



# Ceylon Government Gazette

Published by Authority.

No. 5,299—FRIDAY, JULY 13, 1894.

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

PART II.—Legal and Judicial.

PART III.—Provincial Administration.

PART IV.—Marine and Mercantile.

PART V.—Municipal and Local.

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

## Part II.—Legal and Judicial.

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THE subjoined copy of an Order of Her Majesty the Queen in Council, dated the 30th April, 1894, received from the Secretary of State, giving effect to the treaty between Her Majesty and His Majesty the King of Roumania, for the mutual extradition of fugitive criminals, signed at Bucharest on the 21st of March, 1893, the ratifications of which were exchanged at Bucharest on the 13th March, 1894, is, by the direction of His Excellency the Governor, published for general information.

By His Excellency's command,  
E. NOEL WALKER,

Colonial Secretary's Office, Colonial Secretary.  
Coiombo, July 7, 1894.

At the Court at Windsor, the 30th  
day of April, 1894.

PRESENT :

The QUEEN'S Most Excellent Majesty.

Lord President.	Lord Chamberlain.
Lord Steward.	Sir Charles Russell.
Earl of Chesterfield.	Sir Frank Lascelles.

WHEREAS by the Extradition Acts, 1870 and 1873, it was amongst other things enacted that, where an arrangement has been made with any foreign state with respect to the surrender to

such state of any fugitive criminals, Her Majesty may, by Order in Council, direct that the said Acts shall apply in the case of such foreign state; and that Her Majesty may, by the same or any subsequent Order, limit the operation of the Order, and restrict the same to fugitive criminals who are in or suspected of being in the part of Her Majesty's dominions specified in the Order, and render the operation thereof subject to such conditions, exceptions, and qualifications as may be deemed expedient; and that if, by any law made after the passing of the Act of 1870 by the Legislature of any British possession, provision is made for carrying into effect within such possession the surrender of fugitive criminals who are in or suspected of being in such British possession, Her Majesty may, by the Order in Council applying the said Acts in the case of any foreign state, or by any subsequent Order, suspend the operation within any such British possession of the said Acts, or of any part thereof, so far as it relates to such foreign state, and so long as such law continues in force there and no longer:

And whereas by an Act of the Parliament of Canada passed in 1886, and entitled "An Act respecting the Extradition of Fugitive Criminals," provision is made for carrying into effect within the dominion the surrender of fugitive criminals:

And whereas by an Order of Her Majesty the Queen in Council, dated the seventeenth day of November, one thousand eight hundred and eighty-eight, it was directed that the operation of the Extradition Acts, 1870 and 1873, should be suspended within the dominion of Canada so long as the provision of the said Act of the Parliament of Canada of 1886 should continue in force and no longer :

And whereas a treaty was concluded on the twenty-first day of March, one thousand eight hundred and ninety-three, between Her Majesty and His Majesty the King of Roumania for the mutual extradition of fugitive criminals, which treaty is in the terms following :—

Her Majesty the Queen of the United Kingdom of Great Britain and Ireland, Empress of India, and Her Majesty the King of Roumania, having judged it expedient, with a view to the better administration of justice and to the prevention of crime within their respective territories, that persons charged with or convicted of the crimes hereinafter enumerated, and being fugitives from justice, should, under certain circumstances, be reciprocally delivered up; the said high contracting parties have named as their plenipotentiaries to conclude a treaty for this purpose; that is to say :

Her Majesty the Queen of the United Kingdom of Great Britain and Ireland, Empress of India, the Honourable Charles Hardinge, Her Britannic Majesty's Chargé d'Affaires at Bucharest, &c.

And His Majesty the King of Roumania, M. Alexandre M. Lahovari, Grand Cross of His Order of the Crown of Roumania, &c., His Minister Secretary of State for Foreign Affairs ;

Who, having communicated to each other their respective full powers, found in good and due form, have agreed upon and concluded the following Articles :—

#### ARTICLE I.

The high contracting parties engage to deliver up to each other those persons who, being accused or convicted of a crime or offence committed in the territory of the one party, shall be found within the territory of the other party, under the circumstances and conditions stated in the present treaty.

#### ARTICLE II.

The crimes or offences for which the extradition is to be granted are the following :—

1. Murder, or attempt or conspiracy to murder.
2. Manslaughter.
3. Assault occasioning actual bodily harm. Maliciously wounding or inflicting grievous bodily harm.
4. Counterfeiting or altering money, or uttering counterfeit or altered money.
5. Knowingly making any instrument, tool, or engine adapted and intended for counterfeiting coin.
6. Forgery, counterfeiting, or altering or uttering what is forged, or counterfeited, or altered.
7. Embezzlement or larceny.
8. Malicious injury to property, by explosives or otherwise, if the offence be indictable.
9. Obtaining money, goods, or valuable securities by false pretences.

10. Receiving money, valuable security, or other property knowing the same to have been stolen, embezzled, or unlawfully obtained.

11. Crimes against bankruptcy law.

12. Fraud by a bailee, banker, agent, factor, trustee, or director, or member or public officer of any company, made criminal by any law for the time being in force.

13. Perjury, or subornation of perjury.

14. Rape.

15. Carnal knowledge, or any attempt to have carnal knowledge, of a girl under fourteen years of age.

16. Indecent assault.

17. Procuring miscarriage, administering drugs or using instruments with intent to procure the miscarriage of a woman.

18. Abduction.

19. Child stealing.

20. Abandoning children, exposing or unlawfully detaining them.

21. Kidnapping and false imprisonment.

22. Burglary or house-breaking.

23. Arson.

24. Robbery with violence.

25. Any malicious act done with intent to endanger the safety of any person in a railway train.

26. Threats by letter or otherwise with intent to extort.

27. Piracy by law of nations.

28. Sinking or destroying a vessel at sea, or attempting or conspiring to do so.

29. Assaults on board a ship on the high seas, with intent to destroy life or do grievous bodily harm.

30. Revolt, or conspiracy to revolt, by two or more persons on board a ship on the high seas against the authority of the master.

