

examination in like manner of any witness or witnesses may be com-
mitted.
 for either party, shall appear to the said Court to have
 acted fraudulently, either in the manner of contracting the
 engagement upon which the recovery shall have been
 5 had or in evading the satisfaction thereof, or if in causes
 arising *ex delicto*, the defendant shall neglect to pay the
 damages and costs recovered in any such action; or if
 such defendant or defendants shall refuse to make a full
 discovery of all his or their lands, tenements, goods,
 10 chattels, credits and other effects; (and to assign to the
 plaintiff or plaintiffs, the whole or such part thereof as the
 said Court shall direct, in or towards the satisfaction of
 the judgment obtained in the said suit), then, and in either
 of the said cases, it shall and may be lawful for the said
 15 Court to commit such defendant or defendants to the
 Common Gaol of any County until he or they shall com-
 ply with the order of the said Court, or finally for such
 period, not exceeding one year, as the said Court shall
 think reasonable in punishment of the fraudulent conduct
 20 of which they shall adjudge such defendant or defendants
 to have been guilty, or in punishment of the cost for which
 damages shall have been awarded if they shall deem it
 proper so to do: Provided always, that such commitment Proviso.
 shall not operate as a discharge of the said judgment,
 25 but the same shall continue in force in like manner as if
 the defendant or defendants had not been committed:
 And provided also, that it shall and may be lawful for the
 Court wherein any such recognizance of bail shall have Proviso.
 been entered in term time, or for a Judge thereof in
 30 vacation, after any defendant or defendants shall have
 submitted to any such examination as aforesaid, or in
 case no such examination shall be had, within *three months*
 after judgment shall have been signed in any such cause,
 when defendant shall be in custody for want of bail, then
 35 upon hearing the parties, to order in their discretion an
exoneratur to be entered upon such bail-piece and that
 the defendant shall thenceforth be discharged from cus-
 tody and all future imprisonment on such judgment.

V. And be it enacted, That should any person have Persons im-
prisoned for
contempt in
not paying
costs, &c.,
may be ex-
amined.
 40 been or hereafter be committed to prison upon any
 attachment or other process issued by any Court of Law
 or Equity, for a contempt or otherwise in not paying costs,
 or any other sum of money directed or decreed to be paid
 by such Courts respectively, it shall and may be lawful
 45 for such person to give notice to the party at whose in-
 stance such attachment or other process shall have issued,
 that application for his discharge will be made to the
 Court or a Judge thereof, whence such attachment or
 other process shall have issued, whereupon it shall be
 50 lawful for the party at whose instance he shall have been
 committed as aforesaid, within ten days after the service
 of such notice, to examine such defendant or any witness
vivâ voce, or to exhibit interrogatories to such person so