



Ceylon Government Gazette

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

PART II.—Legal and Judicial.

PART III.—Provincial Administration.

PART IV.—Land Settlement.

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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. 8 of 1909.

An Ordinance to amend the Law relating to Cattle Trespass.

HENRY MCCALLUM.

Preamble.

WHEREAS it is expedient to amend "The Cattle Trespass Ordinance, 1876" (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.

1 This Ordinance may be cited as "The Cattle Trespass (Amendment) Ordinance, 1909," and shall be read and construed as one with the principal Ordinance.

Substitution of a new section for section 4.

2 For section 4 of the principal Ordinance the following section shall be substituted, namely:

Cattle trespassing on lands may be seized.

4. It shall be lawful for any proprietor or occupier (or any other person by his direction) of any land to seize any animals found trespassing therein or thereupon and to tie up and detain them until the damages, if any, occasioned by such trespass, assessed in manner hereinafter mentioned, and the fair expense of the keep of such animals during their lawful detention, shall be paid or recovered as hereinafter mentioned.

- Amendment of section 6. **3** In section 6 of the principal Ordinance the words "if such trespass shall have been committed in the night time" in line 8 thereof are hereby repealed.
- Amendment of section 7. **4** In section 7 of the principal Ordinance the words "or some other person in his behalf" shall be inserted immediately after the words "trespassed upon" in line 27 of the said section; and the words "in case the trespass shall have been committed in the night time" in lines 43 and 44 are hereby repealed.
- Substitution of a new section 10. **5** For section 10 of the principal Ordinance the following section shall be substituted :
- All rights under Ordinance forfeited, unless due notice is given to headman. **10.** All right to the benefit of any of the provisions of this Ordinance shall be forfeited, unless the notice required by section 7 shall have been given within forty-eight hours from the time of seizure (if any) or of trespass (if no seizure) to some police constable or local headman having jurisdiction in the district, if any such shall be resident within ten miles, or if no police constable or headman be resident within that distance, then within a reasonable period after such seizure or trespass. Provided always that nothing herein contained shall be held to take away or affect any right which the Crown or any person may have at common law for redress in respect of any damage sustained by trespass of animals.
- Common law rights reserved. **6** For section 12 of the principal Ordinance the following section shall be substituted, namely :
- Substitution of new section 12. (1) Any person without lawful right removing or taking away, or attempting to remove or take away, or causing to be removed or taken away, any cattle or animals from the custody of the person entitled to keep or detain the same under the provisions of this Ordinance shall be guilty of an offence, and shall be liable on conviction to a fine which may extend to fifty rupees, and in default of payment to rigorous imprisonment for a term not exceeding three months.
- Penalty for removing, &c., cattle from lawful custody. (2) Any offence under this section shall be liable either by the Police Court or by the Village Tribunal of the division in which the offence was committed. A Village Tribunal, in any case where the offender is subject to the criminal jurisdiction of a Village Tribunal, shall have power to pass sentences not exceeding a fine of twenty rupees, and in default of payment, rigorous imprisonment for a term not exceeding two weeks.
- Amendment of section 14. **7** In section 14 of the principal Ordinance the word "garden" shall be substituted for the words "enclosed garden" in the proviso.
- Amendment of sections 5, 6, 7, 9, 13, and 14. **8** In sections 5, 6, 7, 9, 13, and 14 of the principal Ordinance the words "or line of railway or land appertaining thereto" shall be inserted immediately after the words "irrigation works" wherever they occur in the said sections.
- Power to exempt provinces, &c., from operation of Ordinance. **9** (1) The Governor in Executive Council may, by order in the *Government Gazette*, exempt any province, revenue district, or other area in the Island from the operation of this Ordinance, and may from time to time revoke or vary any such order.
- (2) Where any order has been made under the preceding sub-section, the principal Ordinance shall, so long as such order remains in force, have effect in the province, revenue district, or other area to which the order relates without the amendments enacted by 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 Twentyninth day of March, One thousand Nine hundred and Nine.

HUGH CLIFFORD,
Colonial Secretary.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Alexander Brown, late of 43, No. 3,301 C. Cross street, Fraserburgh, Scotland, deceased.

Andrew John Pearson of Colombo. Petitioner.

THIS matter coming on for disposal before Hermann A. Loos, Esq., District Judge of Colombo, on March 16, 1909, in the presence of Mr. Sydney Julius of Messrs. Julius and Creasy, Proctor, on the part of the petitioner above-named; and the affidavit of the said petitioner dated March 1, 1909, having been read: And extract confirmation of John Brown, as executor dative, having been produced.