31. Dealing in slaves.

Extradition is also to be granted for participation in any of the aforesaid crimes, provided such participation be punishable by the laws of both the contracting parties.

#### ARTICLE III.

Either Government may, in its absolute discretion, refuse to deliver up its own subjects to the other Government.

#### ARTICLE IV.

The extradition shall not take place if the person claimed has already been tried and discharged or punished, or is still under trial, within the territories of the two high contracting parties respectively, for the crime for which his extradition is demanded.

If the person claimed should be under examination, or is undergoing sentence under a conviction, for any other crime within the territories of the two high contracting parties respectively, his extradition shall be deferred until after he has been discharged, whether by acquittal or on expiration of his sentence, or otherwise.

#### ARTICLE V.

The extradition shall not take place if, subsequently to the commission of the crime, or the institution of the penal prosecution, or the conviction thereon, exemption from prosecution or punishment has been acquired by lapse of time, according to the laws of the state applied to.

## ARTICLE VI.

A fugitive criminal shall not be surrendered if the offence in respect of which his surrender is demanded is one of a political character, or if he prove that the requisition for his surrender has in fact been made with a view to try or punish him for an offence of a political character.

## ARTICLE VII.

A person surrendered can in no case be kept in prison, or be brought to trial in the state to which the surrender has been made, for any other crime or on account of any other matters than those for which the extradition shall have taken place, until he has been restored or had an opportunity of returning to the state by which he has been surrendered.

This stipulation does not apply to crimes committed after the extradition.

## ARTICLE VIII.

The requisition for extradition shall be made through the Diplomatic Agents of the high contracting parties respectively.

The requisition for the extradition of the accused person must be accompanied by a warrant of arrest issued by the competent authority of the state requiring the extradition, and by such evidence as, according to the laws of the place where the accused is found, would justify his arrest if the crime had been committed there.

If the requisition relates to a person already convicted, it must be accompanied by the sentence of condemnation passed against the convicted person by the competent court of the state that makes the requisition for extradition.

A sentence passed in contumaciam is not to be deemed a conviction, but a person so sentenced may be dealt with as an accused person.

## ARTICLE IX.

If the requisition for extradition be in accordance with the foregoing stipulations, the competent authorities of the state applied to shall proceed to the arrest of the fugitive.

## ARTICLE X.

If the fugitive has been arrested in the British dominions, he shall forthwith be brought before a competent magistrate, who is to examine him and to conduct the preliminary investigation of the case, just as if the apprehension had taken place for a crime committed in the British dominions.

In the examinations which they have to make in accordance with the foregoing stipulations, the authorities of the British dominions shall admit as valid evidence the sworn depositions or the affirmations of witnesses taken in Roumania, or copies thereof, and likewise the warrants and sentences issued therein, and certificates of, or judicial documents stating the fact of, a conviction, provided the same are authenticated as follows:—

1. A warrant must purport to be signed by a judge, magistrate, or judicial officer of police of Roumania.

2. Depositions or affirmations, or the copies thereof, must purport to be certified under the hand of a judge, magistrate, or judicial officer of police of Roumania, to be the original deposi-

tions or affirmations, or to be the true copies thereof, as the case may require.

3. A certificate of or judicial document stating the fact of a conviction must purport to be certified by a judge, magistrate, or judicial officer of police of Roumania.

4. In every case such warrant, deposition, affirmation, copy, certificate, or judicial document must be authenticated either by the oath of some witness, or by being sealed with the official seal of the Minister of Justice, or of Foreign Affairs of Roumania; but any other mode of authentication for the time being permitted by the law in that part of the British dominions where the examination is taken may be substituted for the foregoing.

## ARTICLE XI.

On the part of the Roumanian Government, the extradition shall take place as follows in Roumania:

The Minister, or other Diplomatic Agent of Her Britannic Majesty in Roumania, shall send to the Minister for Foreign Affairs, in support of each demand for extradition, an authentic and duly legalized copy either of a certificate of condemnation, or of a warrant of arrest against an incriminated or accused person, showing clearly the nature of the crime or offence on account of which proceedings are being taken against the fugitive. The judicial document so produced shall be accompanied by a description and other particulars serving to establish the identity of the person whose extradition is claimed.

In case the documents produced by the British Government to establish the identity, and the particulars gathered by the Roumanian police authorities for the same purpose, should be deemed to be insufficient, notice thereof shall forthwith be given to the Minister or other Diplomatic Agent of Her Britannic Majesty in Roumania, and the individual whose extradition is desired, if he has been arrested, shall remain in detention until the British Government has produced new elements of proof to establish his identity, or to clear up any other difficulties arising in the examination.

## ARTICLE XII.

The extradition shall not take place unless the evidence be found sufficient, according to the laws of the state applied to, either to justify the committal of the prisoner for trial, in case the crime had been committed in the territory of the said state, or to prove that the prisoner is the identical person convicted by the courts of the state which makes the requisition, and that the crime of which he has been convicted is one in respect of which extradition could, at the time of such conviction, have been granted by the state applied to. In Her Britannic Majesty's dominions the fugitive criminal shall not be surrendered until the expiration of fifteen days from the date of his being committed to prison to await his surrender.

## ARTICLE XIII.

If the individual claimed by one of the two high contracting parties in pursuance of the present treaty should be also claimed by one or several other powers, on account of other crimes or offences committed upon their respective territories, his extradition shall be granted to that state whose demand is earliest in date.

## ARTICLE XIV.

If sufficient evidence for the extradition be not produced within two months from the date of the apprehension of the fugitive, or within such further time as the state applied to, or the proper tribunal thereof shall direct, the fugitive shall be set at liberty.

