



# Ceylon Government Gazette

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PART I.—General: Minutes, Proclamations, Appointments, and General Government Notifications.  
PART II.—Legal and Judicial.

PART III.—Provincial Administration.  
PART IV.—Land Settlement.  
PART V.—Mercantile, Marine, Municipal, Local, &c.

Separate paging is given to each Part in order that it may be filed separately.

## Part II.—Legal and Judicial.

	PAGE		PAGE
Passed Ordinances .. .. .	—	Notices in Testamentary Actions .. .. .	713
Draft Ordinances .. .. .	718	Notices in Insolvency Cases .. .. .	717
Notices from Supreme Court Registry .. .. .	—	Notices of Fiscals' Sales .. .. .	726
Notices from Council of Legal Education .. .. .	—	Notices from District and Minor Courts .. .. .	733
Notifications of Criminal Sessions of Supreme Court .. .. .	—	Lists of Articled Clerks .. .. .	—
Lists of Jurors and Assessors .. .. .	—		

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Magalagey Abraham Perera of No. 2,608 C. Etul Kotte in the Palle pattu of Salpiti korale, deceased.

THIS matter coming on for disposal before James Richard Weinman, Esq., District Judge of Colombo, on the 16th day of July, 1906, in the presence of Mr. W. P. Gunewardene, Proctor, on the part of the petitioner, Magalagey Jalis Perera of Etul Kotte aforesaid; and the affidavit of the petitioner, dated the 16th day of July, 1906, having been read:

It is ordered that he aforesaid petitioner be and he is hereby declared entitled to have letters of administration to the estate of his late father, Magalagey Abraham Perera, the above-named deceased, issued to him, unless the respondents—(1) Magalagey Carolis Perera, (2) Magalagey Baron Perera, (3) Magalagey Johenis Perera, (4) Magalagey Ana Perera, widow of Patiragoy Abraham, (5) Magalagey Simon Perera, and (6) Magalagey Cecilians Perera, widow of Dandeniatchigey Arnolis Perera, or any other person interested shall, on or before the 2nd day of August, 1906, show sufficient cause to the satisfaction of this court to the contrary.

J. R. WEINMAN,  
District Judge.

The 16th day of July, 1906.

713

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Estate of the late Dikirikowage Don Marsal Appuhamy, deceased, of Bopitiya in the Ragam pattu of Alutkuru Korale South.

THIS matter coming on for disposal before James Richard Weinman, Esq., District Judge of Colombo, on the 17th day of July, 1906, in the presence of Mr. E. W. Perera, Proctor, on the part of the petitioner, Madawita Vidane Mudalige Dona Sipiliyana Samarawickreme of Bopitiya aforesaid; and the affidavit of the said petitioner, dated the 9th day of July, 1906, having been read:

It is ordered that the aforesaid petitioner be and she is hereby declared entitled to have letters of administration to the estate of her late husband, Dikirikowage Don Marsal Appuhamy, the above-named deceased, issued to her, unless the respondent, Dikirikowage Dona Francina Emiliana of Bopitiya aforesaid, shall, on or before the 16th day of August, 1906, show sufficient cause to the satisfaction of this court to the contrary.

J. R. WEINMAN,  
District Judge.

The 17th day of July, 1906.

B 1

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Last Will and Testament and Codicil of No. 2,612 C. Alexander Forrest Harper, formerly of Ceylon, but late of Manor House, Pilton, in the County of Somerset, England, deceased.

**T**HIS matter coming on for disposal before James Richard Weinman, Esq., District Judge of Colombo, on the 17th day of July, 1906, in the presence of Messrs. Julius and Creasy, Proctors, on the part of the petitioner. Kenneth John Harper of Whiragama; and the affidavit of the said petitioner, dated the 13th day of July, 1906, having been read: It is ordered that the last will and testament and codicil of the above-named Alexander Forrest Harper, deceased, dated 2nd day of May, 1903, and the 22nd day of February, 1906, respectively (an exemplification whereof under the seal of His Majesty's High Court of Justice in England is deposited in this court); be and the same is hereby declared proved, unless any person interested shall, on or before the 2nd day of August, 1906, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Kenneth John Harper is the lawful attorney of Emma Olivia Harper, George Gray Anderson, and James Ferrier Anderson, the executors named in the said will, and that he is entitled to have letters of administration with copy of the said will and codicil annexed issued to him accordingly, unless any person interested shall, on or before the 2nd day of August, 1906, show sufficient cause to the satisfaction of this court to the contrary.

J. R. WEINMAN,  
District Judge.

The 17th day of July, 1906.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Estate of the late Charles Koswatto, deceased, of Kirillapone in the Palle pattu of Salpiti korale.

**T**HIS matter coming on for disposal before James Richard Weinman, Esq., District Judge of Colombo, on the 17th day of July, 1906, in the presence of Mr. D. C. Pedris, Proctor, on the part of the petitioner Merennage Sarah de Costa of Kirillapone aforesaid; and the affidavit of the said petitioner, dated the 11th day of July, 1906, having been read:

It is ordered that the aforesaid petitioner be and she is hereby declared entitled to have letters of administration to the estate of her late husband Charles Koswatto, the above-named deceased, issued to her, unless the respondents, (1) Charlotte Apolonia, (2) Annie Louisa, and (3) Butgomuwa Mudiyanselegy Jeronis Perera, all of 3rd Division, Maradana, in Colombo, shall, on or before the 16th day of August, 1906, show sufficient cause to the satisfaction of this court to the contrary.

J. R. WEINMAN,  
District Judge.

The 17th day of July, 1906.

In the District Court of Negombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Sellappuligey Gabriel Rosa of No. 956. Mukalangomuwa in the district of Negombo, deceased.

Kaluappukankanamalagey Dona Sarah Rosa ..... Petitioner.

Vs.

(1) Sellappuligey Alpheus Rosa, (2) Sellappuligey Sianoris Rosa, (3) Sellappuligey Johanna Rosa, (4) Sellappuligey Teresia Rosa, all minors by their guardian Kaluappukankanamalagey Don Thomas of Seeduwa. .... Respondents.

**T**HIS matter coming on for disposal before A. de A. Seneviratne, Esq., District Judge of Negombo, on the 14th day of July, 1906, in the presence of Mr. R. A. Perera, Proctor, on the part of the petitioner Kaluappukankanamalagey Dona Sarah Rosa of Mukalangomuwa; and the affidavit of the said Sarah Rosa, dated the 12th day of July, 1906, having been read:

It is ordered that the petitioner, the said Sarah Rosa, be and she is hereby declared entitled to have letters of administration to the intestate estate of the late Sellappuligey Gabriel Rosa of Mukalangomuwa, the deceased above-named, unless the respondents above-named or any person on their behalf shall, on or before the 3rd day of August, 1906, show sufficient cause to the satisfaction of this court to the contrary.

A. DE A. SENEVIRATNE,  
District Judge.

This 14th day of July, 1906.

In the District Court of Kalutara.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Estate of the late Warnadeeptia Kurukullesooria Pattinihennedigey Salomon Rodrigo and wife Wijesooria Goonewardane Mahawadugey Madelena Perera, deceased, of Nalloor in Panadure. No. 424.

**T**HIS matter coming on for disposal before P. E. Pieris, Esq., District Judge of Kalutara, on the 6th day of July, 1906, in the presence of Mr. B. O. Dias, Jr., Proctor, on the part of the petitioner Warnadeeptia Kurukullesooria Pattinihennedigey Johanes Rodrigo of Nalloor; and the application of the said petitioner, dated 6th July, 1906, having been read: It is ordered that the petitioner Warnadeeptia Kurukullesooria Pattinihennedigey Johanes Rodrigo be declared entitled to have letters of administration to the estate of the late Warnadeeptia Kurukullesooria Pattinihennedigey Solomon Rodrigo and wife Wijesooria Goonewardane Mahawadugey Madelena Perera, deceased, issued to him, unless the respondent (1) Warnadeeptia Kurukullesooria Pattinihennedigey Pavistina Rodrigo of Wekada, (2) Warnadeeptia Kurukullesooria Pattinihennedigey Nancy Engeltina Rodrigo and her husband (3) Gerald Thomas Wijesekere of Wekada, (4) Warnadeeptia Kurukullesooria Pattinihennedigey Jane Maria Rodrigo and her husband (5) Wellegey Silvestry Silva of Kalutara North, shall, on or before the 1st day of August, 1906, show sufficient cause to the satisfaction of this court to the contrary.

P. E. PIERIS,  
District Judge.

The 6th day of July, 1906.

In the District Court of Kalutara.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Estates of the late Tenkutti Adirian *alias* Andris Silva and wife Seenawattege Punchi Hamy Silva, deceased, both of Kaluwamodara in Alutgama.  
No. 443.

Tenkutti Adris Silva Gunesekera Karunaratne, Arachchi of Kaluwamodara ..... Petitioner.

And

(1) Tenkutti Pedris Silva, (2) Tenkutti Sanovis Silva, (3) Tenkutti Amis Silva ..... Respondents.

**T**HIS matter coming on for disposal before P. E. Pieris, Esq., District Judge of Kalutara, on the 21st day of June, 1906, in the presence of Mr. J. Aloysius Fernando, Proctor, on the part of the petitioner Tenkutti Adris Silva Gunesekera Karunaratna, Arachchi of Kaluwamodara; and the affidavit of the said petitioner, dated, June 19th, 1906, having been read:

It is ordered that the said Tenkutti Adris Silva Gunesekera Karunaratna, Arachchi of Kaluwamodara, be declared entitled to have letters of administration to the estates of the deceased Tenkutti Adirian *alias* Andris Silva and wife Seenawattege Punchi Hamy Silva, unless the respondents (1) Tenkutti Pedris Silva, (2) Tenkutti Sanovis Silva, (3) Tenkutti Amis Silva of Kaluwamodara, shall, on or before the 1st day of August, 1906, show sufficient cause to the satisfaction of the court to the contrary.

P. E. PIERIS,  
District Judge.

The 21st day of June, 1906.

In the District Court of Kalutara.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of the late Liyanage Don Heramanis Appuhamy of Rayigama, deceased.  
No. 444.

**T**HIS matter coming on for disposal before P. E. Pieris, Esq., District Judge of Kalutara, on the 2nd day of July, 1906, in the presence of Mr. C. A. L. Orr, Proctor, on the part of the petitioners, Petikiriatchige Don Abraham Gunatilleke Appuhamy, Don Hendrick Wijesinghe Cannangara Appuhamy, and Liyanage Dona Marisi Nona Hamine, all of Rayigama; and the affidavit of the said petitioners, dated 28th June, 1906, having been read:

It is ordered that the last will and testament of the late Liyanage Don Heramanis Appuhamy, deceased, dated 14th May, 1906, deposited in this court be and the same is hereby declared proved, unless any person interested shall, on or before the 2nd day of August, 1906, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said petitioners Petikiriatchige Don Abraham Gunatilleke Appuhamy, Don Hendrick Wijesinghe Cannangara Appuhamy, and Liyanage Dona Marisi Nona Hamine, are the executors named in the said will, and that they are entitled as such to have probate of the same

issued to them accordingly, unless any person interested shall, on or before the 2nd day of August, 1906, show sufficient cause to the satisfaction of this court to the contrary.

