

metals, minerals, and other chattels to be restored to any person or place whence they have been improperly or unlawfully taken or removed, or to be deposited for safe custody with any person or in any place, or to be summarily seized ; summon witnesses ; award costs ; and generally

5 make such orders and give such judgments as it deems proper.

322. Subject to the express provisions of this Act in that behalf, every judgment, decision, or order of the Court in civil proceedings shall be carried out and enforced in like manner in all respects as if it had been given or made in civil proceedings in the Magistrate's Court ;

10 and every conviction or order of the Court in criminal proceedings, or proceedings imposing a penalty, shall be carried out and enforced in like manner in all respects as if it had been obtained or made in summary proceedings before Justices of the Peace.

How judgments and convictions to be enforced.  
1898, No. 38, sec. 269

323. Every warrant, order, or other process of the Court may

15 be served or executed and put in force by any bailiff of any Warden's or Magistrate's Court without it being necessary for him to be specifically named therein, or by any other person to whom it is, whether before or after issue, specially directed by any Warden, Magistrate, or Clerk of any such Court.

By whom warrants may be served.  
Ibid, sec. 270

20 324. No proceedings shall be dismissed or vitiated because of any informality ; nor shall any objection be taken or allowed on the mere ground of any alleged defect or misnomer or inaccurate description, or of any variance between the relief claimed and the relief which the claimant appears to be entitled to, or between the complaint and the

No proceedings to be dismissed for informality.  
Ibid, sec. 271

25 evidence adduced in support thereof ; but in every instance the proceedings shall be amended by the Court so that the actual subject-matter in dispute may plainly appear and be adjudicated upon according to the substantial rights of the parties :

30 Provided that whenever it appears that any of the parties is deceived or misled, or that any injustice would be done by proceeding at once with the hearing, the Court may adjourn the proceedings upon such terms as to costs and otherwise as it thinks fit.

325. With respect to every judgment, conviction, or order of the Court, the following provisions shall apply :—

Record and formal drawing-up of judgments.  
Ibid, sec. 272

35 (a.) A minute thereof shall be entered in a register kept for the purpose, and no other record thereof shall be necessary.

(b.) If any of the parties so requests, or if the Warden thinks fit, it may at any time thereafter be formally drawn up under the hand of the Warden or Clerk and the seal of the Court.

40 (c.) It shall not be void, quashed, or vacated for want of form.

326. Service of any injunction, prohibition, or other order shall be effected on the person to be bound thereby—

Mode of service of injunctions or other orders.

(a.) By delivering to him a duplicate thereof under the hand of the Warden or Clerk and the seal of the Court ; or

Ibid, sec. 273

45 (b.) If the Court so directs, by posting such duplicate to such person at his last known place of business or abode, or by publishing the same in such newspaper or by affixing the same in such conspicuous place as is named by the Court, being in every instance the land (if any) to which the order relates.

50 327. For the purpose of enabling the Court the more effectually to exercise the jurisdiction and powers conferred upon it by this Act,

Additional powers of Court.  
Ibid, sec. 274