

802.9 Indictment or information where a defect is found.

If a defect, error, or irregularity is discovered in any indictment or information which, on motion of either party, causes same to be dismissed or the prosecution to be set aside or reversed on appeal, a new indictment or information may be found within thirty days after such action notwithstanding the time limitations enumerated in this chapter.

[C51, § 2949, 3251, 3252; R60, § 4699, 4711, 4712, 50115013; C73, § 4344, 4356, 4357, 46174619; C97, § 5326, 5331, 5539; C24, 27, 31, 35, 39, § **13788, 13796, 13797, 14027**; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, § 776.9, 777.8, 777.9, 795.5; C79, 81, § 802.9]