P. E. PIERIS,  
District Judge.

2nd July, 1906.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Estate of the late Cheethevam, wife of Murukar Kanthar of Manipay, deceased.  
No. 1,758.

Kanthar Sapapady of Manipay..... Petitioner.

Vs.

Murukar Kanthar of Manipay..... Respondent.

**T**HIS matter of the petition of Kanthar Sapapady of Manipay praying for letters of administration to the estate of the above-named deceased Cheethevam, wife of Murukar Kanthar of Manipay, coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 29th day of June, 1906, in the presence of Messrs. K. Sivapirakasam and Kateresu, Proctors, on the part of the petitioner; and affidavit of the petitioner, dated the 28th day of June, 1906, having been read: It is declared that the petitioner is the son of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondent or any other person shall, on or before the 31st day of July, 1906, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS,  
District Judge.

This 29th day of July, 1906.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Estate of the late Meenadchippillai, wife of Valaudar Vaitialingham of Vannarponnai East, Jaffna, deceased.  
No. 1,759.

Valaudar Vaitialingham of Vannarponnai East..... Petitioner.

Vs.

Meenadchippillai, widow of Kanakasapapady of Vannarponnai East..... Respondent.

**T**HIS matter of the petition of Valaudar Vaitialingham of Vannarponnai East praying for letters of administration to the estate of the above-named deceased Meenadchippillai, wife of Valaudar Vaitialingham of Vannarponnai East, coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 29th day of June, 1906, in the presence of Messrs. K. Sivapiraksam and S. Kateresu, Proctors, on the part of the petitioner; and affidavit of the petitioner, dated the 26th day of June, 1906, having been read: It is declared that the petitioner is the husband of the said intestate, and as such is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondent or any other person shall, on or before the 31st day of July, 1906, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS,  
District Judge.

This 29th day of July, 1906.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Estate of the late Chellamuttu, daughter of No. 1,765. Chinnappu of Kokkuvil West, deceased.  
*Class I.*

Sapapathippillai Muttutamby of Kokkuvil West..... Petitioner.

Vs.

Ponnamma, wife of Sapapathippillai Muttutamby of Kokkuvil West..... Respondent.

THIS matter of the petition of Sapapathippillai Muttutamby praying for letters of administration to the estate of the above-named deceased, Chellamuttu, daughter of Chinnappa, coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 9th day of July, 1906, in the presence of Messrs. Casipillai & Cathiravelu, Proctors, on the part of the petitioner; and affidavit of the petitioner, dated the 9th day of July, 1906, having been read: It is declared that the petitioner is the husband of the sole heir of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondent or any other person shall, on or before the 31st day of July, 1906, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS,  
District Judge.

This 9th day of July, 1906.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Estate in Ceylon of the late Rev. Edmund Rigg of No. 1,768. Ingle Neuk, Isle of Wight, England, deceased.

Rev. George Joseph Trimmer of Jaffna..... Petitioner.

THIS matter of the petition of Rev. George Joseph Trimmer of Jaffna, praying for letters of administration to the estate of the above-named deceased Rev. Edmund Rigg for the purpose of transferring and conveying the several lands, houses, and buildings forming the said estate to the Wesleyan Methodist Missionary Trust Association in England, coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 18th day of July, 1906, in the presence of Messrs. Tampoo & Valuppilly, Proctors, on the part of the petitioner; and affidavit of the petitioner, dated the 17th day of July, 1906, having been read: It is declared that the petitioner is attorney of Harold Thornly Rigg, executor in England of the said late Rev. Edmund Rigg, and as such is entitled to have letters of administration to the estate in Ceylon of the said late Rev. Edmund Rigg issued to him, unless any person shall, on or before the 13th day of August, 1906, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS,  
District Judge.

This 18th day of July, 1906.

In the District Court of Trincomalee.

*Order Nisi declaring Will proved, &c.*

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Letchimipillai, daughter of Murukappiar, deceased, of Division No. 3, Trincomalee.

THIS matter coming on for disposal before R. N. Thaine, Esq., District Judge, Trincomalee, on the 30th day of June, 1906, in the presence of Mr. S. Viswalingam, Proctor, on the part of the petitioner; and the affidavit of the petitioner and the notary and theattesting witnesses to the will, dated 7th June, 1906, having been read:

It is ordered that the will of Letchimipillai, daughter of Murugappiar, deceased, dated the 6th day of April, 1906, be and the same is hereby declared proved, unless any person shall, on or before the 6th day of August, 1906, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Arumugan Saparatnam is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless any person shall, on or before the 6th day of August, 1906, show sufficient cause to the satisfaction of this court to the contrary.

R. N. THAINE,  
District Judge.

The 9th day of July, 1906.

In the District Court of Puttalam.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Meera Lebbe Peer Mohamadu, late of Puludiwayal, deceased.

Sego Ibrahim Mohiedin Ibrahim of Puludiwayal..... Petitioner.

Vs.

(1) Mimum Ibrahim Natchia, widow of the above-named deceased, (2) Kuppe Umma, wife of Masthan Saibo, and (3) Seyado Ahamado Naina Tamby Mudali as guardian *ad litem* over the minors (1) Pitche Umma, (2) Mohamado Casim, (3) Suleka Natchia, (4) Pathu Muthu, and (5) Mohiedin Meera Natchia, some time ago an infant in *ventre sa mere*, all of Puludiwayal.... Respondents.

THE above matter coming on for disposal before H. W. Codrington, Esq., District Judge, on the 17th day of July, 1906, in the presence of Mr. A. E. Strong, Proctor, on the part of the petitioner; and the petition of the petitioner, dated the 17th day of July, 1906, and his affidavit dated the 12th day of July, 1906, having been duly read: It is ordered and declared that the above-named petitioner is entitled to obtain letters of administration to the estate of the above-named deceased, and that the same be issued to him accordingly, unless the respondents or any other person shall, on or before the 20th day of August, 1906, show sufficient cause to the contrary to the satisfaction of this court.

H. W. CODRINGTON,  
District Judge.

The 17th day of July, 1906.

In the District Court of Chilaw.  
*Order Nisi.*  
 Testamentary Jurisdiction. In the Matter of the Estate of the late Warnaculasuria Jusa Fernando of Horagolla, deceased.  
 No. 714. Between  
 Warnaculasuria Migal Fernando of Talwila.....Petitioner.  
 And  
 (1) Ponnampemurage Ablina Sabina Fernando, (2) Warnaculasuria Richard Fernando, (3) Peter Fernando, (4) Pius Fernando, all of Vennappuwa, and (5) Warnaculasuria Marthelis Fernando of Marawila, and (6) Anganpolage Bastian Fernando of Marawila..... Respondents.

THIS matter coming on for disposal before A. de A. Senevirātne, Esq., Additional District Judge of Chilaw, on 10th July, 1906, in the presence of the petitioner; and after reading his affidavit, dated 10th July, 1906: It is ordered that Warnaculasuria Migal Fernando of Talwila be declared entitled to have letters of administration to the estate of the late Warnaculasuria Jusa Fernando of Horagolla, unless the respondents or any other person interested shall show sufficient cause to the contrary on the 14th August, 1906.

R. G. SAUNDERS,  
 District Judge.

Chilaw, July 23, 1906.

### NOTICES OF INSOLVENCY.

In the District Court of Colombo.  
 No. 2,146. In the matter of the insolvency of Matara Hapuhennedige Pieris Silva of No. 92, Fourth Cross street in Pettah, Colombo.

NOTICE is hereby given that the above-named insolvent has been awarded a certificate of the 3rd class, but its issue has been suspended for two years.

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

Colombo, July 23, 1906.

In the District Court of Colombo.  
 No. 2,183. In the matter of the insolvency of Kana Gopalu of No. 68, Norris road, Pettah, Colombo.

NOTICE is hereby given that the 2nd sittings in the above matter has been re-fixed for the 30th day of August, 1906.

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

Colombo, July 19, 1906.

In the District Court of Colombo.  
 No. 2,240. In the matter of the insolvency of Bahardeen Lye of Dematagoda, Colombo, carrying on business at the Pettah of Colombo under the name, style and firm of Lye Brothers.

WHEREAS Baharadeen Lye has filed a declaration of insolvency, and a petition for the sequestration of the estate of the said Bahardeen Lye has also been filed under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Bahardeen Lye insolvent accordingly, and that two public sittings of the court, to wit, on August

23, 1906, and on September 13, 1906, 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, July 23, 1906.

In the District Court of Kandy.  
 No. 1,530. In the Matter of the insolvency of Wana Ghanapiragasam Fernando of Colombo street, Kandy.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent is fixed for the 23rd August, 1906, for the appointment of an assignee.

By order of court,  
 W. M. DE SILVA,  
 Secretary.

Kandy, July 20, 1906.

In the District Court of Badulla.  
 No. 97. In the matter of the insolvency of Kawanna Meera Saibo of Migahakiula.

NOTICE is hereby given that the second sittings of this court in the above matter has been adjourned for September 29, 1906, on which date the assignee's report will be submitted.

By order of court,  
 THOS. ABEYWARDENE,  
 Secretary.

Badulla, July 21, 1906.

## DRAFT ORDINANCE.

## MINUTE.

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

An Ordinance to provide for Compulsory Vernacular Education in Proclaimed Areas.

Preamble.

WHEREAS it is expedient to provide for compulsory vernacular education in such areas of this colony as shall from time to time be proclaimed hereunder, and to which the provisions of "The Towns Schools Ordinance, 1906," do not apply: 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 Schools Ordinance, 1906."

## PART I.

*Division of Island into Districts and Divisions.*

Power to extend provisions of Ordinance to certain towns.

2 (1) It shall be lawful for the Governor, with the advice of the Executive Council, by Proclamation in the *Government Gazette*, to bring from a time to be named therein the provisions of Parts I., II., III., IV., V., and VII. of this Ordinance, or such of them as shall be specified in such Proclamation, into operation within any district the limits of which shall be set out and defined by such Proclamation, not being a town or village to which the provisions of "The Towns Schools Ordinance, 1906," are applicable, and the Governor, with the advice aforesaid, may from time to time revoke, alter, vary, or amend any such Proclamation.

(2) Every district so brought within the operation of this Ordinance shall be subdivided into divisions in such manner as the Governor, with the advice of the Executive Council, shall appoint. It shall be lawful for the Governor, with the like advice, from time to time to alter and amend such subdivision.

(3) It shall be the duty of the governing body of any district or division brought under the operation of this Ordinance to make provision out of funds vested in them for the establishment and maintenance of one or more schools within the limits of such district or division for the instruction and education of children living within such district or division.

