

1663. *January 30.* ARCHIBALD STEWART *against* BOGLE & MATTHIE.

BOGLE and Matthie being convened before Archibald Stewart, as bailie of the regality of Glasgow, for a wrong committed upon two other persons in the kirk upon the sabbath, thrusting in upon them in a seat, and beating them; they were therefore amerced in L. 200, half to the party, and half to the fiscal. It was *alleged* the fine was exorbitant, and that inferior courts could not amerciate above L. 10, as it had been found by several decisions. It was *answered*, That this Court being a regality, and the fact so atrocious, the fine was very competent.

THE LORDS sustained the decret.

Fol. Dic. v. 1. p. 501. Stair, v. 1. p. 165.

No 211.

A fine for L. 200 Scots pronounced by a bailie of regality was sustained.

S E C T. III.

Whether inferior Courts may review their own Decrees.

1611. *January 29.* WILLIAM LEYS *against* JOHN MURRAY.

THE Commissaries cannot be judges in reduction of their own decreets, but only the Lords of Session, to whom belongs the reduction of all decreets of inferior judges. Commissaries may reduce confirmations of testaments past before themselves.

Fol. Dic. v. 1. p. 501. Haddington, MS. No 2129.

. A judgment in conformity with the first part of this case was pronounced 26th January 1677, Cowan against Procurator Fiscal of the Commissariat of Glasgow, No 202. p. 7486.

1627. *February 23.* SERVICE *against* CHALMERS.

INFERIOR judges cannot summon a party to compear and explain his oath given in the same process.

Fol. Dic. v. 1. p. 502. Durie.

. This case is No 17. p. 7305.

No 212.

No 213.