## ARTICLE XV.

All articles seized which were in the possession of the person to be surrendered, at the time of his apprehension, shall, if the competent authority of the state applied to for the extradition has ordered the delivery thereof, be given up when the extradition takes place, and the said delivery shall extend not merely to the stolen articles, but to everything that may serve as a proof of the crime.

## ARTICLE XVI.

All expenses connected with extradition shall be borne by the demanding state.

## ARTICLE XVII.

The stipulations of the present treaty shall be applicable to the colonies and foreign possessions of Her Britannic Majesty, so far as the laws for the time being in force in such colonies and foreign possessions respectively will allow.

The requisition for the surrender of a fugitive criminal who has taken refuge in any of such colonies or foreign possessions may be made to the Governor or chief authority of such colony or possession by any person authorized to act in such colony or possession as a Consular Officer of Roumania.

Such requisitions may be disposed of, subject always, as nearly as may be, and so far as the law of such colony or foreign possession will allow, to the provisions of this treaty, by the said Governor, or chief authority, who, however, shall be at liberty either to grant the surrender or to refer the matter to his Government.

Her Britannic Majesty shall, however, be at liberty to make special arrangements in the British colonies and foreign possessions for the surrender of criminals from Roumania who may take refuge within such colonies and foreign possessions, on the basis, as nearly as may be, and so far as the law of such colony or foreign possession will allow, of the provisions of the present treaty.

Requisitions for the surrender of a fugitive criminal emanating from any colony or foreign possession of Her Britannic Majesty shall be governed by the rules laid down in the preceding articles of the present treaty.

## ARTICLE XVIII.

The present treaty shall come into force ten days after its publication, in conformity with the forms prescribed by the laws of the high contracting parties. It may be terminated by either of the high contracting parties at any time on giving to the other six months' notice of its intention to do so.

The treaty shall be ratified, and the ratifications shall be exchanged at Bucharest as soon as possible.

In witness whereof the respective plenipotentiaries have signed the same, and have affixed thereto the seal of their arms.

Done in duplicate at Bucharest, the twenty-first (ninth) day of March, in the year of our Lord one thousand eight hundred and ninety-three.

(L.S.) CHARLES HARDINGE.

(L.S.) AL. LAHOVARI.

And whereas a protocol relative to the aforesaid treaty was signed at Bucharest on the twenty-first day of March, one thousand eight hundred and ninety-three, which protocol is in the terms following:—

At the moment of proceeding to the signature of the treaty of extradition concluded this day, the undersigned plenipotentiaries of Her Majesty the Queen of the United Kingdom of Great Britain and Ireland, Empress of India, and of His Majesty the King of Roumania, have agreed upon the following declaration:—

The Roumanian Government may in its absolute discretion refuse to deliver up any person charged with a crime punishable with death.

This protocol shall have the same force and the same duration as the treaty of extradition signed to-day.

In witness whereof the respective plenipotentiaries have signed the same, and have affixed thereto the seal of their arms.

Done in duplicate at Bucharest, the 21st (9th) March, 1893.

(L.S.) CHARLES HARDINGE.

(L.S.) AL. LAHOVARI.

And whereas a protocol explanatory of section 21 of article II. of the aforesaid treaty was signed at Bucharest on the thirteenth day of March, one thousand eight hundred and ninety-four, which protocol is in the terms following:—

In order to avoid the possibility of any misunderstanding arising from the present text of section 21 of article II. of the treaty of extradition concluded between Great Britain and Roumania on the 21st (9th) of March, 1893, the undersigned plenipotentiaries, duly authorized thereto by their respective Governments, have agreed as follows:—

The fact of having kidnapped or falsely imprisoned one or more persons will not admit of a requisition for extradition being made unless the act shall have been committed by private individuals. No such requisition can be made as against public functionaries who may have been guilty of the act in question while in the performance of their duties.

The present protocol shall be considered as approved and sanctioned by the respective Governments without any special ratification, by the sole fact of the exchange of the ratifications of the treaty to which it refers.

Done in duplicate at Bucharest, the thirteenth (first) day of March, in the year of our Lord one thousand eight hundred and ninety-four.

(L.S.) JOHN WALSHAM.

(L.S.) AL. LAHOVARI.

And whereas the ratifications of the said treaty and protocol of the twenty-first day of March, one thousand eight hundred and ninety-three, were exchanged at Bucharest on the thirteenth day of March, one thousand eight hundred and ninety-four.

Now therefore Her Majesty by and with the advice of Her Privy Council, and in virtue of the authority committed to Her by the said recited

Acts, doth order, and it is hereby ordered, that from and after the twenty-first day of May, one thousand eight hundred and ninety-four, the said Acts shall apply in the case of Roumania, and of the said treaty and protocol of the twenty-first of March, one thousand eight hundred and ninety-three, and of the protocol of the thirteenth of March, one thousand eight hundred and ninety-four, with the King of Roumania.

Provided always, and it is hereby further ordered, that the operation of the said Extradition Acts, 1870 and 1873, shall be suspended within the Dominion of Canada so far as relates to Roumania and to the said treaty and protocols, and so long as the provisions of the Canadian Act aforesaid of 1886 continue in force, and no longer.

C. L. PEEL.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Trincomalee will be holden at the Court-house at Trincomalee on Wednesday, July 25, 1894, at 10 o'clock of the morning of the said day.

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

Fiscal's Office, Batticaloa, July 5, 1894. K. C. KADIRGAMER, for G. W. TEMPLER, Fiscal.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Trincomalee will be holden at the Court-house at Trincomalee on Wednesday, July 25, 1894, at 10 o'clock of the morning of the said day.

කේ. සී. කඩර්ගාමර්, ජී. ඩබ්ලිව්. වැම්ප්ලර්, පිස්කල් වෙනුවට.

වර්ෂ 1894 නවු ජූලි මස 5 වෙනි දින මධ්‍යහම ජස්සස් කන්ටෝරුවේදී.