3 It shall be lawful for the Governor, with the advice of the Executive Council, by Proclamation in the *Government Gazette*, to bring from a time to be named therein the provisions of Parts I., V., VI., and VII. of this Ordinance, or such of them as shall be specified in such Proclamation, into operation within any estate or convenient group of estates the limits of which shall be set out and defined by such Proclamation, and the Governor, with the advice aforesaid, may from time to time revoke, alter, vary, or amend any such Proclamation.

Interpretation.

4 In this Ordinance, unless the context otherwise requires—

The word "parent" includes a guardian and any person who has the actual custody of a child;

The term "inspector" shall include any officer employed by the Director of Public Instruction as an inspector or sub-inspector of schools.

Presumption as to occupier of premises in which child resides.

5 The occupier of the premises in which any child usually resides shall be presumed to have the custody of such child until the contrary is proved.

Governor in Executive Council may exempt from Ordinance any part of a division or district.

6 It shall be lawful for the Governor, with the advice of the Executive Council, by Proclamation to be published in the *Government Gazette*, to exempt from the operation of this Ordinance any district or division or part thereof, or any estate or group of estates, which shall have been brought within the operation of this Ordinance under sections 2 and 3.

On such Proclamation being issued the said district or division or part thereof, or estate or group of estates, shall cease to be liable to the provisions of this Ordinance.

## PART II.

*Appointment of Committees.*

Committees to be appointed to districts and divisions.

7 (1) For every district under this Ordinance there shall be a governing body, to be called District Schools Committee, constituted as follows :

The chairman : the government agent of the province, or in his absence the assistant government agent of the province ;

One of the chief headmen of the district ;

One representative chosen by the managers of aided schools in the district ;

One officer of the Department of Public Instruction ;

Two members nominated by the Governor.

(2) For each division there shall be a governing body, to be called " Divisional Schools Committee," constituted as follows :

The chairman : the chief headman of the division ;

One representative of each village committee in the division ;

Two or more members nominated by the government agent of the province.

Meetings of committees.

8 (1) The representatives of the village committees shall be elected by the inhabitants of the division at a meeting to be held for that purpose by the government agent at such place as he may deem desirable.

(2) The government agent shall, one month at least before the day of holding any such meeting, cause notices to be published throughout such division in such manner as may appear to him best adapted for giving the greatest publicity thereto, of the day and place appointed for holding such meeting.

Proceedings at meetings.

Qualification of voter.

9 Every meeting so convened shall be held at the time and place appointed, in the presence of the government agent or any other person authorized in writing by him. And at every such meeting every male inhabitant of the division above the age of eighteen years, and who shall not have been convicted within five years before the date of the meeting of theft, fraud, forgery, perjury, or any infamous crime whatsoever, who shall be present thereat, shall be entitled to vote.

Qualification of committeemen.

10 No person shall be qualified to be elected or nominated as a member either of a district schools committee or of a divisional schools committee who shall not be upwards of twenty-five years of age, or who shall not be possessed of real property in his own right or in that of his wife worth more than two hundred rupees, or who shall have been convicted of theft, fraud, forgery, perjury, or of any infamous crime.

Term of office.

11 Every committee held under this Ordinance shall hold office for a period of five years, and at the expiration of such period of five years the members of such committee shall go out of office and be succeeded by a fresh committee similarly constituted : Provided that any outgoing committeemen shall be re-eligible for appointment, nomination, or re-election in the fresh committee.

12 (1) The first committees constituted under this Ordinance shall go out of office on the last day of March of the fifth year of their having been so constituted, and the committeemen to be appointed, nominated, or elected, as the case may be, for every subsequent period of five years shall commence to hold office on the first of April of the first year of the period for which such subsequent committee is constituted.

(2) Where committeemen require to be elected their election shall be held on a date to be fixed by the chairman within

three months prior to the first of April of the first year of the period for which such committee is constituted, and such election shall proceed in such manner and be subject so far as the same are applicable to the provisions hereinbefore enacted for the election of committeemen.

When  
Governor  
may appoint  
a fresh  
committee.

13 Should the term of office of any district schools committee or divisional schools committee be allowed to expire before the appointment of a fresh committee, it shall nevertheless be lawful for the Governor to appoint a fresh committee for the five years next succeeding, which five years shall be reckoned from the date on which the period for which the previous committee had been appointed expires.

### PART III.

#### *Appointment of Schools.*

Schools to be  
appointed.

14 There shall be provided for every such district and division a sufficient amount of accommodation in elementary schools available for all the children resident in such district or division for whose education efficient and suitable provision is not otherwise made, and where there is an insufficient amount of such accommodation the deficiency shall be supplied in manner provided by this Ordinance.

Director of  
Public  
Instruction to  
supply  
deficiency.

15 Whenever the Director of Public Instruction is satisfied and has given notice in the *Government Gazette* that there is an insufficient amount of accommodation in any school or schools in any such district or division, the district schools committee or the divisional schools committee, as the case may be, shall supply such deficiency, and in case of default by the district schools committee or divisional schools committee the Director of Public Instruction shall supply such deficiency.

Returns to be  
made.

16 For the purpose of determining with respect to every such district or division the amount of elementary school accommodation, if any, required for such district or division, the Director of Public Instruction shall immediately after the passing of this Ordinance cause such returns to be made as are set out in the schedule hereto, and on receiving those returns, and after such inquiry, if any, as he may think necessary, shall consider whether any, and what, elementary school accommodation is required for such district or division, and in so doing he shall take into consideration every school, whether elementary or not, and whether actually situated in the district or division or not, which in his opinion gives, or will when completed give, efficient elementary education to, and is or will when completed be suitable for, the children of such district or division.

District  
committees and  
divisional  
committees may  
provide schools.

17 Every district schools committee and divisional schools committee for the purpose of providing sufficient school accommodation for a district or division, whether in obedience to any requisition or not, may provide, by building or otherwise, school-houses properly fitted up, and improve, enlarge, and fit up any school-house provided by them, and supply school apparatus and everything necessary for the efficiency of schools provided by them, and purchase and take on lease any land or any right over land, or exercise any such powers.

Lands may be  
acquired by  
Government.

18 All lands required to be purchased by any district schools committee or by any divisional schools committee shall be acquired by the Government of this colony under the provisions of the Land Acquisition Ordinance for the time being in force, and after such land has been so acquired Government shall hand the same over to the district schools committee or divisional schools committee requiring the same.

### PART IV.

#### *Funds.*

Fund to be  
established by  
appropriation  
of two-thirds  
of road tax.

19 For the purpose of forming a fund for the erection, establishment, upkeep, and maintenance of schools under this Ordinance it shall be lawful for the government agent of each province to hand over to the district schools committees and divisional schools committees such portion of the road tax



as is contributed in money, and not in labour, as the Governor, with the advice of the Executive Council, shall annually determine, anything in any law or Ordinance to the contrary notwithstanding: Provided that in no case shall more than two-thirds of the nett proceeds of the road tax contributed in money from any province in any year be handed over to the district schools committees or divisional schools committees of such province under the provisions of this enactment in such year, and it shall be the duty of the government agent of each province to distribute such moneys as equitably as may be in the maintenance of the schools of the district or division within which such road tax was collected.

By poll tax.

20 Every male adult between the ages of eighteen and sixty years of age residing within the limits of any district or division proclaimed under the provisions of section 2 of this Ordinance shall be liable to pay a poll tax of one rupee per annum, which shall be collected by the district schools committees and divisional schools committees of each province, and the fund so raised shall be applied to the construction, extension, and repairs of schools within such province as the Governor, with the advice of the Executive Council, shall annually appoint.

#### PART V.

##### *By-Laws.*

Power to make by-laws.

21 (1) The Governor, with the advice of the Executive Council, may from time to time make, and when made may revoke, amend, alter, or vary such by-laws as may seem necessary or expedient for the purpose of carrying out the provisions of this Ordinance, and may impose penalties for the contravention thereof not exceeding a fine of twenty rupees, and an additional fine not exceeding ten rupees per day in case of a continuing offence.

(2) All by-laws shall be published in the *Government Gazette* in the English, Sinhalese, and Tamil languages, respectively, and from the date of such publication shall have the same force as if they had been enacted by this Ordinance.

(3) All such by-laws shall be laid before the Legislative Council if in session within one month of such publication, and if not in session within one month of the commencement of the session next ensuing, and in either case they shall be on the table during four sittings at least of the Council, and any by-law which has been disapproved by resolution of the Council shall cease to have any force or effect.

Purposes for which by-laws may be made.

22 (1) The by-laws made under the last preceding section may apply to both boys and girls, or to boys only or to girls only, and may provide among other things for—

- (a) Specifying the limits of any area within the jurisdiction of the local authority within which efficient provision has been made for education either by a school established under this Ordinance or by any existing school or schools registered by the Director of Public Instruction as a Government school or schools, or as a school or schools receiving a grant in aid from Government. Such by-laws shall name the schools by which efficient provision is made as aforesaid for education.
- (b) Requiring the parent of any child between the ages of six years and twelve years old, or in the case of Mohammedan and Tamil girls between the ages of six and ten, residing within such area, to cause such child to attend one of such schools, unless he has made other adequate and suitable provision for the education of such child. A parent shall be deemed to have made adequate and suitable provision for the education of his child if he proves that his child is in regular attendance at a school registered by the Director of Public Instruction for the receipt of a grant in aid, or at a school with regard to which an application for a grant in aid is under consideration,

or at a school certified by the Director of Public Instruction to provide adequate and suitable instruction, or if he proves that he has made such other provision for his child's education as the Director of Public Instruction shall certify to be adequate and suitable, or if he produces a certificate from the Director of Public Instruction recommending that the child shall be exempted from compulsory attendance, provided that no parent shall be convicted for not causing his child to attend such school if he proves to the satisfaction of the magistrate that he has reasonable excuse for not causing such child to attend. A parent shall be deemed to have a reasonable excuse for not causing his child to attend school if he proves that the child is prevented from attending by sickness or other unavoidable cause.

- (c) Determining the penalty to be attached for the breach of any by-law.
- (d) Determining the days on which and the hours during which children shall attend such school.
- (e) Prescribing, on the recommendation of the Director of Public Instruction, the course of instruction to be given in schools.
- (f) For every other purpose which may be deemed necessary for carrying out the provisions of this Ordinance.

Provided that nothing herein contained shall in any way restrict, or be construed to restrict, the generality of the power conferred by the last preceding section, but such powers shall extend to all matters, whether similar or not to those in this section mentioned, as to which it may be expedient to make by-laws for the better carrying into effect the objects of this Ordinance.

Religious instruction.

