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PART II.—Legal and Judicial.

PART III.—Provincial Administration.

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PASSED ORDINANCES.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof.

No. 38 of 1908.

An Ordinance to make better provision for the Regulation of certain Dairies and Laundries situated outside the Municipal Limits of Colombo.

Preamble.

WHEREAS it is expedient to make better provision for the better regulation of certain dairies and laundries situated outside the Municipal limits of Colombo: 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 Colombo Suburban Dairies and Laundries Ordinance, 1908," and shall come into operation at such date as the Governor shall, by Proclamation in the *Government Gazette*, appoint.

Application of Ordinance.

2 The provisions of this Ordinance apply only to—

- (a) Dairymen, dairy farmers, cow-keepers, and purveyors of milk who sell or supply milk from dairy premises outside the Municipal limits of Colombo to persons resident within such limits;
- (b) Dairy premises, milk stores, and milk shops situated outside the Municipal limits of Colombo from which milk is sold or supplied to persons resident within the said Municipal limits;

- (c) Laundrymen resident or having their laundry premises outside the Municipal limits of Colombo who wash for persons resident within such limits ;
- (d) Laundry premises situated outside the said limits in which washing is carried on for persons resident within such limits.
- 3** Notwithstanding the provisions of section 49 of "The Municipal Councils' Amendment Ordinance, 1896," the provisions of chapter II. of the said Ordinance shall not extend to the persons and premises mentioned in sub-sections (a) and (b) of the last preceding section.
- 4** Unless the context otherwise requires, the expressions—
 "Dairy premises," "milk stores," "dairyman," "milk vendor," "laundryman," and "laundry premises" have the same meanings as in "The Municipal Councils' Amendment Ordinance, 1896."
 "Infectious disease," in the sections of this Ordinance relating to dairies, means any disease which the Governor, in pursuance of section 45 of the aforesaid Ordinance, may declare to be an infectious disease.
 "Prescribed" means prescribed by this Ordinance or by any rule made thereunder.
- 5** The Governor may from time to time appoint a suburban Medical Officer of Health (in this Ordinance called "the Health Officer"), and such inspectors (veterinary or otherwise), clerks, and other officers as may be necessary, for carrying out the provisions of this Ordinance under the supervision of the Principal Civil Medical Officer.
- Dairies.*
- 6** It shall be unlawful for any person having his dairy premises outside the Municipal limits of Colombo to sell or supply milk to any person resident within such limits, unless he is licensed by the Government Agent on the recommendation of the Principal Civil Medical Officer to carry on business as a dairyman in such premises in accordance with this Ordinance.
- 7** Every such license (in this Ordinance called "a dairyman's license") shall be in the prescribed form, and shall expire on the thirty-first day of December next following the date when the license was issued.
 A duty of five rupees shall be chargeable upon the issue of every dairyman's license, and shall be levied in the prescribed manner.
- 8** Any person who sells or supplies milk from dairy premises situated outside the Municipal limits of Colombo to any person resident within such limits without being licensed to carry on business as a dairyman, or, being so licensed, sells or supplies milk as aforesaid from dairy premises to which his license does not extend, shall be guilty of an offence, and shall be liable on a first conviction to a fine which may extend to fifty rupees, and on any subsequent conviction to a fine which may extend to one hundred rupees, or to simple or rigorous imprisonment for a term not exceeding six months, or to both.
- 9** The Health Officer or any inspector may at all reasonable times enter, inspect, and examine any dairy premises, and may take away samples of the milk there found, and of the water of any well or other source of water supply therein or thereon for the purpose of examination or analysis only.
- 10** If the Principal Civil Medical Officer is satisfied from the Health Officer's report that any dairy premises are in an unclean or unwholesome condition, or that diseased cows are milked in the dairy, or that any well or other source of water supply on the dairy premises or used in connection therewith is polluted, or if any person affected with an infectious disease is found to be in any part of the dairy premises in such circumstances that the milk is likely to be

Limitation of the application of "The Municipal Councils' Amendment Ordinance, 1896."

Interpretation.

Appointment of officers.

License to sell milk.

Form of license and duty thereon.

Penalty for selling milk without dairyman's license.

Power to inspect dairy premises.

Power to require dairyman to keep dairy in a sanitary condition.

contaminated or made unwholesome, then the Principal Civil Medical Officer may by notice under his hand give such directions as he may think fit to the dairyman or person in charge of the dairy premises for—

- (a) Cleansing or disinfecting the dairy; or
- (b) Removing any diseased animal from the dairy premises; or
- (c) Closing any such well or source of water supply, and for such purpose the Principal Civil Medical Officer may require the person in charge of the premises to discontinue the use of the water thereof for any purpose whatsoever for such period as the Principal Civil Medical Officer may direct, or to fill up the said well or source of water and keep the same filled up; or
- (d) Removing any person affected with an infectious disease—

and may by the like notice forbid the sale or supply of milk from the dairy premises until such directions are complied with to his satisfaction.

Infectious diseases in dairy premises.

11 On the appearance of any infectious disease in man or beast in any dairy premises, the person in charge, and also the medical practitioner attending the case, shall immediately notify the case to the Health Officer.

Discontinuance of supply of milk on account of disease.

12 Whenever it appears to the Principal Civil Medical Officer that the spread of any disease is attributable to the milk supplied by any dairyman or milk vendor, he may require such dairyman or milk vendor wholly to discontinue the supply, distribution, and sale of milk, and furnish forthwith upon demand a full and complete list of all his customers, and to give such assistance to discover the residence of any of them as the Principal Civil Medical Officer may require.

Persons suffering from infectious diseases prohibited from taking part in dairy operations.

13 No dairyman, cow-keeper, or purveyor of milk shall knowingly allow any person suffering from any infectious disease, or having recently been exposed to infection from a person so suffering, to milk cows or to handle vessels used for containing milk, or in any way to take part or to assist in the conduct of the business of the dairyman, cow-keeper, or purveyor of milk, until he has satisfied the Health Officer that all danger of communication of infection to the milk or of its contamination has ceased.

Sale or supply of unwholesome milk.

14 It shall be unlawful for any dairyman or purveyor of milk to keep or deposit milk in any room used for sleeping or dwelling in, or in any other place or way calculated to render such milk unwholesome or injurious to health, or to sell or supply any milk which has been produced from any diseased animal, or which has been in any way exposed to infection from any person suffering from any infectious disease, or which has been upon or in any dairy premises from which the sale of milk has been directed to be discontinued on account of disease as provided by section 12 of this Ordinance.

Penalties.

15 Any person who wilfully disobeys or acts in violation of any of the provisions contained in any of the last four preceding sections, or shall resist or wilfully obstruct any person in the lawful exercise of any of the powers conferred under sections 9 and 10, or shall without lawful excuse neglect or disobey any requirement made under the provisions of sections 10 and 12 hereof, or shall neglect or refuse to obey any order or direction of the Principal Civil Medical Officer made under the said sections within the time limited in that behalf by such order or direction, shall for every such offence be liable on conviction to a fine not exceeding two hundred rupees, or to simple or rigorous imprisonment for a term not exceeding two months.

Laundries.

Licensing of laundries.

16 (1) It shall be unlawful for any person having his laundry premises outside the Municipal limits of Colombo to wash for any person resident within such limits, unless he is licensed by the Government Agent on the recommendation of the Principal Civil Medical Officer to carry on business as a laundryman under this Ordinance.

(2) Every such license shall be in the prescribed form, and shall expire on the thirty-first day of December next following the date when the license was issued.

(3) A duty of two rupees and fifty cents shall be chargeable upon the issue of every such license, and shall be levied in the prescribed manner.

Penalty for keeping laundry without license.

17 Any person who washes in laundry premises situated outside the Municipal limits of Colombo for any person resident within such limits without being licensed to carry on business as a laundryman under this Ordinance, or, being so licensed, washes as aforesaid in premises to which his license does not extend, shall be guilty of an offence, and shall be liable to the penalty mentioned in section 8.

Application of "The Municipal Councils' Amendment Ordinance, 1896."

18 Sections 51 (1), 51 (2), 51 (3), 54, 55, 56, 57, 58, and 59 of "The Municipal Councils' Amendment Ordinance, 1896," shall extend to the laundrymen and laundry premises to which this Ordinance applies with the following modifications, that is to say:

(1) The powers assigned to the Chairman of the Municipal Council by section 51 (1) shall be exercised by the Principal Civil Medical Officer or by the Health Officer or by any inspector appointed under this Ordinance.

(2) The powers assigned to the said Chairman by section 51 (2) shall be exercised by the Principal Civil Medical Officer or by the Health Officer.

(3) The powers assigned to the Chairman by section 51 (3) shall be exercisable only by the Principal Civil Medical Officer.

(4) In sections 54, 55, 56, 58, and 59 the words "Principal Civil Medical Officer" shall be substituted for the expressions "Municipal Council" or "Chairman of the Municipal Council" or "Chairman."

