



Ceylon Government Gazette

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

PART III.—Provincial Administration.

PART IV.—Land Settlement.

PART II.—Legal and Judicial.

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.

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PASSED ORDINANCES.

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

No. 6 of 1909.

An Ordinance to make provision for raising a Loan of Three Million Four Hundred and Thirty-six Thousand Eight Hundred and Fifty-four Pounds Sterling for the Construction of certain Public Works and other purposes.

HENRY MCCALLUM.

Preamble.

WHEREAS it is expedient to raise a loan of three million four hundred and thirty-six thousand eight hundred and fifty-four pounds sterling for the purposes specified in the schedule hereto: 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 Public Works Loan Ordinance, 1909."

Authority to Governor to borrow by sale of debentures or inscribed stock.

2 The Governor is hereby authorized to issue stock or debentures, or both, under the provisions of "The General Loan and Inscribed Stock Ordinance, 1907," to an amount sufficient to produce, as nearly as may be, the sum of three million four hundred and thirty-six thousand eight hundred and fifty-four pounds sterling, and such further sum as may be necessary to defray the expenses of issue.

- Application of loan.** 3 The money to be borrowed under the authority of this Ordinance shall be appropriated and applied to the purposes specified in the schedule hereto, and to no other purpose. Provided that it shall be lawful for the Governor, with the previous approval of a Secretary of State, to direct that any sums which may not be required for a purpose specified in the schedule may be appropriated and applied to any other purpose therein specified.
- Commencement of contribution to sinking fund.** 4 Contribution to sinking fund, as contemplated by the provisions of sections 13 and 27 of "The General Loan and Inscribed Stock Ordinance, 1907," shall commence after the expiration of three years from the date on which the interest on the first debentures or inscribed stock to be issued under this Ordinance shall begin to run.
- Repeal.** 5 The Ordinance No. 1 of 1905 is hereby repealed.

SCHEDULE.

Purposes to which Loan is applicable.

	£
1. Colombo Harbour Works ..	800,000
2. Railway Construction (1899 programme) ..	98,400
3. Duplication of Colombo Water Main ..	55,867
4. Irrigation ..	113,333
5. Colombo Stations Extension ..	296,666
6. Ratnapura Railway ..	200,000
7. Colombo Drainage (First Series of Works) ..	333,334
8. Colombo Drainage (Second Series of Works) ..	500,000
9. Colombo Lake Development ..	319,900
10. Karaiur Reclamation, Jaffna ..	10,000
11. Duplication of Moratuwa and Ragama Railway Lines ..	180,000
12. Mannar Railway ..	409,254
13. Motor Traction ..	120,000
14. Extension of Railway where most required (nominal) ..	100
Total ..	3,436,854

Passed in Council the Twenty-sixth day of February, One thousand Nine hundred and Nine.

A. G. CLAYTON,
Clerk to the Council.

Assented to by His Excellency the Governor the Twenty-third day of March, One thousand Nine hundred and Nine.

HUGH CLIFFORD,
Colonial Secretary

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

No. 7 of 1909.

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

HENRY MCCALLUM.

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, 1909," 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 the Governor may from time to time prescribe by order in the *Government Gazette*.

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 or keep defined 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 or all be liable to set up or repair the landmark, the requisition shall be served on the owner or occupier of each such land. Where one only of such owners has complied with the requisition, he may recover from the other owner or owners the proportionate share of the expense which he has incurred in complying with the requisition.

Landmarks for adjoining lots.**Certificate.**

7 (1) 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.

(2) Upon a report of the Surveyor-General or of a licensed surveyor authorized by the Surveyor-General to inspect Crown landmarks to the effect that any Crown landmarks have been properly repaired or replaced, or that any boundary line has been properly defined, the Government Agent may grant a certificate that such work has been done to his satisfaction.

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 Surveyor-General on the requisition of the Government Agent to cause such work to be done, and the cost incurred thereby, and such additional sum as the Governor in Executive Council shall from time to time by rule prescribe, shall be chargeable and recoverable as hereinafter provided.

Parties may require Government

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 cause such landmarks to be set up or

Agent to set up or repair the landmarks.	repaired, and the Government Agent may require the Surveyor-General to 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 Surveyor-General, 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 this Ordinance.
Summons to show cause.	12 In the event of any person charged with the expense incurred by the Surveyor-General 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 imposed by 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.
Penalty for setting up counterfeit Crown landmarks.	15 Any person who, except in any case where a Crown landmark is by this Ordinance required or allowed to be set up, sets up or causes or allows to be set up on property belonging to him or under his control or management any boundary mark resembling the Crown landmarks prescribed for the purpose of this Ordinance, intending or knowing it likely that such boundary mark will be taken for a Crown landmark, shall be guilty of an offence under this Ordinance, and shall be liable on conviction to a fine which may extend to five hundred rupees, and to simple or rigorous imprisonment for a term not exceeding six months.
Penalty for misuse of Government broad arrow mark.	16 No person other than an officer in the Civil or Military Service of the Crown, or a person authorized by such officer, shall engrave on or affix to any rock, stone, tree, or other object the Government broad arrow mark or any imitation thereof. Any person acting in contravention of this section shall be guilty of an offence, and shall be liable on conviction thereof to a fine which may extend to one hundred rupees.
Protection to persons acting under the Ordinance.	17 No suit, action, or legal proceedings shall lie against any person for anything done in good faith, or intended to be so done, under this Ordinance.