23 No school in which religious instruction is given shall be named in any by-law made under sub-section (a) of section 22 as a school in which efficient provision is made for education, unless the local authority is satisfied—

- (a) That religious instruction is given only during the times specified in the school time table ;
- (b) That religious instruction is not given to pupils of other denominations than that to which the school belongs, if the parents object ;
- (c) That pupils who do not attend religious instruction are employed in other studies during the hours allotted to religious instruction ;
- (d) That such pupils, if their parents object to their being present in the room where religious instruction is given, are either allowed to study in some other part of the school premises during the hours when such instruction is given or their presence in the school during such hours is excused ; and
- (e) That a copy of this section in the English, Sinhalese, and Tamil languages is conspicuously posted up in the school.

#### PART VI.

##### *Estate Schools.*

Returns to be furnished by estate superintendents.

24 Whenever any estate, plantation, or land on which immigrant labourers are employed falls within any district or division proclaimed under section 5 of this Ordinance, it shall be the duty of the superintendent or person for the time being in charge of such estate, plantation, or land to insert in the quarterly returns furnished to Government by such superintendent under the provisions of Ordinance No. 13 of 1889 the following particulars :

- (a) The number of boys and girls of school-going age on the estate.
- (b) The number of boys and girls attending school.
- (c) The number of days on which school has been held.
- (d) The daily average attendance.
- (e) The description of the building in which instruction is imparted.

Superintendents  
to provide  
schoolroom.

25 (1) It shall be the duty of the superintendent of such estate, plantation, or land to provide a convenient room in a set of lines, or in a store or other building on the estate, which shall be used as a school for the boys and girls of school-going age on the estate, and that such boys and girls duly attend such school.

(2) It shall be the duty of every such superintendent to keep a register containing the names and ages of all boys and girls of school-going age on the estate. Every such register shall be corrected or renewed on or before the tenth day of each month, and such superintendent shall give facilities to the inspector who shall be sent to such estate school, as is herein provided, to inspect such register and the children whose names appear in it, and upon every such inspection such inspector may require the superintendent to produce such register and children before him for inspection. Provided that every such superintendent shall be entitled to three days' clear notice in writing of any intended inspection of an estate school from such inspector before such inspection shall be held.

Inspectors to  
inspect schools.

26 The Director of Public Instruction shall from time to time send an inspector to inspect estate schools and the children of school-going age on such estates, and on every such inspection it shall be lawful for such inspector to give a certificate of exemption to any boys or girls who have learnt enough to pass the fourth standard in reading, writing, and arithmetic.

Estates may be  
grouped  
together for  
the purpose of  
providing  
schools.

27 It shall be lawful for the Governor, with the advice of the Executive Council, from time to time as occasion may require, to group together any estates within any district or division proclaimed under this Ordinance for the purpose of providing for the construction and maintenance of a school and for the education of the children of the coolies employed on such group of estates.

Director of  
Public  
Instruction may  
erect  
schoolroom and  
charge cost to  
estate.

28 Whenever any estate or group of estates has failed to make suitable provision for the establishment and maintenance of a school and for the education of the children of the coolies employed on such estate or group of estates to the satisfaction of the Director of Public Instruction, it shall be lawful for the Director of Public Instruction to issue a notice to the superintendent of such estate, or the superintendents of such group of estates, as the case may be, calling upon him or them to provide better and more suitable accommodation for the schoolroom, or better and more efficient education for the children, or both; and if upon the expiration of six months after such notice has been given the Director of Public Instruction is not satisfied that suitable provision has been made as aforesaid, it shall be lawful for the Government to authorize any person or persons to enter upon any such estate and erect a suitable schoolroom thereon for the use of the children of the coolies employed on such estate or group of estates and to provide suitable instruction for such children. And the cost of constructing and maintaining such school and for providing for the instruction of such children thereat shall form a first charge upon such estate, or on the estates forming such group of estates as aforesaid, and such first charge shall take precedence over all other mortgages and encumbrances whatsoever.

## PART VII.

### General.

Penalties.

29 Any superintendent who refuses to give an inspector every facility for inspecting the register to be kept by such superintendent and the children whose names are entered therein, or wilfully obstructs any inspector in the discharge of his duties, shall be guilty of an offence, and shall be liable on conviction thereof to be punished with imprisonment of either description for a term which may extend to six months, or with fine which may extend to one hundred rupees, or with both.

How prosecutions are to be instituted.

30 (1) Every prosecution in respect of an offence under this Ordinance may be instituted by a written report made by an inspector and certified by the chairman of the district school committee that such offence has been committed, being presented to a police magistrate.

(2) All fines imposed under this Ordinance in respect of any district or divisional school shall be paid into the funds of the district or division within which such school is situated, and in respect of any estate school shall be paid into the Treasury.

Offences to be tried by police courts.

31 Any offence or breach of by-laws under this Ordinance may be inquired into, tried, and determined by any police court within the district in which such offence or breach was committed wholly or in part, and such court shall have jurisdiction to award the maximum punishment prescribed therefor, anything in the Criminal Procedure Code to the contrary notwithstanding.

Procedure.

32 With regard to proceedings before a magistrate under this Ordinance or under any by-laws thereunder, the following provisions shall have effect :

- (1) Any magistrate may require by summons any parent of a child required by by-law to attend school to produce the child before him, and any person failing without reasonable excuse, proof whereof shall lie on the parent, to comply with such summons shall be liable to a penalty not exceeding twenty rupees.
- (2) When a child is apparently of the age alleged for the purpose of the proceeding, it shall lie on the defendant to prove that the child is not of that age.
- (3) A certificate purporting to be under the hand of the Director of Public Instruction stating that a child has reached a particular standard of education, or is or is not under adequate and suitable instruction, or stating that any school does or does not provide adequate and suitable instruction, shall be evidence of the facts stated in such certificate.

SCHEDULE.

FORM A.—Return of Schools in the District of \_\_\_\_\_.

1	2	3	4	5
Name of District.	No. of Schools in District.	No. of Children of School-going age living within _____ miles of such Schools.	Names of places where Children live at greater distances than _____ miles from any School.	No. of Children of School-going age living within each such place.

Form B.—Return of Schools in the Division of \_\_\_\_\_.

1	2	3	4	5
Name of Division.	No. of Schools in Division.	No. of Children of School-going age living within _____ miles of such Schools.	Names of places where Children live at greater distances than _____ miles from any School.	No. of Children of School-going age living within each such place.

Form C.—Accommodation for Children in the School  
at \_\_\_\_\_ in the District of \_\_\_\_\_.  
This School will accommodate \_\_\_\_\_ Scholars.

Form D.—Accommodation for Children in the School  
at \_\_\_\_\_ in the Division of \_\_\_\_\_.  
This School will accommodate \_\_\_\_\_ Scholars.

By His Excellency's command,

H. L. CRAWFORD,  
Acting Colonial Secretary.

Colonial Secretary's Office,  
Colombo, July 20, 1906.

*Statement of Objects and Reasons.*

THE object of this Ordinance is to make the education of children compulsory throughout the Island in places other than towns, provision on this behalf having already been made for towns by Ordinance No. 5 of 1906.

The Ordinance has been divided into seven parts.

Part I. divides the Island into districts and divisions and into estates or groups of estates.

Section 2 applies Parts I., II., III., IV., V., and VII. to districts and divisions;  
Section 3 applies Parts I., V., VI., and VII. to estates and groups of estates; and  
Section 6 contains a power in the Governor in Executive Council to exempt from the operation of the Ordinance any district or division or estate or group of estates.

Part II. provides for the appointment of Committees as governing bodies over district schools and divisional schools, and provisions adapted from Ordinance No. 24 of 1889 have been inserted for the guidance and election of Committees.

Part III. provides for the appointment and maintenance of schools in districts and divisions, and empowers the Director of Public Instruction to cause returns of school accommodation to be furnished, and gives power for the acquisition of lands.

Part IV. provides for funds being supplied for the establishment and maintenance of schools. A portion of the road tax is to be applied to this purpose, and an annual poll tax of Re. 1 is to be imposed on the adult male population.

Part V. provides for the making of by-laws, and the powers and the provisions in this behalf have been adapted from Ordinance No. 5 of 1906 with scarcely any change.

Part VI. provides for the establishment and maintenance of schools on estates or groups of estates

Section 24 requires superintendent to furnish returns.  
Section 25 requires him to provide a schoolroom.  
Section 26 authorizes the inspection of estate schools.  
Section 28 empowers the Director of Public Instruction to erect schools at cost of proprietors of estates if adequate schoolroom is not provided.

Part VII. is general, and makes provision in respect of penalties, offences, prosecutions, and procedure.

Colombo, July 9, 1906.

J. H. TEMPLER,  
Acting Attorney-General.

## NOTICES OF FISCALS' SALES.

## Western Province.

In the Court of Requests of Colombo.

Pakkeer Bano of Churchyard lane, Slave Island, Colombo ..... Plaintiff.

No. 1,747. Vs.

Seyadu Mohammodu Zacharia Mowlana and his wife Haniffa Umma, both of Belmont street, Colombo ..... Defendants.

NOTICE is hereby given that on Tuesday, August 21, 1906, at 4 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, for the recovery of the sum of Rs. 150 with legal interest thereon from July 6, 1906, till payment in full and costs of this action taxed Rs. 25.75, both aggregating to Rs. 175.75, viz. :—

All that house and premises bearing assessment No. 25, situated at Kew lane, Slave Island, Colombo; bounded on the north by a portion of the same land belonging to Ana Meedin Pulle, on the east by a portion of the same land belonging to Ahamado Lebbe Sinna Marikar, on the south by a portion of the same land belonging to Sinne Marikar Habibu Umma, and on the west by a passage seven feet wide; containing in extent 5 perches and 68/100 of a perch more or less.

Fiscal's Office, E. ONDATJE,  
Colombo, July 25, 1906. Deputy Fiscal.

In the Court of Requests of Colombo.

Ossen Saibo Isie Lebbe Marikar of Karagampitiya ..... Plaintiff.

No. 32,354. Vs.

1, Johana Abeysekera; and 2, D. C. Abeysekera, wife and husband, both of Panadure ..... Defendants.

NOTICE is hereby given that on Friday, August 24, 1906, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, for the recovery of the balance sum of Rs. 20, viz. :—

All that house and premises bearing assessment Nos. 62 and 62A, situated at Wellawatta within the gravets of Colombo; and bounded on the north by the land formerly belonging to B. H. Botejoe, Police Vidane, and now of the Temple, east by the lot bearing No. 62B, south by the land belonging to L. J. P. S. Lamatena and others, and on the west by the high road; containing in extent 1 acre 1 rood and 38 perches more or less.

Fiscal's Office, E. ONDATJE,  
Colombo, July 25, 1906, Deputy Fiscal.

In the Court of Requests of Colombo.

Arthur Francis Raymond, of Raymond House, Kanatta ..... Plaintiff.

No. 33,805. Vs.