(5) In section 58 "Health Officer" shall be substituted for "Sanitary Officer of the Municipality."

(6) Except as provided by this section, the provisions of chapter III. of "The Municipal Councils' Amendment Ordinance, 1896," shall not extend to the laundrymen and laundry premises to which this Ordinance applies.

General.

Offences.

19 All offences against this Ordinance may be heard and determined and all penalties thereunder may be imposed by the Police Magistrate having local jurisdiction in a summary way on the complaint of the Principal Civil Medical Officer, the Health Officer, or any inspector appointed under this Ordinance. Provided that any person aggrieved by any adjudication of the Police Magistrate may appeal therefrom to the Supreme Court. Provided further that all fines recovered under this Ordinance be paid into the Public Treasury.

Power to make regulations.

20 (1) The Principal Civil Medical Officer may (subject to the approval of the Governor in Executive Council) from time to time make, and when made may revoke, add to, and alter, regulations for carrying into effect the purposes of this Ordinance, and in particular—

(a) For prescribing the form of license to be issued to dairy-men and laundrymen.

- (b) For prescribing the receptacles in which milk may be stored or removed from dairy premises.
- (c) For requiring all vessels, receptacles, or utensils used for the reception of milk or in connection with any dairy premises to be kept in cleanly and sanitary condition.
- (d) For requiring that the interior surface of the walls of dairy premises is kept in a proper condition by means of plastering, whitewashing, or otherwise, and that the floors of dairy and laundry premises are kept cemented with proper provision for drainage.

(2) Every such regulation when made, added to, or amended by the Principal Civil Medical Officer and approved by the Governor in Executive Council shall be published in the *Government Gazette*, and shall come into operation when so published.

(3) The breach or non-observance of any regulation so published shall be an offence, and any person convicted of such breach or non-observance shall be liable to a fine not exceeding twenty rupees, and to imprisonment of either description for a term not exceeding ten days.

Refusal and
cancellation
of license.

21 (1) The Principal Civil Medical Officer may in his discretion refuse to recommend the issue of a dairyman's license, or a license to carry on business as a laundryman, if he considers that the premises in respect of which the license is applied for are in an insanitary condition, or unfitted to be used as a dairy or laundry, as the case may be, or that the premises do not comply with the requirements of any regulations under this Ordinance.

(2) Whenever the holder of any such license as is mentioned in the last preceding sub-section is convicted of any offence against this Ordinance, the Government Agent shall on the recommendation of the Principal Civil Medical Officer by notice in writing given to the licensee cancel and determine such license.

Extension of
Ordinance
to other
Municipalities.

22 The Governor in Executive Council may in his discretion direct by Proclamation that the application of this Ordinance shall, subject to any exceptions and modifications specified in the Proclamation, be extended to any Municipal town other than Colombo; and thereupon, while the Proclamation is in force, this Ordinance shall apply accordingly.

Passed in Council the Eighteenth day of November, One thousand Nine hundred and Eight.

A. G. CLAYTON,
Clerk to the Council.

His Majesty's assent to this Ordinance was signified by despatch No. 46, dated January 27, 1909.

DRAFT ORDINANCES.

MINUTE.

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

An Ordinance to amend in certain particulars the Ceylon Penal Code.

Preamble.

WHEREAS it is expedient to amend in certain particulars "The Ceylon Penal Code" (hereinafter referred to as "the principal Ordinance"): 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.

This Ordinance may be cited as "The Ceylon Penal Code Amendment Ordinance, 1909," and shall be read and construed as one with the principal Ordinance.

Addition of a new section 101 A.

2 The following section shall be inserted after section 101 of the principal Ordinance and shall be numbered 101 A :

Abetment in Ceylon of offences outside it

101 A. A person abets an offence within the meaning of this Code, who in Ceylon abets the commission of any act without and beyond Ceylon which would constitute an offence if committed in Ceylon.

Addition of new section 220 A.

3 The following section shall be inserted after section 220 of the principal Ordinance and shall be numbered 220 A :

Resistance, obstruction, escape, or rescue in cases not otherwise provided for.

220 A. (1) Whoever in any case not provided for in section 219 or section 220 or in any other Ordinance for the time being in force intentionally offers any resistance or illegal obstruction to the lawful apprehension of himself or of any other person, or escapes or attempts to escape from any custody in which he is lawfully detained, or rescues or attempts to rescue any other person from any custody in which that person is lawfully detained, shall be punished with imprisonment of either description for a term which may extend to six months, or with fine, or with both.

(2) The entries relative to section 219 of the principal Ordinance in the third, fourth, fifth, sixth, and eighth columns of the tabular statement of offences in schedule II. of "The Criminal Procedure Code, 1898," shall be applicable to this section.

Amendment of section 302.

4 In section 302 of the principal Ordinance the words "imprisonment of either description" shall be substituted for the words "simple imprisonment."

By His Excellency's command,

HUGH CLIFFORD,
Colonial Secretary.

Colonial Secretary's Office,
Colombo, March 15, 1909.

Statement of Objects and Reasons.

THE object of the Draft Ordinance is to remedy certain defects in the Penal Code.

Section 2 extends the scope of the offence of "abetment." Under the Penal Code, as it now stands, a person who in Ceylon abets the commission of an offence outside the Island is not punishable. The section explains the offence of abetment so as to include the abetment in Ceylon of the commission of offences committed outside Ceylon. A similar amendment has been found necessary in the Indian Penal Code

Section 3 provides for the punishment of resistance to lawful arrest and escape from lawful custody in cases not provided for by the Penal Code or other law. The Penal Code is defective in this respect. It makes, for example, no provision for the case where a person who has been lawfully arrested on suspicion of having committed an offence escapes from custody. The Indian Code was similarly defective and was similarly amended.

Section 4 makes the punishment of attempting to commit suicide punishable with rigorous imprisonment as well as with simple imprisonment.

Attorney-General's Chambers,
Colombo, March 4, 1909.

ALFRED G. LASCELLES,
Attorney-General.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Muna Keena Moham-mado Neyna of 2nd Cross street, Colombo, deceased.

Muna Keena Cader Saibo of 2nd Cross street, Colombo Petitioner.

And

Moa Mohamado Umna of Kail Patta-nam Therinavallegilla Siriwaikundam Thalkia in India Respondent.

THIS matter coming on for disposal before Her-mann A. Loos, Esq., District Judge of Colombo, on January 25, 1909, in the presence of Messrs. Pereira

and Attygalla, Proctors, on the part of the petitioner above-named; and the affidavit of the said petitioner dated January 21, 1909, having been read:

It is ordered that the said petitioner, he and he is hereby declared entitled, as the brother and an heir of the deceased above-named, to administer the estate of the said deceased, and that letters of administration do issue to him accordingly, unless the respondent above-named or any other person or persons interested shall, on or before March 25, 1909, show sufficient cause to the satisfaction of this court to the contrary.

HERMANN A. LOOS,
District Judge.

January 25, 1909.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Abraham de Waas of No. 3,250 C. Udugampola in Alutkuru korale, deceased.

Pandittesundana Maria Hamine of Akkarawita in Udugaha pattu of Hewagam korale.....Petitioner.

And

(1) Samuel de Waas, (2) Alice de Waas, both of Akkarawita aforesaid, (3) Singhoney de Waas *alias* Dharmajothy of Petiyagoda in Adikari pattu of Siyane korale, (4) Podimenika de Waas, and (5) Banda de Waas, both of Akkarawita aforesaid, the 2nd, 3rd, 4th, and 5th respondents by their guardian *ad litem* the said 1st respondent.....Respondents.

THIS matter coming on for disposal before Hermann A. Loos, Esq., District Judge of Colombo, on February 25, 1909, in the presence of Mr. E. W. Perera, Proctor, on the part of the petitioner above-named; and the affidavit of the said petitioner dated September 16, 1908, having been read:

It is ordered that the said petitioner, be and she is hereby declared entitled, as the widow and an heir of the deceased above-named, to administer the estate of the said deceased, and that letters of administration do issue to her accordingly, unless the respondents above-named or any person or persons interested shall, on or before March 25, 1909, show sufficient cause to the satisfaction of this court to the contrary.

HERMANN A. LOOS,
District Judge.

February 25, 1909.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Koonna Mana Nana Moona Kumarappa Chetty *alias* Moona Kumarappa Chetty, late of Sea street, Colombo, deceased.

THIS matter coming on for disposal before Hermann A. Loos, Esq., District Judge of Colombo, on March 4, 1909, in the presence of Mr. L. B. Fernando, Proctor, on the part of the petitioner Koonna Mana Nana Moona Arunasalam Chetty of Sea street, Colombo; and the affidavits (1) of the said petitioner dated February 18, 1909, and (2) of the attesting Notary and witness dated March 3, 1909:

It is ordered that the will of Koonna Mana Nana Moona Kumarappa Chetty *alias* Moona Mumarappa Chetty, deceased, dated December 30, 1908, and now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said Koonna Mana Nana Moona Arunasalam Chetty is the executor named in the said will, and that he is entitled to have the probate of the same issued to him accordingly, unless any person or persons interested shall, on or before March 25, 1909, show sufficient cause to the satisfaction of this court to the contrary.