It is ordered that the petitioner be, and he is hereby declared entitled as attorney of the executor dative of the deceased above-named, to administer the estate of the said deceased, and that letters of administration do issue to him accordingly, unless any person or persons interested shall, on or before April 1, 1909, show sufficient cause to the satisfaction of this court to the contrary.

HERMANN A. LOOS,
District Judge.

March 16, 1909.

The date for showing cause is extended to April 29, 1909.

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

April 1, 1909.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Kahawevidanelage Dona Juliana Hamine of Narahenpita, deceased; written jointly with her husband Lokurallage Don Gabriel Appuhamy of Narahenpita aforesaid.

THIS matter coming on for disposal before Hermann A. Loos, Esq., District Judge of Colombo, on March 26, 1909, in the presence of Mr. John Gratiaen Perera, Proctor, on the part of the petitioner Lokurallage Don Gabriel Appuhamy; and the affidavits of the said (1) petitioner dated March 25, 1909, (2) of the Notary and the attesting witnesses having been read:

It is ordered that the will of Kahawevidanelage Dona Juliana Hamine, deceased, dated December 19, 1908, and now deposited in this court be and the same is hereby declared proved; and it is further declared that the said Lokurallage Don Gabriel Appuhamy is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly in respect of the half share of the said Kahawevidanelage Dona Juliana Hamine, deceased, unless any 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 26, 1909.

In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Richard Abraham Quintus No. 2,688. Gunasekera, deceased, of Gampola.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., District Judge of Kandy, on April 1, 1909, in the presence of Messrs. Beven & Beven, Proctors, on the part of the petitioner Cornelia Grace Gunasekara of Gampola; and the affidavit of the said petitioner, dated March 5, 1909, having been read:

It is ordered that the petitioner Cornelia Grace Gunasekara of Gampola be and she is hereby declared entitled to letters of administration to the estate of Richard Abraham Quintus Gunasekara of Gampola, deceased, as the widow of the said deceased, unless (1) Ilene May Gunasekara of Gampola by her guardian *ad litem* Minnie Ela Lambe, Church of England Mission, Gampola, shall, on or before April 29, 1909, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,
District Judge.

April 1, 1909.

In the District Court of Jaffna.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Emily Rasammah Philips of No. 2,100. Jaffna, deceased.

John Francis Philips of Pallai in Jaffna. Petitioner.

Francis T. Philips of Pallai in Jaffna. Respondent.

THIS matter of the petition of John Francis Philips of Pallai in Jaffna praying for letters of administration to the estate of the above-named deceased, Emily Rasammah Philips of Jaffna, coming on for disposal before R. N. Thaine, Esq., District Judge, on February 15, 1909, in the presence of Messrs. Tambiah S. Cooke and P. S. J. Chrysostom, Proctors, on the part of the petitioner; and affidavit of the petitioner dated September 11, 1908, having been read: It is declared that the petitioner is the husband of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondent or any other person shall, on or before March 29, 1909, show sufficient cause to the satisfaction of this court to the contrary.

R. N. THAINE,
District Judge.

February 15, 1909.

The date for showing cause is extended for April 23, 1909.

V. CASIPPILLAI,
Additional District Judge.

In the District Court of Matara.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Hettiarachchige Jaris de No. 1,680. Silva, deceased, of Talalla.

THIS matter coming on for disposal before B. J. Dutton, Esq., District Judge of Matara, on

February 5, 1909, on the motion of Messrs. Keuneman on the part of the petitioner Wattuhewa Leisihamy of Talalla; and the affidavit of the said petitioner, dated January 18, 1909, having been read:

It is ordered that Hettiarachchige Jamus de Silva of Tallala be and he is hereby appointed guardian over the minor respondents (1) Hettiarachchige Podi Nona, (2) Hettiarachchige Madduma Hamy, (3) Hettiarachchige Punchi Nona, (4) Hettiarachchige Diyonis:

It is further ordered that the said Wattuhewa Leisihamy, as widow of the deceased, is entitled to have letters of administration issued to her accordingly, unless the respondents (1) Hettiarachchige Podi Nona, (2) Hettiarachchige Madduma Hamy, (3) Hettiarachchige Punchi Nona, (4) Hettiarachchige Diyonis de Silva by their guardian (5) Hettiarachchige Jamus de Silva shall, on or before April 29, 1909, show sufficient cause to the satisfaction of this court to the contrary.

B. J. DUTTON,
District Judge.

February 5, 1909.

In the District Court of Ratnapura.