இலங்கைத்தீவிர்த் சங்கைபோந்த சுப்பிரீங் கோட்டா ராஜ கட்டளையின்படி நாம் பிரசுத்தப்படுத்தவதாவது : திருக்கோணாமலை நியாயஸ்தலத்திலே மேற்சொல்லிய சுப்பிரீங்கோட்டாரால் திருக்கோணாமலை மூத்திரிக் கைச்சேர்ந்த கிறியினெல் வழக்குவிசாரணை, 1894 ம் ஆண்டு ஆடிமாதம் 25 ன் திசுகியாகிய புதன் கிழமை கால மே 10 மணி தொடங்கி அன்றும் அதற்கடுத்த நாட்களிலும் நடத்தப்படும். ஆதலால் அவ்விசாரணையிற் காரிய சமுடமுள்ளவர்களெல்லோரும் சொல்லப்பட்ட நேரத்திலே சொல்லப்பட்ட இடத்திலே வெளிப்பட்டு அவ்விடத்தினின்றும் உத்தரவின்றி நீங்காதிருக்கக்கடவர்கள்.

இங்ஙனம், கே. ஜி. கதிராமர், ஜி. டபிள்யூ. ரெம்பினருக்காக, பிஸ்கால் கந்தோர், பிசுக்கால். 1894 ம் ஆடிமார் 5 ன் உ.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Batticaloa will be holden at the Court-house at Batticaloa on Saturday, July 21, 1894, at 10 o'clock of the morning of the said day.

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

Fiscal's Office, Batticaloa, July 5, 1894. K. C. KADIRGAMER, for G. W. TEMPLER, Fiscal.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Trincomalee will be holden at the Court-house at Trincomalee on Wednesday, July 25, 1894, at 10 o'clock of the morning of the said day.

කේ. සී. කඩර්ගාමර්, ජී. ඩබ්ලිව්. වැම්ප්ලර්, පිස්කල් වෙනුවට.

වර්ෂ 1894 නවු ජූලි මස 5 වෙනි දින මධ්‍යහම ජස්සස් කන්ටෝරුවේදී.

இலங்கைத்தீவிர்த் சங்கைபோந்த சுப்பிரீங் கோட்டா ராஜ கட்டளையின்படி நாம் பிரசுத்தப்படுத்தவதாவது : மட்டுக்களப்பு நியாயஸ்தலத்திலே மேற்சொல்லிய சுப்பிரீங் கோட்டாரால் மட்டுக்களப்பு முகதிரிக்கைச்சேர்ந்த கிறியினெல் வழக்குவிசாரணை, 1894 ம் ஆண்டு ஆடிமாதம் 21 ன் திசுகியாகிய சனிக்கிழமை காலமே 10 மணி தொடங்கி அன்றும் அதற்கடுத்த நாட்களிலும் நடத்தப்படும். ஆதலால் அவ்விசாரணையிற் காரியசுறம் முள்ளவர்களெல்லோரும் சொல்லப்பட்ட நேரத்திலே சொல்லப்பட்ட இடத்திலே வெளிப்பட்டு அவ்விடத்தினின்றும் உத்தரவின்றி நீங்காதிருக்கக்கடவர்கள்.

இங்ஙனம், கே. ஜி. கதிராமர், ஜி. டபிள்யூ. ரெம்பினருக்காக, பிஸ்கால். பிஸ்கால் கந்தோர், 1894 ம் ஆடிமார் 5 ன் உ.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the Midland Circuit at Kandy will be holden at the Court-house at Kandy on Monday, July 30, 1894, at 11 o'clock of the morning of the said day.

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

Fiscal's Office, Ratnapura, July 5, 1894. H. WACE, Fiscal.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Trincomalee will be holden at the Court-house at Trincomalee on Wednesday, July 25, 1894, at 10 o'clock of the morning of the said day.



## NOTICES OF INSOLVENCY.

## In the District Court of Colombo.

No. 1,794. In the matter of the insolvency of William Morton Smith as individual and as partner in the firm of W. M. Smith & Co.

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 July 26, 1894, to prove further claims.

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

Colombo, June 27, 1894.

No. 1,808. In the matter of the insolvency of Benjamin Peter de Silva, of Colombo.

NOTICE is hereby given that the second public sitting in the above matter will be held on July 19, 1894.

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

Colombo, June 22, 1894.

No. 1,809. In the matter of the insolvency of Oona Ismail Lebbe Maricar, of No. 82, Bankshall 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 July 26, 1894, to consider the application of the assignee to sell by public auction the movables belonging to the insolvent and lying in boutique No. 82, Bankshall street, Colombo.

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

Colombo, June 26, 1894.

No. 1,809. In the matter of the insolvency of Oona Ismail Lebbe Maricar, of No. 82, Bankshall street, Colombo.

NOTICE is hereby given that the second public sitting of the court for the insolvent to surrender and conform, which was fixed for the 14th instant, has been re-fixed for July 26, 1894.

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

Colombo, June 26, 1894.

No. 1,810. In the matter of the insolvency of Soona Rawana Mana Arumugan Pulle, of Fourth Cross street, Pettah, Colombo.

WHEREAS the above-named Soona Rawana Mana Arumugan Pulle was on June 21, 1894, adjudged insolvent by the District Court of Colombo, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal: Notice thereof is hereby given to all concerned; and notice is also hereby given that the said court has appointed that two public sittings of the court will be held, to wit, on July 26 and August 16, 1894, for the said insolvent to surrender and conform, and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

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

Colombo, June 22, 1894.

No. 1,338. In the matter of the insolvency of James de Abrew Abeyasinghe.

NOTICE is hereby given that a public sitting of this court will be held on August 2, 1894, for the allowance to the insolvent of his certificate of conformity.

By order of court,

J. B. Misso,  
Secretary.

Colombo, July 3, 1894.

No. 1,804. In the matter of the insolvency of Wannakuwattewaduge Manuel Fernando, of Koralewella in Moratuwa.