HERMANN A. LOOS,
District Judge.

March 4, 1909.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Anthony Rodrigo Baba Pillai, late of Korteboam street, Colombo, deceased, written jointly with his wife Mary Bridget Rodrigo Baba Pillai *alias* Maria Bridget Rodrigo.

THIS matter coming on for disposal before Hermann A. Loos, Esq., District Judge of Colombo, on March 5, 1909, in the presence of Messrs. de Livera and Jacolyn, Proctors, on the part of the petitioner Mary Bridget Rodrigo Baba Pillai *alias* Maria Bridget Rodrigo of 157, Grandpass road, Colombo; and the affidavits (1) of the said petitioner dated October 2, 1908, and (2) of the attesting Notary W. B. de Fry, dated October 23, 1908, having been read:

It is ordered that the will of Anthony Rodrigo Baba Pillai, deceased, written jointly with his wife Mary Bridget Rodrigo Baba Pillai *alias* Maria Bridget Rodrigo, dated March 20, 1901, and now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said Mary Bridget Rodrigo Baba Pillai *alias* Maria Bridget Rodrigo is the executrix named in the said will, and that she is entitled to have probate of the same issued to her accordingly, unless any person or persons interested shall, on or before March 25, 1909, show sufficient cause to the satisfaction of this court to the contrary.

HERMANN A. LOOS,
District Judge.

March 5, 1909.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Watutantirige Johana de Alwis of Elie House road, Mutwal, Colombo, deceased.

(1) Watutantirige Louisa Maria de Alwis, (2) Mathes Fernando Wijayarathna, Muhandiram, (3) Agnes Maria Fernando Wijayarathna and her husband (4) Beruwalage Santiago Suwaris, all of Elie House road, Mutwal, (5) Jane Elizabeth Fernando Wijayarathna and her husband (6) John Alpheus Salgado, both of Gampola, (7) Louisa Amelia Fernando Wijayarathna and her husband (8) Charles Karunaratna, both of Elie House road, Mutwal, (9) Eugene Charlotte Fernando Wijayarathna and her husband (10) Andrew Karunaratna, both of Tudanwila in Negombo, (11) Charles Martin Fernando Wijayarathna, (12) John Wilfred Fernando Wijayarathna, (13) Edward James Fernando Wijayarathna, (14) Edwin Peter Fernando Wijayarathna, and (15) Edwin Oimishus Fernando Wijayarathna, all of Mutwal street, (16) Vidanelage Richard Fernando of Kelaniya, (17) Vidanelage Ellen Fernando and her husband (18) Habaraduwege Peter Perera, both of Kelaniya, (19) Vidanelage Jane Fernando and her husband (20) Beruwalage Singho, both of Kelaniya.... Respondents.

THIS matter coming on for disposal before Hermann A. Loos, Esq., District Judge of Colombo, on March 9, 1909, in the presence of Mr. David Dewapurathna, Proctor, on the part of the

petitioners above-named; and the affidavit of the said petitioner dated March 4, 1909, having been read: It is ordered that the said petitioners, be and they are hereby declared entitled the 1st petitioner, as a sister and an heir, and the 2nd petitioner as a brother-in-law of the deceased above-named, to administer the estate of the said deceased, and that letters of administration do issue to them accordingly, unless the respondents above-named or any other person or persons interested shall, on or before March 25, 1909, show sufficient cause to the satisfaction of this court to the contrary.

HERMANN A. LOOS,
District Judge.
March 9, 1909.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate
Jurisdiction. of the late Koorooove Arachchige
No. 3,298. Charles Alwis of Bambalapitiya,
deceased.

Charles Don Carolis of Bambalapitiya Petitioner.
And

(1) Wellege Madalena Fernando, (2) K. Margaret Peris, wife of (3) Timbiri-polage D. Peris, all of Bambalapitiya, and (4) K. A. J. Alwis of Colpetty, in Colombo Respondents.

THIS matter coming on for disposal before Hermann A. Loos, Esq., District Judge of Colombo, on March 17, 1909, in the presence of Mr. J. A. Perera, Proctor, on the part of the petitioner above-named; and the affidavit of the said petitioner dated March 16, 1909, having been read:

It is ordered that J. B. Misso, Esq., be and he is hereby declared entitled, as the Secretary of this court, 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 March 25, 1909, show sufficient cause to the satisfaction of this court to the contrary.

HERMANN A. LOOS,
District Judge.
March 17, 1909.

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Estate of the
Jurisdiction. late Petikiri Achchige Allis Appu
No. 1,091. of Gaspe in Yatigaha pattu of the
Hapitigam korale, deceased.

THIS matter coming on for disposal before R. W. Byrde, Esq., District Judge of Negombo, on March 3, 1909, in the presence of Mr. D. W. Samarantunga, Proctor, on the part of the petitioner Weerakodi Appuhamillage Hendrick Sinno of Gaspe; and the affidavit of the said petitioner dated March 2, 1909, having been read:

It is ordered that the petitioner is hereby declared entitled to have letters of administration of the estate of the deceased above-named issued to him, unless the respondents (1) Ranasinghe Petikiri Achchige Leisohamy of Gaspe, (2) Petikiri Achchige Kechchohamy, (3) Ratnayaka Achchilage Romanis Appu of Warakapola, (4) Petikiri Achchige Menchohamy shall, on or before April 23, 1909, show sufficient cause to the satisfaction of this court to the contrary.

R. W. BYRDE,
District Judge.
March 3, 1909.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the
Jurisdiction. late Jayasundera Ekanaike Pan-
No. 2,677. dita Brakmana Samaratan Mudi-
anselage Punchi Menika, deceased,
of Kotmale.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., District Judge of Kandy, on March 11, 1909, in the presence of Mr. E. C. L. Sproule, Proctor, on the part of the petitioner K. B. Welagedera Ratemahatmeya of Kotmale, Maswela; and the affidavit of the said petitioner dated February 1, 1909, having been read:

It is ordered that the petitioner K. B. Welagedera Ratemahatmeya of Kotmale, Maswela, be and he is hereby declared entitled to letters of administration to the estate of Jayasundera Ekanaike Pandita Brakmana Samaratan Mudienselage Punchi Menika of Kotmale, deceased, as the eldest son of the said deceased, unless (1) Welagedera Deiyannawela Navaratne Yapa Mudienselage Ram Menika Kumarihamy of Maswela, Pussellawa, (2) Welagedera Deiyannawela Navaratne Yapa Mudienselage Dingiri Amma Kumarihamy of Maswela, Pussellawa, (3) Deiyannawela Navaratne Yapa Mudienselage Ukku Banda of Maswela, Pussellawa, (4) Welagedera Deiyannawela Navaratne Yapa Mudienselage Punchi Mahatmeya Kumarihamy of Maswela, Pussellawa, (5) Welagedera Deiyannawela Navaratne Yapa Mudienselage Dingiri Menika Kumarihamy of Maswela, Pussellawa, (6) Deiyannawela Navaratne Yapa Mudienselage Kuda Banda of Maswela, Pussellawa, the 3rd, 4th, 5th, and 6th by their guardian *ad litem* the 2nd respondent above-named shall, on or before April 1, 1909, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,
District Judge.
March 11, 1909.

In the District Court of Kandy.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Joint Last Will
Jurisdiction. and Testament of James Henry
No. 2,687. Fretz, deceased, of Kandy, and
Arnoldine Fretz of Kandy.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., District Judge of Kandy, on March 4, 1909, in the presence of Mr. E. C. L. Sproule, Proctor, on the part of the petitioner Arnoldine Fretz of Ferncliff, Kandy; and the affidavit of the said petitioner dated February 23, 1909, having been read:

It is ordered that the joint will of James Henry Fretz of Kandy, deceased, and Arnoldine Fretz of Kandy, dated July 12, 1882, and now deposited in this court, be and the same is hereby declared proved, unless any person shall, on or before April 1, 1909, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Arnoldine Fretz of Ferncliff, Kandy, is one of the executors named in the said will, and that she is entitled to have probate of the same issued to her accordingly, unless any person shall, on or before April 1, 1909, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,
District Judge.
March 4, 1909.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of Kasim Lebbe Marikar Idroos Lebbe Marikar of Dangedara, deceased.