J. R. Ingram of Hospital street, Fort, Colombo ..... Defendant.

NOTICE is hereby given that on Monday, August 20, 1906, at 1 o'clock in the afternoon, will be sold by public auction at Nos. 17 and 18, Hospital street, Fort, Colombo, the following property, for the re-

covery of the sum of Rs. 41.81 with legal interest thereon from January 10, 1906, till payment in full, and costs Rs. 20.25, viz. :—

One billiard table, 10 cues, 1 marking board, 1 large jakwood bench, 12 gas lamps, 11 jakwood dining tables, 50 jakwood chairs, 1 glass almirah, 2 jakwood writing tables, 1 jakwood table with pigeon holes, 3 jakwood almirahs, 1 nedun almirah, 1 musical box with stand, 1 lot crockery, 1 lot cutlery, 1 ice box, 8 jakwood easy chairs, 1 table with copying press, 2 meat safes, 1 lot coir matting, 2 clocks, and 1 lot remaining sundry articles.

Fiscal's Office, E. ONDATJE,  
Colombo, July 25, 1906. Deputy Fiscal.

In the District Court of Colombo.

1, S. Tampipillay, and 2, S. Vyramuttu, both of Colombo, carrying on business under the name, style, and firm of S. Tampipillay & Brother ..... Plaintiffs.

No. 18,974 C. Vs.

1, S. Naina Marikar; 2, S. D. Abdul Rahman; and 3, C. L. Abdul Raheem, all of Old Moor street, Colombo, individually and as executors of the last will and testament of S. L. Samsy Lebbe, deceased ..... Defendants.

NOTICE is hereby given that on Thursday, August 23, 1906, at 4 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said first and second defendants in the following property, for the recovery of the sum of Rs. 1,799.21, with interest on Rs. 1,795.46 from September 29, 1903, at 9 per cent. per annum till payment in full, and costs, viz. :—

All that house and ground bearing assessment No. 119, situated at Old Moor street, Colombo; bounded on the north by Old Moor street, on the east by the property belonging to Oduma Lebbe Marikar, on the south by Dam street, and on the west by the property of Ahamado Lebbe Marikar; containing in extent about 1 rood more or less.

Fiscal's Office, E. ONDATJE,  
Colombo, July 25, 1906. Deputy Fiscal.

In the District Court of Colombo.

M. S. P. Meyappa Chetty of Sea street, Colombo ..... Plaintiff.

No. 19,524. Vs.

B. R. Fernando of Wellawatta, Colombo ..... Defendant.

NOTICE is hereby given that on Monday, August 27, 1906, 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. 1,351.25, with interest thereon at 9 per cent. per annum from December 20, 1903, till payment in full, viz. :—

An allotment of land called Kongahawatta bearing No. 246A and appearing in the registered plan No. 2, together with the buildings and erections standing thereon, situated at Wellawatta in the Palle pattu of Salpiti korale; and bounded on the north by lot

No. 245, on the south by lot No. 246, on the east by lot No. 246, and on the west by the high road; containing in extent 16 perches according to the title plan dated March 25, 1891, and authenticated by Major Francis J. Day, Acting Surveyor-General.

Fiscal's Office,  
Colombo, July 25, 1906.

E. ONDATJE,  
Deputy Fiscal.

In the District Court of Colombo.

(1) Ponnamparumā Arachchige Dona Yaso Perera *alias* Marthina Perera of Yanthapaluwa in the District Court of Kurunegala, administratrix of the estate of Hettige Don Lorenzo Appuhamy, deceased, (2) Hettige Don Apolino Samanayaka of ditto..... Plaintiffs.

No. 19,848. Vs.

Amaratunga Arachchige Joronis Perera Appuhamy of Kandana in the Ragampattu of Alutkuru korale..... Defendant.

NOTICE is hereby given that on Friday, August 31, 1906, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 751-25, with interest on Rs. 500 at 9 per cent. per annum from April 10, 1904, till payment in full, and balance costs Rs. 283-98, viz.:—

At 11 A.M.

2. The land called Kadurugahawatta *alias* Uswatta, situate at Welisara as aforesaid; bounded on the north by the property of Konganigey Alberto Fernando, on the east by the property of Velgamage Juse Appu and others, on the south by a dewata road, and on the west by the property of Hettige Don Gabriel Appuhamy; containing in extent 2 roods more or less, together with the buildings standing thereon.

At 11.30 A.M.

3. The land called Siyabalagahawatta, situate at Welisara as aforesaid; bounded on the north by the property of Alberto Fernando and others, on the east by the properties of Hettige Don Roberto Appuhamy and others, on the south by a dewata road, and on the west by the property of Migel Appu; containing in extent 2 roods more or less, together with the buildings standing thereon.

At 12.15 P.M.

4. The land called Madatiyagahawatta *alias* Kongahawatta, situate at Welisara as aforesaid; bounded on the north by the property of Hettige Don Roberto Appuhamy, on the east by the high road, on the south by the property of Andrew Fernando and others, and on the west by the property of Jusey Fernando and others; containing in extent about 2 roods.

At 1 P.M.

5. The land called Andrathuduwa, situate at Nagoda as aforesaid; bounded on the north by the property of Don Pelis Samaranyaka, on the east by the property belonging to the said Don Pelis Samaranyaka and to the church, on the south by the property belonging to the church and by a field, and on the west by a field belonging to the heirs of Bastian Silva, deceased; containing in extent about 6 acres, out of which an undivided  $\frac{3}{4}$  share.

Fiscal's Office,  
Colombo, July 25, 1906.

E. ONDATJE,  
Deputy Fiscal.

In the District Court of Colombo.

S. S. Sinnan Chetty of Sea street,  
Colombo ..... Plaintiff.  
No. 21,977. Vs.

S. L. M. A. Raheem of Main street,  
Pettah, Colombo..... Defendant.

NOTICE is hereby given that on Friday, August 24, 1906, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following properties, for the recovery of the sum of Rs. 6,657-50, with interest at 9 per cent. per annum on Rs. 950 from May 9, 1905, on Rs. 950 from May 16, 1905, on Rs. 950 from May 23, 1905, on Rs. 950 from June 4, 1905, on Rs. 950 from June 4, 1905, and on Rs. 1,900 from June 23, 1905, till payment in full, viz.:—

At 11 A.M.

1. All that allotment of land, with the buildings standing thereon called "Stella Cottage," situate at Wellewatta within the Municipality of Colombo, Western Province; bounded on the north by the property belonging to the estate of Sembuge Joseph Fonseka and his wife, deceased, on the south by the other allotment of this land belonging to Arthur Joshua Fernando, on the east by a road or reservation for a road, and on the west by the seashore; containing in extent up to the railway fence 1 rood  $3\frac{1}{2}$  square perches and marked D in the figure of survey thereof, bearing date July 2, 1883, made by Juan de Silva, Surveyor, and annexed to the deed No. 997, bearing date the tenth day of August, 1883, attested by Edward Hussey Prins of Colombo, Notary Public.

At 11.30 A.M.

2. All that part of the garden called Juaniawatta, with the buildings standing thereon called "Hengelo," now called "Royton," situate at Bambalapitiya or Wellewatta within the Municipality of Colombo aforesaid; bounded on the north by the part marked No. 24, on the east by a small road, on the south by the other allotment bequeathed to Sembugey Dona Madelina Fonseka, and on the west by the seashore and railway line; containing in extent 3 roods  $34\frac{85}{100}$  perches (save and except a portion in extent 14 perches taken for railway purposes.)

At 12 noon.

3. All that portion or allotment of land marked No. 18 of the garden called Juaniawatta, with the buildings standing thereon, situate at Wellewatta aforesaid; bounded on the north by the other part or allotment No. 21, on the east by the road leading from Galle to Colombo, on the south by the other part or allotment No. 17, bequeathed by the will of Sembugey Don Joseph Fonseka and his wife Adambaragey Johanna Alwis to Dona Isabella Fonseka, and on the west by a small road; containing in extent 1 acre  $3\frac{3}{5}$  square perches according to the figure of survey thereof numbered 55, bearing date February 12, 1825, authenticated by Gaulterno Schneiders, Land Surveyor-General, but containing in extent 1 acre  $23\frac{16}{100}$  square perches according to the figure of survey thereof numbered 244, bearing date November 25, 1873, made by Jonathan A. Gauder.

At 12.30 P.M.

4. All that eastern portion of the land called Juaniawatta, with the buildings thereon called "Lilian," situate at Wellewatta aforesaid; bounded on the north by the property of John de Fransz and called "The Retreat," on the east by the high road, on the south by the property of Sembugey Joseph Fonseka now belonging to Miss Schokman and Mrs. Toussaint, and on the west by the other part of this garden sold to Malwattegey Lewis Peeris; containing in extent 1 rood and  $46\frac{1}{100}$  square perches.

At 1 P.M.

5. All that and those the two portions of the garden called Juaniawatta, with the buildings thereon, situate at Bambalapitiya within the Municipality of Colombo aforesaid, adjoining each other and now forming one property, to wit:—

(a) All that portion of the garden called Juaniawatta; bounded on the north by the property of S. J. de Heer, on the east by the property of Mr. Toussaint, on the south by the garden of Sembugey Joseph Fonseka, and on the west by the property belonging to Agnes Louisa Gratien; containing in extent 1 rood and 5 perches.

(b) All that portion of the garden Juaniawatta, shaded pink in the plan thereof; bounded on the north by the property of John de Fransz now called "The Retreat," on the east by the other portion belonging to S. de Heer, on the south by the property of Sembugey Fonseka now of Miss Schokman, and on the west by the other part of this garden now belonging to Miss Schokman; containing in extent 1 rood 2 40/100 square perches.

At 2.30 P.M.

6. All that house and ground bearing assessment No. 63, situate to the west of the Second Cross street, Pettah, within the Municipality of Colombo; bound on the north by the house of Constantino, a silversmith (presently belonging to Unus Lebbe), on the east by the outer verandah and the Second Cross street 35 feet wide, and on the south and west by the property of Mr. Huybertsz, deceased (presently by house No. 62, belonging to Aavoo Lebbe); containing in extent 6 84/100 square perches.

Fiscal's Office, E. ONDATJE,  
Colombo, July 25, 1906. Deputy Fiscal.

In the District Court of Colombo.

Rajapassepathirannehelege Diyonis  
Appu of Waturagama in the Meda  
pattu of Siyane korale ..... Plaintiff.  
No. 22,062. Vs.

Kankaniachchi Kankanamalage Appu  
Singho of Waturagama in the Meda  
pattu of Siyane korale ..... Defendant.

NOTICE is hereby given that on Wednesday, August 29, 1906, will be sold by public auction at the respective premises the following property, ordered to be sold by the order of court dated April 11, 1906, for the recovery of the sum of Rs. 650 with interest thereon at 9 per cent. per annum from July 21, 1905, till payment in full and costs of suit, Rs. 117.50, viz:—

At 1 P.M.

1. All that field called Kekunagahakumbura with the appurtenances thereof, situated at Waturagama in the Meda pattu of Siyane korale; and bounded on the east by the liminary dam of the field called Goroggahakumbura belonging to Kankaniatchi Kankanamalage Singappu, on the west by the liminary dam of the field belonging to Kankaniatchi Kankanamalage Smael Hamy, on the north by the watercourse Depawa, and on the south by a high land; containing in extent about six parras of paddy sowing.