NOTICE is hereby given that a public sitting of this court will be held on August 2, 1894, for the allowance to the insolvent of his certificate of conformity.

By order of court,

J. B. Misso,  
Secretary.

Colombo, July 3, 1894.

No. 1,811. In the matter of the insolvency of Lehurchund Hunchund, of Pettah, Colombo.

WHEREAS the above-named Lehurchund Hunchund, of Pettah, Colombo, was on July 5, 1894, adjudged insolvent by the District Court of Colombo, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal: Notice thereof is hereby given to all concerned; and notice is also hereby given that the said court has appointed that two public sittings of the court will be held, to wit, on August 16 and 30, 1894, for the said insolvent to surrender and conform; and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

By order of court,

J. B. Misso,  
Secretary.

Colombo, July 6, 1894.

## In the District Court of Galle.

No. 252. In the matter of the insolvency of Kalu Arachchige Bastian de Silva, of Unawatuna.

NOTICE is hereby given that a public sitting of this court will take place on August 3, 1894, for the allowance to the above-named insolvent of his certificate of conformity, in terms of the 12th clause of the Ordinance No. 7 of 1853.

By order of court,

JAMES KRAUSE,  
Secretary.

Galle, July 6, 1894.

## NOTICES OF FISCALS' SALES.

## Western Province.

In the District Court of Negombo.

Kachchekaduge Allis Fernando..... Plaintiff.  
No. 1,484. Vs.

Geekiyanaige Siman Fernando and Geekiyanaige  
Baronchi Fernando..... Defendants.

NOTICE is hereby given that on August 7, 1894, 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. :—

A land called Paragahawatta, situate at Kimbulapitiya in the Dunagaha pattu of the Alutkuru korale; and bounded on the north by the property of Baronchi Fernando, on the east by the property of Geekiyanaige Baronchi, on the south by the property of Ratnasara Tisse Terunnanse, and on the west by the property of Daniel Appu and others, containing in extent 6 acres more or less.

2. A land called Paragahawatta, situate at do.; and bounded on the north by the ditch of the land of Geekiyanaige Baronchi Fernando, on the east by the property of the aforesaid Baronchi Fernando, on the south by a portion of this land of Geekiyanaige Siman Fernando, and on the west by the property of Korlagamage Daniel Fernando, containing in extent 4 acres more or less.

Amount to be levied Rs. 396.87, and further interest on Rs. 250 at 25 per cent. per annum from January 4, 1894.

Deputy Fiscal's Office,  
Negombo, July 10, 1894.

J. P. LEWIS,  
Deputy Fiscal.

In the District Court of Colombo.

Kavena Kavena Ravena Mana Pethaperu-  
mal Chetty, of Colombo ..... Plaintiff.  
No. C/4,727. Vs.

Arisi Lebbe Sultan Marikar, of Walagama  
in the Adikari pattu of Siyane korale west... Defendant.

NOTICE is hereby given that on Saturday, August 4, 1894, commencing at 12 o'clock noon, will be sold by public auction at the respective premises the following mortgaged property decreed to be sold under the decree entered in the above case No. C/4,727, viz. :—

1. The land called Kajugahahena, situated at Uda Mapitigama in the Gangaboda pattu of Siyane korale east; bounded on the north and north-east by land described in plan 124,653, on the east by land claimed by Hatcher, on the south by land claimed by Don Hendrick and by land purchased by D. P. John Silva, on the west and north-west by a road, containing in extent 8 acres.

2. The land called Kadjugahahena, situated at Uda Mapitigama aforesaid; bounded on the north by land described in plan 124,652, on the east by land described in plan 52,864, on the south-east by land claimed by Hatcher, on the west by the Crown land, and on the north-west by a road, containing in extent 4 acres 3 roods and 2 perches.

3. The land called Kahatagahalanda, situated at Uda Mapitigama aforesaid; bounded on the north, west, and north-west by the Crown land, on the north-east and east by land belonging to Don Hendrick and by land belonging to Caronchi Appu, on the south-east by land belonging to Caronchi Appu and by land belonging to Suwaris Appuhami, and on the south-west by land described in plan 52,864, containing in extent 12 acres 3 roods and 28 perches.

Deputy Fiscal's Office,  
Veyangoda, July 6, 1894.

S. D. BANDARANAIKE,  
Deputy Fiscal.

In the District Court of Colombo.

W. Samuel Fernando, of Moratuwa ..... Plaintiff.  
No. 29/C. Vs.  
1, S. Peter Fernando, of Crystal Hotel, Fourth  
Cross street of the Pettah in Colombo ..... Defendant.

NOTICE is hereby given that on August 6, 1894, at 12 o'clock noon, will be sold by public auction at the premises the right, title, and interest of the said first defendant in the following property, viz. :—

The land called Kurutupalley Madangahawatta with the buildings thereon, situated at Rawattawatta in Moratuwa in the Palle pattu of the Salpiti korale; and bounded on the north by the property of K. Sylvestry Fernando and W. Christombo Fernando, on the east by the property of W. Bastian Fernando and others, on the south by the property of Carlina Fernando and Christombo Fernando, and on the west by the property of Magris Fernando, excluding the road passing through the land, and containing in extent 2 roods and 15.35 square perches.

Deputy Fiscal's Office,  
Lunawa, July 5, 1894.

P. PERERA,  
Deputy Fiscal.

## Northern Province.

In the District Court of Jaffna.

Nakentira Aiyar Supparamaiyar, of Vannar-  
ponne west..... Plaintiff.  
No. 24,451. Vs.

Sultan Avutakkataru Mukaiyatin Pichchai  
and his wife 2, Mohamatu Sultan Nach-  
chiya, of Vannarponne west... Defendants.