THIS matter coming on for disposal before W. E. Thorpe, Esq., District Judge, Galle, on January 19, 1909, in the presence of Mr. M. S. Gooneratne, Proctor, on the part of the petitioners (1) Ahamadu Cassim Mohammedu Abdulla and (2) Cassim Lebbe Marikar Ahamadu Cassim; and the affidavit of Ahamadu Cassim Mohammedu Abdulla and Cassim Lebbe Marikar Ahamadu Carim dated December 22, 1908, and the affidavit of Uduma Lebbe Marikar Mohamedu Ismail of Fort, Ahamadu Lebbe Marikar Mohamedu Lebbe Marikar of Weligama, Sinne Lebbe Marikar Taibu of Dangedara, Umaru Lebbe Marikar Alia Marikar of Dangedara, Pakir Muhiyadeen Mohammedu Ismail of Dangedara, Muhiyadeen Sahibu Ahamodu Lebbe Marikar of Dangedara, and Yusubu Lebbe Ahamodu Lebbe of Dangedara having been read:

It is ordered that the will of Casim Lebbe Marikar Idroos Lebbe Marikar, deceased, dated October 15, 1908, be and the same is hereby declared proved.

It is further declared that the said (1) Ahamodu Cassim Mohammedu Abdulla and (2) Kasim Lebbe Marikar Ahamodu Casim are the executors named in the said will, and that they are as such entitled to have probate of the same issued to them accordingly.

F. H. DE VOS,
Acting District Judge.

January 19, 1909.

In the District Court of Matara.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Estate of the late Hewawelengodage Don Bastian. Jurisdiction. No. 1,687.

Hewawelengodage Don Cornelis of Denepitia Applicant.

Vs.

(1) Hewawelengodage Dona Ciciliana married to Boraleanage Don Fransisku, Vel-Vidane of Palatua, (2) Hewawelengodage Don Abraham of Denepitia, (3) Hewawelengodage Don Salmon of Denepitia, (4) Ratanapala Unnanse of Denepitia temple Respondents.

THIS matter coming on for disposal before G. E. Keunaman, Esq., Acting District Judge of Matara, on March 4, 1909, on the motion of Mr. E. Buultjens, on the part of the petitioner Hewawelengodage Don Cornelis; and the affidavit of the said petitioner dated February 16, 1909, having been read:

It is ordered that Boraleanage Don Fransisku, be and he is hereby appointed guardian over the minor 3rd and 4th respondents, (3) Hewawelengodage Don Salmon and Ratanapala Unnanse.

It is further ordered that the said petitioner Hewawelengodage Don Cornelis is entitled to have letters of administration issued to him accordingly, unless the respondents—(1) Hewawelengodage Dona Ciciliana married to Boraleanage Don Fransisku, (2) Hewawelengodage Don Abraham, (3) Hewawelengodage Don Salmon, and (4) Ratanapala Unnanse shall, on or before March 31, 1909, show sufficient cause to the satisfaction of this court to the contrary.

G. E. KEUNAMAN,
Acting District Judge.

March 4, 1909.

In the District Court of Badulla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Elias Fernando Weerasooriye, late of Haputale, deceased.

No. B/328. Annamma Weerasooriye of Haputale. Petitioner.

And

(1) Edwin Francis Weerasooriye, (2) Alice Francina Weerasooriye, (3) Alfred Francis Simon Weerasooriye, (4) Reginald Francis Weerasooriye, (5) Mary Francina Weerasooriye, (6) Edward Francis Weerasooriye, all of Haputale, minors, by their guardian *ad litem* Dodanpahalage Joseph Fernando of Hingurugama in Dambawini palata Respondents.

THIS matter coming on for disposal before F. G. Tyrrell, Esq., District Judge of Badulla, on February 17, 1909, after reading the affidavit of the petitioner Annamma Weerasooriye, dated February 11, 1909, appearing by Mr. Stephen Perera, her Proctor: It is ordered that the petitioner Annamma Weerasooriye be and she is hereby declared entitled, as widow of the deceased, to administer the estate of the deceased Elias Fernando Weerasooriye, and that letters of administration be granted to her accordingly, unless the above-named minors by their guardian *ad litem* the respondents above-named shall, on or before March 31, 1909, show sufficient cause to the satisfaction of this court to the contrary.

F. G. TYRRELL,
District Judge.

February 17, 1909.

In the District Court of Tangalla.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late Kodituwakkuge Don Davit Appuhamy, deceased, of Getamanna. Jurisdiction. No. 463.

THIS matter coming on for disposal before W. T. Southorn, Esq., District Judge of Tangalla, on February 19, 1909, in the presence of Kurugamage Don Juwanis Appuhamy, on the part of the petitioner; and the affidavit of the said petitioner dated January 27, 1909, having been read, and all parties heard:

It is ordered that the will of Kodituwakkuge Don Davit Appuhamy, deceased, and his wife Ittedemaliye Kumanayakage Dona Gimarahamine of Getamanna, and now deposited in this court, be and the same is hereby declared proved, unless the respondent Ittedemaliye Kumanayakage Dona Gimarahamine shall, on or before April 2, 1909, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Kurugamage Don Juwanis Appuhamy is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless the respondent Ittedemaliye Kumanayakage Dona Gimarahamine shall, on or before April 2, 1909, show sufficient cause to the satisfaction of this court to the contrary.

W. T. SOUTHORN,
District Judge.

March 4, 1909.

In the District Court of Tangalla.

Order Nisi declaring Will proved, &c.

Testamentary Jurisdiction. In the matter of the Estate of the late Wirappulige Salo, deceased, No. 464. of Nakulugamuwa.

THIS Matter coming on for disposal before W. T. Southorn, Esq., District Judge of Tangalla, on February 22, 1909, in the presence of Walawagamage Babuchcho of Nakulugamuwa, on the part of the petitioner; and the affidavit of the said petitioner

dated February 22, 1909, having been read, and all parties heard:

It is ordered that letters of administration to the above-mentioned estate be issued to the said Walawagamage Babuchcho, unless the respondent Wirappulige None of Urugamuwa or any person or persons interested shall, on or before April 2, 1909, show sufficient cause to the satisfaction of this court to the contrary.

W. T. SOUTHORN,
District Judge.

March 4, 1909.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 2,335. In the matter of the insolvency of Wavenna Sana Moona Samsie Mohideen of St. Sebastian street, Colombo.

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

By order of court,

J. B. MISSEO,
Secretary.

Colombo, March 16, 1909.

In the District Court of Colombo.

No. 2,336. In the matter of the insolvency of Alagiawanage Charles Mendis of Hill street, 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 April 29, 1909, for the grant of a certificate of conformity to the insolvent.

By order of court,

J. B. MISSEO,
Secretary.

Colombo, March 13, 1909.

In the District Court of Colombo.

No. 2,344. In the Matter of the Insolvency of A. L. Mohammado Lebbe of Yatiyantota.

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 April 29, 1909, for the grant of a certificate of conformity to the insolvent.

By order of court,

J. B. MISSEO,
Secretary.

Colombo, March 13, 1909.

In the District Court of Colombo.

No. 2,347. In the matter of the insolvency of James Gregory Dias Wickremnayake of Moratuwa in Salpiti korale.

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 April 29, 1909, for the grant of a certificate of conformity to the insolvent.

By order of court,

J. B. MISSEO,
Secretary.

Colombo, March 13, 1909.

In the District Court of Colombo.

No. 2,357. In the matter of the insolvency of Henry Dionysius Valentyn Victor Pereira of Dehiwala.

WHEREAS the above-named Henry Dionysius Valentyn Victor Pereira has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Don Peter Alfred Samarasinghe Kaviratne, under the Ordinance No. 7

of 1853: Notice is hereby given that the said court has adjudged the said Henry Dionysius Valentyn Victor Pereira insolvent accordingly, and that two public sittings of the court; to wit, on April 29, 1909, and on May 13, 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. MISSEO,
Secretary.

Colombo, March 13, 1909.

In the District Court of Kandy.

No. 1,554. In the matter of the insolvency of P. Mathews of Nalanda Group in Nalanda, Matale.

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 April 1, 1909, for the consideration of the grant of a certificate of conformity.

By order of court,

R. SOLOMONS,
Secretary.

March 11, 1909.

In the District Court of Jaffna.

No. 55. In the matter of the insolvency of Veerakattippillai Mayilvakanam of Vannarponnai East.

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 April 30, 1909, for the grant of a certificate of conformity to the insolvent.

By order of court,

R. KANTAIYAH,
Secretary.

Jaffna, March 5, 1909.

In the District Court of Jaffna.

No. 59. In the matter of the insolvency of Seenivasagam Suppiramaniam of Valluvedditurai.

WHEREAS Seenivasagam Suppiramaniam of Valluvedditurai has committed an act of insolvency by having been detained as a prisoner in the Jaffna jail for more than 21 days for non-payment of money, and a petition for the sequestration of the estate of Seenivasagam Suppiramaniam has also been filed by Kulantaivelu Erampamurty of Valluvedditurai under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Seenivasagam Suppiramaniam insolvent accordingly; and that two public sittings of the court, to wit, on April 23, 1909, and on May 7, 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,

R. KANTAIYAH,
Secretary.

Jaffna, February 25, 1909.

NOTICES OF FISCALS' SALES.

Western Province.

In the Court of Requests of Colombo.

Charles Goulding of Slave Island in
Colombo Plaintiff.
No. 7,592. Vs.

