



# Ceylon Government Gazette

Published by Authority.

No. 6,284 — WEDNESDAY, DECEMBER 23, 1908.

PART I.—General: Minutes, Proclamations, Appointments, and General Government Notifications. | PART III.—Provincial Administration.  
 PART II.—Legal and Judicial. | 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 ..	1060
Draft Ordinances .. ..	1057	Notices in Insolvency Cases ..	1061
Notices from Supreme Court Registry ..	—	Notices of Fiscals' Sales ..	1062
Notices from Council of Legal Education ..	—	Notices from District and Minor Courts..	1064
Notifications of Criminal Sessions of Supreme Court..	1059	Lists of Articled Clerks ..	—
Lists of Jurors and Assessors ..	—		

### DRAFT ORDINANCES.

#### MINUTE:

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

**An Ordinance to provide for the erection and maintenance of permanent Landmarks to define the Boundaries of Land alienated by the Crown.**

Preamble.

WHEREAS it is expedient to make provision for the erection and maintenance of permanent landmarks to define the boundaries of land alienated by the Crown: 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 Crown Landmarks Ordinance, 1908," and shall come into operation on such date as the Governor shall, by Proclamation in the *Government Gazette*, appoint.

Commencement.

Definition.

2 In this Ordinance, unless the context otherwise requires, the expression "Government Agent" includes an Assistant Government Agent.

Erection of Crown landmarks.

3 Whenever, after the commencement of this Ordinance, any land is sold, leased, or alienated by the Crown, or is admitted or declared by any order passed under Ordinance No. 1 of 1897 to be the property of any claimant, the Governor may cause the boundaries of such land to be defined by permanent marks, in this Ordinance referred to as "Crown landmarks," of such material and size as may be prescribed by the regulations for the time being in force concerning sales of land.

Duty of owner to keep Crown landmarks in repair.	4 It shall be the duty of the owner or the person for the time being in possession or occupation of any land, the boundaries of which have been defined by Crown landmarks to keep such landmarks in good repair, and also to define the boundary line connecting the several landmarks by keeping the same clear of vegetation.
Where owner fails to keep Crown landmarks in repair.	5 (1) Whenever it appears that any Crown landmark has been removed, or is out of repair, or that the owner or occupier has failed to define the boundary line between the landmarks, the Government Agent may call upon the owner or occupier to replace or repair such Crown landmark or to define the boundary line.  (2) Where any land is held by several persons in undivided shares, the Government Agent may call upon any one or more of the co-proprietors to replace or repair the Crown landmarks or to define the boundary line as aforesaid; and any such co-proprietor, on producing a certificate from the Government Agent that such work has been performed to his satisfaction, may recover from his co-proprietors their proportionate share in the expense so incurred.
Service of notice.	6 (1) Notice in writing of every requisition to replace or to repair Crown landmarks or to define the boundary line shall be served in the manner prescribed by section 14 of this Ordinance, on the owner or occupier of the land requiring him to perform such work within such time as the Government Agent may think reasonable.  (2) Where a Crown landmark serves, or is intended to serve, as a boundary between two or more adjoining lands, the owners of which would both be liable to set up or repair the landmark, the requisition shall be served on the owner or occupier of each such land.
Landmarks for adjoining lots.	(2) Where a Crown landmark serves, or is intended to serve, as a boundary between two or more adjoining lands, the owners of which would both be liable to set up or repair the landmark, the requisition shall be served on the owner or occupier of each such land.
Certificate.	7 The Government Agent shall when Crown landmarks have been replaced or repaired, or the boundary line has been defined to his satisfaction within the time prescribed in the notice, or within such further time as the Government Agent shall allow, grant a certificate to that effect to the owner or occupier.
Procedure where order is not complied with.	8 If after service of notice the required work is not completed within the time prescribed in the notice, it shall be lawful for the Government Agent to cause such work to be done, and the cost incurred thereby shall be chargeable and recoverable as hereinafter provided.
Parties may require Government Agent to set up or repair the landmarks.	9 The person on whom a notice to replace or repair Crown landmarks or to define boundaries is served may request the Government Agent to set up or repair such landmarks, and the Government Agent may have such landmarks set up or repaired, and the cost shall be certified and recovered as hereinafter provided.
Procedure in case of dispute.	10 If any dispute shall arise as to the position in which any Crown landmark shall be placed, the same shall be settled by the Government Agent, who may direct the land to be re-surveyed. The expense of any such survey shall be borne by the landowner, and shall be recovered in manner provided by section 12.
Certificate of expense.	11 The cost of setting up or repairing Crown landmarks under sections 8 and 9, and the cost of survey (if necessary) for ascertaining the true position of any boundary, shall be certified in writing by the Government Agent under his hand, and such certificate shall be held to be conclusive proof of the amount paid, and that everything necessary to be done under this Ordinance up to the time of making such certificate for the purpose of requiring the landmarks to be set up or repaired has been done as required by the Ordinance.
Summons to show cause.	12 In the event of any person charged with the expense incurred by the Government Agent in setting up or repairing Crown landmarks under this Ordinance, and the expense of surveys if any, refusing or neglecting to pay the expense so