NOTICE is hereby given that on Monday, August 13, 1894, commencing at about 10 o'clock in the forenoon, will be sold by public auction on the land hereinafter described the right, title, and interest of the said defendants in the following property, for the recovery of Rs. 1,220, with interest on Rs. 1,000 at the rate of 12 per cent. per annum from January 31, 1894, until payment in full and costs of suit, being Rs. 131.36, and charges :—

In a piece of land situated at Vannarponne west, called Thettavadi, containing or reputed to contain in extent 3 lachams varaku culture and 9 1/32 cullies with its appurtenances; bounded or reputed to be bounded on the east by a sandy road, north by the property of Sultan Mukaiyatin Nachchiya, wife of Neyna Mohamatu Mutuvappa, west by the property of Meiyatin Kandoo Meyatin Pichchai, and on the south by the property of Sultan Mohaiyatin Nachchiya, wife of Katiru Saibu Merasaibu.

Fiscal's Office,  
Jaffna, July 6, 1894.

G. A. VAN HOUTEN,  
for Fiscal.

## Southern Province.

In the District Court of Galle.

Ana Lana Suna Suppramanian Chetty of  
Madura Chillai in India, by his attorney  
Ana Lana Suna Adakappa Chetty, of Kalu-  
wella in Galle..... Plaintiff.

No. 2,132. Vs.

1, Abdul Cassim Ibrahim; 2, Cassim Sousa;  
and 3, Cader Ibrahim Packeer Mohidin, all  
of China Garden..... Defendants.

And

1, Cader Candu; 2, Thamby Candu Ismail  
Lebbe Markar; and 3, Thamby Candu Junus,  
all of Galupiadda..... First Defendant's Debtors.

NOTICE is hereby given that on the days under-  
mentioned will be sold by public auction at the



spot the right, title, and interest of the said first defendant's debtors in the following property, viz. :—

On Friday, August 3, 1894, commencing at 4 o'clock in the afternoon.

1. All that one-sixth of the message and tenement, consisting of a house and premises marked No. 1, situate in the quarter letter B, within the Fort of Galle.

2. All that one-sixth part of the house and premises, formerly marked No. 29 (Constable No. 15) and presently No. 14, situate in the Leyn Baan street in the quarter letter D, within the Fort of Galle.

3. All that one-sixth of the house and premises marked No. 11 $\frac{1}{2}$ , formerly marked No. 67, situate in the Pedlar street in the quarter letter B, within the Fort of Galle.

On Saturday, August 4, 1894, commencing at 2 o'clock in the afternoon.

4. All that one-sixth of those two contiguous boutiques, marked respectively Nos. 227, 228, forming one building, situate at Talbot town in Minuwangoda.

5. All that one-sixth part of the boutique bearing No. 18 standing in the High street, Galle bazaar.

6. All that one-sixth part of the boutique and premises formerly No. 16, and now bearing No. 256, situate at Green Market street, Galle bazaar.

7. All that one-sixth part of the allotment of land, together with the boutique or building standing thereon, marked No. 241, situate at Green Market street, Galle bazaar.

8. All that one-sixth of the boutique and ground, marked No. 2,134, situate at Main street, Galle bazaar.

9. All that one-sixth of the house and adjoining two kitchens, formerly marked 282 and presently 35, situate at Pettigalawatta on the seaside.

On Monday, August 6, 1894, commencing at 4 o'clock in the afternoon.

10. All that one-sixth of 9 and 23-57 perches' extent of the field called Wedigaldola, situate at Batuwantudawa.

11. All that one-sixth of the seven acres' extent of Masgoipala *alias* Potuwila, situate at Wakwella.

On Tuesday, August 7, 1894, commencing at 4 o'clock in the afternoon.

12. All that one-sixth of the two kurunies in extent or the interest of Emawatteaddarakumbura in extent of six kurunies, situate in Pinnaduwa in Akmimana.

13. All that one-sixth part of Ketakalagahawatta *alias* Hiyaregewatta, situate at Pinnaduwa in Akmimana.

14. All that undivided one-sixth part of those three allotments of land called Berawahenakanda and Madolakanda Kurunduwattadeniya and Wereniawatta and now one property called Hornfleure, situate in the village Ihalagoda in Akmimana.

15. All that one-sixth part of the garden Moragodaya-watta and the adjoining owita, situate at Labuduwa, exclusive of the new planter's share.

On Wednesday, August 8, 1894, commencing at 4 o'clock in the afternoon.

16. All that one-sixth of the soil and plantation of the partitioned lot, letter C, of the garden Hendrickwatta, situate at Ettiligoda.

17. All that one-sixth of the lot No. 1 of the garden called De Hope *alias* Banewatta, situate at Galupiadda.

18. All that one-sixth of the garden Singappuliwatta, situate at Galupiadda.

19. All that one-sixth of the lot No. 9 of the garden called Oropuwewatta *alias* Mawatawatta, situate at Dangedara, with the two buildings standing thereon.

On Thursday, August 9, 1894, at 2 o'clock in the afternoon.

20. All that one-sixth of lot No. 1 of the garden Godaduwewatta *alias* Halgahawatta, situate at Andigama.

On Friday, August 10, 1894, commencing at 12 o'clock noon.

21. All that one-sixth part of the garden called Batalawattedowa at Ihalakimbura.

22. All that one-sixth part of the field called Pannamagakumbura at Ihalakimbura.

23. All that one-sixth of 14 acres' extent out of the field called Pannamagakumbura and 3 acres' extent of the high land, situate at Ihalakimbura.

24. All that one-sixth of an allotment of land called Pannamagakumbura, situate in the village Ihalakimbura.

On Saturday, August 11, 1894, at 4 o'clock in the afternoon.

25. All that one-sixth part of the remaining fruit trees and soil of Teruwanagalawatta *alias* Pelawatte, exclusive of 50 old cocconut trees of the same garden, situate at Wadumeeripenna in Dodampe.

On Monday, August 13, 1894, commencing at 4 o'clock in the afternoon.

26. All that one-sixth of the soil and plantation of an allotted portion of half part of Rendawatta situate at Unawatuna.

