



# Ceylon Government Gazette

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and General Government Notifications.

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 1912.

An Ordinance to provide for the Introduction of an Excise System.

HENRY MCCALLUM.

Preamble.

WHEREAS it is expedient to consolidate and amend the law relating to the import, export, transport, manufacture, sale, and possession of intoxicating liquor and of intoxicating drugs: Be it therefore enacted by the Governor of Ceylon, by and with the advice of the Legislative Council thereof, as follows:

#### I.—Preliminary and Definitions.

Short title and commencement.

1 (1) This Ordinance may be cited as "The Excise Ordinance, No. 8 of 1912."

(2) It shall not come into operation until His Majesty's Principal Secretary of State for the Colonies has notified that it is not the intention of His Majesty to exercise his prerogative of disallowance in respect thereof, and thereafter shall come into operation within such areas and upon such dates as the Governor, by Proclamation in the "Government Gazette," shall appoint.

- 2 From the date on which this Ordinance comes into force within any local area the Ordinances specified in the schedule hereto annexed shall be repealed within such area to the extent specified in the third column of the said schedule.
- Provided that nothing in the said repeal shall affect any exclusive privilege, license, permit, or pass granted or issued before the coming into operation of this Ordinance under or with reference to any Ordinance hereby repealed; but with respect to all matters arising out of any such privilege, license, permit, or pass, and the rights, obligations, and liabilities of the grantee or holder thereof, in so far as any Ordinance hereby repealed applies thereto, such repealed Ordinance shall continue to apply as though the same were still in force.
- 3 In this Ordinance, unless there be something repugnant in the subject or context—
- Repeal of enactments.
- Excise revenue. (1) "Excise revenue" means revenue derived or derivable from any duty, fee, tax, fine (other than a fine imposed by a court of law), or confiscation imposed or ordered under the provisions of this Ordinance or of any other law for the time being in force relating to liquor or intoxicating drugs.
- Excise officer. (2) "Excise officer" means a Government Agent, Assistant Government Agent, or any officer or other person appointed or invested with powers under section 7.
- Excise Commissioner. (3) "Excise Commissioner" means the officer appointed by the Governor under section 7 (a).
- Toddy. (4) "Toddy" means fermented or unfermented juice drawn from any coconut, palmyra, kitul, or other kind of palm tree.
- Spirit. (5) "Spirit" means any liquor containing alcohol obtained by distillation, whether it is denatured or not.
- Denatured. (6) "Denatured" means effectually and permanently rendered unfit for human consumption.
- Beer. (7) "Beer" includes ale, stout, porter, and all other fermented liquors made from malt.
- Liquor. (8) "Liquor" includes spirits of wine, spirit, wine, toddy, beer, and all liquid consisting of or containing alcohol; also any substance which the Governor may by notification declare to be liquor for the purposes of this Ordinance.
- Country liquor. (9) "Country liquor" means any liquor manufactured in Ceylon on which duty of excise has not been levied or is not leviable at the full rate of duty chargeable on like liquor imported into Ceylon from foreign countries.
- Foreign liquor. (10) "Foreign liquor" includes all liquor other than country liquor. Provided that, in any case in which doubt may arise, the Governor may by notification declare, whether for the purposes of this Ordinance or any rules made thereunder, any particular liquor shall be deemed to be "country liquor" or "foreign liquor."
- Intoxicating drug. (11) "Intoxicating drug" includes—
- (a) Cocaine, ganja, bhang, and every preparation and admixture of the same, and every intoxicating drink or substance prepared from any part of the hemp plant (*Cannabis sativa* or *indica*), from grain, or from other material, and not included in the term "liquor," but does not include opium or anything included within the meaning of that word as defined in "The Opium Ordinance, 1910."
- (b) Any other substance which the Governor may specify by notification, together with every preparation and admixture of the same. The Governor may by notification declare what shall be deemed to be ganja, bhang, or other substance specified as an intoxicating drug.
- Sale or selling. (12) "Sale" or "selling" includes any transfer otherwise than by way of gift.