incurred, a summons shall be served upon such person requiring him to show cause before a Police Magistrate why the said cost or proportion of cost (stating the amount) should not be paid by him, and if he fail to show such cause, or if he fail to appear, the Police Magistrate on proof of service of the summons and on reading the Government Agent's certificate issued under section 11 may make an order for payment of the amount.

How recoverable.

13 The amount ordered to be paid under section 12 may be recovered in the manner provided by law for the recovery of fines before Police Magistrates, although exceeding the amount that is within their ordinary jurisdiction, and when so recovered shall be paid to the Government Agent.

Service of notices.

14 Notices under this Ordinance may be served personally on the owner or occupier or by having the same affixed in a conspicuous manner on the land to which the notice refers.

By His Excellency's command,

H. L. CRAWFORD,  
Acting Colonial Secretary.

Colonial Secretary's Office,  
Colombo, November 30, 1908.

*Statement of Objects and Reasons.*

THE object of the Draft Ordinance is to provide for the erection and maintenance of permanent landmarks to define the boundaries of lands alienated by the Crown after the coming into operation of the Ordinance.

2. For this purpose the Draft Ordinance—

(1) Empowers the Governor to cause the boundaries of lands alienated by the Crown to be defined by permanent landmarks of such material and size as may be prescribed by the land sale regulations in force.

(2) Casts upon the owners for the time being of such lands the duty of maintaining the landmarks, replacing or repairing those which have been removed or fallen into disrepair, and of keeping the boundary line connecting the landmarks clear of vegetation.

(3) Empowers Government Agents to call upon owners to replace or repair the landmarks and define the boundaries, and if they fail to do so to cause the work to be done and recover the cost by proceedings in the Police Court.

3. Lands alienated by the Crown include lands declared or admitted by any order passed under "The Waste Lands Ordinance, 1897," to be the property of any claimant.

Attorney-General's Chambers,  
Colombo, December 11, 1908.

ALFRED G. LASCELLES,  
Attorney-General.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Kurunegala, will be holden at the Court-house at Kurunegala, on Monday, January 18, 1909, at 11 o'clock of the morning of the said day.

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

C. V. REBEIRA,  
for Fiscal.

Fiscal's Office,  
Kurunegala, December 17, 1908.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the Districts of Chilaw and Puttalam, will be holden at the Court-house at Colombo, on Monday, January 11, 1909, at 11 o'clock of the morning of the said day.

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

C. V. REBEIRA,  
for Fiscal.

Fiscal's Office,  
Kurunegala, December 16, 1908.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Kegalla, will be holden at the Court-house at Kurunegala, on Monday, January 18, 1909, at 11 o'clock of the morning of the said day.