Testamentary Jurisdiction. In the Matter of the Estate of Tanayanwatte Dassanaiké Mudiyanse-lage Kiri Banda, late Registrar of Opanaiké, deceased.

No. 572.

THIS matter coming on for disposal before W. H. B. Carbery, Esq., on March 1, 1909, in the presence of Messrs. Goonewardena and Attygalle, Proctors, on the part of the petitioner Dassanayake Mudiyanse-lage Loku Banda Korale of Opanaiké; and the affidavit of the said petitioner, dated February 13, 1909, having been read: It is ordered that the petitioner be declared entitled to have letters of administration to the estate of the deceased, Tanayanwatte Dassanaiké Mudiyanse-lage Kiri Banda, unless the respondents (1) Dassanaiké Mudiyanse-lage Loku Kumarihami, (2) Dassanaiké Mudiyanse-lage Dassanaiké, both of Opanaiké, or any other person shall, on or before April 27, 1909, show sufficient cause to the satisfaction of the court to the contrary.

W. H. B. CARBERY,
District Judge.

March 1, 1909.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 2,123. In the matter of the insolvency of William Ræ Sands of Colombo, in his individual capacity and as a partner of the firm of Baker & Hall.

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 declaration of a dividend in the above matter.

By order of court.

J. B. MISSE,
Secretary.

Colombo, April 8, 1909.

In the District Court of Kalutara.

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

NOTICE is hereby given that a certificate of conformity has been refused to the insolvent in the above matter.

By order of court.

WM. DE SILVA,
Secretary.

Kalutara, April 8, 1909.

In the District Court of Kalutara.

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

NOTICE is hereby given that a certificate of conformity has been refused to the insolvent in the above matter.

By order of court.

WM. DE SILVA,
Secretary.

Kalutara, April 8, 1909.

In the District Court of Kalutara.

No. 129. In the matter of the insolvency of Theodore Albert de Alwis of Panadure.

NOTICE is here by given that the second sitting of this court in the above matter is adjourned to May 5, 1909, for examination of the insolvent.

By order of court,

WM. DE SILVA,
Secretary.

Kalutara, April 8, 1909.

In the District Court of Galle.

No. 392. In the matter of the insolvency of S. M. Ismail of Talapitiya.

WHEREAS S. M. Ismail has filed a declaration of insolvency, and A. C. Ebrahim of Galle a petition for the sequestration of the estate of S. M. Ismail, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said S. M. Ismail insolvent accordingly; and that two public sittings of the court, to wit, on May 11, 1909, and on May 21, 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,

C. W. GOONWARDANA,
Acting Secretary.

District Court,
Galle, April 6, 1909.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Frederick Dornhorst of Colombo and
presently in England Plaintiff.
No. 26,731. Vs.

George Alexander Dharmaratna of
Moratuwa..... Defendant.

NOTICE is hereby given that on Friday, May 14, 1909, at 4 o'clock in the afternoon, will be sold by public auction at the premises the following property declared bound and executable under the decree entered in the above action for the recovery of the sum of Rs. 2,894 with interest on Rs. 2,000 at 8 per cent. per annum from May 4, 1908, till July 17, 1908, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full and costs of suit, viz. :—

All those two defined and contiguous portions of land marked 3 and 4 in the figure of survey attached to the title deeds thereof and also the owita land adjoining portion 4 and to the south thereof with all the buildings and plantations thereon and which three portions of land now form one property and are situated at Rawafawatta, Moratuwa, in the Palle pattu of Salpiti korale; and are bounded on the north by the land of Hewatonsekage Siman Fernando and a minor road, on the east by the property of Tamby Baas and the owita land of William Alexander Dharmaratna, on the south by garden belonging to the estate of the late Muttutantrige Bastian Coore and the owita land of Robert Alexander Dharmaratna, and on the west by the gardens of William Alexander Dharmaratna, David Alexander Dharmaratna, and the owita land of Robert Alexander Dharmaratna; containing in extent 2 acres 1 and 71/100 square perches, and all the estate, right, title, interest, claim, and demand whatsoever of the defendant into, upon, or out of the same.

E. ONDATJE,
Deputy Fiscal.

Fiscal's Office,
Colombo, April 14, 1909.

In the District Court of Colombo.

H. P. Fernando Vimala Gunawardene
of Kynsey road, Colombo Plaintiff.
No. 27,818. Vs.

Meeyanna Mohamado Mohiyadeen of
the Tannery, Welikade, in the Palle
pattu of Salpiti korale..... Defendant.