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| Excisable article.                     | (13) "Excisable article" means and includes any liquor or intoxicating drug as defined by this Ordinance.   |
| Import.                                | (14) "Import" means to bring into Ceylon from sea or from any place beyond the limits of the Island of Ceylon.  |
| Export.                                | (15) "Export" means to take out of Ceylon to sea or to foreign territory.   |
| Transport.                             | (16) "Transport" means to move from one place to another within Ceylon.   |
| Manufacture.                           | (17) "Manufacture" includes every process, whether natural or artificial, by which any excisable article is produced or prepared, and also re-distillation, and every process for the rectification, flavouring, blending, or colouring of liquor.  |
| Bottling.                              | (18) To "bottle" means to transfer liquor from a cask or other receptacle to a bottle or other receptacle for the purpose of sale, whether any process of manufacture be employed or not, and includes re-bottling.   |
| Place.                                 | (19) "Place" includes a house, building, shop, tent, boat, or other vessel.   |
| Tapping.                               | (20) "To tap" includes every part of any process by which the spathe or flower of any toddy-producing tree is prepared for the drawing of toddy.  |
| Limits of sale.                        | 4 The Governor may by notification declare, with respect either to the whole Island or to any local area, and as regards purchasers generally or any specified class of purchasers, and generally or for any specified occasion, what quantity of any excisable article shall, for the purposes of this Ordinance, be the limit of sale by retail and sale by wholesale respectively. |
| Saving of military and naval canteens. | 5 Nothing contained in this Ordinance shall apply to any canteen, shop, or tavern opened or kept under military or naval regulations, and subject to the supervision of military or naval officers.   |

#### II.—Establishment and Control.

The collection of the excise revenue to lie with the Government Agent.

6 Except as otherwise provided by this Ordinance, the collection of the excise revenue shall be under the charge of the Government Agent.

The Governor may appoint an officer to control the administration of the Excise Department.

7 The Governor may by notification applicable to the whole Island or to any district or local area in which this Ordinance is in force—

May appoint persons other than the Government Agent to exercise all or any of his powers.  
May appoint officers to take action under sections 32, 34, and 45 (a) and other officers.  
May appoint any Government officer or other person to act as above.

May delegate any of his powers to any excise officer.  
May withdraw powers.

And may permit delegation of powers.

- (a) Appoint an officer who shall, subject to the orders of Government, if any, have the control of the administration of the Excise Department and of the collection of the excise revenue.
- (b) Appoint any person other than the Government Agent to exercise all or any of the powers and to perform all or any of the duties of a Government Agent in respect of the excise revenue, either concurrently with or in exclusion of the Government Agent, subject to such control as the Governor may direct.
- (c) Appoint officers or persons to perform the acts and duties mentioned in sections 32, 34, and 45 (a).
- (d) Appoint officers of the Excise Department of such classes and with such designations, powers, and duties under the Ordinance as the Governor may think fit.
- (e) Order that all or any of the powers and duties assigned to any officer under clauses (c) and (d) of this section shall be exercised and performed by any Government officer or any person.
- (f) Delegate to any excise officer in whole or in part all or any of his powers under the following sections of this Ordinance:—Sections 7 (d), 11, 13, 18, 19, 23, 24.
- (g) Withdraw from any officer or person any or all of the powers conferred or imposed upon him by or under this Ordinance.
- (h) Permit the delegation by the Excise Commissioner or by Government Agents of any powers conferred by this Ordinance, or exercised in respect of excise revenue under any Ordinance for the time being in force.

Orders of Excise Commissioner or Government Agents appealable to Governor in Executive Council.

8 (1) All orders passed by the Excise Commissioner or by a Government Agent under this Ordinance shall be appealable to the Governor in Executive Council in the manner provided by the rules made under section 31 (2) (c).

(2) On any such appeal the Governor in Executive Council may make such orders as the circumstances may require.

### III.—*Import, Export, and Transport.*

Import of excisable articles.