At 1.30 P.M.

2. All that portion of the land called Millegahawatta, together with all appurtenances thereof, situated at Waturagama aforesaid; and bounded on the north by a field ground, on the east by the land belonging to Don Simon, late Police Vidane and others, on the south by the limit of a portion of the same land allotted to Kankaniatchi Kankanamalage Siadoris Appu, and on the west by the land belonging to Kankaniachchi Kankanamalage Don Yahanis, Police Vidane; containing in extent about 4 acres more or less.

Fiscal's Office, E. ONDATE,  
Colombo, July 25, 1906. Deputy Fiscal.

In the District Court of Colombo.

Ana Veeyana Rana Ana Adaicappa Chetty  
of Sea street, Colombo ..... Plaintiff.  
No. 23,342. Vs.

Emmanuel Laity Ramanaden of New  
Chetty street, Colombo ..... Defendant.

NOTICE is hereby given that on Wednesday, August 22, 1906, 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 for the recovery of the sum of Rs. 5,090.38, with interest on Rs. 5,000 at 7 per cent. per annum from May 1 to 22, 1906, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full and costs of suit on the footing of the bond No. 3,768 of January 29, 1906, viz:—

All that house and ground bearing assessment No. 30 situated and lying at New Chetty street, within the Municipality of Colombo, Western Province; and bounded on the north by the house of Pedro Rodrigo Monearam Perumal, now said to be the property of Abraham Casie Chetty, on the east by the New Chetty street, on the south by the house of Casie Chetty now said to be the property of Anthony Rodrigo Babapulle, and on the west by the garden of Christobu Pulle and of Christian Rodrigo, now said to be the property of Mr. W. W. Beling; containing in extent 1 rood and 34/100 of a square perch together with all rights, easements, and appurtenances thereto belonging or in any wise appertaining or used, enjoyed therewith and all the estate, right, title, property, interest, claim, and demand whatsoever of the defendant in, to, out of, or upon the said premises.

Fiscal's Office, E. ONDATJE,  
Colombo, July 25, 1906. Deputy Fiscal.

In the District Court of Negombô.

Sawanna Thana Seena Wana Weerappa  
Chetty of Negombô ..... Plaintiff.  
No. 5,228. Vs.

(1) Galkettidewage Sinna Fernando and wife, (2) Neletti Welbina Silva, (3) Henabandi William Silva, all of Mukulangomuwa, (4) Hamuddara Abraham de Silva Gunasekera of Liyanegemulla, (5) Delat Lewis Silva of Mukulangomuwa ..... Defendants.

NOTICE is hereby given that on August 21, 1906, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said 1st defendant in the following property, viz:—

1. The land called Talagahakumburakamata and the buildings standing thereon situate at Raddolowa in Ragampattu of Alutkuru korale; and bounded on the north by the high road leading to and from Seeduwa to Henaratgoda, on the east by the lands belonging to Baddaliyanage Abilino Perera and Kiripitige Siyadoris Rowel, on the south by the lands belonging to the heirs of the late Domingo Fernando and others, and on the west by the land belonging to Kiripitige Romel Fernando and Geekiyanaage Manuel Fernando; containing in extent 2 roods more or less.

2. The land called Kahatagahawatta alias Delgahawatta and the tiled house standing thereon situate at ditto; and bounded on the north by the land belonging to Ponnage Elias Fernando Kankanama, on the east by the lands belonging to Ponnage Elias Fernando, on the south by the land belonging to Pattage Telenis Perera Gunasekera, and on the



west by the lands belonging to Ponnage Juse Fernando and others; containing in extent 2 acres more or less.

3. The land called Kongahawatta, situate at ditto; and bounded on the north by the land of K. Davith Fernando and others, on the east by the water course and by the land of P. Elies Fernando, on the south by the land of P. Selestina Fernando, and on the west by the land of P. Juse Fernando; containing in extent 1 acre more or less.

4. The land called Delgahawatta, situate at ditto; and bounded on the north and east by the land of Elias Fernando, on the south by the live fence, and on the west by the ditch and by the cart road; containing in extent 1 rood more or less.

5. An undivided  $\frac{1}{2}$  share of the land called Delgahawatta, situate at ditto; the entire land being bounded on the north by the land of Kiristina Fernando, on the east by the land of Henda Veda, on the south by the land of Thomis Perera and others, and on the west by the agare; containing in extent 3 roods more or less.

6. An undivided  $\frac{1}{2}$  share of the land called Kongahawatta, situate at ditto; the entire land being bounded on the north by the live fence of the land of P. Juse Fernando, on the east by the land of Elias Fernando, on the south by the land of G. Selestina Fernando and others, and on the west by the live fence of the land of G. Peris Fernando and others; containing in extent 1 rood more or less.

7. The portion of land called Delgahawattukotasa, situate at ditto; and bounded on the north, east, and west by the portions of lands belonging to Elias Fernando, and on the south by a portion of this land belonging to Ponnage Maria Fernando; containing in extent 1 rood more or less.

8. An undivided  $\frac{1}{2}$  share of the land called Yonpalayagekumbura, situate at ditto; the entire field being bounded on the north by the boundary ridge of the field called Muttettuwekumbura, on the east by the live fence of the land of K. Abenchi Fernando and others, on the south by the boundary ridge of the field of G. Manuel Fernando and others, and on the west by the Dandugam-oya; containing in extent 6 parrahs of paddy sowing more or less.

Amount to be levied, Rs. 8,440.50 with interest on Rs. 1,000 at 30 per cent. per annum and on Rs. 5,000 at 15 per cent. per annum from August 31, 1903, to February 25, 1904, and thereafter at 9 per cent. per annum till payment in full, less Rs. 4,121.02.

FRED. G. HEPPONSTALL,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Negombo, July 24, 1906.

In the District Court of Negombo.

Savenna Thana Sena Wana Weerappa  
Chetty of Negombo ..... Plaintiff.  
No. 5,907. Vs.

1, Frederick Gabriel Mirando and his  
wife 2, Kaludura Baby Emelin de  
Tabrew Hamine, both of Liyanegemulla ..... Defendants.

NOTICE is hereby given that on August 30, 1906, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the following mortgaged property, viz. :-

1. The undivided 23-35 shares and the tiled house and other buildings thereon of the land called Dawatagahakurunduwa, situate at Liyanegemulla in Dasiya pattu of Alutkuru korals; the said land being bounded on the north by Dawatagahakumbura belonging to the estate of Pehandi Migel Silva, on the east by the land belonging to Hendrick de Silva

Gunasekera Arachchi, on the south by land belonging to the late Mr. J. L. de Zylva, Deputy Fiscal, and on the west by the high road; containing in extent 5 acres more or less.

2. The four contiguous portions Nos. 4, 5, 7, and 8 of the land Dawatagahakurunduwa *alias* Boweli-muhandirangewatta (excluding therefrom a portion of 9 acres and 1 rood on the north), situate at Liyanegemulla in Dasiya pattu of Alutkuru korals; the said four contiguous portions are bounded on the north by the land of Susew de Silva, on the east by the field called Dikwella, on the south by the lands of Migel Silva and others, and on the west by the high road; containing in extent 57 acres 2 roods and 16 perches more or less, and declared liable to be sold in satisfaction of the decree entered in the above case.

Amount to be levied Rs. 761, with interest on Rs. 500 at 24 per cent. per annum from January 23 to April 17, 1905, and thereafter at 9 per cent. per annum till payment.

FRED. G. HEPPONSTALL,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Negombo, July 24, 1906.

#### Northern Province.

In the District Court of Jaffna.

Nadaraser Mootatampi of Nellore ..... Plaintiff.  
No. 4,643. Vs.

(1) Arunasalappattar Kaiyavarnappattar, and (2) Ampalavanappattar Nakalingappattar, both of Vannarponne East ..... Defendants.

NOTICE is hereby given that on Monday, August 20, 1906, at 10 o'clock in the forenoon, will be sold by public auction at the spot the right, title, and interest of the said defendants in the following property, for the recovery of Rs. 1,983.50, with interest Rs. 1,690 at the rate of 12 per cent. per annum from March 21, 1906, until payment in full, and costs of suit being Rs. 126.07, viz. :-

In a piece of land situated at Vannarponne East called Punnantarai, Paraiyariyankadu, Nochipallam, and Paraiyariyankadu; containing or reputed to contain in extent two and three-fourth lachams varaku culture with its appurtenances; bounded or reputed to be bounded on the east by road, north by lane, west by property set apart for the watershed for the use of pilgrims to the Nellore Kantasamy temple, and south by property of Valaimma, widow of Ramaiyah.

V. THAMBIPILLAI,  
Deputy Fiscal.

Fiscal's Office,  
Jaffna, July 18, 1906.

#### Southern Province.

In the District Court of Galle.

Wehellege Don Bastian de Silva Samaranayaka of Talpe ..... Plaintiff.  
No. 7,534. Vs.

Sinna Tamby Chetty Cadirawel Chetty of Galle and another ..... Defendants.

NOTICE is hereby given that on Saturday, August 25, 1906, commencing at 2.30 o'clock in the afternoon, will be sold by public auction at the premises the following mortgaged property, viz. :-

1. The entire soil and trees of Kosgahawela-adderakadurugahairawalla *alias* Puwakgahaowita, in

which cocoanuts have been now planted, of the extent of 8 acres 1 rood and 23.68 perches, situate at Yatagama.

2. The entire soil and trees of Ela-adderawatta alias Watawaladuwa, at ditto.

Writ amount Rs. 2,541.57, with interest on Rs. 1,642.50 at 9 per cent. per annum from November 3, 1902, and poundage.

C. T. LEEMBRUGGEN,  
Deputy Fiscal.

Fiscal's Office,  
Galle, July 25, 1906.

In the District Court of Galle.  
Samitchi de Silva Wirakon of Matara... Plaintiff.  
No. 7,783. Vs.

Edward Danister Perera of Galle,  
now of Colombo ..... Defendant.

NOTICE is hereby given that on Saturday, September 1, 1906, commencing at 2 o'clock in the afternoon, will be sold by public auction at the premises the following property mortgaged as a secondary mortgage, viz. :—

1. All that part of the soil and trees of the garden Eramudugalawatta, in extent 1 rood and 24.46 perches, together with the large stone-built tiled house standing thereon, with the appurtenances thereto, at Galupiyadda, in extent 1 rood and 4 perches.

2. The northern portion of the garden Eramudugahawatta, together with the buildings standing thereon, in extent 1 rood and 26.46 perches, situate at ditto; containing in extent 3 roods and 21 perches.