Kiramba Liane Kankanange Carolis of
Church street, Slave Island, Colombo.. Defendant.

NOTICE is hereby given that on Thursday, April 15, 1909, at 3.30 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said plaintiff in the following property, for the recovery of the sum of Rs. 67.25 being the taxed costs, viz. :—

All that house and premises bearing assessment No. 8, situated at Church street, in Slave Island within the Municipality of Colombo; and bounded on the north by the land formerly of Mr. Dornhorst, Advocate, and now belonging to A. Rahim, on the east by the land belonging to Mr. Grenier, on the south by the land belonging to Mr. Grenier, and on the west by Church street; containing in extent 14 perches more or less.

E. ONDATJE,
Deputy Fiscal.

Fiscal's Office,
Colombo, March 17, 1909.

In the District Court of Colombo.

Weerapperuma Arachchi Atukoralalage
Dona Rosalina Isabella Ratnayaka,
assisted by her husband (2) Don
John Ratnayaka of Dean's road,
Maradana in Colombo Plaintiffs.
No. 26,239. Vs.

Don John Ratnayaka of Maradana in
Colombo, as executor of the last will
and testament of Don Charles Rat-
nayaka, deceased, (2) P. R. M. Muttu
Caruppen Chetty of Sea street in
Colombo, (3) Charlotte Sophia Rat-
nayaka, wife of (4) W. P. Jayawardana,
Station House Officer, both of Mara-
dana Defendants.

Arthur Louis Reginald Asserappa.. Added Defendant.

NOTICE is hereby given that on Thursday, April 22, 1909, at 4 P.M., will be sold by public auction at the premises the following property ordered to be sold by the order of the court, dated March 4, 1909, for the recovery of the sum of Rs. 2,249.98, with interest on Rs. 2,000, at 10 per cent. per annum from November 14, 1907, till November 23, 1908, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full and costs, taxed at Rs. 310.87½, viz. :—

All those two allotments of land marked lot Nos. 4 and 28 shaded pink in the plan bearing assessment No. 52, situated at Cemetery street, Kotahena, within the Municipality of Colombo; and bounded on the north by lot Nos. 3 and 29, on the east by cemetery street, on the south by lot Nos. 5 and 27, and on the west by Kotahena street; containing in extent 18 and 5/100 square perches.

E. ONDATJE,
Deputy Fiscal.

Fiscal's Office,
Colombo, March 17, 1909.

In the District Court of Colombo.

Anthony Francis Salis Masellamany of
No. 44, New Chetty street, Colombo.... Plaintiff.
No. 26,376. Vs.

Anthony Silva Juan Pulle of No. 50,
New Chetty street, Colombo, (2) N.
S. Weerappa Chetty of Sea street,
Colombo Defendants.

Kana Kuppesamy Pulle of Sea street,
Colombo Added defendant.

NOTICE is hereby given that on Thursday, April 22, 1909, at 3 o'clock in the afternoon, will be sold by public auction at the premises the following property ordered to be sold by the order of the court, dated March 1, 1909, for the recovery of the sum of Rs. 2,150, with interest on Rs. 2,000 at 30 per cent. per annum from March 10, 1908, till September 7, 1908, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full and costs of suit and poundage, viz. :—

All those five undivided sixth parts or shares of and in all that parts or shares of and in all that house and garden bearing assessment No. 57, situated at New Chetty street, within the Municipality of Colombo, Western Province; and bounded on the north by the house of Christobo Babapulle, formerly of Pedro Rodrigo Domingo Pulle, on the east by the property of Mr. Dias Bandaranayaka, formerly of Andris Arachchy, on the south by the house No. 58 of Domingo Anandappa, and on the west by New Chetty street; containing in extent 24 76/100 square perches.

E. ONDATJE,
Deputy Fiscal.

Fiscal's Office,
Colombo, March 17, 1909.

In the District Court of Colombo.

James McLaren, presently of Bourne-
mouth, England Plaintiff.
No. 27,174. Vs.

(1) Liyanage Catherina Harrison and
her husband, (2) Thomas George
Harrison, both of Colombo, (3) Jane
Elizabeth Perera and her husband (4)
Lokuheraluge Bastian Perera, both
of Colombo Defendants.

NOTICE is hereby given that on Wednesday, April 21, 1909, will be sold by public auction at the respective premises the following property decreed to be sold by the decree entered in the above action, for the recovery of the sum of Rs. 20,000 with interest at 10 per cent. per annum from January 1, 1908, to August 21, 1908, and thereafter at the rate of 9 per cent. per annum till payment in full, and costs of suit, viz. :—

At 2 P. M.

A. I. All that ground with the buildings standing thereon situated at New Bazaar, Hulitsdorp within the Municipality of Colombo, bearing assessment Nos. 2, 3, and 3A; and bounded on the north by Ferry street, on the east by the property of Seydoo Lebbe Ali Marikkar, on the south by the property said to belong to the heirs of the estate of the late Lucihamy and by the property of Liyanage Catherina Perera, and on the west by the property of Liyanage Catherina Perera; containing in extent 12 square perches, according to the plan or survey thereof, dated June 4, 1892, made by Mr. C. Henry J. Leembruggen,

Licensed Surveyor, comprising the following two allotments of land described in deed No. 2,415, dated June 11, 1892, and attested by M. C. P. Gunawardene, viz.:-

(a) All that piece of ground situated at New Bazaar or Hulftsdorp within the Municipality of Colombo; and bounded or reputed to be bounded on the north by the road Ferry street, on the east by the ground of Seyado Meera Lebbe, on the south by the bankshall of Lewis Silva Arachchi, and on the west by the bankshall of Sesma Lebbe; containing in extent 2 square perches and 18/100 of a square perch, according to the survey and description thereof attached to the title deed No. 2,376 made on August 18, 1835, and authenticated by C. A. Schwallie, Examiner of Survey, and registered under the title A 31/85.

(b) All that piece of ground together with the buildings constructed thereon situated at Ferry street in New Bazaar, Hulftsdorp, within the Municipality of Colombo; bounded or reputed to be bounded on the north by the road Ferry street, on the east by ground of Sesma Lebbe Ahamad Lebbe, on the south by the ground of Abraham Perera Appuhamy, and on the west by ground of Tobias Silva; containing in extent 7 square perches and 55/100 square perch according to the survey and description thereof dated July 13, 1840, made by Mr. William Francke, Surveyor, and attached to the title deed No. 2,377 and registered under the title A 28/96.

II. All that piece of land with the buildings standing thereon bearing assessment Nos. 96 and 97, now No. 95 and 1, situated at Hulftsdorp in New Bazaar, within the Municipality of Colombo; bounded on the north, west, and south by the high road, and on the east by the property of Wijehamy; containing in extent 6 square perches 6/100 of a perch more or less, according to the certificate of title thereof bearing No. C/1,561, dated May 2, 1892, and signed by Owen Morgan, District Judge.

III. All those portions of ground adjoining one another and now forming one property and at present numbered 93 and 94, situated and lying at Wilson street in New Bazaar, within the Municipality of Colombo; and bounded or reputed to be bounded in their entirety on the north-west by the property bearing assessment Nos. 2 and 3, belonging to Andris Silva Ranaweera, on the east by the ground of Pannala Vithanage Lucia Perera, deceased, on the south by the Wilson street, and on the west by the property No. 1, towards Ferry street, and Nos. 96 and 97 towards Hulftsdorp street, belonging to Catherina Perera and another; containing in extent six (6) square perches as shown in the figure and survey thereof dated August 13, 1891, made by D. Dewapuratne, Licensed Surveyor, comprising the following three allotments of land described in deed No. 2,904, dated August 14, 1891, and attested by P. M. P. Samarasinghe, Notary Public.

(a) All that $\frac{1}{2}$ of a garden and building marked No. 205, situated and lying at New Bazaar in Block L at Hulftsdorp within the Municipality of Colombo; and bounded on the north by the piece of ground bearing No. 213, on the east by the piece of ground marked No. 214, on the south by the road, and on the west by the other part; containing in extent 55/81 square perches.

(b) All that piece of ground with the buildings standing thereon situated and lying in New Bazaar, in the quarter marked L at Hulftsdorp, within the Municipality of Colombo; and bounded on the north by the road, on the east by the house and ground of Slesma Lebbe Packeer Pulle, on the south by the ground of Kader Naguda, and on the west by the house of Usliyanage David Perera; containing in extent 2 and 13/100 square perches.

(c) All that small house and ground situated in New Bazaar, in Hulftsdorp, within the Municipality of

Colombo; bounded on the north by the house and ground of Don Daniel Perera, Arachchi, on the east by the boutique of Abukkur Lebbe Marikkar, on the south by the Main road, and on the west by the boutique of Sanchihamy; containing in extent 1 and 37/100 square perches.

