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 PART V.—Mercantile, Marine, Municipal, Local, &c.

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Part II.—Legal and Judicial.

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DRAFT ORDINANCES.

MINUTE.

The following Draft of a proposed Ordinance is published for general information:—

An Ordinance to amend "The Habitual Criminals' and Licensed Convicts' Ordinance, 1899."

Preamble.

✓ **W**HEREAS it is expedient to amend "The Habitual Criminals' and Licensed Convicts' Ordinance, 1899," in order to facilitate the supervision of habitual criminals and licensed convicts: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Short title.

1 This Ordinance may be cited as "The Habitual Criminals' and Licensed Convicts' (Amendment) Ordinance, 190," and shall be read and construed as one with "The Habitual Criminals' and Licensed Convicts' Ordinance, 1899," hereinafter referred to as "the principal Ordinance," and the principal Ordinance and this Ordinance may be cited together as "The Habitual Criminals' and Licensed Convicts' Ordinances, 1899 and 190."

Amendment of sections 8 and 9 of Ordinance No. 7 of 1899.

Duty of habitual criminal to report himself.

Punishment for neglect of such duty.

2 For sections 8 and 9 of the principal Ordinance there shall be respectively substituted the following sections, namely :

8. Every person made subject as aforesaid to the supervision of the police shall, before his discharge from jail, notify to the Superintendent of the Prison in which he is detained the place where he intends to reside, and shall thereafter, as long as he remains subject to such supervision, notify his residence and report himself at such times and places and in such manner as may be prescribed by rules made under section 4 of this Ordinance.

9. Any person who fails to notify his residence, or to report himself as required by the last preceding section, or by any rule made under section 4, shall in every case, unless he satisfies the court that he did his best to act in conformity with the said section or rules, be guilty of an offence under this Ordinance, and be liable on conviction to rigorous imprisonment for any period not exceeding six months.

By His Excellency's command,

HUGH CLIFFORD,
Colonial Secretary.

Colonial Secretary's Office,
Colombo, August 22, 1907.

Statement of Objects and Reasons.

THE object of the Draft Ordinance is to amend "The Habitual Criminals' and Licensed Convicts' Ordinance, 1899," so as to enable details as to the times and places at which persons subject to police supervision are obliged to report themselves to be settled by regulations made from time to time by the Governor in Executive Council.

Colombo, September 2, 1907.

WALTER PEREIRA,
Acting Attorney-General.

MINUTE.

The following Draft of a proposed Ordinance is published for general information :—

An Ordinance relating to Copyright.

Preamble.

WHEREAS it is expedient to secure the right of property in literary and artistic works : Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :

PART I.—PRELIMINARY.

Short title.

1 (1) This Ordinance may be cited as "The Copyright Ordinance, 1907," and shall come into operation at such date as the Governor shall, by Proclamation in the *Government Gazette*, appoint.

Commencement.

Division into parts.

(2) This Ordinance is divided as follows :—

Part I.—Preliminary.

Part II.—Administration.

Part III.—Literary Copyright.

Part IV.—Artistic Copyright.

Part V.—Infringement of Copyright.

Part VI.—Registration of Copyright.

Part VII.—Miscellaneous.

Interpretation. 2 In this Ordinance, unless the contrary intention appears—

“ Artistic work ” includes—

- (a) Any painting, drawing, or sculpture ; and
- (b) Any engraving, etching, print, lithograph, wood-cut, photograph, or other work of art produced by any process, mechanical or otherwise, by which impressions or representations of works of art can be taken or multiplied.

“ Author ” includes the personal representatives of an author.

“ Book ” includes any book or volume, and any part or division of a book or volume, and any article in a book or volume, and any pamphlet, periodical, sheet of letterpress, map, chart, diagram, or plan separately published, and any illustration therein.

“ Lecture ” includes a sermon.

“ Periodical ” means a review, magazine, newspaper, or other periodical work of a like nature.

“ Pirated artistic work ” means a reproduction of an artistic work made in any manner without the authority of the owner of the copyright in the artistic work.

“ Pirated book ” means a reproduction of a book made in any manner without the authority of the owner of the copyright in the book.

“ Portrait ” includes any work, the principal object of which is the representation of a person by painting, drawing, engraving, photography, sculpture, or any form of art.

“ Publish ” and “ publication ” in relation to a book refer to offer for sale or distribution in each case with the privity of the author so as to make the book accessible to the public.

“ The Registrar ” means the Registrar of Copyrights.

What is simultaneous publication.

3 For the purposes of this Ordinance, publication or delivery in Ceylon shall be deemed to be simultaneous with publication or delivery elsewhere, if the period between the publications or deliveries does not exceed fourteen days.

Blasphemous, &c., matter not protected.

4 No copyright or lecturing right shall subsist under this Ordinance in any blasphemous, indecent, seditious, or libellous work or matter.

Application of the Common Law.

5 Subject to this Ordinance, the Common Law of England relating to proprietary rights in unpublished literary compositions shall, after the commencement of this Ordinance, apply in Ceylon.

PART II.—ADMINISTRATION.

Registrar.

6 The Registrar-General shall be the Registrar of Copyrights, unless the Governor shall by Proclamation appoint some other person to be the Registrar of Copyrights, which appointment the Governor is hereby empowered to make from time to time as occasion may require.

Copyright office.

7 For the purposes of this Ordinance, an office shall be established, which shall be called the “ copyright office.” The office of the Registrar-General shall be the copyright office, unless and until the Governor otherwise directs.

Seal of copyright office.

8 There shall be a seal of the copyright office, and impressions thereof shall be judicially noticed.

PART III.—LITERARY COPYRIGHT.

Copyright in books.

9 (1) The copyright in a book means the exclusive right to do, or authorize another person to do, all or any of the following things in respect of it :

- (a) To make copies of it ;
- (b) To abridge it ; and
- (c) To translate it.

- (2) Copyright shall subsist in every book, whether the author is a British subject or not, which has been printed from type set up in Ceylon or plates made therefrom, or from plates or negatives made in Ceylon in cases where type is not necessarily used, and has, after the commencement of this Ordinance, been published in Ceylon before or simultaneously with its first publication elsewhere.
- Lecturing right in lectures.** 10 (1) The lecturing right in a lecture means the exclusive right to deliver it, or authorize its delivery, in public, and, except as hereinafter provided, to report it.
- (2) Lecturing right shall subsist in every lecture, whether the author is a British subject or not, which has, after the commencement of this Ordinance, been delivered in public in Ceylon before or simultaneously with its first delivery in public elsewhere.
- Commencing of copyright and lecturing right.** 11 (1) The copyright in a book shall begin with its first publication in Ceylon.
- (2) The lecturing right in a lecture shall begin with its first delivery in public in Ceylon.
- Term of copyright and lecturing right.** 12 (1) The copyright in a book and the lecturing right in a lecture shall subsist for the term of forty-two years or for the author's life and seven years, whichever shall last the longer.
- (2) Where the first publication of a book, or the first delivery in public of a lecture, takes place after the death of the author, the copyright shall subsist for the term of forty-two years.
- (3) Where a book is written by joint authors the copyright shall subsist for the term of forty-two years or their joint lives and the life of the survivor of them and seven years, whichever shall last the longer.
- (4) If a lecture is published as a book with the consent in writing of the owner of the lecturing right, the lecturing right shall cease.
- Ownership in copyright and lecturing right.** 13 (1) The author of a book shall be the first owner of the copyright in the book.
- (2) The author of a lecture shall be the first owner of the lecturing right in the lecture.
- Ownership in the case of joint authors.** 14 Where there are joint authors of a book, or of a lecture, the copyright, or the lecturing right, as the case may be, shall be the property of the authors.
- Separate authors.** 15 Where a book is written in distinct parts by separate authors and the name of each author is attached to the portion written by him, each author shall be entitled to copyright in the portion written by him in the same manner as it were a separate book.
- Encyclopædia and similar works.** 16 The proprietor or projector of an encyclopædia or other similar permanent work of reference who employs some other person for valuable consideration in the composition of the whole or any part of the work shall be entitled to the copyright in the work in the same manner as if he were the author thereof.
- Copyright in articles published in periodicals.** 17 (1) The author of any article contributed for valuable consideration to, and first published in, a periodical shall be entitled to copyright in the article as a separate work, but so that—
- (a) He shall not be entitled to publish the article or authorize its publication until one year after the end of the year in which the article was first published; and
- (b) His right shall not exclude the right of the proprietor of the periodical under this section.

(2) The proprietor of a periodical in which an article which has been contributed for valuable consideration is first published shall be entitled to copyright in the article, but so that—

- (a) He shall not be entitled to publish the article or authorize its publication except in the periodical in its original form of publication; and
- (b) His right shall not exclude the right of the author of the article under this section.

Copyright in articles published in periodicals without valuable consideration.

18 The author of any article contributed without valuable consideration to, and first published in, a periodical shall be entitled to copyright in the article as a separate work.

Copyright, &c., to be personal property.

19 The copyright in a book and the lecturing right in a lecture shall be capable of assignment and of transmission by operation of law.

Copyright and other rights to be separate properties.

20 The copyright in a book and the lecturing right in a lecture shall be deemed to be distinct properties for the purposes of ownership, assignment, license, transmission, and all other purposes.

Assignment of copyright.

21 The owner of the copyright in a book or of the lecturing right in a lecture may assign his right either wholly or partially and either generally or limited to any particular place or period, and may grant any interest therein by license; but an assignment or grant shall not be valid unless it is in writing signed by the owner of the right in respect of which it is made or granted.

New editions.

22 Any second or subsequent edition of a book containing material or substantial alterations or additions shall be deemed to be a new book, but so as not to prejudice the right of any person to reproduce a former edition of the book or any part thereof after the expiration of the copyright in the former edition.

Provided that, while the copyright in a book subsists, no person, other than the owner of the copyright in the book or a person authorized by him, shall be entitled to publish a second or subsequent edition thereof.

Making of abridgment, &c., for private use.