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

R. B. HELLINGS,  
Fiscal

Fiscal's Office,  
Ratnapura, December 17 1908

## NOTICES IN TESTAMENTARY ACTIONS.

27  
In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Maria Frederica Heyzer of Wolfendhal street, Colombo, deceased.

THIS matter coming on for disposal before F. M. de Saram, Esq., District Judge of Colombo, on December 18, 1908, in the presence of Messrs. F. J. & G. de Saram, Proctors, on the part of the petitioner Julian Jonathan Heyzer of Colombo; and the affidavits (1) of the said petitioner dated December 9, 1908, and (2) of F. J. de Saram, the attesting Notary, dated December 14, 1908, having been read:

It is ordered that the will of Maria Frederica Heyzer of Wolfendhal street, Colombo, deceased, dated October 9, 1908, and now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said Julian Jonathan Heyzer of Colombo 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 interested shall, on or before January 28, 1909, show sufficient cause to the satisfaction of this court to the contrary.

F. M. DE SARAM,  
District Judge.

December 18, 1908.

In the District Court of Jaffna.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Sinnattampi Kantar of Chunnagam, deceased.

No. 2,101.

Class I.

Appakkuddi Ponniah of Tellippalai, now residing at Colombo ..... Petitioner.

(1) Annappillai, widow of Kantara of Chunnagam, (2) Kantar Nagalingam of Chunnagam, (3) Nagamuttu alias Thangachchippillai, daughter of Kantar of Chunnagam. The 2nd and 3rd respondents are minor, appearing by their guardian *ad litem* the 1st respondent..... Respondents.

THIS matter of the petition of Appakkuddi Ponniah of Colombo praying for letters of administration to the estate of the above-named deceased, Sinnattampi Kantar, coming on for disposal before R. N. Thaine, Esq., District Judge, on December 7, 1908, in the presence of Messrs. Casippillai & Cathiravelu, Proctors, on the part of the petitioner; and affidavit of the petitioner dated October 29, 1908, having been read: It is declared that the petitioner is the husband of the creditor of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before January 12, 1909, show sufficient cause to the satisfaction of this court to the contrary.

R. N. THAINE,  
District Judge.

December 7, 1908.

In the District Court of Jaffna.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Kathirkamar Superamaniar of Kachchai, deceased.

Thankammah, widow of Superamaniar of Kachchai..... Petitioner.

Aromugam Kathirakamar of Kachchai..... Respondent.

THIS matter of the petition of Thankammah, widow of Superamaniar of Kachchai, praying for letters of administration to the estate of the above-named deceased Kathirkamar Suppramaniar of Kachchai, coming on for disposal before R. N. Thaine, Esq., District Judge, on November 27, 1908, in the presence of Messrs. Tambiah S. Cooke and P. S. J. Chrysostom, Proctors, on the part of the petitioner; and affidavit of the petitioner dated November 26, 1908, having been read: It is declared that the petitioner is the widow of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to her, unless the respondent or any other person shall, on or before January 8, 1909, show sufficient cause to the satisfaction of this court to the contrary.

November 27, 1908.

R. N. THAINE,  
District Judge.

In the District Court of Puttalam.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Sena Suna Pana No. 277. Mutiah Chetty, deceased.

Mohideen Bawa Maraikar Hydroos Lebbe Maraikar, executor of the last will and testament of his late brother Mohideen Bawa Maraikar Mohomodo Mira Lebbe Maraikar, deceased ..... Petitioner.

Vs.

(1) Pana Lana Chena Chelliar Pillai presently of Puttalam as the attorney of Pana Lana Chena Letchumanan Chetty presently of India, (2) Secretary of the District Court of Puttalam. .... Respondents.

THIS matter coming on for disposal before A. C. Allnutt, Esq., District Judge, in the presence of Mr. A. E. Strong, Proctor, on the part of the petitioner; and the petitioner's affidavit dated November 11, 1908, and his petition of to-day's date having been duly read: It is ordered and decreed that the above-named first respondent, and if he is unwilling, the above-named 2nd respondent, be and is hereby appointed administrator of the intestate estate of the above-named deceased, unless the respondent or any other person interested shall, on or before November 27, 1908, show sufficient cause to the contrary to the satisfaction of this court.