Passed in Council the Twenty-sixth day of February, One thousand Nine hundred and Nine.

A. G. CLAYTON,
Clerk to the Council.

Assented to by His Excellency the Governor the Twenty-second day of March, One thousand Nine hundred and Nine.

HUGH CLIFFORD,
Colonial Secretary.

NOTICES IN TESTAMENTARY ACTIONS.

No. 41
 In the District Court of Colombo.
No. 310
367
 Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Nancy Grace Gooneratne, *nee* de Silva of Alutmawata in Colombo, deceased.

Simon Herbert de Silva of Alutmawata in Colombo Petitioner.

And

- 1, Herod Gooneratne of Waskaduwa in the District of Kalutara; 2, Simon de Silva, Mudaliyar of the Governor's Gate; and 3, Angracia de Silva, both of Alutmawatta aforesaid Respondents.

THIS matter coming on for disposal before Hermann A. Loos, Esq., District Judge of Colombo, on March 25, 1909, in the presence of Mr. H. P. Weerasooriya, Proctor, on the part of the petitioner above-named; and the affidavit of the said petitioner dated March 8, 1909, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled, as the brother of the deceased above-named, to administer the estate of the said deceased, and that letters of administration do issue to him accordingly, unless the respondents above-named or any other person or persons interested shall, on or before April 29, 1909, show sufficient cause to the satisfaction of this court to the contrary.

HERMANN A. LOOS,
 District Judge.

March 25, 1909.

No. 41
 In the District Court of Colombo.
No. 312
367
 Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Kandasamy Muttu Letchimi of Colombo, deceased.

Vettivelu Murugasu of Chekku street in Colombo Petitioner.

And

- 1, Murugasu Rasammah; 2, Kandasamy Krishnasamy of Sea street in Colombo Respondents.

THIS matter coming on for disposal before Hermann A. Loos, Esq., District Judge of Colombo, on March 25, 1909, in the presence of Mr. J. H. R. Joseph, Proctor, on the part of the petitioner above-named; and the affidavit of the said petitioner dated March 25, 1909, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled, as the husband 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 respondents above-named or any other person or persons interested shall, on or before April 29, 1909, show sufficient cause to the satisfaction of this court to the contrary.

HERMANN A. LOOS,
 District Judge.

March 25, 1909.

In the District Court of Negombo.
 Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Christogu Fernando Nicholas Pulle, Police Headman, and Ana Rodrigo Kandappa, deceased, of Udangawa.

THIS matter coming on for disposal before R. W. Byrde, Esq., District Judge of Negombo, on March 18, 1909, in the presence of Messrs. Rajapakse and Corea, Proctors, on the part of the petitioner Nicholas Fernando Christogu Pulle of Udangawa; and the affidavit of the said petitioner dated March 9, 1909, having been read:

It is ordered that the petitioner be and he is hereby declared entitled to have letters of administration of the estate of the above-named deceased issued to him, unless (1) Emerencia Fernando Christogu Pulle, (2) Francisco Fernando Christogu Pulle, (3) Philippu Fernando Christogu Pulle, (4) Victoria Fernando Christogu Pulle, all of Udangawa, shall, on or before May 5, 1909, show sufficient cause to the satisfaction of this court to the contrary.

R. W. BYRDE,
 District Judge.

March 18, 1909.

No. 41
 In the District Court of Jaffna.
 Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of Sitamparappillai Sapapatippillai of Analaitivu in Jaffna, late of Tutu Anson in the Federated Malay States, deceased.

Meenadchippillai, widow of Sapapatippillai of Analaitivu Petitioner.

Vs.

- (1) Sitamparappillai Palany of Analaitivu, (2) Sitamparappillai Sinniah of Analaitivu, (3) Ponnachchy, widow of Namasivayam of Analaitivu Respondents.

THIS matter of the petition of Meenadchippillai, widow of Sapapatippillai, praying for letters of administration to the estate of the above-named deceased Sitamparappillai Sapapatippillai, coming on for disposal before R. N. Thaine, Esq., District Judge, on March 23, 1909, in the presence of Messrs. Cassipillai & Cathiravelu, Proctors, on the part of the petitioner; and the affidavit of the petitioner dated March 22, 1909, having been read: It is declared that the petitioner is the lawful 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 April 26, 1909, show sufficient cause to the satisfaction of this court to the contrary.

R. N. THAINE,
 District Judge.

March 23, 1909.

2041
3672

In the District Court of Jaffna.
Order Nisi.
Testamentary In the Matter of the Estate of the
Jurisdiction. late Sithamparappillai Vissuwa-
No. 2,153. nather of Mathakal, deceased.
Sabapathy Vetharaniam of Mathakal Petitioner.

Vs.
Arumugam Thillaiampalam of Mathakal . . Respondent.