27. All that one-sixth part of Tuduwewatte, situate at Kalehe.

This writ is issued to levy a sum of Rs. 2,000, with interest at 15 per cent. per annum from October 31, 1891.

Deputy Fiscal's Office,  
Galle, June 28, 1894.

H. J. WOUTERSZ,  
Deputy Fiscal.

#### In the District Court of Galle.

Abinonah, of Galle, wife of Sergeant Dolamin...Plaintiff.

No. 2,203.

Vs.

1, Tamby Kandu Junoos; 2, Tamby Kandu Ismail, both of Galle, administrators of the estate of Asia Umma, late of Galle, deceased, wife of Tamby Kandu Mamedo.....Defendants.

NOTICE is hereby given that on Tuesday, August 14, 1894, commencing at the hours under-mentioned, will be sold by public auction at the spot the right, title, and interest of the said defendants in the following property, viz. :—

At 12 o'clock noon.

1. An undivided  $\frac{1}{2}$  part of the house and premises No. 5 in Leyn Baan street, Galle Fort.

At 3 o'clock in the afternoon.

2. An undivided  $\frac{1}{2}$  part of the land called Banawatta and  $\frac{1}{2}$  of the buildings thereon, bearing assessment No. 404, at Galupiyadda.

At 4 o'clock in the afternoon.

3. An undivided  $\frac{1}{2}$  part of the land called Chinawatta, situated in China Garden, and  $\frac{1}{2}$  of the buildings thereon, bearing assessment Nos. 153, 183, and 187.

This writ is issued to levy a sum of Rs. 2,326-75, with interest on Rs. 200 at 12 per cent. from August 22, 1893, and on Rs. 1,200 at 9 per cent. from said date.

Fiscal's Office,  
Galle, July 5, 1894.

H. J. WOUTERSZ,  
Deputy Fiscal.

#### In the District Court of Galle.

Manawaduge Tambyhami, of Galupiadda.....Plaintiff.  
No. 2,278.

Vs.

1, Kottigoda Kankanange Danchohami of Gintota, widow of Hikkaduwaleana-bandige Seadoris; 2, Manawaduge Dineshami, of Pitiwella.....Defendants.

NOTICE is hereby given that on the days and hours under-mentioned will be sold by public auction at the spot the following property, viz. :—

On Wednesday, August 15, 1894, commencing at 3.30 o'clock in the afternoon.

1. An undivided  $\frac{1}{2}$  of 9-32 parts of the soil and trees exclusive of the  $\frac{1}{2}$  part of the planter's share of the second and third plantations, together with  $\frac{1}{2}$  part of the planter's share of the fourth plantation of the garden called Achariyawatta, situate at Gintota Welipitmodara.

2. All the soil and fruit trees of an undivided  $\frac{1}{2}$  part of 21-32 parts of the garden called Panaduregedara.

watta, together with  $\frac{1}{2}$  part of the tiled house standing thereon, at do., containing in extent about 3 acres.

3. All the soil and fruit trees of an undivided  $\frac{1}{2}$  of  $\frac{1}{2}$  of the garden called Semagewatta, situated at do., containing in extent about 4 acres.

4. The soil and fruit trees of  $\frac{1}{2}$  part of the defined portion No. 14 of the garden called Kurunduwatta, situate at do.; properties mortgaged upon the writing obligatory dated June 18, 1892 bearing No. 4,508, and declared executable under the judgment entered in the above case.

On Thursday, August 16, 1894, commencing at 3.30 o'clock in the afternoon :—

5. An undivided half of  $\frac{2}{3}$  exclusive of the planter's share of the second plantation of a portion of the garden called Delgahawatta *alias* Dadallagodawatta Dowanpadinchikebella, situate at do.

6. An undivided  $\frac{1}{2}$  of 1-7 of the soil and soil share trees and  $\frac{1}{6}$  part of the planter's share of the garden called Meegahawatta together with  $\frac{1}{2}$  of 7 cubits house standing thereon, situate at do.

7. An undivided  $\frac{1}{2}$  of 5-7 parts of a portion of Tembiligahawatta, situate at do.

8. An undivided  $\frac{1}{2}$  of  $\frac{1}{2}$  part of the soil and trees of a portion of Wannigewatta, situate at do.

This writ is issued to levy a sum of Rs. 2,108-72 $\frac{1}{2}$ , with interest on Rs. 1,500 at 18 per cent. per annum from September 18, 1893.

Fiscal's Office,  
Galle, July 5, 1894.

H. J. WOUTERSZ,  
Deputy Fiscal.

In the District Court of Matara.

Pallewattage Don Davith Appuhami ..... Plaintiff.  
No. 235. Vs.

Don Davith Abayawickrama, Kachcheri  
Arachchi ..... Defendant.

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

On August 13, 1894, at Parawahera.

- (1)  $\frac{1}{2}$  of 1-14th part of Dangahawatta.
- (2) 1-24th part of Kirimaduwegodawatta.

On August 14, 1894, at Warakapitiya.

(3) Four amunams' extent of the field Pittayigodaddarakumbura.

On August 15, 1894, at Neraluwa.

(4) 1-32nd part of four and half kurunies extent of the field called Udatangalla.

On August 16, 1894, at Naiwela.

(5)  $\frac{1}{2}$  part of the field Wattegekumbura *alias* Wattegerikonda.

On August 17, 1894, at Kohiliyadda

- (6) 1-16th part of Wepotairagewatta.
- (7) 1-16th part of Polgahadeniya
- (8) 1-16th part of Udaberawapolakumbura.
- (9) 1-16th part of Pahalaberawapolakumbura.

On August 18, 1894, at Siyambalagoda.

(10)  $\frac{2}{3}$  part of the garden Diwelgaha-addarawatta (except the Government share).

On August 20, 1894, at Urubokka.

(11) Three pelas' extent of the field Horakandan-deniawewa.

(12) The garden Wewawatta.