On Monday, July 23, 1906, at 12 noon, at the spot the right, title, and interest of the said defendant in the following property, viz. :—

3. The field called Ihalanakiyadeniya, in extent 2 acres 3 roods and 13 perches, situate at Udu-malagala.

Writ amount Rs. 6,015.43½, with interest on Rs. 5,768.26 at 9 per cent. per annum from May 12, 1905.

C. T. LEEMBRUGGEN,  
Deputy Fiscal.

Fiscal's Office,  
Galle, July 25, 1906.

#### North-Western Province.

In the District Court of Kurunegala.

Muna Mana Periya Karpen Chetty, by his  
attorney Muna Ramen Chetty of Kurunegala ..... Plaintiff.

No. 2,716. Vs.

(1) Ana Mohammado Cassim, Head Moor-man, Kurunegala; (2) Ena Mana Hamido of Kurunegala, as administrator of the intestate estate of the late Amina Umma of Kurunegala, deceased ..... Defendants.

NOTICE is hereby given that on Friday, August 17, 1906, commencing at 10 o'clock in the morning, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz. :—

1. An undivided 4/32 shares of the land called Wadiawatta of 1 acre 1 rood and 33 perches in extent; bounded on the east by high road leading to Negombo and fence of the garden, south by tiled building of S. Velupulle and fence of the garden of Mr. Karunaratne, west by property of Mrs. Gunawardena and M. E. P. Seneviratne, N. P., and north by footpath alias cart road, with plantations and house standing thereon; situate at Kurunegala.

2. An undivided 4/32 shares of an allotment of land bearing assessment No. 116 of 1 chundu of kurakkan in extent; bounded on the north by garden of Mr. Waas, east by fence of the property of Mr. J. de Silva, south by Negombo road, and west by fence of the property of Mr. G. Schokman, with the plantations and house standing thereon; situate at Kurunegala.

3. An undivided 4/32 shares of the allotment of land bearing assessment No. 97 of 1 rood in extent; bounded on the north by high road, east by land of Mr. David Silva, south by circular lane, west by boutique of Ana Runa Sena Werappa Chetty, with the plantations and building standing thereon; situate on the Bazaar street, Kurunegala.

4. An undivided 4/32 shares of the field called Mahawela, in extent 20 cubic yards in length; and bounded on the east by remaining portion of Mahawela, west by land of Muttusamy, son of Welaiden Pulle, south by a drain, and north by Negombo road; situate in Pallewalpola in Tiragandahe korale.

On Friday, August 17, 1906, at 3 P.M.

5. An undivided 4/32 shares of the 5 allotments of land marked A, B, C, D, and E, the above in extent 16 acres and 1 perch, situate at Millewa, the field called Wewakumbura and Millagahakumbura, and high lands appertaining to them; bounded on the north by land belonging to Muna Chena Mohammadu Abubakkar and land belonging to Paulis Silva, east and south-east by field belonging to Kiribandirala and land belonging to Singappu, and also field and pillewa belonging to Kiribandirala, south by field belonging to Mr. J. D. Daniels and pillewa belonging to Kiribandirala Arachechi, and pillewa of Galkumbura belonging to Mr. J. D. Daniels, west by garden of Kiri-puncha, together with all plantations thereon; situate at Millewa in Mahagalboda Megoda korale.

On Saturday, August 18, 1906, commencing at 1 P.M.

6. An undivided 4/32 shares of land called Hapugahayaya, in extent 46 acres and 1 rood; bounded on the north by Crown forest Alihendawewamukalana, east by land adjoining Deduru-oya, south by Crown land called Kolongahamulahena and Kongahamulahena, land of Ponna and No. 164,344 shown in the survey plan, west by a land left and Bogahamulahena of Kalu and others, together with all plantations thereon; situate at Idangapola in Mahagalboda korale.

7. An undivided 4/32 shares of the lands called Agiliahehena and Kongahamulahena of 25 acres 1 rood and 9 perches; bounded on the north by Crown land, Deduru-oya, and pillewa; east by Deduru-oya, pillewa, and Selohamy's garden; south and south-east by garden of Deetuwa, hena, and high road; west by hena of Kowane Pina, together with all plantations; situate at Idangapola in Mahagalboda korale.

8. An undivided 4/32 shares of 4 allotments of lands called Ihalamulle Nugagahakumbura, Beliwatta, Ihalamulawatta, and Kuripitiyaya, in extent 26 acres 35 perches; bounded on the north by hena of villagers of Kiriwaule, ant-hill, and jungle of Ena Magudu Mohammadu; east by garden of Ena Magudu Mohammado and Deen Tuan; south by garden of Don Peduru Philip; west by garden of Samara, hena of Kiriwaule villagers, and Muwan-kande, together with plantations thereon; situate as aforesaid.

9. An undivided 4/32 shares of the land called Akiriwatta of 4 lahas kurakkan in extent; bounded on the north by paranapara, east by Deduru-oya, south by alut road, and west by garden of Ena Magudu Mohammado, together with plantations thereon; situate at Idangapola in Mahagalboda korale.

10. An undivided 4/32 share of the land called Serugahamulahena of 3 lahas kurakkan in extent;

bounded on the north by chena of Paekir Lobbe and others, east by chena of Magudu Mohammado, south by Palliyagawahena, west by chena of Mr. Fernando; situate at Idangapola in Mahagalboda korale.

On Monday, August 20, 1906, commencing at 1 P.M.

11. An undivided 4/32 shares of the land called Kiriwanewatta of 8 lahas kurakkan in extent; bounded on the north by high road, east by chena of PUNCHAPPU Arachchi, south by chena of PUNCHIRALA, late Korale Arachchi, west by chena of Assena Kader, with plantations thereon; situate at Kadahapola in Dambadeni Udukaha korale east.

12. An undivided 4/32 shares of the land called Gurugodehena of 1 timba kurakkan in extent; bounded on the north by garden of Magudu Mohammado, east by chena of PUNCHAPPU, late Arachchi; south by garden of Mr. J. C. de Silva and Crown land, west by village limit of Horombawa, together with plantations; situate at Kadahapola in Dambadeni Udukaha korale east.

13. An undivided 4/32 shares of the land called Nugawelagawahena or *alias* garden of 3 lahas kurakkan sowing in extent; bounded on the north by chena of PUNCHIRALA, late Korale Arachchi; east by Crown jungle and Umanse's garden; south by high road leading to Madampe; west by high road to Rambawa; situate at Kadahapola in Dambadeni Udukaha korale east.

On Tuesday, August 21, 1906, commencing at 1 P.M.

14. An undivided 4/32 shares of Telembugahamulahena, Kalagahamulahena, Weligurumadehena, Migahamulahena, Akulaketuwala, Bogahamulahena, now called and known as Halpenniye Telambugahamulahenyaya of 31 acres and 25 perches in extent; bounded on the east by chena and of Pannala Mudianse Vidane and field of Upasekarala and village limit of Pannala, south by field of Bandirala Galketigoma Mudalihami and Lami Ettena, PUNCHIHAMI Mudianse Vidane, and village limit of Indamadagama; west by bo-tree on Pinhamy's chena and others; north by the chena land of Pinhamy and others, together with the plantations standing thereon; situate at Hangomuwa in Mahagalboda Egoda korale. Amount to be levied is Rs. 3,587 '60, with interest and poundage.

C. V. REBEIRA,  
Deputy Fiscal.

Fiscal's Office,  
Kurunegala, July 24, 1906.

In the District Court of Kurunegala.

Suna Pana Awenna Vina Vana Ude-  
appa Chetty of Kurunegala.....Plaintiff.  
No. 2,908. Vs.

(1) Wsdressse Walawwe Mutu Menika  
Kumarihamy of Ulpota, (2) Sinha-  
pratapha Wanninayake Mudianse-  
lage Kiri Banda Vel-vidane of Ulpota  
in Hatalispaha Korale East in his  
personal capacity and both defend-  
ants as joint executors of the last will  
and testament of the late Wanninayake  
Mudianselage Dingiri Banda  
Korala of Ulpota .....Defendants.

NOTICE is hereby given that on Friday, August 24, 1906, commencing at 1 o'clock in the afternoon, will be sold by public auction the following property mortgaged by the mortgage bond No. 11,702, dated February 13, 1905, attested by P. K. K. Banda, Notary Public, be and the same is hereby declared specially bound and executable for the said amount,

interest, and costs, on the footing of the said bond, to wit:—

1. An undivided exact half share of Ihalakumbura of 15 lahas paddy sowing extent, situate at Kelagama; and bounded on the east by the limitary ridge of the field of Kapuru Banda and others, south by jungle, west by field fence, north by the field of Rammenika and others and ela.

2. Karandagahakumbura of one pela paddy sowing extent, situate at Hapukumburegama in the aforesaid korale; and bounded on the east by field of Kapuru Banda and others, south by jungle and fence, west by limitary ridge of the field of PUNCHI Banda Arachchila and others, north by ela.

3. An undivided exact half share of Pahaladiulgaha aswedduma kumbura of one amunam paddy sowing extent, situate at Papulawetiya in Hatalispaha Korale West; and bounded on the east by field of Banda Korala and others, south by jungle, west by field of Kapuru Banda and others, north by ela.

On Saturday, August 25, 1906, commencing at 10 A.M.

4. An undivided two-fifth share of half share of Ihalakumbura of one amunam paddy sowing extent, situate at Porottukadawala in Hatalispaha Korale West; and bounded on the east by jungle, south by fence of gardens, west by ela, north by limitary ridge of the field of Wannihamy Korala.

5. An undivided two-fifth share of Kongahakumbura of two pelas paddy sowing extent, situate at Porottukadawala; and bounded on the east by jungle, south by limitary ridge of the field of Wannihamy Korala, west by ela, north by limitary ridge of the field of Banda, late Arachchila.

6. An undivided two-fifth share of Kongahakumbura of twelve lahas paddy sowing extent, situate at Porottukadawala aforesaid; and bounded on the east by high jungle, south by limitary ridge of the field of Pehami, late Arachchila and others, west by ela, north by the limitary ridge of the field of Kumarihami and others.

7. An undivided two-fifth share of Tumpelakumbura *alias* Meegahakumbura of one amunam paddy sowing extent, situate at Embalagama; and bounded on the east by jungle, south by limitary ridge of Ranghamy's field, west by vella and fence, north by limitary ridge of Kotuwa's field.

8. An undivided one-fourth share of Pahalaheenukwewela of four amunams of paddy sowing extent, situate at Pahalaheenukwewa in Hatalispaha Korale West; and bounded on the north, east, and south by jungle, west by the tank-bund.

9. An undivided exact half share of Pahalakumbura of fifteen lahas paddy sowing extent, situate at Ihalahenukwewa; bounded on the north by jungle, east by the ridge of Ihalahenukwewadiyagilma, south by jungle, west by limitary ridge of the field of Embalagama Arachchila.

On Monday, August 27, 1906, at 1 P.M.