THIS matter of the petition of Sabapathy Vetharaniam of Mathakal, praying for letters of administration to the estate of the above-named deceased Sithamparappillai Vissuwanathar of Mathakal, coming on for disposal before R. N. Thaine, Esq., District Judge, on March 23, 1909, in the presence of Mr. K. Sivapirakasam, Proctor, on the part of the petitioner; and affidavit of the petitioner dated March 22, 1909, having been read: It is declared that the petitioner is the uncle of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondent or any other person shall, on or before April 8, 1909, show sufficient cause to the satisfaction of this court to the contrary.

March 23, 1909. R. N. THAINE,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Intestate Estate
Jurisdiction. of Fredrick John de Vos, late of
No. 3,869. Galle Fort, deceased.

THIS matter coming on for disposal before W. E. Thorpe, Esq., District Judge of Galle, on April 5, 1909, in the presence of Mrs. Mabel Jocelyn de Vos, petitioner; and the affidavit of the petitioner dated, having been read:

It is ordered and decreed that the said Mrs. Mabel Jocelyn de Vos, is the widow of the deceased, and that she is as such entitled to letters of administration issued to her accordingly, unless the respondents (1) Mabel Wilhelmina de Vos, (2) Henrietta Amelia de Vos, (3) Theresa Jocelyn de Vos, (4) Frederick William Edward de Vos by their guardian *ad litem* Charles Edward de Vos the 5th respondent shall, on or before April 23, 1909, show sufficient cause to the satisfaction of this court to the contrary.

W. E. THORPE,
District Judge.

April 5, 1909.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.
No. 2,319. In the matter of the insolvency of
Kodicaragey Don Charles Appu-
hamy of Padukka in the Meda
pattu of Hewagam 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 May 13, 1909, for the grant of a certificate of conformity to the insolvent.

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

Colombo, April 5, 1909.

In the District Court of Colombo.
No. 2,330/2,340. In the matter of the insolvency of
Sinnatamby Valupulle and Sinna-
tamby Armogam of No. 6, Chekku
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 May 13, 1909, for the grant of certificates of conformity to the insolvents.

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

Colombo, April 5, 1909.

In the District Court of Colombo.
No. 2,346. In the matter of the insolvency of
John A. Casie Chetty of Kotahena
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 May 13, 1909, for the grant of a certificate of conformity to the insolvent.

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

Colombo, April 5, 1909.

In the District Court of Kalutara.
No. 123. In the matter of the insolvency of
Mohamado Ibrahim Saibo Said
Ahamado of Kalutara.

NOTICE is hereby given that a meeting of creditors of the above-named insolvent will take place at a sitting of this court on April 27, 1909, to declare a dividend.

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

Kalutara, April 1, 1909.

In the District Court of Kandy.
No. 1,563. In the matter of the insolvency of
Dominico Hewage Geeris Appu of
Mount Vernon estate, Kotagala.

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 May 11, 1909, for the consideration of the grant of a certificate of conformity.

By order of court,
R. SOLOMONS,
Secretary.

April 2, 1909.

In the District Court of Galle.

391.

In the matter of Agampodi Davithamy of Gammeddegoda in Ratgama, an insolvent.

WHEREAS Agampodi Dapitvhamy of Gammeddegoda in Ratgama has filed a declaration of insolvency, and a petition for the sequestration as insolvent of his own estate, under the Ordinance No. 7 of 1853, and it appears that he has been in actual custody within the walls of a prison for debt for more than 21 days: Notice is hereby given that the said court has adjudged him an insolvent accordingly, and that two public sittings of the court, to wit, on May 6 and May 18, 1909, will take place for the 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.

District Court,
Galle, March 30, 1909.

D. M. JANSZ,
Secretary.

In the District Court of Galle.

No. 383. In the matter of the insolvency of Guardiye Hewa Gamage Albert Dias of Dangedera.

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, to consider the grant of a certificate to the insolvent.

By order of court,

District Court,
Galle, March 30, 1909.

C. W. GOONEWARDENE,
for Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

E. A. Vanderstraaten of Hill street,
Colombo.....Plaintiff.
No. 27,071 C. Vs.

John M. Perera of Dehiwala, Colombo.. Defendant.

NOTICE is hereby given that on Friday, May 7, 1909, at 4 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 415, with interest thereon at 9 per cent. per annum from August 1, 1908, till payment in full and cost of suit, viz.:—

All that defined portion of the land marked letter E in the plan from and out of all that allotment of land bearing lot No. 11a (called Aluthwatta) in registered plan No. 1, situated in the village Dehiwala in the Palle pattu of Salpiti korale; bounded on the north by the portion of this land marked D, on the east by the high road leading to Galle, on the south by lot No. 11b, and on the west by seashore; containing in extent (exclusive of the Railway) 2 acres and 3 roods, according to the figure of survey dated December 2, 1895, made by Mr. J. H. Krikenbeck, Licensed Surveyor.

E. ONDATJE,
Deputy Fiscal.

Fiscal's Office,
Colombo, April 6, 1909.

In the Police Court of Panadure.

The King.....Plaintiff.
No. 29,457. Vs.

