

Or shall re-
fuse to disco-
ver his proper-
ty.

Proviso ; im-
prisonment not
to be a dis-
charge.

Proviso ; ex-
oneretur may
be granted in
certain cases.

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 defen- 5
dants shall refuse to make a full discovery of
all his or their lands, tenements, goods, chat-
tels, 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 10
obtained in the said suit,) then, and in either
of the said cases, it shall and may be lawful for
the said Court to commit such defendant or
defendants to the Common Gaol of any
District until he or they shall comply with 15
the order of the said Court, or finally for
such period, not exceeding one year, as the
said Court shall think reasonable in punish-
ment of the fraudulent conduct of which they
shall adjudge such defendant or defendants 20
to have been guilty, or in punishment of the
tort for which damages shall have been
awarded, if they shall deem it proper so to
do :—Provided always, that such commit-
ment shall not operate as a discharge of the 25
said judgment, 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 law-
ful for the Court wherein any such recogni- 30
zance of bail shall have been entered in term
time, or for a Judge thereof in vacation, after
any defendant or defendants shall have sub-
mitted to any such examination as aforesaid,
or in case no such examination shall be had 35
within two terms after judgment shall have
been signed in any such cause, when defen-
dant shall be in custody for want of bail, then
upon hearing the parties, to order in their
discretion an *exoneretur* to be entered upon 40
such Bail-piece, and that the defendant shall
thenceforth be discharged from custody and
all future imprisonment on such Judgment.

Proceedings in
cases where
parties may be

V. And be it enacted, That should any
person have been or hereafter be com- 45