23 Copyright in a book shall not be infringed by a person making an abridgment or translation of the book for his private use (unless he uses it publicly or allows it to be used publicly by some other person), or by a person making fair extracts from or otherwise fairly dealing with the contents of the book for the purpose of a new work, or for the purposes of criticism, review, or refutation, or in the ordinary course of reporting scientific information.

Translations or abridgments.

24 Where the author has parted with the copyright in his book and a translation or abridgment of the book is made with the consent of the owner of the copyright by some person other than the author, notice shall be given in the title page of every copy of the translation or abridgment that it has been made by some person other than the author.

Failure of author to make or cause translation of book.

25 Where a translation of a book into a particular language is not made within ten years from the date of the publication of the book by the owner of the copyright or by some person by his authority—

- (a) Any person desirous of translating the book into that language may make an application in writing to the Governor for permission so to do.
- (b) The Governor may thereupon by notice in writing under the hand of the Colonial Secretary inform the owner of the copyright of such application and request him to make or cause to be made a translation of the book into that language within such time as the Governor deems reasonable, or to show cause why such application should not be granted.
- (c) If the owner of the copyright fails to comply with such notice, the Governor may grant such application.

Copyright in translations.

26 Copyright shall subsist in a lawfully produced translation or abridgment of a book in like manner as if it were an original work.

Report of lecture in a newspaper.

27 (1) Unless the reporting of a lecture is prohibited by a notice as in this section mentioned, the lecturing right in a lecture shall not be infringed by a report of the lecture in a newspaper.

(2) The notice prohibiting the reporting of a lecture may be given—

(a) Orally at the beginning of the lecture; or

(b) By a conspicuous written notice affixed, before the lecture is given, on the entrance doors of the building in which it is given or in a place in the room in which it is given.

(3) When a series of lectures is intended to be given by the same lecturer on the same subject, one notice only need be given in respect of the whole series.

PART IV.—ARTISTIC COPYRIGHT.

Meaning of copyright.

28 The copyright in an artistic work means the exclusive right of the owner of the copyright to reproduce or authorize another person to reproduce the artistic work, or any material part of it, in any manner, form, or size, in any material, or by any process, or for any purpose.

Copyright in artistic works.

29 Copyright shall subsist in every artistic work, whether the author is a British subject or not, which is made in Ceylon after the commencement of this Ordinance.

Commencement and term of artistic copyright.

30 The copyright in an artistic work shall begin with the making of the work, and shall subsist for the term of forty-two years or for the author's life and seven years, whichever shall last the longer.

Ownership of copyright in artistic work.

31 The author of an artistic work shall be the first owner of the copyright in the work.

Copyright in portraits.

32 When an artistic work, being a portrait, is made to order for valuable consideration, the person to whose order it is made shall be entitled to the copyright therein as if he were the author thereof.

Copyright in photographs.

33 (1) When a photograph is made to order for valuable consideration, the person to whose order it is made shall be entitled to the copyright therein as if he were the author thereof.

(2) Subject to sub-section (1) of this section, when a photograph is made by an employé on behalf of his employer the employer shall be deemed to be the author of the photograph.

Engravings and prints.

34 (1) Subject to section 28 of this Ordinance, the engraver or other person who makes the plate or other instrument by which copies of an artistic work are multiplied shall be deemed to be the author of the copies produced by means of the plate or instrument.

(2) When the plate or other instrument mentioned in this section is made by an employé on behalf of his employer, the employer shall be deemed to be the author of the copies produced by means of the plate or instrument.

Copyright in case of sale of painting, statue, or bust.

35 (1) When the owner of the copyright in any artistic work being a painting, or a statue, bust, or other like work, disposes of such work for valuable consideration, but does not assign the copyright therein, the owner of the copyright (except as in this section mentioned) may, in the absence of any agreement in writing to the contrary, make a replica of such work.

Right of author to make replicas of statues, &c., in public places.

(2) When a statue, bust, or other like work, whether made to order or not, is placed or is intended to be placed in a street or other like public place, the author may, in the absence of any agreement to the contrary, make replicas thereof.

Artistic copyright is personal property.

36 The copyright in an artistic work shall be capable of assignment and of transmission by operation of law.

Copyright and ownership in artistic works.

37 The copyright in an artistic work and the ownership of the artistic work shall be deemed to be distinct properties for the purposes of ownership, assignment, license, transmission, and all other purposes.

Assignment of copyright.

38 The owner of the copyright in an artistic work may assign his right wholly or partially and either generally or limited to any particular place or period and may grant any interest therein by license; but an assignment or grant shall not be valid unless it is in writing signed by the owner of the copyright.

PART V.—INFRENGEMENT OF COPYRIGHT.

Infringement of rights under Ordinance.

39 If any person infringes any right conferred by this Ordinance in respect of the copyright in a book, the lecturing right in a lecture, or the copyright in an artistic work, the owner of the right infringed may maintain an action for damages or penalties or profits and for an injunction, or for any of these remedies.

Damages in case of lecturing right.

40 In assessing the damages in respect of the infringement of the lecturing right in a lecture regard shall be had to the amount of profit made by the infringer by reason of the infringement, and to the amount of actual damage incurred by the owner of the lecturing right.

Notice of objection to title.

41 The plaintiff in an action for the infringement of a right conferred by this Ordinance shall be presumed to be the owner of the right which he claims, unless the defendant in his pleadings in defence pleads that the defendant disputes the title of the plaintiff, and states the grounds on which the plea is founded, and the name of the person, if any, whom the defendant alleges to be the owner of the right.

Limitation of actions (*cf.* 5-6 Vict., c. 45, s. 26).

42 No action for any infringement of copyright or lecturing right under this Ordinance shall be maintainable unless it is commenced within two years next after the infringement is committed.

Property in pirated books or artistic work.

43 All pirated books and all pirated artistic works shall be deemed to be the property of the owner of the copyright in the book or work, and may, together with the plates, blocks, stone, matrix, negative, or thing, if any, from which they are printed or made, be recovered by him by action or other lawful method.

Penalties for dealing with pirated books.

44 If any person—

- (a) Sells, or lets for hire, or exposes, offers, or keeps for sale or hire, any pirated book or any pirated artistic work; or
- (b) Distributes, or exhibits in public, any pirated book or any pirated artistic work; or
- (c) Imports into Ceylon any pirated book or any pirated artistic work;

he shall be guilty of an offence against this Ordinance, and shall be liable to a penalty not exceeding fifty rupees for each copy of such pirated book or pirated artistic work dealt with in contravention of this section, and also to forfeit to the owner of the copyright every such copy so dealt with, and also to forfeit the plates, blocks, stone, matrix, negative, or thing, if any, from which the pirated book or pirated artistic work was printed or made.

Provided that the whole penalties inflicted on any one offender in respect of the same transaction shall not exceed five hundred rupees.

Provided also that no person shall be convicted of an offence under this section if he proves to the satisfaction of the court at the hearing that he did not know, and could not, with reasonable care, have ascertained that the book was a pirated book or the work was a pirated artistic work.

Search warrant
and seizure of
pirated copies.

45 (1) A Police Magistrate may, upon the application of the owner of the copyright in any book or in any artistic work or of the agent of such owner appointed in writing—

(a) If satisfied by evidence that there is reasonable ground for believing that pirated books or pirated artistic works are being sold or offered for sale, issue a warrant, in accordance with the form prescribed, authorizing any police officer to seize the pirated books or pirated artistic works and to bring them before the court.

(b) If satisfied by evidence that there is reasonable ground for believing that pirated books or pirated artistic works are to be found in any house, shop, or other place, issue a warrant, in accordance with the form prescribed, authorizing any police officer to search between sunrise and sunset the place where the pirated books or pirated artistic works are supposed to be, and to seize and bring them or any books or artistic works reasonably suspected to be pirated books or pirated artistic works before the court.]

(2) The court may, on proof that any books or artistic work brought before it in pursuance of this section are pirated books or pirated artistic works, order them to be destroyed or to be delivered up, subject to such conditions, if any, as the court thinks fit, to the owner of the copyright in the book or artistic work.

Power of owner
of copyright to
require delivery
to him of
pirated books
and works.

46 (1) The owner of the copyright in any book or artistic work, or the agent of such owner appointed in writing, may by notice, in accordance with the prescribed form, require any person to deliver up to him any pirated production of the book or work, and every person to whom such notice has been given, and who has any pirated reproduction of the book or work in his possession or power, shall deliver up the pirated reproduction of the book or work in accordance with the notice, and in default of doing so shall be liable to a fine of hundred rupees.

(2) A person shall not give any notice in accordance with this section without just cause, and any person so giving notice shall be liable to a fine of two hundred rupees.

(3) In any prosecution under sub-section (2) of this section the defendant shall be deemed to have given the notice without just cause, unless he proves to the satisfaction of the court at the hearing that at the time of giving the notice he was the owner of the copyright in the book or artistic work or was the agent of such owner appointed in writing, and had reasonable ground to believe that the person to whom the notice was given had pirated reproductions of the book or work in his possession or power.

Penalty for
false
representations
in notices.

47 Any person who in any notice given in pursuance of this Ordinance makes a representation which is false in fact, and which he knows to be false or does not believe to be true that he is—

(a) The owner of the copyright in any book or artistic work ; or

(b) The agent of any such owner ;

shall be guilty of an offence against this Ordinance, and shall be liable to six months imprisonment of either description.

Request to
police to seize
pirated books
and works.

48 (1) The owner of the copyright in any book or artistic work or the agent of such owner appointed in writing may, in accordance with the prescribed form, request that any pirated reproductions of the book or work be seized by the police, and may lodge the request at any police station.

(2) Any police officer in the town or district in which the police station is situated may, at any time in the daytime within seven days after the request was so lodged, seize all pirated reproductions of the book or work mentioned in the notice, and all reproductions of the book or work which he has reasonable ground to believe are pirated reproductions, found by him in the possession of any person other than the owner of the copyright in the book or work.

(3) Every police officer who seizes any books or works in pursuance of this section shall forthwith bring all such books or works before a Police Court.