(1) Alutge Don Charles of Koppala,
(2) Kuruppumullege Don Siman of
Kuruppumulla..... Sureties.

NOTICE is hereby given that on Wednesday, May 5, 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 sureties in the following property, viz.: (property of 2nd surety):—

1. The 23/24 parts of the soil and of all the trees and plantations of the land called Yakehaluwagahawatta of the extent of 1 acre and 2 roods more or less,

situate at Kuruppumulla in Panadurabadda of Panadura totamune; and bounded on the north by a land belonging to Yakdehikandegge people and the land purchased by Kuruppumullege Don Arnolis Appuhamy and another, east by the portion of the same land wherein Yakdehikandegge Abraham Costa is residing, south by the cart road, and west by Godaparagahawatta in the name of Kuruppumullage.

2. The soil and all the trees and plantations of a portion of the land called Yakchaluwegahakanattewatta of the extent of 2 acres more or less, situate at ditto; and bounded on the north by a portion of this land sold by the Crown, east by the portion belonging to Yakdehikandegge people, south by the portion owned by Kuruppumullage Don Karolis Appuhamy, at present belonging to 2nd surety, and west by the portion purchased by Juwan Fernando Arachchirala.

3. The $\frac{1}{2}$ of $\frac{1}{2}$ part of the trees of the 2nd plantation and $\frac{1}{2}$ of $\frac{1}{2}$ part of the soil and of the trees of the first plantation and the residing cadjaned house standing thereon of the land called Andiyawatta alias a portion of Kahatagahawatta of the extent of 2 $\frac{1}{2}$ acres more or less at ditto; and bounded on the north by the high road, east by Kurundugahawatta, south by a portion of the same land, and on the west by a portion of the same land.

4. The $\frac{1}{2}$ part of the soil and of the trees of a portion of the land called Kahatagahaowita of the extent of three kurunies of paddy sowing, situate at ditto; and bounded on the north by Kahatagahawatta alias Kongahawatta, east by a portion of this land belonging to Don Alwis Goonesekera Appuhamy and others, south by Depa-ela, and west by Godapara fence separating Kongahawattepaulekumbura.

5. The soil and trees of the portion of Delgahawatta between the north and east of the extent of 1 acre and 2 roods, situate at ditto; and bounded on the north by the land called Polpeleketuwa alias Kahatagahawatta, east by Narangahawatta and Kahatagahawatta, south by the ditch cut for this land, west by Kahatagahawatta alias Delgahawatta.

6. The planter's $\frac{1}{2}$ share of the trees and undivided 9/60 parts of the soil and of the paraveni trees of the land called Narangahawatta of the extent of 4 acres more or less, situate at Malemulla; and bounded on the north by Delgahawatta and Kahatagahawatta belonging to Don Siman Appuhamy, east and south by the ditch of Delgahaowita, and west by Kahatagahawatta alias Kongahawatta.

7. 23/24 parts of the soil of Delgahawattapaulewita of the extent of 1 amunam of paddy sowing at ditto; bounded on the north by Narangahawatta, east by Janchigewatta, south by Delgahawatta, west by the owita owned by Don Joil Goonesekera Appuhamy.

8. The 9/60 parts of the soil and of the remaining trees (excluding the planter's half share of the trees) of the 3rd plantation of the land called Delgahawatta of the extent of 10 acres more or less at ditto; bounded on the north by the ditch of Delgahawita and Galpottewatta, east by Galgodehena *alias* Kahatagahawatta, south by Welengegahawatta, and west by Kongahawatta and Beligahawatta.

9. An undivided 2/5 parts of the soil and of the trees of a portion of Galgodahena of the extent of 6 acres more or less at ditto; bounded on the north by Kahatagahawatta *alias* a portion of this land, east by Delgahawatta belonging to Don Thedonis, School Master, south by Delgahawatta, and west by Delgahawatta and Galpottewatta.

10. The 9/60 parts of the soil and of the trees of the land called Galpottewatta of the extent of 8 acres more or less at ditto; and bounded on the north by Kahatagahawatta, east by Galgodehena *alias* Kahatagahawatta belonging to Don Diyonis Arachchi, south by Delgahawatta, and west by the ditch of Delgahawita *alias* Kahatagahawatta.

11. An undivided 1 1/2 of 7/24 part of the soil and of the trees of the land called Kongahawatta of the extent of three acres more or less, situate at Koppela; and bounded on the north by wela, east by the Crown land and the land of Bopeachchige Punchi Baba Appuhamy, south by Uswatta, and west by wela.

12. An undivided 1/24 part of the soil and of the trees of the land called Uswatta of the extent of 4 acres more or less, situate at ditto; bounded on the north by Kongahawatta, east by wela, south by a portion of Higgahawatta, and west by wela (property of 1st surety).

13. An undivided 1/16 part of the soil and of all the trees of a portion of Higgahawatta of the extent of 4 acres more or less belonging to the 1st surety with the house covered with tiles and cadjans standing thereon, wherein 1st surety resides, situate at ditto; bounded on the north by a portion of the same land belonging to Bopeachchige Don Juwanis Appuhamy and others, east by Munamalgahakumbura, south by a portion of the same land belonging to Don Prolis Wettesinghe, Peace Officer, and west by Punchihewakumbura.