9 No excisable article which is liable to the payment of duty under this Ordinance, or under "The Customs Ordinance, 1869," or any other law for the time being in force relating to the duties of customs on goods imported into Ceylon, shall be imported, unless the duty prescribed by such law has been paid, or a bond executed for the payment of such duty.

Export of excisable articles.

10 No excisable article which has been manufactured in Ceylon shall be exported, unless the duty, if any, leviable under this Ordinance or under "The Customs Ordinance, 1869," has been paid, or a bond executed for the payment of such duty.

Prohibition of import, export, and transport of excisable articles.

11 The Governor in Executive Council may by notification prohibit the import or export of any excisable article, and may permit the import or export of any excisable article subject to such conditions and to the payment of such duty as he may think fit, and may prohibit the transport of any excisable article from any local area into any other local area.

Pass required for import, export, or transport of excisable articles.

12 No excisable article exceeding such quantity as the Governor may prescribe by notification, either generally for the whole Island or for any local area, shall be imported, exported, or transported, except under a pass issued under the provisions of the next following section. Provided that in the case of duty paid foreign liquor other than denatured spirit, such passes shall not be necessary, unless the Governor shall by notification otherwise direct with respect to any local area.

Passes for import, export, or transport.

13 Passes for the import, export, or transport of excisable articles may be granted by the Government Agent. Such passes may be either general for definite periods and kinds of excisable articles, or special for specified occasions and particular consignments only. Passes granted under this section shall be in such form, and shall contain such particulars, and be granted to such persons as the Governor may by notification prescribe.

### IV.—*Manufacture, Possession, and Sale.*

Manufacture of excisable articles prohibited except under provisions of this Ordinance.

14 Except under the authority and subject to the terms and conditions of a license granted in that behalf by the Government Agent, or under the provisions of section 19—

- (a) No excisable article shall be manufactured ;
- (b) No hemp plant (*Cannabis sativa* or *indica*) or coca plant shall be cultivated or collected ;
- (c) No toddy-producing tree shall be tapped ;
- (d) No toddy shall be drawn from any tree ;
- (e) No distillery, brewery, or warehouse shall be worked ;
- (f) No person shall use, keep, or have in his possession any materials, still, utensil, implement, or apparatus whatsoever for the purpose of manufacturing any excisable article other than toddy ;
- (g) No liquor shall be bottled for sale.

Establishment of distilleries, breweries, and warehouses.

15 (1) The Excise Commissioner may—

- (a) Establish or authorize the establishment of distilleries and breweries in which liquor may be manufactured under a license granted under section 14 on such conditions as the Governor deems fit to impose ;
- (b) Establish or authorize the establishment of warehouses wherein any excisable article may be deposited and kept without payment of duty ; and
- (c) Subject to the provisions of sections 26 and 27 discontinue any distillery, brewery, or warehouse.

(2) No distillery, brewery, or warehouse as aforesaid shall be established or worked except by, or under the authority of, the Excise Commissioner.

Possession of excisable articles in excess of the quantity prescribed by Government prohibited.

16 No person not being a licensed manufacturer or vendor of any excisable article shall have in his possession any quantity of any excisable article in excess of such quantity as the Governor under section 4 may declare to be the limit of sale by retail, unless under a permit granted by the Government Agent in that behalf.

Provided that—

No fee to be charged for permit for possession for private consumption. Proviso as regards foreign liquor.

- (1) No fee shall be charged for any such permit granted for the possession of such excisable article for *bona fide* private consumption or use.
- (2) Nothing in this section extends to any foreign liquor other than denatured spirit in the possession of any common carrier or warehouseman as such, or purchased by any person for his *bona fide* private consumption and not for sale.

Provided further, that—

Prohibition of possession in certain cases.

- (3) The Governor in Executive Council may by notification prohibit the supply to, or possession by, any person or class of persons, either throughout the whole Island or in any local area, of any excisable article, either absolutely or subject to such conditions as he may prescribe.

Sale of excisable articles without license prohibited.