IV. All those two allotments of land described in the certificate of title bearing No. 4,656, dated August 31, 1894, signed by Joseph Grenier, Esq., District Judge, viz.:-

(a) A piece of ground with the buildings constructed thereon, bearing assessment No. 91, situated at Wilson street in New Bazaar, within the Municipality of Colombo; bounded on the north by the property of Sesma Lebbe and afterwards of Segu Lebbe Alia Marikkar, on the east by the property of Arachchi Appu, and afterwards the property of Segu Lebbe Alia Marikkar, south by Wilson street, and on the west by the property of Hendrick de Silva Appuhamy afterwards Andrew de Silva Ranaweera, and now the property of the estate of Pannala Vithanage Dona Luciana Perera, deceased; containing in extent 2 square perches and 81/100 of a square perch.

(b) A piece of ground adjoining the above, and bearing assessment No. 92, also situated at Wilson street in New Bazaar, within the Municipality of Colombo; and bounded on the north by the property of Nicholas Pulle Watthemullege Manuel Fernando, now the property of Liyanage Catherina Perera and Segu Lebbe Alia Marikkar, on the south by Wilson street, on the east by the property of Nonahamy, formerly of Packeer Bawa, now the property of the said Dona Luciana Perera, and on the west by the property of Wattumullege Manuel Fernando, formerly of P. B. Fernando, and now the property of Catherina Perera; containing in extent 4 square perches and 88/100 of a square perch.

All which above said lots I., II., III., and IV., adjoining one another, and now form one block of land described in the plan and survey made by Mr. A. O. van Rooyan, on September 31, 1895—as all that block of nine houses marked Nos. 6, 7, and 8 bearing assessment Nos. 2, 3, and 3A, respectively, facing Ferry street, Nos. 5 and 9, bearing assessment Nos. 1 and 95 respectively, facing Hulftsdorp street, and Nos. 10, 11, 12, and 13 bearing assessment Nos. 94, 93, 92, and 91, respectively, facing Wilson street, situated at New Bazaar in Ward No. 6, within the Municipality of Colombo; bounded on the north by Ferry street, and houses bearing assessment Nos. 4 and 5, south by Wilson street, east by houses bearing assessment Nos. 4 and 90, and west by Hulftsdorp street; containing in extent 33.48 perches.

At 3 P.M.

B. All that and those two houses adjoining and contiguous to each other together with the land on which the two houses stand, situate at New Bazaar, within the Municipality of Colombo, and bearing assessment Nos. 108 and 109; bounded on the north by the property of Mr. John Van Sanden, on the west by the Hulftsdorp street, on the east by the property belonging to Mr. John Van Sanden, and on the south by the property belonging to Mr. James Barber; containing in extent 5 and 13/100 square perches, according to the survey thereof made by Frederick Bartholomeusz, and dated September 1, 1886, and attached to the title deed bearing No. 24, dated September 18, 1886, attested by John Ellenson Richard Pereira, Notary Public.

At 3.30 P.M.

C. All that house and ground bearing present assessment No. 110, situated at Hulftsdorp, on the road leading to Ferry street, New Bazaar, within the Municipality of Colombo; which entire land is bounded on the north by the property of J. G. van Sanden,

on the east by the garden of Baba Singho, renter, on the south by the road to ferry, and on the west by the other part of Hendrick Caldera; containing in extent 6 and 7/100 square perches according to the title deed thereof bearing No. 676, dated December 5, 1893, and attested by Yuosuf Hasim Alip, Notary Public.

At 4 P.M.

D. All that and those 3 portions of ground described in deed No. 1,910, dated July 30, 1895, and attested by John Caderamen, Notary Public, viz.:

(a) All those two adjoining allotments of land with the buildings thereon bearing formerly assessment Nos. 52 and 53, now Nos. 50 and 51, situated and lying at Wilson street, New Bazaar in Hulftsdorp, within the Municipality of Colombo; bounded on the north by the property of Juwanis, on the east by the other part of Paliadeen Bawasah, on the south by Wilson street, and on the west by the property of Juwanis; containing in extent 5½ square perches according to the deed No. 733, dated April 10, 1885, and attested by John Caderamen, Notary Public.

(b) All that part of the garden with the buildings thereon bearing present assessment No. 55, situated at Wilson street in New Bazaar, within the Municipality of Colombo; bounded on the north and west by the other part of this garden, on the east by the property of Baba Appu, Vedarala, and on the south by Wilson street; containing in extent 5 and 59/100 square perches according to the deed No. 735 dated April 10, 1885, and attested by John Caderamen, Notary Public.

(c) All that bankshall and ground, present assessment Nos. 56, 57, and 58, situated at New Bazaar, within the Municipality of Colombo; bounded on the north by the Government ground, on the east by bankshall of Meera Lebbe Ibrahim Lebbe, and on the south and west by road; containing in extent 2 and 26/100 square perches, according to the deed No. 734 dated April 10, 1885, and attested by John Caderamen, Notary Public.

At 4.30 P.M.

E. All those two portions of land annexed to each other with the buildings standing thereon, formerly one property, bearing assessment No. 17, situated at Hulftsdorp street, opposite the Public Court, in the New Bazaar Ward of the Municipality of Colombo; and bounded on the north by the garden of Packer Mohideen Saibo, on the east by the Hulftsdorp street, on the south by the property of a Moorman, and on the west by the property of the late J. C. Dias; containing in extent 3 square perches and 5/100 of a square perch, according to the title deed thereof, No. 2,573 dated October 3, 1898, and attested by John Neill Keith, Notary Public.

E. ONDATJE,
Deputy Fiscal.

Fiscal's Office,
Colombo, March 17, 1909.

In the District Court of Colombo.

P. L. P. S. Pitchappa Chetty of Sea street,
Colombo Plaintiff.

No. 27,975. Vs.

John Clovis de Silva of Hunupitiya, Col-
ombo Defendant.

NOTICE is hereby given that on Thursday, April 15, 1909, at 2 o'clock in the afternoon, will be sold by public auction at Fern Bank, Park street, Colombo, the following property of the defendant, for the recovery of the sum of Rs. 1,500 with interest at 24 per cent. per annum from October 22, 1908, to January 15, 1909, and thereafter on the aggregate

amount of the decree at 9 per cent. per annum till payment in full, and costs of suit, viz. :—

One iron grey horse, 1 four-wheeled dog-cart, 1 rickshaw, 1 piano, 1 tamarind wood chiffonier, 1 tamarind wood almirah with mirror, 1 tamarind wood almirah, 1 tamarind wood writing table with drawers, 1 tamarind wood couch, 4 tamarind wood arm chairs, 8 tamarind wood arm chairs, 1 tamarind wood octagonal table, 1 tamarind wood square table with 2 drawer, 25 pictures (large and small), 3 ebony ladies' chairs, 2 ebony chairs with high back, 12 arm chairs, 1 dining table, 4 rattan mats, 50 flower pots with plants.

E. ONDATJE,
Deputy Fiscal.

Fiscal's Office,
Colombo, March 17, 1909.

In the District Court of Kalutara.

Sinna Lebbe Marikkar Lewana Marikkar
of Gorakana Plaintiff.

No. 3,827. Vs.

(1) Panedunacharige Don Hendrick Perera, for himself and as representative of the estate of the late Panedunacharige Don Prolis Perera, (2) Panedunacharige Don Adrian Perera, (3) Panedunacharige Dona Punchi Nona, for herself and as representative of the estate of her husband Govindewaduge Don Prolis Gunewardena, Muhandiram, deceased, of Sarikkamulla Defendants.

NOTICE is hereby given that on Saturday, April 17, 1909, commencing at 11 o'clock in the forenoon, will be sold by public auction at the respective premises the following property, viz. :—

1. An undivided 17/18 shares of the soil and of the trees and of the buildings of the land called Kongahawatta, situate at Sarikkamulla; and bounded on the north by Galpathawatta, on the east by Perumawatta and Kiripellagahaowita, on the south by Pahalakongahawatta, and on the west by Dewata or Ihalakongahawatta; containing in extent about 2 acres.

2. An undivided 17/18 shares of the soil of the eastern half and of all the trees (excluding the planter's share of the trees of the 2nd plantation), and of the buildings of the eastern half of the land called Malpaninawatta, situate at Sarikkamulla; and bounded on the north by a cart road, on the east by Galpathawatta, on the south by Ihalakongahawatta and Erabudugahawatta, and on the west by Galandawatta and another land; containing in extent about 2 acres.

3. An undivided 17/18 shares of the soil and of the trees of the land called Pahalagalapathawatta, situate at Sarikkamulla; and bounded on the north by Uturugalapathawatta, on the east by a portion of the same Galapathawatta, on the south by dewata cart road, and on the west by a portion of the said Galapathawatta; containing in extent about 2 roods.

4. An undivided 17/18 shares of the soil and trees of the land Perumawatta, situate at Sarikkamulla; and bounded on the north by a portion of the said land, on the east by Depa-ela, on the south by a portion of Perumawatta, and on the west by Kongahawatta; containing in extent about 2 roods.

