CHAPTER 7

Compelling Attendance of Witnesses

**SECTION 19‑7‑50.** Means by which prisoners shall be brought into court as witnesses.

Whenever it shall be necessary to bring any prisoner into court as a witness in any case the presiding judge may order such prisoner to be brought into court, without the necessity of a writ of habeas corpus. And when the said prisoner shall have given his evidence the judge shall cause him to be remanded to the custody of the officer to whose keeping he shall have been originally committed.

HISTORY: 1962 Code Section 26‑205; 1952 Code Section 26‑205; 1942 Code Section 690; 1932 Code Section 690; Civ. P. ‘22 Section 706; Civ. C. ‘12 Section 3971; Civ. C. ‘02 Section 2867; G. S. 2201; R. S. 2331; 1808 (5) 571.

**SECTION 19‑7‑60.** Process to compel attendance of criminal defendant’s witnesses; sanctions for disobedience.

In all criminal prosecutions the accused shall have compulsory process for obtaining witnesses in his favor. The compulsory process shall be in misdemeanors a subpoena under the official signature of the clerk of the court or other judicial officer. Such subpoena or a copy thereof shall be served upon the witness a reasonable time before such witness is required to attend court. For any disobedience to such subpoena the court may punish for contempt.

HISTORY: 1962 Code Section 26‑206; 1952 Code Section 26‑206; 1942 Code Section 983; 1932 Code Section 983; Cr. P. ‘22 Section 74; Cr. C. ‘12 Section 71; Cr. C. ‘02 Section 45; G. S. 2638; R. S. 45; 1731 (3) 286; 1839 (11) 23; 1896 (22) 102.