17 No excisable article and no portion of the hemp plant shall be sold without a license from the Government Agent; provided that—

- (1) A person having the right to the toddy drawn from any tree may sell the same without a license to a person licensed to manufacture and sell toddy under this Ordinance.
- (2) A license for sale in more than one district of a Province shall be granted by the Government Agent of the Province, and not by the Assistant Government Agent.
- (3) A license for sale in more than one Province shall be granted by the Excise Commissioner.
- (4) Nothing in this section applies to the sale of any foreign liquor legally procured by any person for his private use and sold by him or by auction on his behalf or on behalf of his representatives in interest upon his quitting a station or after his decease.

Exclusive privileges of manufacture, &c., may be granted.

18 The Governor may grant to any person on such conditions and for such period as he may deem fit the exclusive privilege—

- (1) Of manufacturing, or of supplying by wholesale, or of both; or
- (2) Of selling by wholesale or by retail; or
- (3) Of manufacturing, or of supplying by wholesale, or of both, and of selling by retail any country liquor or intoxicating drug within any local area.

No grantee of any privilege under this section shall exercise the same until he has received a license in that behalf from the Government Agent.

Grantee of toddy privileges may grant license.

19 When any exclusive privilege of manufacturing and selling toddy has been granted under section 18, the Governor may declare that the written permission of the grantee to draw toddy shall have the same force and effect as a license from the Government Agent for that purpose under section 14.

Grantee may let or assign.

20 Subject to any conditions imposed by section 18, and subject to the approval of the Government Agent, any grantee of any exclusive privilege may let or assign the whole or any portion of his privilege; but no lessee or assignee of such privilege shall exercise any rights as such unless and until the grantee shall have applied to the Government Agent for a license to be given to such lessee or assignee, and such lessee or assignee shall have received the same.

V.—*Duties on Excisable Articles.*

Duties may be imposed by resolution of the Legislative Council.

21 The Legislative Council may, by resolution, from time to time impose a duty at such rate or rates, either generally or for any specified local area, on any excisable article—

- (a) Permitted to be imported or exported in accordance with the provisions of section 10 or section 11 ; or
- (b) Permitted to be transported ; or
- (c) Manufactured under any license granted in respect of clauses (a), (b), (c), (d), and (e) of section 14 ; or
- (d) Manufactured in any distillery or brewery established under section 15.

*Explanation.*—Duty may be imposed under this section at different rates according to the places to which any excisable article is to be removed for consumption.

How duty may be levied.

22 Subject to such rules regulating the time, place, and manner of payment as the Governor in Executive Council may prescribe, such duty may be levied in one or more of the following ways :

- (a) With reference to clause (a) of the foregoing section—
  - (i.) By payment of duty either at the place of import or at the place of export ; or
  - (ii.) By payment upon issue for sale from a warehouse established under section 15 (c) or licensed under section 14 (e).
- (b) With reference to clause (b) of the foregoing section—
  - (i.) By payment in the district from which the excisable article is to be transported ; or
  - (ii.) By payment upon issue for sale from a warehouse established under section 15 (c) or licensed under section 14 (e).
- (c) With reference to clauses (c) and (d) of the foregoing section—
  - (i.) By duty to be charged in the case of spirit or beer, either on the quantity produced in, or issued from, the distillery or brewery, as the case may be, or issued from a warehouse established under section 15 (c) or licensed under section 14 (e), or in accordance with such scale of equivalents calculated on the quantity of materials used, or by the degree of attenuation of the wash or wort, as the case may be, as the Governor may prescribe.
- (d) Generally by such other methods of taxation as the Legislative Council may, by resolution, from time to time appoint

Payment for privileges.

23 Instead of, or in addition to, any duty leviable under this chapter, the Governor may accept payment of a sum in consideration of the grant of any exclusive privilege under section 18.

VI.—*Licenses, &c.*

Form and conditions of licenses, &c.

24 Every license, permit, or pass granted under this Ordinance shall be granted—

- (a) On payment of such fees, if any ;
- (b) For such period ;
- (c) Subject to such restrictions and on such conditions ; and
- (d) Shall be in such form and contain such particulars as the Governor may direct, either generally or in any particular instance in this behalf.