NOTICE is hereby given that on Saturday, May 15, 1909, will be sold by public auction at the respective premises, the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 3,205.20 being balance principal due in the case with interest thereon at 9 per cent. per annum from February 19, 1909, till payment in full and costs of suit, taxed at Rs. 265.50 and poundage, viz. :—

At 12 noon.

1. All that and those two allotments of land bearing assessment Nos. 2 and 3, contiguous to each other and now forming one property, situated at Maradana, Cinnamon gardens, now called Hunupitiya, within the

Municipality of Colombo; and bounded on the north-east by land belonging to Mututantrige Siman Fernando, now of Midin, on the south-east by a road 40 feet wide, on the south-west by land claimed by Hettige Adonis Appu, and on the north-west by land said to belong to Neyna Marikkar, now belonging to the estate of Joronis Pieris; containing in extent 1 rood and 17½ square perches more or less, as per survey dated November 25, 1869, made by J. P. de Fransz, Land Surveyor, which said allotments are respectively described in the deeds pertaining to them as follows :—

(a) All that half part of the land with the buildings standing bearing assessment No. 2, situated at Hunupitiya within the Municipality of Colombo; bounded on the north by the property of Ranasinghe Arachchige Don Andris Appuhamy, on the east by the high road, on the south by the other half part of this property belonging to Kelaniage Santiago Silva, and on the west by the property of Joronis Pieris; containing in extent 28 75/100 square perches, which said land and premises are held and possessed by the said Meeyanna Mohamado Meedin, under and by virtue of a deed bearing No. 1,946, dated November 14, 1891, and attested by John Neill Keith of Colombo, Notary Public.

(b) All that just half part out of the ½ part of the garden with the buildings standing thereon and bearing assessment No. 3, situated at Maradana, Cinnamon gardens, now called Hunupitiya, within the Municipality of Colombo; and bounded or reputed to be bounded on the north by the other part of this land, on the east by the road, on the south by the land claimed by Hettige Adonis Perera, and on the west by the property of Joronis Pieris; containing or reputed to contain in extent about 28 68/100 perches more or less, which said land and premises are held and possessed by the said Meeyanna Mohamado Meedin under and by virtue of a deed bearing No. 3,083, dated December 23, 1887, and attested by William Edmund Felsingier of Kurunegala, Notary Public, subject however to the existing mortgages thereof, created by two bonds, one bearing No. 2,957, dated February 3, 1902, and attested by John Neill Keith of Colombo, Notary Public, in favour of James Jameison Thorburn, Esq., of the Ceylon Civil Service, for Rs. 6,500, and the other bearing No. 2,988, dated July 28, 1902, and attested by the said John Neill Keith of Colombo, Notary Public, in favour of Arthur Charles Allnutt, Esq., of the Ceylon Civil Service, and Philip Watson Braybrooke, Esq., of Shedley, Turnbridge Wells, in the County of Kent, England, for the sum of Rs. 10,000, and registered in A 40/202, 73/95, 74/340.

At 2 P.M.

2. All that land and all those allotments of land adjoining each other, and now forming one property together with the buildings standing thereon called Dowawatta, situated at Forbes road in Maradana, within the Municipality of Colombo, and described as follows :—

(a) All that piece of garden marked Lr. B. from and out of the garden called Dowawatta, situated at Maradana, on the northern side of Forbes road, within the Municipality of Colombo; bounded or reputed to be bounded on the north by the lake, on the east by the other part marked Lr. C., on the south by Forbes road, and on the west by a part of the same garden marked Lr. A. belonging to Pathuma Natchia; containing in extent 16 square perches, according to

the title deed thereof bearing No. 1,996, dated January 31, 1893, and attested by John Neill Keith of Colombo, Notary Public.

(b) All that piece of garden marked Lr. C, from and out of the garden called Dowawatta, situated at Maradana, on the northern side of Forbes' road, within the Municipality of Colombo; bounded on the north by the lake, on the east by the property of Pally Constable Packeer Tamby, on the south by Forbes road, and on the west by a part of the same garden marked Lr. B.; containing in extent 16 perches according to the title deed thereof, bearing No. 1,704 dated November 23, 1886, and attested by John Neill Keith of Colombo, Notary Public.

