

- sufficient for indictment for murder. For manslaughter. death of the deceased was caused, but it shall be sufficient in every indictment for murder to charge that the defendant did feloniously, wilfully and of his malice aforethought, kill and murder the deceased; and in every indictment for manslaughter, to charge that the defendant did feloniously kill and slay the deceased.
- In indictment for stealing, &c., any instrument in writing. V. In any indictment for forging, uttering, stealing, embezzling, destroying or concealing, or for obtaining by false pretences, any instrument, it shall be sufficient to describe such instrument by any name or designation by which the same may be usually known, or by the purport thereof, without setting out any copy or fac-simile thereof, or otherwise describing the same or the value thereof. 5 10
- In indictment for engraving, &c., any instrument. VI. In any indictment for engraving or making the whole or any part of any instrument, matter or thing whatsoever, or for using or having the unlawful possession of any plate or other material upon which the whole or any part of any instrument, matter or thing whatsoever shall have been engraved or made, or for having the unlawful possession of any paper upon which the whole or any part of any instrument, matter or thing whatsoever shall have been made or printed, it shall be sufficient to describe such instrument, matter or thing by any name or designation by which the same may be usually known, without setting out any copy or fac-simile of the whole or any part of such instrument, matter, or thing. 15 20
- Other averments as to instruments. VII. In all other cases, whenever it shall be necessary to make any averment in any indictment as to any instrument, whether the same consists wholly or in part of writing, print or figures, it shall be sufficient to describe such instrument by any name or designation by which the same may be usually known, or by the purport thereof, without setting out any copy or fac-simile of the whole or any part thereof. 25
- In indictment for offences committed with intent to defraud. VIII. It shall be sufficient in any indictment for forging, uttering, disposing of, or putting off any instrument whatever, or for obtaining any property by false pretences, to allege the defendant did the act with intent to defraud, without alleging the intent of the defendant to be to defraud any particular person; and on the trial of any of the offences mentioned in this section, it shall not be necessary to prove an intent on the part of the defendant to defraud any particular person, but it shall be sufficient to prove that the defendant did the act charged with intent to defraud. 30 35
- Proof in such cases.
- Punishment for obtaining property on any false pretence with intent to defraud. IX. If any person shall obtain any property by any false pretence whatever, with intent to defraud, such offender, upon conviction thereof, shall be liable to be imprisoned for any period, not exceeding two years, with or without hard labor. 40
- What averment of false pretences shall be sufficient. X. It shall be sufficient in any indictment for obtaining, or attempting to obtain, any property by false pretences, with intent to defraud, to state that such property was obtained by the defendant by false pretences, with intent to defraud, without any further or more particular statement of such false pretences. 45
- Persons indicted for committing a felony, &c., may XI. If on the trial of any person charged with any felony or misdemeanour, it shall appear to the Jury upon the evidence that the defendant did not complete the offence charged, but that he was