

in the body of such Order or Rule) shall be taken and considered to be a contempt of Court in the person or persons guilty of such breach as aforesaid, and punished accordingly.

II.

That a point of Practice, settled by a Judgment of this Court, and entered on the Prothonotary's Book of Rules, shall not be re-argued.

III.

That any party to a suit, on motion and payment of costs, shall be permitted to repair any default, omission or neglect, of which he, she, or they may have been guilty, in contravention of any Order or Rule of Practice, until his, her, or their Opponent or Opponents, or some one or more of them shall have taken advantage of such default, omission or neglect, by moving or otherwise proceeding thereupon; provided such party at the time of making such motion to repair such default, omission or neglect, shall not be foreclosed from so doing, by any positive Law, or by any Order or Judgment of the Court, in such cause made, or by the express terms of the Order or Rule of Practice so contravened.

IV.

That when and so often as the Opponent or Opponents of any party or parties to any suit hath or have taken advantage of any default, omission or neglect, of which any party or parties may have been guilty, in contravention of any Order or Rule of Practice by moving or otherwise proceeding thereupon; and such party or parties so guilty of such contravention, shall apply to the Court for relief against the effects of such default, omission or neglect, by motion or application of any other description; such motion or application shall not be received or filed, unless it be accompanied by an affidavit of the special circumstances of fact, upon which such motion or application is founded, and by an affidavit or Bailiff's Certificate of the due notice of such motion upon such Opponent or Opponents, as the case may be.