

CHAPTER 264.

[Published March 19, 1875.]

AN ACT to amend section 28. of chapter 121, of the Revised Statutes, entitled, "Of the jurisdiction of justices of the peace in criminal cases, and of the proceedings therein."

The people of the state of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. That section twenty-eight, of chapter one hundred and twenty-one, of the Revised Statutes, is hereby amended so as to read as follows: If, in the progress of any trial before a justice of the peace under the provisions of this chapter, it shall appear to the justice from the evidence in the case before him that there is probable cause to believe the defendant guilty of an offense of which the justice has not final jurisdiction, and that the defendant ought to be put upon his trial for an offense cognizable before the court which has jurisdiction to hear and try the same, the justice shall immediately stop all further proceedings in the trial before him, and bind the defendant over or commit him to jail to answer to said court having proper jurisdiction, in the same manner as he would have done had the defendant been brought before him for an examination for the offense of which the justice shall find there is probable cause to believe him guilty.

SECTION 2. This act shall take effect and be in force from and after its passage, and all acts in conflict with or contravening this act, are hereby repealed so far as relates to this act.

Approved March 5, 1875

Amended.

When defendant believed guilty of offense not under jurisdiction of justice, to be bound over for trial before competent court.