prevent others from joining in the affray. If the riot be of a serious nature, or if the offenders do not immediately desist, he should take them into custody, securing also the principal instigators of the tumult, and do everything in his power to restore quiet.

21. A Constable, in cases of assault which have not been committed in his presence, or within his view, is not authorized to arrest or assist in arresting the party so charged; nor is he to receive a party so charged into his custody, unless the party has been arrested by some other Constable who saw the assault committed. But if a person has been cut or wounded, and gives into custody the party charged with having cut or wounded him, the Constable is authorized to take the party under his charge, and keep him in safe custody until he can be brought before a Magistrate.

22. He may arrest any one assaulting or opposing him in the execution of his duty; but in doing so he must be able to prove some specific fact, as, if not, the charge will be rejected by the Officer on duty at the Station House.

23. If a person forcibly enter the house of another, the Constable may, at the request of the owner, turn him out directly; if he have entered peaceably, and the owner request the Constable to turn him out, the Constable should first request him to go out, and, unless he do so, he should turn him out: in either case, using no more force than is necessary for such purpose.

24. When the offence has not yet been committed, but when a breach of the peace is likely to take place, as, when persons are openly preparing to fight, the Constable should take the parties concerned into custody; if they flee into a house, or are making preparations to fight within the house, the Constable should enter the house to prevent them, and likewise take the parties into custody; and, should the doors be closed, he may break them open, if permission be refused