November 13, 1908.

A. C. ALLNUTT,  
District Judge.

The date for showing cause is extended to December 29, 1908.

By order of court,

December 15, 1908.

J. S. PHILLIPS,  
Secretary.

904/- In the District Court of Batticaloa.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate and Effects of the late Ahamadu Levve No. 534. Seyadu Ahamadulevve of Kattankuddy, deceased.

Udamalevvepody Mamunalevve of Kattankuddy ..... Petitioner.

Vs.

1, M. Avaumma, widow of A. S. Ahamadulevve; 2, Ahamadulevve Manampillai of Kattankuddy ..... Respondents.

THIS matter coming on for disposal before G. W. Woodhouse, Esq., District Judge, Batticaloa, on October 3, 1908, in the presence of Mr. A. M. Sheriff, Proctor, on the part of the petitioner above-named; and the affidavit of the petitioner dated September 25, 1908, having been read:

It is ordered that the said petitioner, be and he is hereby declared entitled, as son-in-law of the deceased abovenamed, to administer the estate of the said deceased, and that letters of administration do issue to him accordingly, unless the respondents above-named or any other person or persons interested shall, on or

before December 31, 1908, show sufficient cause to the satisfaction of the court to the contrary.

October 3, 1908. G. W. WOODHOUSE,  
District Judge.

In the District Court of Chilaw.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Suria Patirennhelage Punchi Menika of Yakdessawa, deceased. No. 788.

THIS matter coming on for disposal before R. G. Saunders, Esq., District Judge of Chilaw, on December 15, 1908, in the presence of the petitioner, and after reading his affidavit dated December 15, 1908: It is ordered that letters of administration to the estate of the late Suria Patirennhelage Punchi Menika of Yakdessawa do issue to the petitioner Herat Mudiyansele Ungurala Appuhamy of Yakdessawa, unless the respondents—(1) Herat Mudalige Punchi Singho, (2) Ran Menika, (3) Ranhamy, (4) Appuhamy, (5) Podi Menika, and (6) Kudakolawa Patirennhelage Piri Appuhamy, Police Headman of Yakdessawa, or any other person interested—shall, on or before January 18, 1909, show sufficient cause to the contrary to the satisfaction of this court.

December 15, 1908. R. G. SAUNDERS,  
District Judge.

### NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 2,325. In the matter of the insolvency of Idroos Lebbe Mohammado of Matara, Shop street, presently of Colombo.

NOTICE is hereby given that the above-named insolvent has been allowed a certificate of the third class.

By order of court,

J. B. MISSE,  
Colombo, December 21, 1908. Secretary.

In the District Court of Colombo.

No. 2,330. In the matter of the insolvency of Condagamage Julius Graro of Bambalapitiya, in Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on January 21, 1909, for the appointment of an assignee.

By order of court,

G. B. PAULICKPULLE,  
Colombo, December 18, 1908. for Secretary.

In the District Court of Colombo.

No. 2,331. In the matter of the insolvency of Lucian Neydorff of New Chetty street, in Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on January 28, 1909, for the grant of a certificate of conformity to the insolvent.

By order of court,

C. B. PAULICKPULLE,  
Colombo, December 18, 1908. for Secretary.

In the District Court of Colombo.

No. 2,332. In the matter of the insolvency of William Francis Landsberger of Wellawatta, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on January 28, 1909, for the grant of a certificate of conformity to the insolvent.

By order of court,

C. B. PAULICKPULLE,  
Colombo, December 18, 1908. for Secretary.

In the District Court of Colombo.

No. 2,341. In the matter of the insolvency of P. L. Davith Hamy of No. 29, Fifth Cross street, Pettah, Colombo.