Counterpart agreement to be executed by licensee.

25 Every person taking out a license under this Ordinance may be required to execute a counterpart agreement in conformity with the tenor of his license, and to give such security for the performance of his agreement as the authority granting the license may require.

Power to cancel or suspend licenses, &c.

26 (1) Subject to such restrictions as the Governor may prescribe, the authority granting any license, permit, or pass under this Ordinance may cancel or suspend it—

- (a) If any duty or fee payable by the holder thereof be not duly paid ; or

- (b) In the event of any breach by the holder of such license, permit, or pass, or by his servants, or by any one acting with his express or implied permission on his behalf of any of the terms or conditions of such license, permit, or pass; or
- (c) If the holder thereof is convicted of any offence under this Ordinance, or any other law for the time being in force relating to revenue, or of any cognizable and non-bailable offence, or of any offence under "The Merchandise Marks Ordinance, 1888," or is punished for any offence referred to in section 104 of "The Customs Ordinance, 1869"; or
- (d) Where a license, permit, or pass has been granted on the application of the holder of an exclusive privilege under this Ordinance on the requisition in writing of such person.

(2) When a license, permit, or pass held by any person is cancelled under clause (a) or clause (b) of sub-section (1), the authority aforesaid may cancel any other license, permit, or pass granted to such person under this Ordinance or under any other law for the time being in force relating to excise revenue.

(3) The holder shall be entitled to no compensation for the cancellation or suspension of his license, permit, or pass under this section, nor to refund of any fee paid or deposit made in respect thereof.

Further power to cancel licenses.

27 (1) Whenever the authority stated in section 26 considers that a license should be cancelled for any cause other than those specified in that section, he shall remit a sum equal to the amount of the fees payable in respect thereof for fifteen days, and may cancel the license either—

- (a) On the expiration of fifteen days' notice in writing of his intention to do so; or
- (b) Forthwith without notice.

(2) If any license be cancelled under this section, the aforesaid authority may, in addition to remitting such sum aforesaid, pay to the licensee such further sum by way of compensation as the Excise Commissioner may direct.

(3) When a license is cancelled under this section, any fee paid in advance or deposit made by the licensee in respect thereof shall be refunded to him, less the amount, if any, due to Government.

Surrender of license.

28 Any holder of a license to sell under this Ordinance may surrender his license on the expiration of one month's notice in writing given by him to the Government Agent of his intention to surrender the same, and on payment of the fee payable for the license for the whole period for which it would have been current but for such surrender. Provided that if the Excise Commissioner is satisfied that there is sufficient reason for surrendering a license, he may remit to the holder thereof the sum so payable on surrender or any portion thereof.

#### VII.—General Provisions.

Certain licensees required to keep instruments for testing, &c.

29 Every person who manufactures or sells any excisable article under a license granted under this Ordinance shall be bound—

- (a) To supply himself with such measures, weights, and instruments as the Governor may prescribe, and to keep the same in good condition; and
- (b) When such measures, weights, and instruments have been prescribed, on the requisition of any excise officer duly empowered in that behalf, at any time to measure, weigh, or test any excisable article in his possession in such manner as the said excise officer may require.

The Governor may, under this section, prescribe measures, weights, and instruments, in addition to or other than those provided for by Ordinance No. 8 of 1876.

Procedure in case of default by licensee or grantee of exclusive privilege.

30 In case of default made by a holder of a license or by a grantee of an exclusive privilege in the payment of any duty or fee, or in the performance of all or any of the terms or conditions of such license or grant, the Government Agent may, if he thinks fit, without process of law, after fifteen days'

notice in writing to the licensee or grantee of his intention to do so, take the license or grant under management at the risk of the defaulter, or may declare the license or grant forfeited, and re-issue or re-sell it at the risk and loss of the defaulter. When a license or grant is under management under this section, the Government Agent may recover as excise revenue any moneys due to the defaulter by any lessee or assignee.

Power to make rules.

