
FORTY-SEVENTH LEGISLATURE.

HOUSE.

No. 65.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SIXTY-EIGHT.

AN ACT to provide for the continuance of actions against parties filing petitions in bankruptcy.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECTION 1. In all actions pending in any court or
2 before any justice of the peace for recovery of any
3 debt provable in bankruptcy, or of a character such as
4 would be discharged by bankrupt's certificate, when it
5 shall appear that the defendant or any one of the de-
6 fendants has filed his petition in bankruptcy either
7 before or after the commencement of the suit, the ac-
8 tion shall be continued until the proceedings in bank-
9 ruptcy are closed, unless the plaintiff shall thereupon
10 strike such bankrupt defendant's name from the suit,

11 which he may do without costs ; *provided however*, such
12 defendant shall use due diligence in the prosecution of
13 his bankrupt proceedings ; and if he fail to do so after
14 one term's notice in writing from plaintiff, the court
15 may in their discretion refuse a further delay.

SECT. 2. This act shall take effect from and after its
2 approval.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES, }
February 7, 1868. }

Reported from Committee on the Judiciary, by Mr. PLAISTED
of Bangor.

S. J. CHADBOURNE, *Clerk.*