WHEREAS the above-named P. L. Davith Hamy has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by P. L. Charles Sinno, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said P. L. Davith Hamy insolvent accordingly; and that two public sittings of the court, to wit, on January 21, 1909, and February 11, 1909, 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. MISSE,  
Colombo, December 16, 1908. Secretary.

In the District Court of Colombo.

No. 2,343. In the matter of the insolvency of Malwattagey Manuel Pieris of No. 28, St. Joseph's street, Colombo.

WHEREAS the above-named Malwattagey Manuel Pieris has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by J. A. Marthenis Perera under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Malwattagey Manuel Pieris insolvent accordingly; and that two public sittings of this court, to wit, on January 21, 1909, and on February 11, 1909, 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, December 16, 1908.

In the District Court of Kalutara.

No. 125. In the matter of the insolvency of Don Louis Weerasekere of Molligoda.

NOTICE is hereby given that the second sitting of this court in the above matter is adjourned to January 14, 1909, for examination of insolvent.

By order,

WM. DE SILVA,  
Secretary.

December 17, 1908.

In the District Court of Kalutara.

No. 126. In the matter of the insolvency of Don Podi Sinno Weerasekere of Molligoda.

NOTICE is hereby given that the second sitting of this court in the above matter is adjourned to January 14, 1909, for examination of insolvent.

By order,

WM. DE SILVA,  
Secretary.

December 17, 1908.

## NOTICES OF FISCALS' SALES.

### Western Province.

In the District Court of Negombo.

Porutottage Marthina Fernando assisted by her husband P. V. A. Suwaris Appuhamy of Kotta Campoe, in Negombo.... Plaintiff.

No. 5,923. Vs.

- (1) Lorens Fernando *alias* Warneculasuriya Romel Fernando, Assistant Surveyor, Gopen Konitta, Straits Settlements, (2) Warnaculasuriya Theresia Fernando, (3) Warnaculasuriya Lucia Fernando, both of Kotta Campoe, in Negombo..... Defendants.

NOTICE is hereby given that on January 21, 1909, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the following property mortgaged by bond No. 15,258 dated June 30, 1903, and declared liable to be sold by the decree entered in the above case, viz. :-

All that northern  $\frac{1}{2}$  share of the half-share of the garden situate at 4th division of Campoe or at Kotta Campoe within the gravets of Negombo (excluding the remaining southern  $\frac{1}{2}$  share; which said  $\frac{1}{2}$  share of the said garden being bounded on the north by Main street called Mahaweediya, on the east by other share of this land belonging to Baddeliyanage Don David, on the south by the garden of Manuel Fernando, and on the west by the 3rd Cross street; containing in extent 17 perches more or less, and the buildings standing on the said northern  $\frac{1}{2}$  share (old buildings are not in existence now), the right, title, and interest of the said 2nd and 3rd defendants in and to the tiled and thatched buildings standing on the northern  $\frac{1}{2}$  share of the  $\frac{1}{2}$  share of the garden situate at 4th division of Campoe or at Kotta Campoe within the gravets of Negombo; and bounded on the north by Main street called Mahaweediya, on the east by other  $\frac{1}{2}$  share of

this land belonging to Baddeliyanage Don David, on the south by the garden belonging to Manuel Fernando, and on the west by the 3rd Cross street; containing in extent 17 perches more or less.

Amount to be levied, Rs. 728 with interest on Rs. 496 at 9 per cent. per annum from July 29, 1907.

FRED. G. HEPPONSTALL,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Negombo, December 21, 1908.

In the District Court of Negombo.

Galkettidewage Singha Fernando of Mukalangomuwa..... Plaintiff.

No. 6,861. Vs.

- (1) Bamunuachchige Bastian Appuhamy of Udugampola, (2) Imiyage Podi Singho Appuhamy of Asgiriwalpola, (3) Galkanda-arachchige Sarohamy of Katunayaka, legal representative of the estate of the late T. Saradiyal Appuhamy, deceased..... Defendants.