(c) All that western half part or share of land in the remaining part of a garden called Dowawatta with the buildings standing thereon, now bearing assessment No. 13A, situated at Forbes road in Maradana, within the Municipality of Colombo; which said western half part or share is bounded on the north by the lake, now converted into a grass field, on the east by the other half part of the same garden belonging to Jeynambu Natchia, on the south by a portion of this garden sold to Meera Pulle Mohamado Mohideen, and on the west by the other part of the same garden belonging to Meera Pulle Mohamado Mohideen; containing in extent 13 square perches and 6/100 of a perch according to the title deed bearing No. 2,918, dated February 24, 1900, and attested by W. G. F. W. Seneviratne of Colombo, Notary Public, which said premises were surveyed on July 14, 1902, by Juan de Silva, Licensed Surveyor, and are described in the plan made by him as follows:—

Plan of three allotments of land marked A, B, and C, annexed in one block with the buildings standing thereon together with the portion marked D, on which a boutique stands, being parts of a garden called Dowawatta, situated at Forbes road in Maradana, within the Municipality of Colombo, belonging to Meera Pulle M. M. Marikkar; the entire block is bounded on the north by a grass field, on the east by the properties of Colanda Marikkar Jyayal Mohamado Lebbe Marikkar, on the south by Forbes road, and on the west by the property of Jyayal Mohamado Lebbe Marikkar; containing in extent 1 rood and 8 29/100 perches, subject however to the existing mortgage thereof in favour of Arthur Charles Allnutt of the Ceylon Civil Service and Philip Watson Braybrooke, created by a bond No. 2,988, dated July 28, 1902, and attested by John Neill Keith of Colombo, Notary Public, for Rs. 10,000, registered in A 40/202, 74/370.

E. ONDATJE,
Deputy Fiscal.

Fiscal's Office,
Colombo, April 14, 1909.

In the District Court of Colombo.

Kana Runa Muna Pana Nawanna Narayanan Chetty of Sea street, Colombo.... Plaintiff.
No. 26,656. Vs.

Muna Kawana Uduma Lebbe Marikar of Maggona..... Defendant.

NOTICE is hereby given that on Saturday, May 8, 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 defendant in the following property, for the recovery of Rs. 1,801.25 with interest thereon at 9 per cent. per annum from April 9, 1908, till payment in full:—

1. 3 1/10 share of the soil and of the trees and the tiled house wherein the defendant resides standing thereon, of the land called Godayartotam belonging to the defendant, situate at Maggona in Maggonbadda of the Kalutara totamune, in the District of Kalutara; and bounded on the north by Palliyewatta, east also

by Palliyewatta, south by Kandewatta, and on the west by Molkawewatta; in extent about 2 acres more or less.

2. 3/10 share of the entire soil and of the remaining trees with the painter's 1/4 share of the trees of the 1st, 2nd, and 3rd plantation and the tiled house standing thereon of the garden called Kotuwaselwatta, in extent of about 1 1/2 acre more or less, situate at Maggona; and bounded on the north by Wellayawatta and Palliyewatta, east by Kotuwaselwatta belonging to Ahamado Lebbe Samci Lebbe; and others, south by land possessed by Don Davith Patabendirala, and on the west by the Kotuwaselwatta belonging to Don Davith Patabendirala.

B. P. J. GOMES,
Deputy Fiscal's Office,
Kalutara, April 14, 1909.

Northern Province.

In the Court of Requests of Jaffna.

Ravanna Mana Seyna Suntharam
Cheddy of Kankesanthurai..... Plaintiff.
No. 6,785/A. Vs.

(1) Velauthar Poothappillai and wife
(2) Vallippillai of Tellippalai West.... Defendants.

NOTICE is hereby given that on Tuesday, May 11, 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 defendants, in the following property, for the recovery of Rs. 250 with interest thereon at the rate of 24 per cent. per annum from January 17, 1908, until payment in full, and costs of suit being Rs. 25.25 and charges, viz.:—

In a piece of land situated at Tellippalai West called Mukkiavattai, containing or reputed to contain in extent 13 lachams of varagu culture, with house, well, and other appurtenances; bounded or reputed to be bounded on the east by lane, north by the property of Varattai, wife of Sinnattamby, west by the property of Sinnakkuddi, widow of Veluppillai and Kanthan Vairavan, and on the south by the property of Kanthan Vairavan and by lane.

In a piece of land situated at Tellippalai West called Uchehalai; containing or reputed to contain in extent 18 lachams of paddy culture with share of water of well standing on the eastern boundary land and way and water-course; bounded or reputed to be bounded on the east by the property of Moothar Ampalam, north by the property of Chethuppillai, wife of Visuvalingam, west by the property of Thairavanai, wife of Murukar, and on the south by the property of Murukesar Kanagaretnani.

V. THAMBIPILLAI,
Fiscal's Office,
Jaffna, April 5, 1909.

Southern Province.

