

INJUNCTIONS.

CHAPTER 108.

[S. B. 79.]

RELATING TO INJUNCTIONS.

AN ACT to Amend Section 5046 of the Revised Codes of 1899, Relating to Injunctions.

Be it Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. AMENDMENT.] That section 5046 of the Revised Codes of 1899, relating to injunctions, be amended and re-enacted so as to read as follows:

§ 5046. WHEN INJUNCTION NOT GRANTED.] An injunction cannot be granted.

1. To stay a judicial proceeding pending at the commencement of the action in which the injunction is demanded, unless such restraint is necessary to prevent a multiplicity of such proceedings.

2. To stay proceedings in a court of the United States.

3. To stay proceedings in any other state upon a judgment of a court of that state.

4. To prevent the execution of a public statute by officers of the law for the public benefit.

5. To prevent the breach of a contract, the performance of which could not be specifically enforced.

6. To prevent the exercise of a public or private office in a lawful manner by the person in possession.

7. To prevent a legislative act by a municipal corporation.

Approved March 12, 1901.