NOTICE is hereby given that on January 23, 1909, commencing at 2 P.M., will be sold by public auction at the premises the following property mortgaged by bond No. 598, dated June 7, 1897, and declared liable to be sold by the decree entered in the above case, viz. :-

1. The undivided  $\frac{1}{2}$  of the land called Poththelanda *alias* Pothahelanda, situate at Udugampola in the Dasiya pattu of Alutkuru korale; and bounded on the north by the ditch and the live fence of the portion of this land belonging to Marihamy and others, on the east by a portion of this land purchased by Bamanna-achchige Thelenis Appu, on the south by a cart road leading to the Pansala, and on the west by the land belonging to Bamanna-achchige Bastian Appu and others and by the ditch and live fence of this

land belonging to Marihamy, containing within the said boundaries 2 acres more or less.

(2) The southern  $\frac{1}{2}$  of an allotment of land called Patahilanda, together with the buildings, standing thereon, situate at ditto: the said allotment being bounded on the north by the  $\frac{1}{2}$  of this land belonging to Bastian Appuhamy, on the east by the land belonging to Thelenis Appu, on the south by the cart road leading to the Pansala, and on the west by the high road; containing in extent 5 acres more or less.

(3) The  $\frac{1}{2}$  of the land called Millagahawatta together with the buildings standing thereon, situate at Asgiriwalpola in ditto: the said  $\frac{1}{2}$  being bounded on the north by the fence and the boundary of the land belonging to Ratnapuliradage Sura, on the east by the boundary of the ditch of the garden belonging to Siman Perera Appuhamy, on the south by the boundary of a portion of Millagahawatta aforesaid, and on the west by the land belonging to Ratnapuliradage Jaya Weda; containing within the said boundaries 2 acres more or less.

Amount to be levied Rs. 1,019 with interest on Rs. 960 at 9 per cent. per annum from February 18, 1908, till payment.

FRED. G. HEPONSTALL,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Negombo, December 21, 1908.

### Eastern Province.

In the District Court of Batticaloa.

The Very Rev. Father Leo Dupont,  
S. J., Superior in charge of the  
Roman Catholic Mission, Batticaloa . . . Plaintiff.  
No. 2,911. Vs.

(1) Veera Pattirer Nakappen and (2)  
Veera Pattirer Kanthavanam of  
Kallady . . . Defendants.

NOTICE is hereby given that on Wednesday, January 27, and on Thursday, January 28, 1909, at the times specified below, will be sold by public auction at the premises the right, title, and interest of the said defendants, in the following properties specially hypothecated by bond No. 7,517 by defendants to the plaintiff dated February 26, 1906, and attested by N. S. Velupillay, Notary.

On Wednesday, January 27, 1909, at 8 A.M.

(a) A garden, four pieces, forming one block, called Ayah chenai, situate at Putumuhatuwaram in Manmunai pattu, in the District of Batticaloa, Eastern Province, with the coconut trees and everything belonging thereto; bounded on the north and south by lanes, east by the garden of T. K. P. H. Masillamany, and west by salt water lake shore; in extent from north to south towards the east thirty-four fathoms and towards the west thirty-one fathoms, and from east to west towards the north thirty-two fathoms, and towards the south thirty-seven fathoms.

At 1 P.M.

(b) An undivided  $\frac{1}{2}$  share of a garden called Patta-parvalawupanku, situated at Kallady in Manmunai pattu, and the houses, well, produce, and rights; the boundaries of the whole land are on the north by the garden once belonged to Katiramer Kasinather and wife Velanther Kannamai, south by lane, east by the garden of N. K. Nalla Tamby and others, west by lake shore; in extent from north to south

twenty fathoms, and from east to west towards the north nineteen fathoms, and towards the south eighteen fathoms.

At 3 P.M.

(c) In the southern piece of the garden called Pateriar Valavu, situated at Kallady in Manmunai pattu, in the northern share with coconut trees, and all rights, and in the undivided first one-half share three-fourths share, that is to say, an undivided three-eighths share in the whole garden; and which whole garden is bounded on the north by garden of T. K. Masillamany, south by garden of Sinnamma and children, east by dowry garden of Gatroida Sinna Tankam, and west by lake shore; in extent from north to south towards the east twelve fathoms, and towards the west twelve and three-quarter fathoms, and from east to west forty fathoms.

