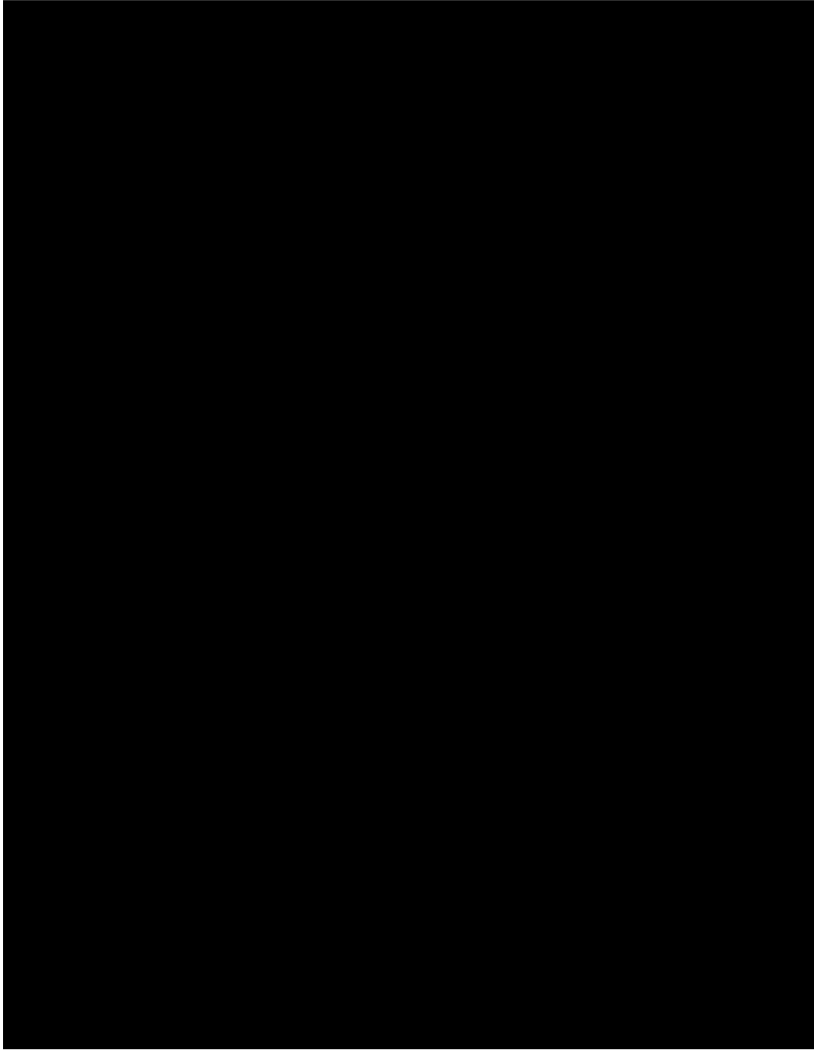




Original, }
Oct. 3, 1949. } No. 3881.

PETITION OF OLIVER GOBIN.



PER CURIAM. Petitioner's statement that "he believes that the said Cheshire County Superior Court authorities have no indictment

[REDACTED]

or indictments whatever for the warrant for the commitment of the petitioner” and the statement that the “Presiding Justice of said state Superior Court did wilfully refuse to uphold the summon which had been duly served upon the alleged grand jury,” indicate that the petitioner now seeks for reasons which are not disclosed to deny the existence of the indictment under which he was tried and convicted in 1935. Since the record shows that there was an indictment and since no other facts are alleged which would call for the issuance of the writ the order must be

Petition dismissed.

JOHNSTON, J., having been Attorney General at the time of petitioner’s trial and conviction, took no part in the decision of this case.

[REDACTED]

Feb. 16, }
1949. } No. 3823a.

OPINION OF THE JUSTICES.

[REDACTED]

The following resolution adopted by the House of Representatives at the present session of the General Court on January 19, 1949 was received upon the same day:

“Resolved, That the Justices of the Supreme Court be respectfully requested to give their opinion upon the following questions of law:

“1. Is House Bill No. 145 entitled ‘An Act relative to travel allowances for members of the General Court’ constitutional?

“2. Assuming that the provision for payment of \$4.00 for the first