10. Karandagahakumbura of five lahas paddy sowing extent *alias* 3 acres, is said to be the present extent, with all the houses, boutique, rooms, and every thing thereon, situate at Ehetuwewa in Hatalispaha Korale East; bounded on the east by tank-bund, south by fence of the land of Wannihamy Arachchila, west by the ela, north by jungle.

On Tuesday, August 28, 1906, commencing at 10 A.M.

11. An undivided exact half share of Kumbukgahawela of two amunams paddy sowing extent, situate at Ulpota village in Hatalispaha Korale East; and bounded on the north by the pit in Midellagahawatta and Elawella, south by water mark of Unagahawewa, west by limitary ridge of Warudamuna belonging to Walawwa.

12. An undivided exact half share of Metiganna-welakumbura of five pelas paddy sowing extent, situate at Ihalaheenukwewa; and bounded on the north by tank-bund and ela, east by Walawwakumbura, south by jungle, west by ela and pillewa.

13. An undivided exact half share of Metiganna-wewakumbura of three pelas paddy sowing extent, situate at Ihalaheenukwewa; and bounded on the north by Keleroda, east by ela, south by Galhinna, west by Walawwekumbura and tank-bund.

14. An undivided exact half share of Meegahakadwalehena of three kurunies kurakkan sowing extent, situate at Ihalaheenukwewa; and bounded on the north by Walawwehena and Galgodella, east by Talakolaheenna, south by Kiri-iturunmedillegoda, west by Ulpota-ela and the fence.

15. An undivided one-fourth share of Wewalahena of five kurunies kurakkan sowing extent, situate at Ihalaheenukwewa; and bounded on the north by Nagaha-ela, east and south by Ratatalakolaheenna, west by water mark of Ulpota tank.

16. An undivided one-fourth share of Galgodehena of three lahas kurakkan sowing extent, situate at Ihalaheenukwewa; and bounded on the north and west by Galheenna, east by Ehetugahamulagala, south by Domba tree on Dombagahamulapitiya.

17. An undivided exact half share of Kobelladewalehene of five kurunies kurakkan sowing extent, situate at Ihalaheenukwewa; and bounded on the north and west by Tammanahinna, east by Heenawalawwehena in the same direction, south by Heena and Pataha.

18. An undivided two-eighth share of Metigannawewa of two amunams paddy sowing extent, situate at Ulpota; and bounded on the east by Velroda and ela, south by Galhinna, west by tank-bund, north by heenna and ela.

19. An undivided one-tenth share of Metigannawela of two amunams and two pelas paddy sowing extent, situate at Ulpota aforesaid; and bounded on the east by tank-bund, south by Galhinna, west by Velroda, north by Galkanda and ela.

On Wednesday, August 29, 1906, commencing at 1 P.M.

20. Hammillawelapahalakumbura of three pelas paddy sowing extent, situate at Galketi Tammennewa in Hatalispaha Korale East; and bounded on the north by Dingiramma's field, east by Heenna, south by fence of the field of Korala Arachchi, west by Ambalangala.

21. An undivided two-fifth share of Asweddumakumbura of five pelas paddy sowing extent, situate at Ulpota aforesaid; and bounded on the east and south by Beligala and ela, and Velroda in the same direction, west by Velroda, north by Beligala and ela.

22. An undivided two-fifth share of the field called Kumbukgahawewa *alias* Palugahakotuwa of five pelas paddy sowing extent, situate at Ulpota; and bounded on the east and south by ela, west by Midellagahawattehena, north by Galhinna.

23. An undivided two-fifth share of the field called Waradamuna of one amunam paddy sowing extent, situate at Ulpota; and bounded on the east by fence of Kumbukgahawela and Midellagahawela, south by rock and fence of the field, west by field fence, north by field fence of Marawilayekotuwa.

On Thursday, August 30, 1906, commencing at 10 A.M.

24. Timbirigahakumbura of two amunams and two pelas paddy sowing extent and one-fourth of the adjoining Nikalandehena of three pelas paddy sowing extent and of Galkadullehena of two lahas of kurakkan sowing extent, situate at Etambagahawatta in Nikawagampaha korale; and bounded on the north by Ulpota-ela, east by Hettigama-ela, south by limitary ridge of Kongahamulakumbura, west by Heenna.

25. Pahala-asweddumekumbure of eight lahas paddy sowing extent, situate at Watuwatta in Nikawagampaha korale; and bounded on the north-east by jungle, south by limitary ridge of Kiri Banda's field, west by tank-bund.

26. Galagawawatta of about one seer kurakkan sowing extent, situate at Watuwatta; bounded on the north by fence of Kiri Banda's garden, east by fence of Banda's garden, south by fence of the garden of Mohottala and others, west by rock.

27. An undivided exact half share of Ihalameegahakumbura of one pela paddy sowing extent, situate at Dematagama in Nikawagampaha korale; and bounded on the north and south by jungle, east by field of Ranghamy, west by Ukku Banda's field.

28. An undivided exact half share of Dunumadalahakumbura of one pela paddy sowing extent, situate at Watuwatta; and bounded on the north and south by jungle, east by limitary ridge of Mudiyanse's field, west by field of Menik-etana.

On Friday, August 31, 1906, at 1 P.M.

29. An undivided two-fifth share of Hitinawatta of fifteen lahas paddy sowing extent, with the tiled building and plantations standing thereon, situate at Ulpota; and bounded on the east by Talakolahinna and Galgiriya, south by Ratatalakolahinna, west by ditch on which endaru fence stands, north by Tammanehinna.

Amount to be levied is Rs. 3,668.36 with interest and poundage.

C. V. REBEIRA,  
Deputy Fiscal.

Fiscal's Office,  
Kurunegala, July 24, 1906.

In the District Court of Badulla.

Gardiya Punchihewage Abraham Silva of  
Narunukule ..... Plaintiff.

No. 1,905. Vs.

Ossen Saibo Ahamadu Lebbe Hajjar of  
Wellawaya in Wellawaya korale ..... Defendant.

NOTICE is hereby given that on Saturday, August 18, 1906, at 12 o'clock noon, will be sold by public auction at the premises the following property of the defendant mortgaged to plaintiff upon bond No. 4,398 dated January 7, 1904, and decreed to be sold by the judgment entered in the above case, viz. :—

About three acres in extent lying adjacent to the high road out of the land called Weerasekaragama, situated at Wellawaya in Wellawaya korale, together with the tiled and straw thatched buildings and plantations standing thereon.

Amount to be levied Rs. 500 and interest.

Fiscal's Office,  
Badulla, July 21, 1906.

T. REID,  
for Fiscal.

In the District Court of Colombo.

C. M. Brito and two others, executors of  
the will of Philip Sebastian Brito,  
deceased. .... Plaintiffs.

No. 18,653. Vs.

Edward Batuwantudawe of Marawila ..... Defendant.

NOTICE is hereby given that on Monday, August 20, 1906, at 11 o'clock in the forenoon, will be sold by public auction at the premises the following property decreed to be sold by the judgment entered in the above action, viz. :—

1. The land called Tunkindebogahahena, situated at Helamada in Gandolaha pattu of Beligal korale,

Kegalla District; bounded on the east by Kuda-oya, south by the chena belonging to Horanekarayale people and ela, west by ela, north by the limit of the chena belonging to Hamy; containing about 5 pelas in paddy sowing extent.

2. The land called Dekindehena, situated at Helamada aforesaid; bounded on the east by Kuda-oya, south by Polkandemulahena, west by Ambagahahena, north by the limit of Radagehena; containing in extent about 2 pelas of paddy sowing.

3. The land called Sirugahamulahena, situated at Helamada aforesaid; bounded on the east by Kuda-oya, south by the limit of the chena belonging to Unga and others, west by field, and north by Bandarahena; containing about 12 lahas in paddy sowing extent.

4. The land called Pallegamayalehena, situated at Helamada aforesaid; bounded on the east by the limit of the garden belonging to Unga, south by ditch, west by the limit of the garden belonging to Punchi Appuhamy, north by the limit of the chena belonging to Hamy; containing about 3 lahas of paddy sowing extent.

To recover Rs. 3,544, with interest at 9 per cent. per annum from July 11, 1903; and costs Rs. 202.75.

C. JANSZ,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Kegalla, July 25, 1906.

In the District Court of Kegalla.

William Milsom of Yatiyantota, trading under the name, style, and firm of Milsom and Company..... Plaintiff.

No. 2,032. Vs.

(1) Sinna Tamby Matichchan Mama Lebbe, (2) Sinna Tamby Matichchan Sinnadoray, both of Asgangula, (3) Salima Lebbe Mohamado Lebbe of Dehiwita, (4) Assan Lebbe Nuhu Lebbe of Geragoda..... Defendants.

NOTICE is hereby given that on Friday, August 17, 1906, at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said first defendant in the following property for the recovery of the sum of Rs. 1,064.40 with legal interest on Rs. 964.40 from March 16, 1906, till payment in full, viz.:-

Batadombagahawatta of eight seers of kurakkan sowing extent, situate at Asgangula; bounded on the east by Sinna Lebbe's garden, south by ditch and Mama Lebbe's garden, west by ditch and Patirannehelagehena, and north by ditch and Sinna Lebbe's garden, with all the plantation and tiled house standing thereon.

Deputy Fiscal's Office, A. RANESINGHE,  
Avisawella, July 18, 1906. Deputy Fiscal.

## DISTRICT AND MINOR COURTS NOTICES.

### Return of all Moneys received and paid on account of Estates under Official Administration in the District Court of Kandy for the Half-year ended June 30, 1906.

No. of Case.	Title of Estate.	Amount received.	Amount paid.
		Rs. c.	Rs. c.
2,390 ..	Estate of Kathan Kankani ..	3,054 90	3,000 0
2,380 ..	Estate of Supparamanian Chetty ..	1,003 25	940 0

District Court,  
Kandy, July 23, 1906.

J. H. DE SARAN,  
District Judge.

### List of Uncertificated Insolvents in the District Court of Kandy for the Half-year ended June 30, 1906.

Date.	No. of Case.	Name of Insolvent.	Residence.	Remarks.
January 23, 1906. ...	1,494 ..	Kannapen Cangany ..	Wariagolla ...	Certificate suspended for one year

District Court,  
Kandy, July 23, 1906.

J. H. DE SARAN,  
District Judge.

### List of Uncertificated Insolvents in the District Court of Batticaloa during the Half-year ending June 30, 1906.

Nil.			
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District Court,  
Batticaloa, July 16, 1906.

G. W. WOODHOUSE,  
District Judge.

### Return of Testamentary Case under Official Administration in the District Court of Badulla for the Half-year ended June 30, 1906.

No. of Case.	Whose Estate.	Remarks.
B 1 ..	Ranugalle Samarakon Jayasekera Mudiyansele Sudu Banda, deceased, of Rangalla	Awaits final accounts.
B 259 ..	Salasa Usman, deceased, of Badulla	Awaits filing of Inventory.

District Court,  
Badulla, July 19, 1906.

A. R. SLATER,  
District Judge.