In the District Court of Galle.

M. K. M. P. R. Letchimanan Chetty of Galle..... Plaintiff,
No. 8,812. Vs.

Vitanage Sinno Appu of Bope, now of Nagoda..... Defendant.

NOTICE is hereby given that on Wednesday, May 12, 1909, at 2 o'clock in the afternoon, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property, viz.:—

All the soil and fruit trees of the land called Aratchigewatta *alias* Elapilawewatta together with the boutique and the other buildings standing thereon, situate at Kalegama, in extent about $\frac{1}{4}$ of an acre.

Writ amount Rs. 377.50 with interest on Rs. 373.75 at 9 per cent. per annum from November 30, 1908.

C. T. LEEMBRUGGEN,
Fiscal's Office, for Fiscal.
Galle, April 14, 1909.

Eastern Province.

In the District Court of Batticaloa.

Sinnatamby Nakamuttu of Periyakallar . . . Plaintiff.

No. 2,861. Vs.

(1) Puranchippillai Kadiraman, (2) Kandappan Tankamma, both of Koddaikallar, administrators of the estate of the late V. U. Sinnatamby Vanniah . . . Defendants.

NOTICE is hereby given that on Saturday, May 8, 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 defendants as aforesaid in the following property:—

1. A paddy land called Sevukavayal at Periyakalmunaiveli, in Kalmunaikandam in Karavakuppattu in the District of Batticaloa, Eastern Province; and bounded on the north by the paddy land called Nilanvayal otherwise known as Mullaikarenvayal belonging to S. V. Sinnatamby Pody Vanniah and others, on the south by the field called Meddumuttadduvayal, on the east by Kallady Kulattukaddu, and on the west by Siruvelappattuvaikal; containing in extent 5 acres and 8 perches with inlets, outlets, and other rights.

At 3 P.M.

2. A garden situated at Kalmunai, in Karavakuppattu in the District of Batticaloa, Eastern Province; and bounded on the north by the garden belonging to President Albert Canagasabai and by the garden of Sinnavy Vannan Kumany, on the south by the garden of Proctor Kathiramer Rasah and others, on the east by the garden of P. H. Seenitamby and by the garden of Mundappody Kannappan and others, and on the west by road with house, well, and produce; containing in extent from north to south 33 fathoms, and from east to west on the southern side 22 fathoms, and on the northern side 30 $\frac{1}{2}$ fathoms.

Amount to be levied, Rs. 1,126.90.

T. SINNATAMBY,
for Fiscal.

Fiscal's Office,
Batticaloa, April 7, 1909.

In the District Court of Batticaloa.

T. K. Sapapatippillai Udayar of Kallady Uppodai . . . Plaintiff.

No. 2,986. Vs.

Muhamadutambylebbe Marakair Meyan-tinbavalebbe of Panichavaddavan . . . Defendant.

NOTICE is hereby given that on Saturday, May 15, 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 defendant in the following property specially hypothecated by the plaintiff by bond No. 3,781, dated November 28, 1906, and attested by Notary Seenitamby:—

The northern piece of land called Vavavaravaikadu or Palattadikandoru; two lots forming one block, situated at Nindoor, in Nindoor pattu in the District of Batticaloa, Eastern Province; and which northern piece is bounded on the east by the limit of the land of

V. V. Uthumalebbe and others and lane, on the west by border of main road, north by the path or lane and chain measurement, and on the south by the remaining land of this land belonging to I. M. P. H. Akamatu-lebbepody and others; containing in extent from north to south towards the east 24 fathoms, in the centre 29 fathoms, towards the west 47 $\frac{1}{2}$ fathoms, and from east to west towards the north 165 fathoms, and towards the south 135 fathoms, the land of these boundaries and extent, with the stone-built house, well, coconut trees, plantations, and produce contained thereon, and rights belonging thereto.

Amount to be levied, principal and costs Rs. 1,252.30, with interest on Rs. 1,128.30 at 9 per cent. per annum from June 5, 1908, till payment in full.

Fiscal's Office, T. SINNATAMBY,
Batticaloa, April 8, 1909. Deputy Fiscal.

Province of Sabaragamuwa.

In the District Court of Kegalla.

Jacovis Perera Algama of Dehiowita . . . Plaintiff.

No. 2,207. Vs.

Hewayalage Asanda of Atulugama . . . Defendant.