5. An undivided 17/18 shares of the soil and of the trees of the land called Kiripellagahaowita, situate at Sarikkamulla; and bounded on the north by the live fence of the northern half portion, on the east by the limit of the garden wherein Raigamaacharige Juwanis Perera resides, on the south by the limit of Perumawatta, and on the west by Kongahawatta and Galpothawatta; containing in extent about 2 roods.

6. An undivided 17/18 shares of the soil and trees of the land called Mahawatta, situate at Henemulla; and bounded on the north by Erabadugahawatta, on the east by a portion of the same Mahawatta, on the south by Meegahawatta, and on the west by Kongahawatta and Malpaninawatta; containing in extent about 1 acre and 2 roods.

7. An undivided 17/18 shares of the soil and of the trees of the land called Kongahawatta *alias* Malpaninawatta, situate at Henemulla; and bounded on the north by Erabadugahawatta, on the east by Mahawatta, on the south by Meegahawatta, and on the west by Kongahawatta; containing in extent about 3 roods.

8. An undivided 17/18 shares of the soil and trees of the land called Godaudawatta and Pauleowita, situate at Kehelwatta; and bounded on the north by the limit of the garden wherein Sarideen Lebbe resides, on the east by the limit of Hikgahawatta, on the south by Kahatagahawatta, and on the west by Depa-ela; containing in extent about 2 acres 2 roods excluding the planter's share of the trees of Godaudawatta.

9. An undivided 17/18 of 1/18 parts of the soil and of the trees of the extent of about 2 acres and 2/18 parts of the entire land called Uturugalapothawatta, situate at Sarikkamulla; and bounded on the north by Ehatugahawatta and Maragahawatta, on the east by Kahatagahawatta wherein Raigama-acharige Suse Perera resides, on the south by Dakunugalapothawatta, and on the west by the limit of Galpottawatta.

10. An undivided 17/18 shares of 1/12 part of the soil and of the trees of the land called Maragahawatta, situate at Sarikkamulla; and bounded on the north by the land belonging to Welappunaidelage Peiris Hamy, on the east by Kahatagahawatta, on the south by Uturugalapathawatta, and on the west by Ehatugahawatta; containing in extent about 1 rood.

11. An undivided 2/7 of $\frac{1}{2}$ share of the land called Galpathawatta, situate at Sarikkamulla; and bounded on the north by $\frac{1}{2}$ portion of this land, on the east by Galhenewatta, on the south by Suduhakuruge Galabodawatta, and on the west by Mututantrige Galpottawatta; containing in extent 1 acre 1 rood and 14 perches, specially mortgaged with the plaintiff and declared bound and executable for the decree entered in this case, for the recovery of Rs. 5,000, with further interest on Rs. 2,000 at 16 per cent. per annum and on Rs. 255 at 16 $\frac{1}{2}$ per cent. per annum from July 17, 1908, till February 5, 1909, and thereafter at 9 per cent. per annum on the aggregate sum till payment and costs of suit Rs. 699.

B. P. J. GOMES,
Deputy Fiscal.

Deputy Fiscal's Office,
Kalutara, March 15, 1909.

In the District Court of Colombo.

John de Croos of Negombo Plaintiff.
Nicholas Emanuel de Croos Substituted Plaintiff.

No. 19,639.

Vs.

Dendris de Silva Amaragunakarunaratne
Arachchi of Mullepitiya in Alutgambadda,
in the District of Kalutara Defendant.

NOTICE is hereby given that on Saturday, April 17, 1909, commencing at 11 o'clock in the forenoon, will be sold by public auction at the respective premises for the recovery of Rs. 2,624.7 with interest on Rs. 1,980.44 at 15 per cent. per annum from February 29, 1904, till May 13, 1904, and thereafter at 9 per cent. per annum till payment in full, the following property:—

1. All that divided southern half portion of Ganeyawatta *alias* Mawatabodawatta, situated at

Kaluwamodara in Alutgambadda of Kalutara totamune; bounded on the north by Digarollawatta *alias* Mudiyansegewatta, east by Inasibabisagewatta and Muttettuwatta, south by Donsinagewatta *alias* Ganayawatta, west by the high road; containing in extent 1 acre and 2 roods.

2. All those two boutiques with the soil attached thereto, situated and lying at Alutgantotupola in Alutgama in the District of Kalutara; bounded on the north by the boutique belonging to Sekkadi Marikar Ahamadu Lebbe, east by the high road, south by the boutique and premises belonging to Sinna Thamby Mudalali Ahamadu Lebbe and others, west by the portion of Santakurusayawatta.

3. An undivided half part of Thappayawatta, situate at Beruwala in Beruwalbadda of the District of Kalutara; bounded on the north by the sea-shore, east by Marthingo Marasstage Thappayawatta, south by the garden of Cornelis van Rooyen, and on the west by the Crown property, containing in extent 2 roods, mortgaged with the plaintiff and the proceeds applied in and towards the payment of the amount of the writ.

B. P. J. GOMES,
Deputy Fiscal.

Deputy Fiscal's Office,
Kalutara, March 17, 1909.

In the District Court of Colombo.

Don Spater Senanayake Mudaliyar of
Sirimadure in Borella, Colombo Plaintiff,

No. 24,064.

Vs.

Angagey Manis Perera of Thalpititiya Defendant.

NOTICE is hereby given that on Saturday, April 17, 1909, commencing at 11 o'clock in the forenoon will be sold by public auction at the respective premises the following property, viz:—

1. All that one-half of all that allotment of land called Delgahakurunduawatta and the cinnamon and other plantations thereon, situate at Thalpititiya in Thalpitibedda of Panadure totamune; and bounded on the north by a cart road, east by a portion of this property belonging to Sameresinghe Arachchige Don Cornelis Appuhamy, on the south by the land of Hewafonseke Juwanis Fonseka, and on the west by the goda-agala leading from the owita to the property; containing in extent 2 acres 3 roods and 26/100 perches.

2. All that four-sixth parts or shares of and from one-eighth of five-sixth parts of the garden called Kahatagahawatta with the trees and plantations thereon, situate at Thalpititiya; and bounded on the north by Pasadeyawatta or Delgahawatta, on the east by Ambagahawatta belonging to Sameresinghe Arachchige Don Jakovis Appuhamy, on the south by Ambagahawatta and Kahatagahawatta, and on the west by Goolugahawatta and Delgahawatta; containing in extent 2 acres.

3. All that four-sixth parts or shares of and from one-eighth part of an allotment of land called Ambagahawatta with the trees and plantations standing thereon, situate at Thalpititiya; and bounded on the north by a portion of Ambagahawatta occupied by Lianage Pieris Perera, on the east by the property of Mestiage Isoris Appu or the lane, on the south by the garden called Moonemalagahawatta, and on the west by Pansalwatta; containing in extent 1 $\frac{1}{2}$ acre.

4. All that remaining one-fourth portion of an allotment of land called Ambagahawatta exclusive of

three jak trees of the first plantation towards the eastern portion thereof, and one-third part of the whole plantation thereof, situate at Thalapitiya; and bounded on the north by a cart road, on the east by the property of Simon Perera, Peace Officer of Thalapitiya, on the south by the property of Peace Officer and Hastakage Dines Perera, and by Weeruwawatta, and on the west by Ketakelagahawatta; containing in extent about $1\frac{1}{2}$ acre.

5. All that remaining one-eighth part of the western portion of the land exclusive of one-third portion of the 3rd plantation thereof, called Ketakelagahawatta, situate at Thalapitiya, and bounded on the north by a portion of Ketakelagahawatta belonging to Illangage Davith Tissera and others, on the east by a portion of this property belonging to Christian Perera and others, south by a cart road, and on the west by cinnamon garden belonging to Sameresinghe Arachchige Don Cornelis Appuhamy and others; containing in extent about $\frac{3}{4}$ of an acre.

6. All that undivided one-third part of a land called Ambagahawatta and of the plantations thereon, situate at Thalapitiya, on the north by a cart road, east by a portion of this property planted with arecanut, south by Werewawatta, and on the west by Ketakelagahawatta; containing in extent 1 rood.

7. All that one-half part or share of the garden called Werewawatta with the plantations standing thereon, situate at Thalapitiya; and bounded on the north by Ambagahawatta belonging to Manis Perera and others, east by Gorakagahawatta, on the south by Ambagahawatta belonging to Lianage Peiris Perera, and on the west by the property of Lianage Peiris Perera and Ketakelagahawatta; containing in extent about $1\frac{1}{2}$ acre.

8. All that one-third portion of land called Unapandureowita, situate at Mahawadduwa in Wadduwabadda; and bounded on the north by the field belonging to Mestiage Don Andris Peiris, on the east by Diamarukele or Pallipinawatta of Angage Manis Perera, south by a portion of this property possessed by the heirs of Mestiage Don Bastian, Police Vidane, and on the west by Irumbialiyawatta and Lindamulewatta; containing in extent about 5 bushels of paddy sowing.