(4) A Police Court may, on the application of any person interested, make such order for the disposal of the books or works as it thinks just.

(5) Any person who shall lodge any request at any police station in accordance with this section without just cause shall be guilty of an offence, and liable to a fine of two hundred rupees.

(6) In any prosecution under sub-section (5) of this section the defendant shall be deemed to have lodged the request without just cause, unless he proves to the satisfaction of the court at the hearing that at the time of lodging the request he was the owner of the copyright in the book or artistic work, or was the agent of such owner appointed in writing, and had reasonable ground to believe that pirated reproductions of the book or work were being unlawfully sold, or let for hire, or exposed, or offered, or kept for sale or hire, or distributed, or exhibited in public, in the town or district in which the police station is situated.

Application of penalties.

49 Where proceedings for any penalty under this Ordinance are instituted by the owner of the copyright in any book or in any artistic work or by the owner of the artistic work, the penalty shall be paid to him by way of compensation for the injury he has sustained.

Aiders and abettors.

50 Whoever aids, abets, counsels, or procures, or by act or omission is in any way, directly or indirectly, knowingly concerned in the commission of any offence against this Ordinance shall be deemed to have committed that offence, and shall be punishable accordingly.

Limitation of actions.

51 Proceedings may be instituted in any Police Court for the recovery of any penalty under this Ordinance, but no such proceedings shall be instituted after the expiration of six months from the date of the offence in respect of which the penalty is imposed.

Appeal.

52 An appeal shall lie to the Supreme Court from any conviction or order (including any dismissal of any information, complaint, or application) of a Police Court, exercising jurisdiction with respect to any offence or matter under this Ordinance to the court and in the manner and time provided by chapter XXX. of "The Criminal Procedure Code, 1898."

Importation of pirated works.

53 (1) The following goods are prohibited to be imported :

- (a) All pirated books in which copyright is subsisting in Ceylon ; and
- (b) All pirated artistic works in which copyright is subsisting in Ceylon.

(2) All pirated books and pirated artistic works imported into Ceylon contrary to this section shall be forfeited and may be seized by any officer of customs.

(3) Subject to this Ordinance, the provisions of the Ordinance No. 17 of 1869 shall apply to the seizure and forfeiture of pirated books and artistic works under this section to the same extent as if they were prohibited imports under that Ordinance.

(4) The provisions of this section shall not apply to any book or artistic work unless the owner of the copyright therein or his agent has given written notice to the Colonial Secretary of the existence of the copyright and of his term.

(5) A notice given to the Commissioners of Customs of the United Kingdom by the owner of the copyright or his agent of the existence of the copyright in a book or artistic work and of its term and communicated by the said Commissioners to the Colonial Secretary shall be deemed to have been given by the owner to the Colonial Secretary.

PART VI.—REGISTRATION OF COPYRIGHTS.

- Copyright registers.** 54 The following registers of copyrights shall be kept by the Registrar at the copyright office:—
The Register of Literary Copyrights.
The Register of Fine Arts Copyrights.
- Method of registration.** 55 The owner of any copyright or lecturing right under this Ordinance may obtain registration of his right in the manner prescribed.
- Registration of assignments and transmissions.** 56 When any person becomes entitled to any copyright or lecturing right under this Ordinance by virtue of any assignment or transmission, or to any interest therein by license, he may obtain registration of the assignment, transmission, or license in the manner prescribed.
- How registration effected.** 57 The registration of any copyright or lecturing right under this Ordinance, or of any assignment or transmission thereof or of any interest therein by license, shall be effected by entering in the proper register the prescribed particulars relating to the right, assignment, transmission, or license.
- Trusts not registered.** 58 (1) No notice of any trust expressed, implied, or constructive shall be entered in any register of copyrights under this Ordinance or be receivable by the Registrar.
(2) Subject to this section, equities in respect of any copyright or lecturing right under this Ordinance may be enforced in the same manner as equities in respect of other property.
- Register to be evidence.** 59 Every register of copyrights under this Ordinance shall be *prima facie* evidence of the particulars entered therein, and documents purporting to be copies of any entry therein or extracts therefrom certified by the Registrar and sealed with the seal of the copyrights office shall be admissible in evidence in all courts without further proof or production of the originals.
- Certified copies.** 60 Certified copies of entries in any register under this Ordinance or of extracts therefrom shall, on payment of the prescribed fee, be given to any person applying for them.
- Inspection of register.** 61 Each register under this Ordinance shall be open to public inspection at all convenient times on payment of the prescribed fee.
- Correction of register.** 62 The Registrar may, in prescribed cases and subject to the prescribed conditions, amend or alter any register under this Ordinance by—
(a) Correcting any error in any name, address, or particular; and
(b) Entering any prescribed memorandum or particular relating to copyright or other right under this Ordinance
- Rectification of register by the court.** 63 (1) Subject to this Ordinance, the District Court of Colombo may, on the application of the Registrar or of any person aggrieved, order the rectification of any register under this Ordinance by—
(a) The making of any entry wrongly omitted to be made in the register; or

(b) The expunging of any entry wrongly made in or remaining on the register; or

(c) The correction of any error or defect in the register.

(2) An appeal shall lie to the Supreme Court from any order for the rectification of any register made by the District Court under this section.

Owner cannot sue before registration.

64 (1) The owner of any copyright under this Ordinance or of any interest therein by the license shall not be entitled to bring any action or suit or institute any proceedings for any infringement of the copyright, unless such right or interest has been registered in pursuance of this Ordinance.

(2) When such right or interest has been registered the owner thereof may, subject to this Ordinance, bring actions or suits or institute proceedings for infringements of the copyright, whether those infringements happened before or after the registration.

(3) This section shall not affect the right of the owner of the lecturing right in a lecture to bring actions or suits or institute proceedings for infringements of his lecturing right.

Delivery of books to Registrar.

65 (1) Every person applying for the registration of the copyright in any book to which the provisions of Ordinance No. 1 of 1885 are applicable shall produce to the Registrar the receipt given by the appointed officer under section 2 of the said Ordinance for the copies of the book delivered in accordance with the requirements of the said Ordinance.

(2) Every person applying for the registration of the copyright in any work of art shall deliver to the Registrar one copy of the work of art or a photograph of it.

(3) The Registrar shall refuse to register the copyright in any book or work of art until sub-sections (1) and (2) of this section have been complied with.

False representation to Registrar (Patents Act, 1903, s. 112).

66 Any person who shall wilfully make any false statement or representation to deceive the Registrar or any officer in the execution of this Ordinance, or to procure or influence the doing or omission of anything in relation to this Ordinance or any matter thereunder, shall be guilty of an offence, and liable to two years' imprisonment of either description.

PART VII.—MISCELLANEOUS.

Provision against suppression of books.

67 If the Governor is satisfied that the owner of the copyright in any book or of the lecturing right in any lecture has refused, after the death of the author, to republish or allow republication of the book, or the publication as a book of the lecture, and that by reason thereof the book or lecture is withheld from the public, he may grant any person applying for it a license to republish the book or to publish the lecture as a book in such manner and subject to such conditions as to the Governor seem fit.

Power to award costs.

68 In any action or proceeding taken in any court under this Ordinance the court shall have power to award cost at its discretion.

Regulations.

69 The Governor, with the advice of the Executive Council, may from time to time make, and when made revoke, amend, alter, or vary, such regulations not inconsistent with this Ordinance, prescribing all matters which by this Ordinance are required or permitted to be prescribed, or which are necessary or convenient to be prescribed, for giving effect to this Ordinance or for the conduct of any business relating to the copyrights office.

By His Excellency's command,

HUGH CLIFFORD,
Colonial Secretary.

Colonial Secretary's Office,
Colombo, September 5, 1907.

Statement of Objects and Reasons.

THE object of the Draft Ordinance is to provide for the registration of copyright in literary and artistic works published in Ceylon so as to give them protection similar to that afforded by the Imperial Copyright Acts.

2. The definition of the word "book" in the Draft Ordinance includes any volume and any part or division of a volume, any article in a volume and pamphlet, periodical, sheet of letterpress, map, chart, diagram, or plan separately published, and any illustration therein.

3. The definition of the term "artistic work" includes any painting, drawing, or sculpture, and any engraving, etching, print, lithograph, woodcut, photograph, or other work of art produced by any process, mechanical or otherwise, by which impressions or representations of works of art can be taken or multiplied.

4. Registration of copyright is effected by means of an entry in the register made in accordance with rules made under the Ordinance. Upon registration of a book the Ordinance requires the applicant to produce to the Registrar-General the receipt given by the officer appointed under the Ordinance No. 1 of 1885 for the copies of the book delivered in accordance with the requirements of that Ordinance. In the case of works of art the applicant is required to deliver to the Registrar-General a copy or photograph of the work of art.

5. Provision is made for the assignment of copyright.

6. Jurisdiction in civil matters arising under the Ordinance is given to the District Court of Colombo.

7. The Draft Ordinance is an adaptation of the Australian Commonwealth Act relating to Copyright.

Colombo, August 21, 1907.

WALTER PEREIRA,
Acting Attorney-General.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Colombo will be holden at the Court-house at Colombo, on Thursday, the 10th day of October, 1907, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above-mentioned, and not to depart without leave asked and granted.

H. TIRUVILANGAM,
for Fiscal, Western Province.

Fiscal's Office,
Colombo, September 11, 1907.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Balasoorige Don Arnolis, late of Malagala in Meda pattu of Hewagam korale, deceased.

Kalatuwage Podi Hamy of Malagala aforesaid Petitioner.

And

(1) Balasoorige Maggie Nona, (2) Balasoorige Eddo Nona, and (3) Balasoorige Emalis Hamy, all of Malagala aforesaid (minors by their guardian *ad litem* Kalatuwage Don James of Padukka) Respondents.