NOTICE is hereby given that on May 10, 1909, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the following property specially mortgaged and decreed to be sold by the decree entered in the above case for the recovery of the sum of Rs. 1,921.22, with legal interest on the judgment from March 10, 1908, till payment in full:—

1. An undivided $\frac{5}{24}$ of Beraworedeniya of 4 paraahs of paddy sowing extent; bounded on the east by Weyalipitiyakele, south by Lekamalagewatta and aramba, west by Jawatapedigedeniya, north by Jawatapedigedeniya and ditch; situate at Kendangamuweihalagama in Palle pattu of Kuruwiti korale.

2. An undivided $\frac{5}{24}$ of Weliliyadda of 2 pelas of paddy sowing extent; bounded on the east by Wiyalapitiyakele, south by Lekamalagedeniya, west by Jawatapedigedeniya, north by Gamarallage land; situate at ditto.

3. An undivided $\frac{5}{24}$ of Udakumbura of 3 paraahs of paddy sowing extent; bounded on the east by Jamutopedigeaswedduma, south by Sanduwayakdessageudakumbura owned by Jamutopedige people, on the west and north by the land belonging to Jamutopedige people; situate at ditto.

4. An undivided $\frac{1}{4}$ of Kelebodairawalla of 2 $\frac{1}{2}$ bushels of paddy sowing extent; bounded on the east by Meragalgekumbura, south by Medairawalla, west by ela, and north by Jalatinnewatta; situate at ditto.

5. An undivided $\frac{1}{12}$ of Medairiwella of 4 paraahs of paddy sowing extent; bounded on the east by Meragalgekumbura, south by Jamatupedigeaswedduma, west by ela, and north by Kelebodairawalla; situate at ditto.

6. An undivided $\frac{5}{24}$ of Kanatiriyana of 4 paraahs of paddy sowing extent; bounded on the east by ela, south by Ambeliyadda, west by Kanatiriyana-aswedduma, and north by Jahingayalagekumbura; situate at ditto.

An undivided $\frac{1}{4}$ of aswedduma of 4 $\frac{1}{2}$ paraahs of paddy sowing extent; bounded on the east by Kanatiriyana, south by Kandeamunaswedduma, west by ditch, and north by Jamatupedigeaswedduma; situate at ditto.

8. An undivided $\frac{1}{4}$ of Andugala-aswedduma of 3 $\frac{1}{2}$ paraahs of paddy sowing extent; bounded on the east by dewala, south by Perunkadapedigehena, west by Kandaripedigehena, and north by Pitapela; situate at ditto.