On August 21, 1894, at Ginnaliya.

(13)  $\frac{1}{2}$  part of Wekadakumbura (except Government share).

(14)  $\frac{1}{2}$  part of Narakamulla (except the Government share).

(15)  $\frac{1}{2}$  part of the field Udumulla, in extent 12 kurunies.

(16) 3-32nd part of the field Udakumbura, in extent 3 pelas.

(17) Seven kurunies' extent of the field Arakmulla.

(18)  $\frac{1}{4}$  part of Jagodagemahakumbura, in extent 1 amunam.

(19)  $\frac{1}{4}$  part of Dikdeniya, in extent two pelas.

(20)  $\frac{1}{2}$  part of Bambaradeniya.

(21) 14th part of 1 pela's extent of the field Hewendeniya.

(22)  $\frac{1}{2}$  part of 5 kurunies' extent of Amunukaragawaliyadda.

(23) One kuruny extent of the field Wagureliyadda.

(24)  $\frac{1}{2}$  part of Kankanigewatta at Beralapanatara.

On August 22, 1894, at Wewahamandawa.

(25)  $\frac{1}{2}$  and 1-12th part of the garden Boraluketiyahena.

On August 25, 1894, at Kotuwegoda.

(26)  $\frac{1}{2}$  and 1-12th of  $\frac{1}{2}$  of the second plantation, being the planter's share, and  $\frac{1}{2}$  of  $\frac{2}{3}$  and  $\frac{1}{4}$  of  $\frac{1}{2}$  of  $\frac{2}{3}$  of the soil and of the remaining plantation, eastern half part of the garden Migamuwegewatta *alias* Gedarawatta *alias* Badal-gewatta.

Amount to be recovered is Rs. 817-10.

Deputy Fiscal's Office,  
Matara, July 9, 1894.

D. A. GOONERATNE,  
Deputy Fiscal.

In the District Court of Matara.

Johanna Caroline Othan, of Matara ..... Plaintiff.  
No. 718. Vs.

Joseph Jandris Mammuhewa, of Weligama... Defendant.

NOTICE is hereby given that on Saturday, August 18, 1894, at 12 o'clock noon, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property, viz. :—

Situated at Weligama.

(1) The garden called Gamagewatta and the tiled house of 15 cubits standing thereon (at present being used as Post Office).

Situated at Walliwela.

(2) The garden Kalukandawatta *alias* Lebbegegawatta.  
Amount to be recovered is Rs. 539-50, with interest on Rs. 300 at 12 per cent. per annum.

Deputy Fiscal's Office,  
Matara, July 9, 1894.

D. A. GOONERATNE,  
Deputy Fiscal.

In the District Court of Colombo.

Uyadoris de Silva Gunesekara, of Jail road,  
Colombo.....Plaintiff.  
No. C/4,084. Vs.

Ruanpura Palias de Silva Amarasekara, of  
Randombe in Galle District.....Defendant.

NOTICE is hereby given that on Saturday, August 4, 1894, at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :—

All that land called Panalkande estate, situated at Karandeniya in Ambalangoda division of the District of Galle, and comprising the following allotments of land, to wit :—

1. Lot marked Nos. 15, 16, 21, and 22; and bounded on the north by lots Nos. 17, 20, and 23, on the east by the other part of this land and lots Nos. 11 and 12, and on the west by lots marked letters C and D, containing in extent 39 acres 1 rood and 14 perches.

2. All those lots Nos. 9, 10, 12, and 14; bounded on the north-west by lots marked letters E and D and by lot marked No. 15 and by the low land of lots Nos. 10 and 14, on the east by lot No. 11, on north-east by lot No. 13, on the south-east and south by lands claimed by natives and Crown land and by the low land of lots Nos. 9 and 12, on the west by low land of lots Nos. 10 and 12, and on the

south-west by low land of lot No. 9, containing in extent 34 acres.

3. All that portion of the high ground of lot No. 13; bounded on the north by the portion of land marked lot No. 11, on the east by the low land of the said lot No. 13, on the south by Crown land, and on the south-west by the portion of land marked lot No. 14, containing in extent 4 acres 3 roods and 15 perches.

4. A portion of high ground of lot No. 11; bounded on the north by the portion of land marked lot No. 15, on the east by the low land of the said lot No. 11, on the south by the portion of land marked lot No. 12, containing in extent 8 acres 2 roods and 37 perches.

5. A portion of the high ground of lot No. 11; bounded on the north, east, and west by field or low land of lot No. 11 and on the south by the portion of land marked lot No. 13, containing in extent 36 perches, together with all the plantations, buildings, stores, machinery, fixtures, furniture, tools and implements thereto belonging, or in any wise appertaining, or usually held, occupied, used, or enjoyed therewith, or reputed to belong or be appertenant thereto, and all the estate, right, title, and interest, property, claim, and demand of the said defendant, into, upon, or out of the said estate and premises.

On the same day, at 4 o'clock in the afternoon,  
at the spot.

6. All that garden called Kurunduwatta with the buildings and plantations thereof, situate at Randonbe in the Wellaboda pattu of the District of Galle, Southern Province; bounded on the north by another part of this garden belonging to the late Ruwanpura Sadris, on the east by Nagaha pansalawatta, on the south by village road and the property of Aberan de Silva Arachchi, and on the west by the portion of land belonging to the late Pettagam Sadris, containing in extent 1 acre 2 roods and 3 perches, and all the estate, right, title, interest, property, claim, and demand whatsoever of the said defendant in and to the said land and premises.

Being properties mortgaged with the plaintiff and decreed and ordered to be sold under the judgment entered in the above-styled case.

This writ is issued for the recovery of Rs. 9,420, with further interest on Rs. 9,000 at 7 per cent. per annum from May 1, 1893, till payment in full and costs.

Deputy Fiscal's Office,  
Balapitiya, July 10, 1894.

G. D. THOMSON,  
Deputy Fiscal.