



CHAPTER 1  
ARTICLE 34 - ARREST AND BAIL

N.C.G.S. § 1-413.

Issuance and form of order.

|                                                                          |                                |                              |                                                                       |
|--------------------------------------------------------------------------|--------------------------------|------------------------------|-----------------------------------------------------------------------|
| SOURCE                                                                   | LAST AMENDMENT IN THIS TEXT    | RETRIEVED                    | SOURCE FINGERPRINT                                                    |
| General Statutes of North Carolina, as published by the General Assembly | No amendment history on record | 21 September 2026, 02:03 UTC | c138a6ac416a77ad956d7ba7 - 4f28b3213d37877afb3fb41 - 358f9a104dd6a34b |

The order may be made to accompany the summons, or to issue at any time afterwards, before judgment. It shall require the sheriff of the county where the defendant may be found forthwith to arrest him and hold him to bail in a specified sum, and to return the order at a place and time therein mentioned to the clerk of the court in which the action is brought. Notice of the return must be served on the plaintiff or his attorney as prescribed by law for the service of other notices. The order shall include a statement that if the person arrested is an indigent person he is entitled to services of counsel under G.S. 7A-451, that he may petition for preliminary release on the basis of his indigency, that if he does so he will have an opportunity within 72 hours to suggest to a judge his indigency for purposes of appointment of counsel and preliminary release, and that the judge will thereupon immediately appoint counsel for him if it is adjudged that he is unable to pay a lawyer. Appointment of counsel shall be in accordance with rules adopted by the Office of Indigent Defense Services. (C.C.P., s. 153; Code, s. 295; Rev., s. 731; C.S., s. 771; 1977, c. 649, s. 3; 2000-144, s. 15.)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS II  
1 AUTHORITY

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

| REFERENCE   | APPEARS IN | OPERATIVE LANGUAGE IN THIS SECTION      |
|-------------|------------|-----------------------------------------|
| G.S. 7A-451 |            | "entitled to services of counsel under" |

## APPARATUS III

## Citation

## FULL SECTION

N.C. Gen. Stat. § 1-413 (2026).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

## COLOPHON

## Provenance

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