14. The 1 1/2 of 7/24 parts of the remaining soil and of the trees of the land called Delgahawatta *alias* Daladawatta of the extent of 8 acres more or less (excluding the planter's share of the trees of the 2nd plantation of the eastern portion to the heirs of Alutge Binjappuhamy and 1/4 part of the soil and of the remaining trees of the extent of 1 acre to Jayetungatrantrige Don Kustan Ruberu Jayetunga Appuhamy), situate at ditto; bounded on the north by owita and the land wherein Jasinge Don Jakovis Appuhamy had resided, east by the land of Hapuchchige Senoris Perera and the land of Ellewelage, south by the land owned by Habengomuwaige people, and west by wela.

The promissory note dated January 14, 1909, written and granted by Hapuchchige Don Abraham of Koppela in favour of the 1st surety.

One jakwood old box of two feet in length, one jakwood old box of 1 ft. 6 in., in length, 2 ladies' jakwood old chairs, 1 common bed, and 1 brass betel stand, for the recovery of Rs. 300.

B. P. J. GOMES,
Deputy Fiscal.

Deputy Fiscal's Office,
Kalutara, April 5, 1909.

In the District Court of Negombo.

Mona Nana Seyadu Ibrahim Mappellay,
presently of Erupadi, India, by his
attorney Muna Pitche Mavula of
Main street, Negombo Plaintiff,

No. 7,237.

Vs.

(1) Muna Sena Muna Mohammado
Sedaku Tamby of Kilakari, India, (2)
V. P. L. K. R. Palaniappa Chetty of
Sea street, Colombo Defendants.

NOTICE is hereby given that on April 30, 1909, commencing at 10 o'clock in the forenoon, will be sold by public auction at the respective premises the following property mortgaged by bond No. 10,488 dated January 14, 1906, and declared liable to be sold by the decree entered in the above case, viz. :—

(1) The 1/4 share bearing No. 1 of the land situate at Heinpitagedera and Assenawatta in Dasiya and Dunagaha pattus of the Alutkuru korale; and bounded on the north by the land disputed by Abeyagunawardana Gunasekera, now of John Charles Amarassekera Jayawardana and others, on the east by the just 1/2 share of 41 acres and 2 roods bearing Nos. 2 and 4, formerly divided off to Suse Fernando and Juan Fernandó, now of John Croos from this land and the land of Setuhamy, on the south by 1/4 share bearing No. 3 of 20 acres and 3 roods from this land, formerly divided off to Lianage Paulu Fernando, now of Muna Chiyanna Muna Sandanan Mohammado, and on the west by land formerly of Sinanayeke Henry Perera, now of Simon Perera and Daniel Perera and land formerly disputed by Manikuwa and others, now of Muna Cheyanna Muna Mohammado Meera Saibo; containing in extent 20 acres and 3 roods more or less.

(2) The undivided portion of 4 acres from and out of the land called Nagahalanda, situate at Hapuwalana in the Dunagaha pattu of Alutkuru korale; which entire land is bounded on the north by the lands of Davith de Silva Gunasekera Vidanarala, Francisco Rodrigo Appuhamy, Don Bastian Appuhamy, and others, on the east by the lands of Malinduwa Kaluwa and others, on the south by the lands of Punchi Veda and others and Crown land, and on the west by the paddy field of Buria and others; containing in extent 50 acres more or less.

(3) The 15/100 of the land situate at Hunupitagedera, Hapuwalana, and Assenawatta in the Dunagaha and Dasiya pattus of Alutkuru korale; and bounded on the north-east by the portion No. 1 of this land divided off to Jeelis Appuhamy, south by the portion No. 6 of this land divided off and the land called by Hapanpedige Kaluwa, on the west by Crown land, and on the north by the portion No. 4 divided off from this land to Helenis Appu; containing in extent 15 acres more or less.

(4) An undivided 1/4 of the paddy field called Kiri-metiagare, situate at Alutapola in the Dunagaha pattu of Alutkuru korale; which entire field is bounded on the north by the land of Davith de Silva Gunasekera Vidanarala, on the east by the land of Marthelis Paris, Notary, and others, on the south by the land of Kamel Fernando Vel-vidanarala, and on the west by the garden of Domingo Perera Wijeyasundara Seneviratna Appuhamy; containing in extent 8 parras of paddy sowing more or less.

(5) The 1/4 share of the land No. 3 situate at Heinpitagedera and Assenawatta in Dunagaha and Dasiya pattus of the Alutkuru korale; and bounded on the north by the 1/4 share of No. 1 of 20 acres and 3 roods of this land belonging to Davith de Silva Gunasekera, Police Headman, on the east by the 1/4 of No. 2 of this land belonging to Kurukulasuriya Suse Fernando and Warnaculasuriya Colambage Juan Fernando, on the south by the land claimed by Wagapedige Buria and Rajapassapedige Tikira, and on the west by the land of Jayasinghearachchige Bastian Appu,

90.10/-

and others; containing in extent 20 acres and 3 roods more or less.