THIS matter coming on for disposal before Felix R. Dias, Esq., District Judge of Colombo, on the 2nd day of May, 1907, in the presence of Mr. E. G. Jayewardene, Proctor, on the part of the petitioner

above-named; and the affidavit of the said petitioner, dated 20th March, 1907, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as the widow of the deceased above-named, to administer the estate of the said deceased, and that letters of administration do issue to her accordingly, unless the respondents above-named or any other person interested shall, on or before the 30th day of May, 1907, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,
District Judge.

The 2nd day of May, 1907.

The date for showing cause to the above *Order Nisi* is extended to 19th September, 1907.

By order of Court,
J. B. Misso,

August 15, 1907.

Secretary.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Ranasinghe Hettiaratchigey Don Peter Gunasekere, late Vidanearatchy of Warapalane in the Medapattu of Siyane korale, deceased.

No. 2,888.

Ranasinghe Hettiaratchigey Don Conrad Edward Gunasekere Petitioner.

Vs.

1, Dona Cornelia Maria Ranasinghe Weerassekere; 2, Dona Noina Maria Gunasekere; 3, Dona Soyana Gunasekere; 4, Don William Edward Gunasekere; 5, Don Simon Edward Gunasekere; 6, Don Grigoris Edward Gunasekere, all of Warapalane aforesaid Respondents.

THIS matter coming on for disposal before Felix R. Dias, Esq., District Judge of Colombo, on the 27th day of August, 1907, in the presence of Mr. A. C. Abeyewardene, Proctor, on the part of the petitioner above-named; and the affidavit of the said petitioner dated 19th August, 1907, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as one of the heirs of the deceased above-named, to administer the estate of the said deceased, and that letters of administration do issue to him accordingly, unless the respondents above-named or any other person interested shall, on or before the 26th day of September, 1907, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,

The 27th day of August, 1907. District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate and Effects of Eliza Grace Stronach, late of Clapham road, Bedford, in the County of Bedford, England, deceased.

No. 2,889.

THIS matter coming on for disposal before Felix R. Dias, Esq., District Judge of Colombo, on the 30th day of August, 1907, in the presence of Messrs. Julius & Creasy on the part of the petitioner Herbert Gordon Bois of Colombo; and the affidavit of the said Herbert Gordon Bois, dated 17th August, 1907, having been read:

It is declared that the said Herbert Gordon Bois as the attorney of Emma Grizel Stronach, administratrix, be and he is hereby declared entitled to have letters of administration to the estate of the said Eliza Grace Stronach, deceased, issued to him, unless any person interested shall, on or before the 3rd day of October, 1907, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,

30th August, 1907. District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Mitimanagey Gironia Perera of Nedimala in Palle pattu of Salpiti korale, deceased.

No. 2,891 C.

Mitimanagey Hendrick Perera of Nedimala aforesaid..... Petitioner.
And

(1) Mitimanagey Isso Perera, married to (2) Lokubalasureiyagey Livinis Appu, (3) Mitimanagey Emanis Appu,

(4) Mitimanagey Mary Perera, married to (5) Botale Appuhamilagey Isteven Appu, all of Puswala in Palle pattu of Alutkuru korale, (6) Mitimanagey Charles Perera, (7) Mitimanagey Podi Singho, (8) Mitimanagey Julis Appu, and (9) Mitimanagey Bempy Appu, all of Kalubowila in Palle pattu of Salpiti korale..... Respondents.

THIS matter coming on for disposal before Felix R. Dias, Esq., District Judge of Colombo, on the 15th day of August, 1907, in the presence of Mr. D. J. Arseculeratne, Proctor, on the part of the petitioner above-named; and the affidavit of the said petitioner, dated 13th August, 1907, having been read: It is ordered that the petitioner be and he is hereby declared entitled, as a nephew of the deceased above-named, to administer the estate of the said deceased; and that letters of administration do issue to him accordingly, unless the respondents above-named or any other person interested shall, on or before the 26th day of September, 1907, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,

District Judge.

The 15th day of August, 1907.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Belagamaradage Nando Fernando of Demaladuwa in Kesbawe in the District of Colombo.

No. 2,898.

Kudamaduweradage Carlina Gomis of Demaladuwa aforesaid..... Petitioner.

And

(1) Belagamaradage Siman Fernando of Kahagolawatte estate, Lindula, (2) Belagamaradage Geronis Fernando of Kesbawe in Colombo District, (3) Belagamaradage Juanis Fernando of Kesbawe in Colombo District, (4) Belagamaradage Jussey Fernando of Kahagolawatte estate, Lindula, (5) Belagamaradage John Fernando of No. 26, Galle road, Colpetty, (6) Belagamaradage Salman Fernando of Spring Valley estate, Badulla, (7) Belagamaradage Nonachi Fernando, wife of (8) Kudawaderadage Dilo Fernando, both of Kesbawe in Colombo District, (9) Belagamaradage Johanna Fernando, wife of (10) Piankarage Cornelis Fernando, both of Chetty street, Paiyagala North, (11) Belagamaradage Justina Fernando, wife of (12) Artigalopedige Sita Fernando, both of Artigalla, Hanwella... Respondents.

THIS matter coming on for disposal before Felix R. Dias, Esq., District Judge of Colombo, on the 4th day of September, 1907, in the presence of Mr. W. A. S. de Vos, Proctor, on the part of the petitioner above-named; and the affidavit of the said petitioner, dated 30th August, 1907, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as the widow of the deceased above-named, to administer the estate of the said deceased, and that letters of administration do issue to her accordingly, unless the respondents above-named or any other person interested shall, on or before the 3rd day of October, 1907, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,

District Judge.

The 4th day of September, 1907.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Joint Last Will and Testament of Condegamagey Jasentu Grero of Dehiwala, deceased, and of his wife Weligamagey Louisa Marthensz. No. 2,899.

THIS matter coming on for disposal before Felix R. Dias, Esq., District Judge of Colombo, on the 4th day of September, 1907, in the presence of Mr. G. F. Gooneratne, Proctor, on the part of the petitioner Weligamagey Louisa Marthensz of Dehiwala aforesaid; and the affidavits (1) of the said petitioner, dated 28th August, 1907, and (2) of the Notary Gregory Valentine Jayasingha and the witnesses Charles Dionysius Marthensz and Condegamagey Gordon Grairo, dated 27th August, 1907, having been read:

It is ordered that the will of Condegamagey Jasentu Grero, deceased, dated 27th March, 1907, and now deposited in this court, be and the same is hereby declared proved, unless any person interested shall, on or before the 19th day of September, 1907, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Weligamagey Louisa Marthensz is the executrix named in the said will, and that she is entitled to have probate of the same issued to her accordingly, unless any person interested shall, on or before the 19th day of September, 1907, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,
District Judge.

The 4th day of September, 1907.

In the District Court of Colombo.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Robert Morison of Neboda in the Island of Ceylon, deceased. No. 2,902.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., District Judge of Colombo, on the 6th day of September, 1907, in the presence of F. J. & G. de Saram, Proctors, on the part of the petitioner Joseph Fraser of Pitakande Group, Matale; and the affidavits dated respectively 2nd September, 1907, and 6th September, 1907, of the said petitioner, and of Wahalatantrige Don Henry of Colombo, one of the attesting witnesses to the will of the said Robert Morison, deceased, having been read: It is ordered that the said will of the said Robert Morison, deceased, dated 2nd June, 1897, and now deposited in this court, be and the same is hereby declared proved, unless any person interested shall, on or before the 19th day of September, 1907, show sufficient cause to the satisfaction of this court to the contrary. It is further declared that the said Joseph Fraser is one of the executors named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless any person interested shall, on or before the 19th day of September, 1907, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,
District Judge.

The 6th day of September, 1907.

In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Ratnayaka Mudiannelagedara Kiribanda, deceased, of Watুরুkumbure in Medapalata of Yatinuwara. No. 2,568.

THIS matter coming on for disposal before John Harvey Templer, Esq., District Judge of Kandy, on the 5th day of July, 1907, in the presence of Messrs. Beven & Beven, Proctors, on the part of the petitioner Ratnayake Mudiannelagedara Punci Amma of Watুরুkumbure aforesaid; and the affidavit of the said petitioner, dated 5th day of July, 1907, having been read:

It is ordered that the petitioner Ratnayake Mudiannelagedara Punci Amma of Watুরুkumbure aforesaid be and she is hereby declared entitled to letters of administration to the estate of Ratnayake Mudiannelagedara Kiri Banda of Watুরুkumbure in Medapalata of Yatinuwara, deceased, as the widow of the said deceased, unless (1) Ratnayake Mudiannelagedara Kalu Banda, (2) Ratnayake Mudiannelagedara Kiri Banda, by their guardian *ad litem* Bathana Mudiannelagedara Punci Banda of Paraketawella in Yatinuwara shall, on or before the 2nd day of August, 1907, show sufficient cause to the satisfaction of this court to the contrary.

J. H. TEMPLER,
District Judge.

The 5th day of July, 1907.

The date for showing cause is extended to 23rd August, 1907.

August 2, 1907. J. H. TEMPLER,
District Judge.

The date for showing cause is extended to 23rd September, 1907.

August 23, 1907. J. H. TEMPLER,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Awanna Muna Arunasalam Pulle, deceased, of Ampitiya. No. 2,580.

THIS matter coming on for disposal before John Harvey Templer, Esq., District Judge of Kandy, on the 23rd day of August, 1907, in the presence of Mr. W. A. de Silva, Proctor, on the part of the petitioner Awanna Muna Ana Sedambaram Pulle of Ampitiya; and the affidavit of the said petitioner, dated 21st August, 1907, having been read:

It is ordered that the petitioner Awanna Muna Ana Sedambaram Pulle of Ampitiya be and he is hereby declared entitled to letters of administration to the estate of Awanna Muna Arunasalam Pulle of Ampitiya, deceased, as the son of the said deceased, unless (1) Aliandam of India, (2) Awanna Muna Ana Suppa Pulle of Ampitiya, (3) Awanna Muna Ana Thaimana Pulle of Ampitiya, (4) Awanna Muna Ana Annakuttiya Pulle of Ampitiya, (5) Muthamma of India, shall, on or before the 20th day of September, 1907, show sufficient cause to the satisfaction of this court to the contrary.

