

MAINE STATE LEGISLATURE

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EIGHTY - SEVENTH LEGISLATURE

Legislative Document

No. 389

H. P. 1183

House of Representatives, February 6, 1935.

Referred to Committee on Judiciary and 500 copies ordered printed.
Sent up for concurrence.

HARVEY R. PEASE, Clerk.

Presented by Mr. Davis of Fairfield.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-FIVE

AN ACT in Relation to New Trials and Vacating Judgments.

Be it enacted by the People of the State of Maine, as follows:

New trials may be had when justice has not been done. The superior court may, at the sitting in which an indictment is tried, or within 1 year thereafter, upon motion in writing of the defendant, grant a new trial for any cause for which by law a new trial may be granted or if it appears to the court that justice has not been done, and upon such terms or conditions as the court shall order.

Any judgment, civil or criminal, procured by fraud or perjury may be vacated on proof thereof at any time, the rights of innocent third parties being preferred.