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9. An undivided $\frac{1}{2}$ of Pitadeniya-aswedduma of 2 paraqs of paddy sowing extent; bounded on the east by Perunkadapedigeaswedduma, south by Pitadeniya, the property of Pansala, west by Jamutupedigewattagala, and north by Jalattige land; situate at ditto.
10. An undivided $\frac{5}{24}$ of Malgomuwa of 5 paraqs of paddy sowing extent; bounded on the east by Galgodagekumbura and Nekatigeliyadda, south by Galgodagekumbura, west by Medamalgamuwagekumbura, north by Korawakmulla and Narankumbura; situate at ditto.
11. An undivided $\frac{1}{2}$ of Ormanegodawalagawakumbura of 5 paraqs of paddy sowing extent; bounded on the east by ditch, south by Moragalayageaswedduma, west by ela, and north by Jamutupedigekumbura; situate at ditto.
12. An undivided $\frac{1}{12}$ of Wiyalapitihenyaya of 40 bushels of paddy sowing extent, bounded on the east by the gardens of Udawatta, south by Thelhawadige and Panwilagehena, west by Sedduwalagehena and Beruwanewatta, north by deniya and Pilleweliyadda; situate at ditto.
13. An undivided $\frac{1}{12}$ of Lunuwelledeniya of 2 bushels of paddy sowing extent; bounded on the east by Godella, south by Jamutupedigekumbura, west by Sadduwalayageaswedduma, north by Halgahawellamulla; situate at ditto.
14. An undivided $\frac{1}{2}$ of Lunuwellehena of 5 paraqs of paddy sowing extent; bounded on the east by Jamutupedigehehena, south by Jalatgehena, west by Galahela, and north by Sadduwalagehena; situate at ditto.
15. An undivided $\frac{1}{12}$ of Kahatugahahena of 3 paraqs of paddy sowing extent; bounded on the east by Galahela, south by Jamutupedigehehena, west by dola, and north by Jamutupedigehehena; situate at ditto.
16. An undivided $\frac{1}{12}$ of Tebuwanayagewatta and deniya of 8 paraqs of paddy sowing extent; bounded on the east by dola, south by Jamutupedigewatta and deniya, west by Galatula, north by watta; situate at ditto.
17. An undivided $\frac{1}{12}$ of Nugeheressehenyaya of 6 paraqs of paddy sowing extent; bounded on the east and south by Jamutupedigehehena, west by the boundary of Kandagomuwa, and north by Kadumunehena; situate at ditto.
18. An undivided $\frac{1}{12}$ of Dikhehena of 6 paraqs of paddy sowing extent; bounded on the east by Horatalpedigehehena, south by Jamutupedigehehena, west by the village boundary, and north by ditch; situate at ditto.
19. An undivided $\frac{1}{12}$ of Rambukpotahena of $2\frac{1}{2}$ paraqs of paddy sowing extent; bounded on the east by aswedduma, south by Perunkapedigehehena, west by dola, and north by asweduma; situate at ditto.
20. An undivided $\frac{1}{12}$ of Andagalahena of 12 paraqs of paddy sowing extent; bounded on the east by aswedduma, south by Perunkadapedigehehena, west by dola, and north by aswedduma; situate at ditto.
21. An undivided $\frac{1}{12}$ of Nockhawatta of 6 paraqs of paddy sowing extent; bounded on the east by Nadandakumbura, south by dola, west by Santiyawatta, and north by Jalattiyewatta; situate at ditto.
22. An undivided $\frac{1}{12}$ of Annakkegalehena of 2 paraqs of paddy sowing extent; bounded on the east by Jamutupedigehehena, south by Perunkadapedigehehena, west by high road leading to pansala, north by Pansalewatta and the road leading to pansala; situate at ditto.
23. An undivided $\frac{1}{2}$ of Beruwanewatta of 3 paraqs of paddy sowing extent; bounded on the east by Punchiaramba, south by Omariyagewatta, west by Sanwalagewatta, and north by Jamutupedigedeniya; situate at ditto.
24. An undivided $\frac{1}{2}$ of Mukalanayageirawalla of 5 paraqs of paddy sowing extent; bounded on the east by Demiliyadda and Angenuwamulla, south by Teligodella, west by Moragalayaya and Godella, north by Mukalanayekaluirawalla; situate at ditto.
25. An undivided $\frac{1}{2}$ of Polatuwelairawalla of 2 paraqs of paddy sowing extent; bounded on the east by Lekamalagewatta, south by garden, west by Gasbangekumbura, and north by Mahadenakameirawalla; situate at ditto.
26. An undivided $\frac{1}{2}$ of Kotuwillhena of 4 paraqs of paddy sowing extent; bounded on the east by Kotuwiladeniya, south by Kotuwilakumbura, west by Henagallawatta, north by Bandarawatta; situate at ditto.
27. An undivided $\frac{1}{2}$ of Bosodumkoldiyagehena of 6 paraqs of paddy sowing extent; bounded on the east by ella, south by Perunkadapedigehehena, west by dola, north by Maradwigehena; situate at ditto.
28. An undivided $\frac{1}{2}$ of Mukolanyayegewatta of 5 paraqs of paddy sowing extent; bounded on the east by Jamutupedigehehena, south by Dehingayagewatta, west and north by Maladola and mukalana; situate at ditto.
29. An undivided $\frac{1}{2}$ of Udamahamukalanayagewatta of 2 paraqs of paddy sowing extent; bounded on the east and south by Hapanwilagewatta, west by Lekamagewatta and dewata, north by Hulawaligewatta and Thelhawadiyagewatta; situate at ditto.
30. An undivided $\frac{1}{2}$ of Peellewatta of 4 paraqs of paddy sowing extent; bounded on the east by Siriyagewatta, south by Karanadakelewatta, west by wela, and north by Wiyalapitihenyaya; situate at ditto.
31. An undivided $\frac{1}{2}$ of Usdurayayewatta of $2\frac{1}{2}$ paraqs of paddy sowing extent; bounded on the east by Heelawaleyewatta and Mahadenagewatta, south by Siriyagewatta, west by Mukalanduragewatta, north by Perunkadapedigewatta; situate at ditto.

R. E. D. ABEYARATNE,
Deputy Fiscal.

Fiscal's Office,
Ratnapura, April 7, 1909.

DISTRICT AND MINOR COURTS NOTICES.

NOTICE is hereby given in terms of section 6 of the Ordinance No. 12 of 1894, that three months from this date the records enumerated in the schedule annexed hereto will be destroyed.

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

Schedule.

Criminal cases from January 4 to December 31, 1903.

H. E. BEVEN,
Police Magistrate.

Police Court,
Galle, April 8, 1909.