J. H. TEMPLER,
District Judge.

The 23rd day of August, 1907.

In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Kulatun Mudianselage Dingiri Menika, deceased, of Napane in Lower Dumbara. No. 2,581.

THIS matter coming on for disposal before John Harvey Templer, Esq., District Judge of Kandy, on the 23rd day of August, 1907, in the presence of Messrs. Beven & Beven, Proctors, on the part of the petitioner, Abesin Mudianselagedara *alias* Arambegedara Puchi Menika of Napane in Lower Dumbara; and the affidavit of the said petitioner, dated 20th August, 1907, having been read:

It is ordered that the petitioner Abesin Mudianselagedara Puchi Menika of Napane in Lower Dumbara be and she is hereby declared entitled to letters of administration to the estate of Kulatun Mudianselage Dingiri Menika of Napane in Lower Dumbara, deceased, as the daughter of the said deceased, unless (1) Abesin Mudianselagedara *alias* Arambegedara Tikiri Menika, (2) Abesin Mudianselagedara *alias* Arambegedara Kalu Banda, (3) Abesin Mudianselagedara *alias* Arambegedara Dingiri Amma, (4) Abesin Mudianselagedara *alias* Arambegedara Appoohamy *alias* Saranattissa Unnanse, the 1st and 2nd of Napane in Lower Dumbara, the 3rd of Doraliadde in Uda Dumbara, and the 4th of Alutpansela in Kindelpitiya of Raigam korale, Kalutara District, shall, on or before the 20th day of September, 1907, show sufficient cause to the satisfaction of this court to the contrary.

J. H. TEMPLER,
District Judge.

The 23rd day of August, 1907.

In the District Court of Kandy.

Order Nisi.

Testamentary. In the Matter of the Estate of the late Udawelagammahelagedara Puchirala Kankanama, deceased, of Dambarawa in Pallegampaha of Lower Dumbara. No. 2,583.

THIS matter coming on for disposal before John Harvey Templer, Esq., District Judge of Kandy, on the 28th day of August, 1907, in the presence of Messrs. Beven & Beven, Proctors, on the part of the petitioner Udawelagammahelagedara Tikiri Menika of Dambarawa in Pallegampaha of Lower Dumbara; and the affidavit of the said petitioner, dated 26th August, 1907, have been read:

It is ordered that the petitioner Udawelagammahelagedara Tikiri Menika of Dambarawa in Pallegampaha of Lower Dumbara be and she is hereby declared entitled to letters of administration to the estate of Udawelagammahelagedara Puchirala Kankanama of Dambarawa in Pallegampaha of Lower Dumbara, deceased, as the adopted daughter of the said deceased, unless Udawelagammahelagedara Ram Menika of Dambarawa, by her guardian *ad litem* Sabarakoon Mudianselage Asweddumagedara Puchirale of Dambarawa in Lower Dumbara, shall, on or before the 20th day of September, 1907, show sufficient cause to the satisfaction of this court to the contrary.

J. H. TEMPLER,
District Judge.

The 20th day of August, 1907.

In the District Court of Jaffna.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Chinnattamby Chittampalam of Punnalaikkadduvan, deceased. No. 1,926.

Teywanai, widow of Chinnattamby Chittampalam of Punnalaikkadduvan Petitioner.

Vs.

(1) Arumukam Kandiah and his (2) wife Chellam of Chunnakam Respondents.

THIS matter of the petition of Teywanai, widow of Chinnattamby Chittampalam of Punnalaikkadduvan, praying for letters of administration to the estate of the above-named deceased Chinnattamby Chittampalam of Punnalaikkadduvan, coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 13th day of August, 1907, in the presence of Mr. T. C. Changarapillai, Proctor, on the part of the petitioner; and affidavit of the petitioner, dated the 12th day of August, 1907, having been read: It is declared that the petitioner is the widow of the said intestate, and as such is entitled to have letters of administration to the estate of the said intestate issued to her, unless the respondents or any other person shall, on or before the 30th day of September, 1907, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS,
District Judge.

This 13th day of August, 1907.

In the District Court of Jaffna.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Louisa Ratnam, wife of Alfred Seemampillai Chelliah of Ussan, deceased. No. 1,927.

Alfred Seemampillai Chelliah of Ussan Petitioner.

(1) Vettivelu Veerasingam and wife (2) Vijayaledchumy of Changanai, (3) Ponnampalam Ayathurai of Makeapetty Respondents.

THIS matter of the petition of Alfred S. Chelliah of Ussan, praying for letters of administration to the estate of the above-named deceased Louisa Ratnam, wife of Alfred S. Chelliah, coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 14th day of August, 1907, in the presence of Messrs. Tambiah S. Cooke and P. S. J. Chrysostom, Proctors, on the part of the petitioner; and affidavit of the petitioner, dated the 12th day of August, 1907, having been read: It is declared that the petitioner is the husband of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before the 19th day of September, 1907, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS,
District Judge.

This 14th day of August, 1907.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the
Jurisdiction. late Murukar Vinasy of Karam-
No. 1,928. pakam, deceased.

Vinasy Chinnatampi of Karampakam...Petitioner.

- (1) Vally, widow of Vinasy of Karampakam, (2) Vinasy Kanthan of Karampakam, (3) Murukan Vally and wife (4) Theivy of Vidattalpallai, (5) Veeran Chinnatampi and wife (6) Cheethavy of Muhamalai, (7) Chinnapillai, daughter of Vinasy, of Karampakam, (8) Veeragatty Kanapaty. and wife (9) Chinnakutty of Kudarappu. . . . Respondents.

THIS matter of the petition of Vinasy Chinnatampi of Karampakam, praying for letters of administration to the estate of the above-named deceased Murukar Vinasy of Karampakam, coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 14th day of August, 1907, in the presence of Messrs. Tambiah S. Cooke and P. S. J. Chrysostom, Proctors, on the part of the petitioner; and affidavit of the petitioner, dated the 12th day of August, 1907, having been read: It is declared that the petitioner is the son and one of the heirs of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before the 20th day of September, 1907, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS,
District Judge.

This 14th day of August, 1907.

In the District Court of Mannar.

Order Nisi.

Testamentary In the Matter of the Estate of Vras-
Jurisdiction. pillai Sampooranam, late of Man-
No. 134. nar, deceased.

Mary Matilda, widow of Sampooranam,
of Mannar. Petitioner.

Vs.

Anna Florence, daughter of Sampooranam, minor, by her guardian *ad litem*.
Vraspillai Philippupillai of Mannar. . Respondents.

THIS matter coming on for disposal before G. F. R. Browning, Esq., District Judge of Mannar, on the 27th day of August, 1907, in the presence of Mr. S. Mudr. Anantham, Proctor, on the part of the petitioner; and the affidavit of the petitioner, dated the 27th day of August, 1907, having been read: It is ordered that the petitioner is the widow of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to her, unless the respondent or any other persons shall, on or before the 4th day of October, 1907, show sufficient cause to the satisfaction of this court to the contrary.

G. F. R. BROWNING,
District Judge.

The 27th day of August, 1907.

In the District Court of Galle.

Order Nisi.

Testamentary. In the Matter of the Estate of Ruwan-
No. 3,711. pura Pelias de Silva Amersekera,
deceased, of Randoombe.

THIS matter coming on for disposal before G. A. Baumgartner, Esq., District Judge, Galle, on the 27th day of March, 1907, in the presence of Mr. W. P. Amerasinghe, Proctor, on the part of the petitioner Ruwanpura Sandoris de Silva Amerasekera; and the affidavit of the petitioner, dated 30th August, 1906, having been read:

It is ordered and declared that the said Edirimuni Suwaris de Silva Amerasekera is a son-in-law of the deceased, and that he is as such entitled to have letters of administration issued to him accordingly, or if he refuses to be appointed the petitioner above-named be appointed administrator as creditor of the deceased, unless the respondents—(1) Ruwanpura Cicilia de Silva Amerasekera and her husband (2) Edirimuni Suwaris de Silva Amerasekera, both of Randoombe, (3) Ruwanpura Socilia de Silva Amerasekera and her husband (4) Kaluperuma Aranolis de Silva *alias* Jimmo Sinno, both of Kalutara, (5) Ruwanpura Cicilia de Silva Amerasekera of Randoombe—shall, on or before the 8th day of May, 1907, show sufficient cause to the satisfaction of this court to the contrary.

G. A. BAUMGARTNER,
District Judge.

The 27th day of March, 1907.

The date for showing cause is extended to 13th June, 1907.

May 8, 1907. C. E. DE Vos,
District Judge.

Date for showing cause is extended to 30th September 1907.

August 29, 1907. K. W. B. MACLEOD,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of
No. 3,742. Gunandawadu Cornelis de Soysa,
deceased, of Pategama.

THIS matter coming on for disposal before K. W. B. Macleod, Esq., District Judge, Galle, on the 27th day of July, 1907, in the presence of Mr. W. P. Amarasinghe, Proctor, on the part of the petitioner Mengo de Rodrigo of Pategama; and the affidavit of the petitioner, dated 16th July, 1907, having been read:

It is ordered that the 3rd respondent be appointed guardian *ad litem* of the 1st and 2nd respondents, unless the respondents shall, on or before the 27th day of August, 1907, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Mengo de Rodrigo is the widow of the deceased, and that she is as such entitled to have letters of administration issued to her accordingly, unless the respondents—(1) Gunandawadu Namaris de Soysa of Pategama, (2) Gunandawadu Cicilias de Soysa of Pategama, (3) Joseph de Soysa Wikramasinghe of Galwehera—

shall, on or before the 27th day of August, 1907, show sufficient cause to the satisfaction of this court to the contrary.

K. W. B. MACLEOD,
District Judge.

The 27th day of July, 1907.

The date for showing cause is extended to 17th September, 1907.

K. W. B. MACLEOD,
District Judge.

August 27, 1907.