(6) The divided $\frac{1}{4}$ share of 17/100 of the land of 100 acres, situate at Hapuwalana, Heinpitagedera, and Assennawatta in Dunagaha and Dasiya pattus of the Alutkuru korale; and bounded on the north by the portion of this land purchased by Muna Chiyanna Muna Mohammado Meera Saibo, on the east by the garden of Malinduwa, on the south by the land of Sinduwa, and on the west by the land of Mr. Soysa; containing in extent 4 acres and 1 rood more or less.

Amount to be levied Rs. 22,971.20, with interest thereon at 9 per cent. per annum from July 22, 1908, till payment.

FRED. G. HEPONSTALL,
Deputy Fiscal.

Deputy Fiscal's Office,
Negombo, April 5, 1909.

No. 6/1- Northern Province.

In the District Court of Jaffna.

Ravanna Mana Meyna Seena, Thana
Chuppiramanian Chetty of Vanpar-
ponnai.....Plaintiff.

No. 5,187. Vs.

(1) Sinnattampy Ponniah *alias* Joseph
and (2) J. F. Punniyasingam of
Irupalai..... Defendants.

NOTICE is hereby given that on Monday, May 24, 1909, at 10 o'clock in the forenoon, will be sold by public auction at the spot the right, title, and interest of the said first defendant in the following property for the recovery of Rs. 1,350, with interest thereon at the rate of 9 per cent. per annum from March 22, 1907, until payment in full, and costs of suit being Rs. 119.75, and charges, viz:—

In a piece of land situated at Koppay south, called Vadathampattai; containing or reputed to contain in extent 23 $\frac{1}{2}$ lachams varagu culture, with house, well, and cultivated and spontaneous plants; bounded or reputed to be bounded on the east by the property of Tankamuttu and others, north by the property of Sinnattampy and others; west by the property of Parupatham and others, and on the south by the property of Veerakatty.

2. In a piece of land situated at Koppay south called Kuttuny; containing or reputed to contain in extent 80 lachams varagu culture with palmyras; bounded or reputed to be bounded on the east by the property of Nellinatar and others; north by the property of Chuppiramanian and others, west by lane, and on the south by the property of Kanapatiar and others.

3. In a piece of land situated at Erupalai called Perivalavu; containing or reputed to contain in extent 13 lachams varagu culture, with palmyras and cultivated plants; bounded or reputed to be bounded on the east by lane, north by the property belonging to Veerakatty Pillaiar temple, west by the property of Nellinatar and others, and on the south by street.

4. In a piece of land situated at Erupalai called Kalianakkulam and other parcels; containing or reputed to contain in extent 80 lachams paddy culture; bounded or reputed to be bounded on the east by the property belonging to Veerakatty Pillaiar temple and others, north by the property of Tamotharampillai and others, west by channel and tank, and on the south by the property of Vayithalingam.

V. THAMBIPILLAI,
Deputy Fiscal.

Fiscal's Office,
Jaffna, April 3, 1909.

In the District Court of Jaffna.

No. 4
Velauthar Chellaturai of Jaffna town.....Plaintiff.
No. 6,259. Vs.

Nicholas Duraisamy Thambirasa of
Jaffna town, administrator of the
estate of the late Charlotte Pakkiam,
wife of Nicholas Duraisamy Tambi-
rasa of Jaffna town.....Defendant.

NOTICE is hereby given that on Monday, May 10, 1909, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the late Pakkiam, in the following property for the recovery of Rs. 554.76 with interest thereon at the rate of 9 per cent. per annum from October 30, 1908, until payment in full and charges, viz:—

In an undivided half share of a piece of land situated at Chankanai called Olumattharai, containing or reputed to contain in extent 19 $\frac{1}{2}$ lachams of varagu culture with stone built house, kitchen, well, and other appurtenances; bounded or reputed to be bounded on the east by lane, north by the property of Sinnattankam, wife of Sinnattampy, and Ayampillai Muttayahpillai, west by the property of Ampalavanar Saravananuttu and Murukesar Ponniah, and on the south by the property of Tankamma, widow of Chellappah.

V. THAMBIPILLAI,
Deputy Fiscal.

Fiscal's Office,
Jaffna, April 3, 1909.

In the Court of Requests of Jaffna.

No. 4
(1) Vallyar Sinnattampy and his wife (2)
Taivanai of Tirunelvely.....Plaintiffs.

No. 7,009/A. Vs.

(1) Nagamany Tillaiyampalam, (2) wife,
Ponnoo, (3) Muttiah, (4) wife,
Sinnattangam, all of Tirunelvely.... Defendants.

NOTICE is hereby given that on Wednesday, May 12, 1909, at 10 o'clock in the forenoon, will be sold by public auction at the spot the following property hypothecated to the plaintiff and decreed to be sold by decree entered in the above action, for the recovery of Rs. 104.33, with such further interest on Rs. 81.16 from October 13, 1908, at the rate of 12 per cent. per annum, provided that such interest does not exceed Rs. 57.99, and costs of suit being Rs. 34.24, and charges, viz:—

An undivided $\frac{1}{4}$ share with its appurtenances of a piece of land situated at Tirunelvely called Punnaiady and Sinnachidduvalavu; containing or reputed to contain in extent 26 lachams of varagu culture, with wells, young palmyras, and cultivated plants; bounded or reputed to be bounded on the east and north by road, west by the property belonging to Kayarokanasamy temple, and on the south by the property of Somasuntaravally, wife of Muttukumaru.

