son so disobeying such writ of injunction or other proper process, mandatory or otherwise, to pay such sum of money, not exceeding for each carrier or person in default the sum of five hundred (500) dollars for every day, after a day named in the order that such person or carrier shall fail to obey such injunction or other process, mandatory or otherwise, and such money shall be payable as the court shall direct, either to the party complaining or into court, to abide the ultimate decision of the court, or into the state treasury, and payment thereof may, without prejudice to any other legal recovery thereof, be enforced by an attachment or order in the nature of a writ of execution, in like manner as if the same had been recovered by a final judgment or decree in personam in such court.

Either party to any appeal, trial or other proceeding had in the district court pursuant to the provisions of this act shall have the right of appeal to the supreme court of the state from any order or judgment of the district court under the same regulations now provided by law in relation to appeals to said court from orders or judgments of the district court, except that on such appeal security shall not be required when the same is taken by said commission, and except that the return of the district court provided for by section four (4), chapter eighty-six (86) of the General Statutes of 1878, may be filed in the supreme court at any time before during the next succeeding term of said court after the making of the order or entering the judgment appealed from, and such appeals shall be entered upon the calendar and heard by said supreme court upon such short notice to the respective parties as the court may deem reasonable, with a view to speedy determination to the same. No appeal to the supreme court shall operate to stay or supersede an order in force at the time such appeal is taken, unless the supreme court, upon application duly made and upon such terms as it may deem just, suspend the operation of the order pending the appeal hereinbefore provided for.

If the matters involved in such order or requirement of said commission are founded upon a controversy which at common law would be determined by a jury, as provided by the seventh amendment to the constitution of the United States, or by section four, article one (1) of the constitution of this state, and any such common carrier shall refuse or neglect to comply with such order or requirement, as amended hereby, or section twenty-six (26) of said act, it shall be lawful for the person interested in such order or requirement to file a complaint in a summary proceeding in the district court of any county in this state in which the defendant has its principal office or in any county through which the line of railway in question shall pass, or in any county in which the offence shall happen, alleging such disobedience, as the case may be, and the district court shall by its rules fix a time and place for the trial thereof, which shall be less than forty (40) nor more than sixty (60) days after the filing of such petition, and it shall be the duty of the sheriff of the county in which such proceeding shall be had to forthwith serve a copy of said petition and order upon such common carrier by leaving the same with an agent of said carrier, if such agent can be found within the county, and if not, then by posting up such petition and order in the office of such common carrier in such county, and such service shall be deemed sufficient service of said petition and order upon such common carrier to give the court jurisdiction of the person and subject-matter thereof, and such petition may allege in ordinary language the facts which such common carrier has or is about to do or omit to do in violation of its duties as such common carrier, and may pray that such common carrier be adjudged guilty of such violation, and may also pray that such common carrier be ordered to desist therefrom, and may also pray that such common carrier be ordered to pay such sum of money as may be sufficient to compensate the complainant for the damage he may have suffered by such violation, and may also pray that such common carrier be ordered to pay such sum of money as may be sufficient to compel such common carrier to obey such order or requirement of said commission, as the case may be, and such petition may also pray that such common carrier be ordered to pay such sum of money as may be sufficient to compel such common carrier to obey such injunction or other process, mandatory or otherwise, as the court may have issued in the premises, and such petition may also pray that such common carrier be ordered to pay such sum of money as may be sufficient to compel such common carrier to obey such order of said court