In the District Court of Galle.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of Kanda Addera Badalge Weerananarayana Seneviratne Aberan Hamy of Katugoda in Galle, deceased. No. 3,748.

THIS matter coming on for disposal before K. W. B. Macleod, Esq., District Judge of Galle, on the 19th day of August, 1907, in the presence of Mr. L. C. Peries, Proctor, on the part of the petitioner Bartholomeusz Ponnaldalage Mencho Hamy of Bope; and the affidavit of the petitioner, dated 7th June, 1907, having been read: It is ordered and declared that the said Bartholomeusz Ponnaldalage Mencho Hamy is the widow of the deceased, and that she is as such entitled to have letters of administration issued to her accordingly, unless the respondents shall, on or before the 19th day of September, 1907, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 6th respondent be appointed guardian *ad litem* over the first five respondents, unless the respondents—(1) Kanda Addera Badalge Weerananarayana Seneviratne Sarichi Hamy of Bope, (2) Kanda Addera Badalge Weerananarayana Seneviratne Lucy Hamy of Bope, (3) Kanda Addera Badalge Weerananarayana Seneviratne Monachi Hamy of Bope, (4) Kanda Addera Badalge Weerananarayana Seneviratne Enso Hamy of Bope, (5) Kanda Addera Badalge Weerananarayana Seneviratne Mathias Hamy of Bope, (6) Bartholomeusz Ponnaldalage Sube Hamy of Bope—shall, on or before the 19th day of September, 1907, show sufficient cause to the satisfaction of the court to the contrary.

K. W. B. MACLEOD,
District Judge.

This 19th day of August, 1907.

In the District Court of Matara.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Landege Danoris de Silve, deceased, of Dickwella. No. 1,580.

THIS matter coming on for disposal before G. F. Plant, Esq., District Judge of Matara, on the 22nd day of June, 1907, in the presence of Mr. Wirasinha, Proctor, on the part of the petitioner Babarende Guruge Nonnohamy of Dickwella; and the affidavit of the said Babarende Guruge Nonnohamy, dated 7th day of June, 1907, having been read:

It is further declared that the said Babarende Guruge Nonnohamy of Dickwella is widow of the above-named deceased, and that she is as such entitled to have letters of administration of the said estate issued to her accordingly, unless the respondents—

Landege Caruel Hamy, Landege Baby Hamy, and Landege Owis Appu, all of Dickwella—shall, on or before the 26th day of July, 1907, show sufficient cause to the satisfaction of this court to the contrary:

G. F. PLANT,
District Judge.

The 27th day of June, 1907.

The time for showing cause has been extended to the 28th day of September, 1907.

G. F. PLANT,
District Judge.

In the District Court of Chilaw.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will of Warnaculasuria Gustina Fernando of Marawila, deceased. No. 750.

THIS matter coming on for disposal before R. G. Saunders, Esq., District Judge, Chilaw, on 4th September, 1907, in the presence of petitioner, whose affidavit has been read along with the will dated the 22nd August, 1907, filed therewith; and the evidence of the witnesses of the will having been duly recorded: It is ordered that the will of the said Gustina Fernando be and the same is hereby declared proved.

It is further ordered that Warnaculasuria Mathew Vaas, the petitioner, is the executor named in the will, and that he is entitled to have probate of the same issued to him accordingly, unless any person interested shall, on or before the 7th October, 1907, show sufficient cause against this *Order Nisi* to the satisfaction of this court.

R. G. SAUNDERS,
District Judge.

Chilaw, 4th September, 1907.

In the District Court of Chilaw.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Kuvanna Kamale Muttu of Udapancare, deceased. No. 751.

Nalla Wairate of Udapancare.....Petitioner.

And

(1) Kana Rakai, (2) her husband Iyana Alagapan, and (3) Kana Viriya, all of UdapancareRespondents.

THIS matter coming on for disposal before R. G. Saunders, Esq., District Judge, Chilaw, on 9th September, 1907, after reading the affidavit of the petitioner, and her application of the same date: It is ordered that letters of administration to the estate of the late Kuvana Kamala Muttu do issue to his widow the petitioner, unless any person interested shall, on or before the 7th October, 1907, show sufficient cause to the contrary to the satisfaction of this court.

R. G. SAUNDERS,
District Judge.

9th September, 1907.

In the District Court of Kegalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate
Jurisdiction. of Abeyekoon Mudiyanse-
No. 230. hamillage Tikiri Bandara Mahat-
maya of Aturupane, deceased.

Abeyekoon Mudiyanse-
ralahamillage Loku
Banda of Meepitiya.....Petitioner.

And

1, Kiridane Tikiri Kumarihamy of Aturupane; 2, Abeyekoon Mudiyanse-
ralahamillage Loku Kumarihamy of
Aturupane; 3, Abeyekoon Mudiyanse-
ralahamillage Medduma Kumarihamy
of Hijoda; 4, Abeyekoon Mudiyanse-
ralahamillage Medduma Banda of
Aturupane; 5, Abeyekoon Mudiyanse-
hamillage Punchi Banda of Aturu-
pane; 6, Abeyekoon Mudiyanse-
hamillage Pinchi Banda of Alupota;
7, Abeyekoon Mudiyanse-
ralahamillage

Heen Banda of Aturupane; 8, Abeyekoon Mudiyanse-
ralahamillage Punchi
Banda of Aturupane; 9, Abeyekoon
Mudiyanse-
ralahamillage Punchi Banda
of Aturupane Respondents.

THIS matter coming on for disposal before H. J. V. Ekanayaka, Esq., District Judge, Kegalla, on the 10th day of August, 1907, in the presence of Mr. J. R. Molligode, Proctor, on the part of the petitioner; and the affidavit of the said petitioner, dated 24th June, 1907, having been read:

It is ordered that the said petitioner, as the eldest son of the above-named deceased, is entitled to have letters of administration to the estate of the deceased issued to him accordingly, unless the above-named respondents shall, on or before the 18th day of September, 1907, show sufficient cause to the satisfaction of this court to the contrary.

H. J. V. EKANAYAKA,
District Judge.

The 10th day of August, 1907.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Alutkorale Aratchige William Perera of
Silversmith lane, Colombo.....Plaintiff.

No. 23,780. Vs.

Wiramantri Acharige Dona Isabella, on
behalf of herself and as legal represen-
tative of the estate of Wiramantri
Acharige Don Philip, deceased, of
Ferry street, New Bazaar, Colombo....Defendant.

NOTICE is hereby given that on Wednesday
October 9, 1907, at 3.30 o'clock in the after-
noon, will be sold by public auction at the premises,
the following property, ordered to be sold by the
order of court, dated July 10, 1907, and declared
bound and executable under the decree entered in the
above action, for the recovery of the sum of Rs. 468
with further interest at the rate of 9 per cent. per
annum from March 16, 1907, until payment in full or
other realization of the security together with the
costs of the action, viz. :-

An undivided one-half part or share of all that
piece of ground with the buildings standing thereon,
bearing assessment No. 106, situated at New Bazaar,
now known as Ferry street, within the Municipality
of Colombo; bounded on the north by the property
of Nicholas Gomis Arachchi, east by the other part
of this garden of W. Don Manuel, deceased, south by
the high road now called Ferry street, and west by the
property of P. Don Gabriel; containing in extent
6.10 square perches.

H. TIRUVILANGAM,
Deputy Fiscal.

Fiscal's Office,
Colombo, September 11, 1907.

In the District Court of Colombo.

The Commissioners of the Loan Board....Plaintiff.

No. 24,486 C. Vs.

Theodore Albert de Alwis of Panadure....Defendant.

NOTICE is hereby given that on Monday, October
7, 1907, at 4 o'clock in the afternoon, will be
sold by public auction at the premises the following
property declared bound and executable under the
decree entered in the above action and in terms of the
order of court in the said action, dated June 26, 1907,
declared liable to be sold, for the recovery of the sum
of Rs. 28,688.59 with interest thereon at 9 per cent.
per annum from March 1, 1907, till payment in full
and costs, viz. :-

All that allotment of land (being the lots marked
Nos. 1, 2, 3, and 4 in the plan hereinafter mentioned)
with the buildings thereon bearing present assess-
ment Nos. 34 to 43 (both inclusive), situated at
Armour street in Ward No. 6 within the Municipality
of Colombo; bounded on the north-west by the
property of widow Mrs. Cornelia Perera Mudaliyar,
on the north-east by the property of the Rev. C.
Senanayake, on the south-east by a reservation for
a road 18 links wide and by lot No. 5, the property
of Nagalingam Chetty Sinne Colenda Chetty, and on
the south-west by Armour street; containing in
extent 3 roods and 4.50 perches according to the
figure of survey thereof, dated November 8, 1872,
made by J. R. Zybrandsz, Surveyor, with all the
right, title, interest, claim, and demand whatsoever
of the defendant in and to the same as on December
18, 1902, being the date of the mortgage by the
defendant in favour of the plaintiffs.

H. TIRUVILANGAM,
Deputy Fiscal.

Fiscal's Office,
Colombo, September 11, 1907.

In the District Court of Colombo.

Sally Mitchell Vanderstraeten of Colombo..Plaintiff.
No. 24,552 C. Vs.
Pattiagey Solomon John Fernando of
Polwatta, Colombo.....Defendant.

NOTICE is hereby given that on Tuesday, October 8, 1907, at 3 o'clock in the afternoon, will be sold by public auction at the premises the following property decreed to be sold by the decree entered in the above action, for the recovery of the sum of Rs. 2,060-01, with interest on Rs. 2,000 at 10 per cent. per annum from February 1, 1907, till May 3, 1907, and thereafter on the aggregate amount of decree at 9 per cent. per annum till payment in full and costs of suit, Rs. 124-25, viz. :—

All that allotment of land or part of a garden called Do Brandery with all the buildings thereon bearing assessment No. 38, now 22, situated at Kollupitiya within the Municipality of Colombo; and bounded on the north by the garden of Adotchy Fernando, on the east by the garden of Domingo Fernando, on the south by a road called Muhandiram's road, and on the west by the portion of land said to belong to Ahamado Lebbe Cuppe Tamby; containing in extent 12-59 square perches, together with all rights, members, and appurtenances thereto belonging and all the estate, right, title, interest, claim, and demand whatsoever of the defendant in and to the same.