An undivided $\frac{1}{4}$ share with its appurtenances of a piece of land situated at Tirunelvely called Irakkanthoddam and Santherakonavalavu; containing or reputed to contain in extent 21 lachams of varagu culture, with well and young palmyras; bounded or reputed to be bounded on the east, west, and south by sand road; and on the north by the property of Tankam, wife of Ramalingam and others, and by the property belonging to the temple of Kandasamy at Nallur.

V. THAMBIPILLAI,
Deputy Fiscal.

Fiscal's Office,
Jaffna, April 3, 1909.

Southern Province.

In the District Court of Matara.

Edward Justin Buultjens of Matara Plaintiff.
No. 4,462. Vs.

Sonnadarage Dines Hami and Sonnadarage Kalu Appu, both of Palolpitiya . . Defendants.

NOTICE is hereby given that on under-mentioned days, commencing at the hours mentioned on each day, will be sold by public auction at the premises in the following order the right, title, and interest of the said defendants in the under-mentioned property for the recovery of Rs. 831.45.

On Saturday, May 1, 1909, at 10 A.M.

1. The land called Nalagamayakoratuwa, situate at Kitalagama in the Gangaboda of Matara District, Southern Province; and bounded on the east by Kirinaidegedeniya, south by Polmadahena, west by Medahena, and north by Bambara-ela.
2. The planter's $\frac{1}{2}$ share of cinnamon and coconut plantation and $\frac{1}{4}$ and $\frac{2}{9}$ of the remaining fruit trees and soil of Sinchigewatta, at ditto: and bounded on the east by Lintotamullewatta, west by Pitakkamulle, north by Weralugasmulle, and south by Medagodawatta.
3. The land called Karawakbokka of 12 kunnies extent, at ditto; bounded on the east by Usgodawatta, west by Magodahaelawella, north by Elawella, and south by Deniyegodella.
4. The land called Gammacharigedeniya, at ditto; bounded on the east by Kanatuwa-ela, west by Ambagahawala, north by Badalgewatta and Kanattegewatta, south by Kanatuwagodelle.
5. 7/16 of Gammacharigekoratuwa *alias* Kongahakoratuwa, except planter's share, at ditto; bounded on the east by Badalgewatta, west by Ambagahawala, north by Ambagahapittaniya, south by Gammacharigedeniya.
6. The planter's $\frac{1}{2}$ share of second plantation and 115/225 of the remaining fruit trees and of soil of Kanattewatta, at ditto; bounded on the east by Kanatuwawala, west by Thalambugahakoratuwa, north by Kanattedeniya, south by Gammacharigedeniya.
7. 25/32 of Ambagahapittaniya, at ditto; bounded on the east by Medawatta, west by Ambagahawala, north by Kongahakoratuwa, and south by koratuwa.
8. 7/36 of Medahena and planter's $\frac{1}{2}$ share of second plantation, at ditto; bounded on the east by Nalagamayakoratuwa, west by Welketiyahena, north by ela, and south by Medahenaweta.
9. 19/32 of Medawatta, at ditto; bounded on the east by Kanattadeniya, west by Ambagahawalapittaniya, north by Gammacharigewatta, and south by Badalgewatta.
10. Half of Kirindegewatta *alias* Gammacharigewatta, at ditto; bounded on the east by Kanattedeniya, west by Kirinaidegedeniya, north by Beliketiyawala, south by Ambagahawalapittaniya and Medawatta.

On Saturday, May 1, 1909, at 2 P.M.

11. Planter's $\frac{1}{2}$ share of cinnamon plantation and $\frac{1}{4}$ and $\frac{2}{9}$ of the soil and of fruit trees of Pansalegodelle watta and planter's $\frac{1}{2}$ share of second plantation and $\frac{1}{2}$ of the remaining fruit trees and soil of Malaygodawatta at Polatugoda in Gangaboda pattu, Southern Province; both bounded on east by Lintotamullewatta, west by Pittakkamulla, north by Weralugasmulla, south by ela.
12. 7/36 of Agodakoratuwa, at ditto, together with planter's $\frac{1}{2}$ share of second plantation; bounded on the east by Magodahaelawella, west by Kapasadapudeniya, north by Uduwe-ela, south by Nalagamayakoratuwa.

On Monday, May 3, 1909, at 12 noon.

13. The field called Dematagahagodelle of 3 pelas in extent at Kirinde, in ditto; bounded on the north by Catakalahawatta and Borellahena, east by Aiymanapittaniya, south by Ewadugekumbura and west by Depela and Medabodigekumbura.

G. F. DE LIVERA,
Deputy Fiscal's Office, Deputy Fiscal.
Matara, April 1, 1909.

Eastern Province.