On Thursday, January 28, 1909, at 3 P.M.

(d) In a paddy land called Mattuvely and Kulam, marked 43T, situate at Karaveddy in Manmunai pattu with everything belonging thereto, an undivided  $\frac{1}{2}$  share; the said land is bounded on the south by Crown land and land of the villagers, and on all other sides by Crown land, in extent 37 acres and 30 perches.

Amount to be levied Rs. 1,846.87 with interest on Rs. 1,500 at 12 per cent. per annum from September 13, 1907, till payment in full.

T. SINNATAMBY,  
Deputy Fiscal.

Fiscal's Office,  
Batticaloa, December 18, 1908.

In the District Court of Batticaloa.

(1) Swaney Tindal Antonipillay of Puli-antivu, (2) Jaccopillay Bastiam-pilly of Kaddamunai . . . Plaintiffs.  
No. 3,004. Vs.

(1) Margaret Louisa Wambeck, executrix and the sole legatee of the estate of the late W. T. Wambeck of Kaddamunai, (2) Puranchipillay V.V. Kadramer, administrator of the estate and effects of the late V. U. Sinnatamby Vanniah of Kodaikalaar . . . Defendants.

Amount to be levied from the 1st defendant.

NOTICE is hereby given that on Saturday, January 30, 1909, at 10 A.M., will be sold by public auction at the premises the right, title, and interest of the said first defendant, in the following property specially hypothecated to the plaintiff by bond No. 7,624 dated February 5, 1901, attested by Notary I. Ampiapakapillay.

The house and garden called Ampalataivalavu, situated at Koddamunai in Manmunai pattu, in the District of Batticaloa, Eastern Province; and bounded on the east by the garden that belonged to Mrs. Potguter, now belonging to Mr. W. T. Wambeck, on the west by land reserved for road and now by market premises, on the north formerly by lane presently by road, and on the south by road; in extent 1 acre and 98/100 of a perch with house, produce, and rights.

Amount to be levied, Rs. 4,142.67.

T. SINNATAMBY,  
Deputy Fiscal.

Fiscal's Office,  
Batticaloa, December 14, 1908.

**DISTRICT AND MINOR COURTS NOTICES.**

**N**OTICE is hereby given that, three months from the date hereof, the records enumerated in the schedule hereto annexed will be destroyed under the provisions of Ordinance No. 12 of 1894.

Any person interested in any record may personally or by proctor, or by duly authenticated petition, claim upon good cause shown, that such record may not be destroyed.

*Schedule.*

1. All money cases over 10 years old, except cases in which—

- (a) Mortgage decrees have been entered.
- (b) Unclaimed suitors' money are lying in deposit.
- (c) Satisfaction of judgment, decree, or order has not been recorded.
- (d) Judgment being revived and writ issued 10 years have not elapsed.

2. Petitions and reports over 5 years old.

R. G. SAUNDERS,  
District Judge.

District Court,  
Chilaw, December 17, 1908.

**N**OTICE is hereby given that the Bandarawela Sessions for the first-half year ending June 30, 1909, will be as follows :—

January 18 to 23	April 19 to 24
February 15 to 20	May 17 to 22
March 15 to 20	June 14 to 19

F. G. TYRRELL,  
Police Magistrate and Commissioner.

Badulla-Haldummulla Circuit Court,  
December 19, 1908.

**N**OTICE is hereby given that a suit has been instituted in the Court of Requests of Nuwara Eliya by nineteen labourers of Court Lodge estate, Kandapola, against the proprietors thereof, under the Ordinance No. 13 of 1889, for the recovery of their wages amounting to Rs. 180.

J. G. GUNASEKARA,  
Chief Clerk.

The Minor Courts,  
Nuwara Eliya, December 5, 1908.