H. TIRUVILANGAM,
Deputy Fiscal.

Fiscal's Office,
Colombo, September 11, 1907.

In the District Court of Colombo.

V. P. L. K. R. Palaniappa Chetty of Sea
street in Colombo.....Plaintiff.
No. 25,034. Vs.

J. L. C. Perera of Mattacooly in Colombo..Defendant.

NOTICE is hereby given that on Saturday, October 12, 1907, at 12 noon, will be sold by public auction at the premises, the right, title, and interest of the said defendant in the following property, for the recovery of the sum of Rs. 1,523-75, with interest on Rs. 1,500 at 9 per cent. per annum from June 6, 1907, till payment in full, and costs of suit, viz. :—

All that cinnamon estate situated at Talangama in the Palle pattu of Hewagam korale in the District of Colombo; containing the total extent of 211 acres 2 roods and 22 perches comprising the following allotments of land, viz. :—

(a) An allotment of land called Delgahawatta, situated at Talangama aforesaid; bounded on the north by Alubogahawatta belonging to K. Don Domingu, on the east by Crown land, on the south by Alubogahakumbura and land belonging to Kumarage people, and on the west by a road; containing in extent 7 acres and 17 square perches.

(b) An allotment of land called Alubogahalande and Bataladeniyakelle, situated at Talangama aforesaid; bounded on the north by lands belonging to Kumarage Don Juan and others, land claimed by Panagodge Don Louis, the property of C. Don Pedru Appu and others, and lands purchased by C. Don Bastian and W. Solomon Perera, on the east by lands claimed by W. Cornelis Perera, on the east by lands described in plans Nos. 77,384 and 77,389, on the south by lands described in plans Nos. 77,386, 77,385, and Bataladeniyakumbura, and on the west by land claimed by Jacob Perera; containing in extent 79 acres and 2 roods.

(c) An allotment of land called Bumwella-Godelle-kelle, situated at Talangama as aforesaid; bounded on the north-east by land claimed by W. Sarnelis Perera, on the south-east by land described in plan No. 77,389, and on the south-west and north-west by land described in plan No. 77,383; containing in extent 1 rood and 5 square perches.

(d) An allotment of land called Batalawattedeniya, situated at Talangama as aforesaid; bounded on the north and east by land described in plan No. 77,383, on the south by land purchased by C. C. de Silva and land described in plan No. 77,386, and on the west by Batadeniyakumbura; containing in extent 4 acres 1 rood and 29 square perches.

(e) An allotment of land called Delgahawatta, situated at Talangama as aforesaid; bounded on the north by land claimed by Don Alwis and others and land described in plan No. 77,975, on the east by land described in plan No. 77,975, on the south by land described in plan No. 77,939 and land claimed by K. Samuel and others, and on the west by land claimed by D. David Allis; containing in extent 9 acres and 11 square perches.

(f) An allotment of land called Bumwellegodelle-kelle and Horagahamundiakelle, situated at Talangama as aforesaid; bounded on the north by land reserved for public purposes, on the east by land described in plan No. 77,397 and Crown land and land claimed by P. Don Louis, on the south-east by land described in plans Nos. 77,383 and 77,934, on the south by land described in plan No. 77,934, and on the west by lands described in plans Nos. 77,399 and 77,395, land belonging to Don Denis Appu and others, and land claimed by natives; containing in extent (exclusive of portion marked A in plan No. 77,973) 63 acres.

(g) An allotment of land situated at Talangama as aforesaid; bounded on the north by Batadeniyakumbura and land described in plan No. 77,385, on the east by land described in plan No. 77,386, on the south by a road, on the south-west by land claimed by M. Don Nicholas, and on the north-west by Bataladeniyakumbura; containing in extent 48 acres and 1 rood.

H. TIRUVILANGAM,
Deputy Fiscal.

Fiscal's Office,
Colombo, September 11, 1907.

In the District Court of Colombo.

Alfred Joseph Richard de Soysa of Colombo.Plaintiff.
No. 23,784. Vs.
Sembukuttige Davith Silva of Wara-
pitiyaDefendant.

NOTICE is hereby given that on Monday, October 7, 1907, commencing at 11 o'clock in the forenoon will be sold by public auction at the respective premises the following property, mortgaged by defendant with plaintiff, for the recovery of Rs. 1,088-42, together with interest thereon at 9 per cent. per annum from September 14, 1906, and costs of suit, to wit :—

(1) All that one-third part or share of and in the land called Koindagaha Lawalugahawatta *alias* Henawatta and the plantations thereon, situate at Warapitiya in Malawanbadda in the Kalutara totamune, in the District of Kalutara, Western Province; bounded on the north and east by the field called Panchiliawela, on the south by Ambagahawatta and Asweyamalekottunna, and on the west by the field called Panchiliawela; containing in extent 6 acres as per deed No. 3,629, dated December 21, 1877, attested by Johannes Peeris, Notary Public.

(2) All that portion of the land called Monaralagoda with the buildings and plantations thereon, situate at Boppugoda in Malawanbadda aforesaid; bounded on the north by the high road, on the east by Liannage Mahaliadde, on the south by wela, and on the west by Berawakottunnewela; containing in extent one acre.

(3) One-fourth part or share of and in the land called Leanagodaland (being lot No. 13,138 in the plan No. 11,642) and the plantation thereon, situate at Bondupitiya under the Iddagoda pattu of Pasdun korale in the District of Kalutara aforesaid; bounded on the north by lot No. 13,137, on the east by a cart road, on the south by lot No. 13,150 and Udumullewalaowita, and on the west by lot No. 13,137; containing in extent 4 acres and 2 perches as per deed No. 2,783, dated July 30, 1903, attested by J. P. Wijeratne, Notary.

(4) All that land called Lianagodaland *alias* Handiggagoda (being lot No. 13,150 in plan No. 11,642) with the trees and plantations thereon, situated at Bondupitiya aforesaid; bounded on the north by lot No. 13,138 and Udumullewalaowita, on the east by a cart road, on the south by Dunnarawatta, and on the west by land said to belong to the Crown; containing in extent 8 acres and 31 perches as per said deed No. 2,783.

(5) All that land called Hikgahawatta with the tiled house and other buildings and plantations thereon, situated at Warapitiya in Malawanbadda aforesaid; bounded on the north by Ugaspittaniya and Dewatagahawatta, on the east by Iskekarewatta, on the south by Baknigahapittaniya and Kureweepittaniya, and on the west by Dikpittaniya and Millagahapittaniya; containing in extent about 3 acres more or less.

B. P. J. GOMES,
Deputy Fiscal's Office, Deputy Fiscal.
Kalutara, September 11, 1907.

In the District Court of Colombo.

(1) George Smith Brown of Talawakele,
(2) Theodore Cecil van Rooyen of
Hutton..... Plaintiffs.

No. 24,688. Vs.

Michael Joseph Jeroine de Jong of
Rosmead Place, Cinnamon Gardens,
Colombo..... Defendant.

NOTICE is hereby given that on Saturday, October 12, 1907, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, for the recovery of Rs. 1,262.48, with interest thereon at the rate of 9 per cent. per annum from March 11, 1907, till payment in full, and costs of suit, viz. :—

An undivided $\frac{1}{2}$ part of all that estate called Scotland, comprising an allotment of land called Olagan-godamukalana in Welipenna village, Walallawiti pattuwa, Pasdun Korale West, Kalutara District, Western Province, bounded as follows: on the north by T. P. 206,343, lots D 864 and M 864 in P. P. 2,364; east by lots 8,929, 8,940, 8,941, D 865, G 865, P 865, 8,950, and D 865 in P. P. 2,364 and T. Ps. 206,342, 207, 596, and 75,234; on the south by lot D 865 in P. P. 2,364, T. Ps. 105,201 and 63,214, and Crown land; on the west by Ps. 63,214 and 76,796 and lots C 865, W 864, V 864, and 8,931 in P. P. 2,364; containing in extent 122 acres 3 roods and 14 perches.

B. P. J. GOMES,
Deputy Fiscal.

Deputy Fiscal's Office,
Kalutara, September 11, 1907.

Northern Province.

In the District Court of Jaffna.

Rawanna Mana Meyna Seena Thana
Suppiramanian Cheddiar of Vannar-
ponnai West..... Plaintiff.

No. 4,535. Vs.

Supper Murugesu of Vannarponnai East.. Defendant.

NOTICE is hereby given that on Friday, October 11, 1907, at 10 o'clock in the forenoon, will be sold by public auction at the spot the following property hypothecated to the plaintiff and decreed to be sold by decree entered in the above action, for the recovery of Rs. 1,651.25, with interest on Rs. 1,500 at the rate of 15 per cent. per annum from 29th day of December, 1905, until payment in full, and charges, viz. :—

A piece of land situated at Vannarponnai East, called Aninchilady, containing or reputed to contain in extent 4 lachams of varagu culture and $8\frac{1}{2}$ culics with plantations, well, and house; bounded or reputed to be bounded on the east by lane, north and west by the property of the heirs of the late Pasupathicheddyar, and south by the mosque belonging to the Mohammedans from Devipatan and by the property of Chellamuttu, daughter of Murugesu, and brothers and sisters.

V. THAMBIPILLAI,
Deputy Fiscal.

Fiscal's Office,
Jaffna, September 5, 1907.

In the District Court of Jaffna.

Veeragattiar Arumugam of Karative West.. Plaintiff.

No. 5,309. Vs.

I, Arunasalam Sapapati and his wife 2,
Nagamuttu of Analaitivu..... Defendants.