In the District Court of Trincomalee.

Kader Miskin Subadar of No. 3 Division,
Trincomalee Plaintiff.
No. 360. Vs.

- (1) Thenarumma, widow of P. Mariambawa, for himself and as guardian *ad litem* of her minor children, (2) M. Mastanbawa, (3) M. Naraumma, (4) M. Ussanbawa, (5) M. Pakkeertamby, (6) M. Pakkeer Ismail, and (7) M. Sagutamby, (8) Vassarumma, wife of Mohammad Meydin, (9) Mammalebbai Mohammad Meydin, and (10) Kachchumma, widow of Sinna Mecra Pichai, all of Division No. 4, Trincomalee Defendants.

NOTICE is hereby given that on Saturday, May 8, 1909, at 11 o'clock in the forenoon, will be sold by public auction at the spot, the right, title, and interest of the said defendants in the following property, viz.:—

1. A piece of land situated at Division No. 5, Trincomalee, with coconut trees, palmyra trees, and other plantations standing thereon, and share in the well; bounded on the east by the land of P. Mariambawa and others, west by the land of E. Abdul Rasool, north by the land of S. Eliyatamby, and on the south by the land of U. Mohammad Maiyatheen and others; extent on the east 10 fathoms and 3 cubits, west 10 fathoms and 2 cubits, north 7 fathoms and 2 cubits, and on the south 9 fathoms.
2. Out of a piece of land situated at Division No. 4, Trincomalee, with a tiled house of 3 rooms and 2 small rooms, on the southern side well and other rights relating thereto, excluding a piece of land on the north-western side with a big room and a small room and things belonging thereto, the remaining land on the south-eastern side with 2 big rooms, 1 small room, and share of well; boundaries of the whole land are on the north-east and south-east by roads, south-west and north-west by small lanes; extent 22,000 perches.
- *3. Out of a piece of land situated at Division No. 5, Trincomalee, with a tiled house of 2 rooms, $\frac{1}{2}$ share of well, 2 coconut trees, a room on the eastern side of the tiled house described above, and an undivided $\frac{1}{2}$ share of the whole land, and of the plantations standing thereon; boundaries of the whole land are on the west by the land of U. Umarukandu, north by the land of E. Abdul Rasool, east by lane, and on the south by road; extent 7 and $\frac{1}{100}$ perches.

On Friday, May 7, 1909, at 11 o'clock in the forenoon.

†4. A piece of field called Oddupulthoddam, being lot No. 4,082, situated at Mutur in Koddiyarpattu, Trincomalee; bounded on the north by the

* This property is seized subject to mortgage of K. K. Swaminatha-aiyer for Rs. 50 and interest.

† All the above lands are seized under writ No. 330, District Court, Trincomalee, and also the 4th and 5th lands are seized under writ No. 2,826, Court of Request, Trincomalee.

land of Kachchumma, widow of Pitchai; east by channel; south by the land of S. Nainakandu and others; and on the west by the land of the heirs of J. R. Canagaratna; extent 4 acres 1 rood and 35 perches.

6. A piece of field being lot No. 10,437, situated at Matur in Koddigar pattu, Trincomalee; bounded on the east by water-course, north by the land of S. Mammadu Maideen, west by Crown land, and on the south by the land of Kachchumma, widow of Pitchai; extent 6 acres 3 roods and 25 perches.

Writ amount, Rs. 643.50.

Deputy Fiscal's Office,
Trincomalee, April 2, 1909.

S. RAJU,
Deputy Fiscal.

Po. 41- North-Western Province.

In the District Court of Colombo.

K. T. M. M. Mohamado Mohideen
Hadjar of Calpenteyn.....Plaintiff.
No. 23,503. Vs.

Seana Muna Mohamado Yusboo of
ChilawDefendant.

NOTICE is hereby given that on Monday, May 3, 1909, at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title,

and interest of the said defendant in the following property, viz. :—

(1) The contiguous two tiled boutiques bearing assessment No. 460, situated at First Cross street in the town of Chilaw, and bounded on the north by boutique belonging to Mussapher Noordeen Tuan, east by First Cross street, south by boutique belonging to Mayil Tuan, and west by Second Cross street.

(2) An undivided $6\frac{1}{12}$ shares of the copra boutique and the premises bearing assessment No. 507 and the contiguous boutiques, situated in the town of Chilaw, and bounded on the north by land belonging to Mr. James Cooke, east by Puttalam road, south by Bazaar street, and west by land belonging to the heirs of Davidu Fernando.

(3) The tiled boutique bearing assessment No. 447, situated in the town of Chilaw, and bounded on the north by boutique belonging to the heirs of Manuel Joseph Fernando, east by First Cross street, south by Bazaar street, and west by boutique belonging to Peduru Pinto.

Amount to be levied Rs. 2,002.50, with interest at 9 per cent. per annum on Rs. 1,000 from December 12, 1900, and on Rs. 1,000 from December 27, 1906, till payment in full and poundage.

A. V. HERAT,
Deputy Fiscal.

Deputy Fiscal's Office,
Chilaw, April 1, 1909.