9. All those 1 24, 1 18 and 7 432 parts or shares of the land called Palleniyawattakattiya with the plantations thereon, situate at Mahawadduwa; bounded on the north and west by Sooriyawela, east by Delgahawatta, south by a portion of this property; containing in extent about 3 acres.

10. All that $7\frac{1}{2}$ '10 of $\frac{1}{2}$ part or shares together with $7\frac{1}{2}$ '10 of $\frac{1}{2}$ of the plantation of a land called Palleniyawattakattiya at Mahawadduwa; and bounded on the north and west by Sooriyawela, east by Delgahawatta, and on the south by a portion of this property; containing in extent about 3 acres.

11. All that $\frac{3}{4}$ parts or shares of the soil and plantation of two portions of lands called Pillawatta and Uyanewatta forming one property, situate at Mahawadduwa; and bounded on the north by the property belonging to Abaran Appu and others, east by Pansalwatta, Aluadeniyewatta, and Daluwatta, south by Yalunagodawatta and Dodangahawatta, and on the west by the ditch falling to Sooriyakele and by the property of Babanaide, specially mortgaged with the plaintiff and declared bound and executable for the decree entered in this case, for the recovery of Rs. 2,218.52, with interest on Rs. 1,876.26 at 12 per cent. per annum from October 5, 1906, till December 21, 1906, and thereafter on the aggregate amount at 9 per cent. per annum from the date of decree (minus Rs. 850).

Deputy Fiscal's Office,
Kalutara, March 15, 1909.

B. P. J. GOMES,
Deputy Fiscal.

In the District Court of Colombo.

S. S. P. Suppramanian Chetty of No. 44,
Sea street, Colombo Plaintiff.

No. 25,295. Vs.

(1) P. Don Sadris, (2) P. A. Fernando of
Bankshall street, presently of Kalu-
tara Defendants.

NOTICE is hereby given that on Saturday, April 17, 1909, commencing at 11 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property, viz. :—

1. $1/16$ th share of the soil and of the trees of the land called Thahingedarawatta in extent about 8 acres and the tiled house standing thereon, situated at Moragala; and bounded on the north by Haldolakumbura, on the east by the high road and Thundolakumbura, on the south by Berawattedeniya, and on the west by Crown lands.

2. $1/96$ th share of the soil and of the trees of the land called Maragahawatta, containing in extent about 10 acres and the tiled house standing thereon, situated at Moragala; bounded on the north by Hinarawatta, Henadiawatta, and kumbura, on the east by Kanattewatta and Kurullakumbura, on the south by Hinarawatta, Gunayakumbura and Pussagahawatta, and on the west by Hiriwaguragoda and Henarawatta.

3. $\frac{1}{2}$ share of the soil of the field called Hungunwela-aswedduma, containing in extent about 8 acres, situate at Ratmale; and bounded on the north by Crown land, on the east by Crown land, on the south by Nagodakumbura and Potukumbura, and on the west by Weliduwegodella.

4. $\frac{1}{8}$ share of the soil and of the trees of the land called Alahengodawatta and Deweddekumbura, in extent about 12 acres, and the tiled house standing thereon, situated at Moragala; and bounded on the north by Thundolayakumbura, on the east by Nulajakumbura, land belongs to John Perera and cart road, on the south by Madugahawatta, and on the west by Crown high jungle and Berawattedeniya.

5. $1/24$ th share of the soil of two fields called Kanassekumbura and Kurullakumbura, in extent about 6 pelas paddy sowing, situated at Moragala; and bounded on the north by Eriyakumbura and Palleliyadda, on the east by Monaraendugaladeniya and Kurukgodegodella, on the south by Kurukgodegodella and Monaraendugaladeniya, and on the west by Kanategedara-arawa.

6. $1/24$ th share of the soil of the fields called Benwalakumbura and Thundolakumbura, in extent about 7 pelas paddy sowing, situated at Moragala; bounded on the north by Alubijjakumbura, on the east by Imbulgahakumbura, on the south by Nulajaliyadda, and on the west by Thuththiriowitzawatta and Wattedoda-arawa.

7. The entire field called Humbuluwekandekumbura, in extent about 1 acre 1 rood and 14 perches situated at Leeniyawa; and bounded on the north and north-east by Humbuluwekanda belonging to Crown and the land appearing in plan No. 140,650, on the east by land appearing in plan No. 140,650, on the south-east and south by Humbuluwekanda belonging to Crown, and on the south-west and west by Humbuluwekanda claimed by K. Sama and others.

For the recovery of Rs. 1,346.80 with interest on Rs. 1,300 at 12 per cent. per annum from the July 16, 1907, till September 6, 1907, and thereafter at 9 per cent. per annum till payment in full and costs.

Deputy Fiscal's Office,
Kalutara, March 17, 1909.

B. P. J. GOMES,
Deputy Fiscal.

Northern Province.

In the Court of Requests of Jaffna.

Kathirkamar Kasippillai *alias* Kasinatar of Chunnagam (de d) Plaintiff.
Kasinathar Chinnappah of Chunagam, Administrator of the estate of the late Katiramar Kasinatar. . . . Substituted Plaintiff.

No. 2,261 A. Vs.

(1) Kathikesu Vairamuttu of Chulipuram, (2) Mootathamby Chithamparanatar of Chunnagam Defendants.

NOTICE is hereby given that on Monday, April 19, 1909, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said second defendant in the following property for the recovery of Rs. 150, with interest thereon at 9 per cent. per annum from September 27, 1900, and costs Rs. 20.25 and charges, viz. :—

In a piece of land situated at Chunnakam called Kurumpayappulam; containing or reputed to contain in extent 17 lachams of varagu culture with its appurtenances, including share of well; bounded or reputed to be bounded on the east by the property of Vairavy, wife of Thaman, and another, north by the property of Tankamuttupillai, wife of Kanagarayar, west by the property of Chellamuttupillai, wife of Ponnampalam, and another, and on the south by road.

V. THAMBIPILLAI,
Deputy Fiscal.

Fiscal's Office,
Jaffna, March 15, 1909.

Southern Province.

In the District Court of Galle.

Kalupahanage Simon de Silva of Katukoliha Plaintiff.

No. 8,926. Vs.

Pattu Muttu of Galle, widow of M. S. M. Cassim Defendant.

NOTICE is hereby given that on Thursday, April 15, 1909, commencing at 2 P.M., will be sold by public auction at the premises the following mortgaged property, viz. :—

1. All that northern one-half portion including all the plantations and the building standing thereon of the extent of 1 rood and 14.74 perches of the land

Dangaragahawatta of the extent of 2 roods and 29.48 perches, situate at Dangedara.

2. All that undivided $\frac{1}{2}$ part of all the fruit trees and soil and of all the buildings standing on Dangaragahawatta about 1 acre in extent at ditto.

Writ amount, Rs. 2,498.48, with interest on Rs. 2,326.11 at 9 per cent. per annum from August 4, 1908, and poundage.

C. T. LEEMBRUGGEN,
for Fiscal.

Fiscal's Office,
Galle, March 17, 1909.

Eastern Province.

In the District Court of Batticaloa.

1, Swany Tindal Antonippillai of Puliyan-tivu; 2, Jacoppillai Bastiampillai of Koddaimunai Plaintiffs.

No. 3,001. Vs.

1, Margaret Louisa Wambeek; 2, A. B. Collette of Koddaimunai; Puranchippillai Kadraimar, administrator of the estate and effects of the late V. U. Sinnatamby Vanniah of Koddakallar Defendants.

Amounts to be levied from the first and second defendants.

NOTICE is hereby given that on Saturday, April 17, 1909, at 10 o'clock in the morning 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, viz. :—

The store garden, being lot No. 11,568, situated at Kalkudah in Koralaipattu, in the District of Batticaloa, Eastern Province; and bounded on the north by road and its reservation, on the south by sea-shore, on the east by Crown land and sea-shore, and on the west by Vaikkal and second class resthouse; containing in extent 2 roods and 19 perches, with the building and plantation thereon.

Amount to be levied Rs. 2,941.95, with interest on Rs. 2,791.70 at 9 per cent. per annum from June 18, 1908, till payment in full.

T. REID,
Deputy Fiscal.

Fiscal's Office,
Batticaloa, March 10, 1909.

LIST OF JURORS AND ASSESSORS.

SOUTHERN PROVINCE.

ADDITIONAL LIST OF ENGLISH-SPEAKING JURORS.

Matara District.

LIST of persons in Matara District of the Southern Province qualified to serve as Jurors and Assessors under section 257 of the Ordinance No. 15 of 1898 (Criminal Procedure Code), for the year 1909 :—

Geddes, E. R. E., Beverley, Deniyaya
Jones, H. L., Campden Hill, Deniyaya.
McLeod, H., Silvakanda, Morowak korale.

Fiscal's Office,
Galle, March 16, 1909.

C. T. LEEMBRUGGEN,
for Fiscal.