NOTICE is hereby given that on Monday, October 14, 1907, at 10 o'clock in the forenoon, will be sold by public auction at the premises the following property hypothecated to the plaintiff, and decreed to be sold by decree entered in the above action, for the recovery of Rs. 1,545.32, with further interest on Rs. 1,274 at the rate of 12 per cent. per annum from May 30, 1907, until payment in full (provided that such interest does not exceed Rs. 1,002.68), and costs of suit being Rs. 101.44 and charges, viz. :—

A piece of land situated at Analaitive called Manankapulam, containing or reputed to contain in extent $2\frac{1}{2}$ lachams of varagu culture and 4 lachams of paddy culture and house one; Manankapulam in extent 8 lachams of varagu culture (total extent $14\frac{1}{2}$ lachams varagu and paddy culture and house one), with its appurtenances including house portico, huts, and well; bounded or reputed to be bounded on the east by the property of Kamamma, wife of Sinniyah, and others, north and west by lane, and south by the property of Sanmugam Kanapathy and others.

2. A piece of land situated at Analaitive called Pandaravayal, containing or reputed to contain in extent 7 lachams of paddy culture; Pandaravayal in extent 8 lachams of paddy culture (total extent 15 lachams of paddy culture); bounded or reputed to be bounded on the east and south by channel, north by the property of Kamamma, wife of Sinniyah, and west by the property of Vaitianathar Sittampalam and others.

3. A piece of land situated at Analaitive called Pandaravayal, containing or reputed to contain in extent 2 lachams of paddy culture; bounded or reputed to be bounded on the east by street, north by the property of Kamalamma, wife of Sinniyah, west by channel, and south by the property of Valliammai, wife of Vaithianathar.

V. THAMBIPILLAI,
Deputy Fiscal.

Fiscal's Office,
Jaffna, September 9, 1907.

Eastern Province.

In the Court of Requests of Trincomalee.

S. Sanmugampillai of No. 5 division,
Trincomalee.....Plaintiff.
No. 2,373. Vs.
E. Santhanam of No. 5 division, Trin-
comalee Defendant.

NOTICE is hereby given that on Tuesday, October 8, 1907, at 11 o'clock in the morning, will be sold by public auction at the spot, the right, title, and interest of the said defendant, in the following property, viz.:-

1. A piece of land situated at division No. 6, Trincomalee, with a tiled house of two rooms, ola houses, and other plantations standing thereon, and share in the well, well-sweep, and posts standing in the adjoining land belonging to Sellamma, daughter of Taielmuttu, and right of pathway to draw water in the said well and all other rights relating thereto; bounded on the north by road, on the east by the land and house of Sellamma, daughter of Taielmuttu, on the south by the land and house of R. Santhanam, and on the west by the land and house of T. Ponniah and others.

2. A piece of land situated at division No. 5, Trincomalee, with a tiled house of three rooms, coconut trees, and other plantations standing thereon, and share in the well, well-sweep, and posts standing in the adjoining land belonging to Sellamma, daughter of Taielmuttu, and the right of pathway to draw water in the said well, and all other rights relating thereto; bounded on the north-east by the land of Sellamma, daughter of Taielmuttu, on the south-east by road leading to Main street, on the south-west by the land and house of Sinnatamby Tambiaiyah, and on the north-west by the land of Tampapillai Ponniah and others; containing in extent 32 1/100 square perches.

The above said lands are seized subject to mortgage. Writ amount, Rs. 261.95.

S. RAJU,
Deputy Fiscal.

Deputy Fiscal's Office,
Trincomalee, September 7, 1907.

North-Western Province.

In the District Court of Negombo.

S. P. K. N. M. Irulappa Pulle, by his
attorney S. P. K. N. Narayan Chetty
of NegomboPlaintiff.
No. 6,546. Vs.

Warnakulasuriya Augustino Croos Muppu
and another of Tamberawila. Defendants.

NOTICE is hereby given that on Saturday, October 12, 1907, at one o'clock in the afternoon,

will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz.:-

(1) The land called Kahatagahawatta of about 3½ acres in extent with the plantations thereon, situated at Tamberawila; and bounded on the north by the fence of the garden of Kristian Fernando and others, east by the fence of the garden of Aron Perera Gurunanse, south by the fence of the garden of Clemante Tammal and others, and west by dewata road.

(2) The land called Diwulgahawattukebelle of about 1½ acre in extent and the plantations thereon, situated at Tamberawila; and bounded on the north by the garden belonging to Gigamantu Peris and others, east by the garden of Aron Perera Gurunanse, south by the high road, and west by the fence of the garden of Manuel Fernando and others.

(3) The land called Malgahawatta of about 2 acres in extent with the plantations situated at Bolana; and bounded on the north by the high road, east and south by gardens of Mansa Lestu Fernando, Notary, and west by the fence of Isabella Fernando and others.

Amount to be levied Rs. 517.44, with interest on Rs. 430.44 at 9 per cent. per annum from October 19, 1906, till payment.

E. LAWSON KOCH,
Deputy Fiscal.

Deputy Fiscal's Office,
Chilaw, September 10, 1907.

Province of Sabaragamuwa.

In the District Court of Colombo.

Veeanna Rana Savenna Arumugam
Chetty of Sea street in Colombo.....Plaintiff
No. 24,592. Vs.

Arnolis Fernando of Ratnapura Defendant.

NOTICE is hereby given that on October 5, 1907, at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, for the recovery of the sum of Rs. 942, with interest on Rs. 900 at 24 per cent. per annum from February 11, 1907, to March 22, 1907, and thereafter at 9 per cent. per annum till payment in full, and costs, viz.:-

1. The two tiled house boutique, rooms, and the ground attached thereto to the eastern side of the defendant's residing boutique, standing on a portion of land called Kapugeirawalla, situate in the town of Ratnapura; and bounded on the east by a remaining portion of the same land, south by the road leading to Warakatota, west by the land belonging to Don Cornelis Liyana Arachchi, and west by high road and containing in extent 8 yards along the high road and in breadth extending to the road leading to Warakatota, subject to lease bonds Nos. 11,152 and 2,375 of February 25, 1904, and December 22, 1904 respectively.

R. E. D. ABEYBATNE,
Deputy Fiscal.

Fiscal's Office,
Ratnapura, September 11, 1907.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 2,258. In the matter of the insolvency of Samsy Lebbe Marikar Aboo Salie of Grandpass in Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on October 3, 1907, for the appointment of an auditor to audit the accounts filed by the assignee.

By order of court,
J. B. Misso,
Secretary.

Colombo, September 10, 1907.

In the District Court of Colombo.

No. 2,278. In the matter of the insolvency of Ena Abdul Rahiman Saibo of No. 30, Third Cross street, Pettah, Colombo.

WHEREAS the above-named Ena Abdul Rahiman Saibo has filed a declaration of insolvency, and a petition for the sequestration of the estate of the said Ena Abdul Rahiman Saibo has also been filed under the Ordinance No. 7 of 1853: Notice is hereby

given that the said court has adjudged the said Ena Abdul Rahiman Saibo insolvent accordingly; and that two public sittings of the court, to wit, on October 17, 1907, and on October 31, 1907, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance of which creditors are hereby required to take notice.

By order of court,
J. B. Misso,
Secretary.

Colombo, September 10, 1907.

In the District Court of Kalutara.

Insolvency In the matter of the insolvency of Jurisdiction. Clement Edward Weerakoon of No. 121. Kalutara.

NOTICE is hereby given that the second sitting of this court in the above matter has been adjourned to the 30th instant.

By order of court,
WM. DE SILVA,
Secretary.

LEONARD WILLIAM BOOTH, Acting Fiscal, Western Province, do hereby appoint Don Paules, Amarasekera to be Marshal at Pasyala for the District of Colombo, Western Province, under the provisions of Fiscals' Ordinance, No. 4 of 1867, and authorize him to perform the duties and exercise the authority of Marshal from September 14 to 16, 1907, for which this shall be his warrant.

Colombo, September 10, 1907.

L. W. BOOTH,
Acting Fiscal.

TESTAMENTARY ACTIONS.

[Continued from page 860.]

In the District Court of Puttalam.

Order Nisi.

Testamentary In the Matter of the Intestate Estate Jurisdiction. of the late Meera Saibo Mohamado No. 255. Cassim of Viruthodai in Akkara pattu.

THIS matter coming on for disposal before Arthur Charles Allnutt, Esq., District Judge of Puttalam, on the 23rd day of August, 1907, in the presence of Mr. Wilfred A. Muttukumara, Proctor, on the part of the petitioner Sinna Thamby Meera Saibo of Viruthodai; and his affidavit, dated the 9th day of August, 1907, and petition dated the 2nd day of August, 1907, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled to have letters of administration to the estate of Meera Saibo Mohamado Cassim, late of Viruthodai, as father and sole heir of the deceased, issued to him, unless the respondents, Mohamado Muttu Meera Nachchia and Meera Naina Sego Sikander, or any other person interested on the said estate shall, on or before the 16th day of September, 1907, show sufficient cause to the satisfaction of this court to the contrary.

23rd August, 1907.

A. C. ALLNUTT,
District Judge.

In the District Court of Puttalam.

Order Nisi.

Testamentary In the Matter of the Intestate Estate Jurisdiction. of the late Muttu Nalla Tamby of No. 250. Nalloor in the Jaffna District deceased.

THIS matter coming on for disposal before Arthur Charles Allnutt, Esq., District Judge of Puttalam, on the 20th day of August, 1907, in the presence of Mr. Wilfred A. Muttukumara, Proctor, on the part of the petitioner Muna Nana Tambi Pillai of Nalloor; and his affidavit, dated the 10th day of August, 1907, and petition dated the 14th day of August, 1907, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled to have letters of administration to the estate of Muttu Nalla Tamby, late of Nalloor, as son and heir of the said deceased, issued to him, unless the respondents, Thangatchy Pillai and Vana Sinniah, or any other person interested in the said estate shall, on or before the 16th day of September, 1907, show sufficient cause to the satisfaction of this court to the contrary.

26th August, 1907.

A. C. ALLNUTT,
District Judge.