31 (1) The Governor in Executive Council may make rules for the purpose of carrying out the provisions of this Ordinance or other law for the time being in force relating to excise revenue; and all such rules shall be laid as soon as conveniently may be before the Legislative Council, and upon being confirmed, with or without modification, by a resolution of the Legislative Council, and upon such confirmation being notified in the "Government Gazette," shall have the force of law from the date of such notification, or upon such date as may be therein fixed.

Provided that in any case of urgency the Governor in Executive Council may by notification declare any such rules to be in force from a date named therein, and such rules shall thereupon come in force on such date; but if within forty days of the date upon which such rules are laid before the Legislative Council a resolution be passed praying that all or any of such rules be modified or annulled, such rules or rule shall thenceforth be modified or annulled accordingly, but without prejudice to anything done thereunder.

(2) In particular and without prejudice to the generality of the foregoing provision the Governor in Executive Council may make rules—

- (a) Regulating the delegation of any powers by the Excise Commissioner or by Government Agents under section 7 (h).
- (b) Prescribing the powers and duties of officers of the Excise Department.
- (c) Prescribing the procedure in appeals from orders of the Excise Commissioner or the Government Agents to the Governor in Executive Council.
- (d) Regulating the import, export, or transport of any excisable article.
- (e) Regulating the manufacture, bottling, supply, or storage of any excisable article, including—
  - (i.) The erection, inspection, supervision, management, and control of any place for the manufacture, bottling, supply, or storage of such article, and the fittings, implements, and apparatus to be maintained therein;
  - (ii.) The tapping of toddy producing trees and the drawing of toddy from such trees.
- (f) Regulating the deposit of any excisable article in a warehouse, and the removal therefrom of such article.
- (g) Regulating the periods and localities for which licenses for the wholesale or retail sale of any excisable article may be granted.
- (h) Prescribing the procedure to be followed and the matters to be ascertained before any license for such sale is granted for any locality.
- (i) Prescribing in the case of any excisable article the way in which the duty on such article shall be levied.
- (j) Prescribing the scale of fees, or the manner of fixing the fees, payable in respect of any privilege, license, permit, or pass, or of the storing of any excisable article.
- (k) Regulating the time, place, and manner of payment of any duty or fee.
- (l) Prescribing the restrictions under and the conditions on which any license, permit, or pass may be granted, including—
  - (i.) The prohibition of the admixture with any excisable article of any substance deemed to be noxious or objectionable;



- (ii.) The fixing of the strength, price, or quantity in excess of or below which any excisable article shall not be sold or supplied, and the quantity in excess of which denatured spirit shall not be possessed, and the prescription of a standard of quality for any excisable article;
  - (iii.) The prohibition of the employment by the license holder of any person or class of persons to assist him in his business in any capacity whatsoever;
  - (iv.) The prescription of the persons to whom any excisable article may or may not be sold;
  - (v.) The prohibition of sale except for cash;
  - (vi.) The prevention of drunkenness, gambling, or disorderly conduct in or near any licensed premises, and the meeting of or remaining of persons of bad character in such premises;
  - (vii.) The prescription of the days and hours during which any licensed premises may or may not be kept open, and provision for the closure of such premises on special occasions;
  - (viii.) The prescription of the nature of the premises in which any excisable article may be sold, and the notices to be exposed at such premises; and
  - (ix.) The prescription of the accounts to be maintained and the returns to be submitted by license holders.
- (m) (i.) Declaring the process by which spirit manufactured in Ceylon shall be denatured.
  - (ii.) For causing such spirit to be denatured through the agency or under the supervision of Government officers.
  - (iii.) For ascertaining whether such spirit has been denatured.
- (n) Providing for the destruction or other disposal of any excisable article deemed to be unfit for use.
  - (o) Regulating the disposal of confiscated articles.
  - (p) Prescribing the instruments to be used in the testing of liquors, and the tables of corrections according to temperature to be used therewith.

#### VIII.—Powers and Duties of Officers, &c.

Power to enter and inspect places of manufacture, bottling, and sale.

32 The Excise Commissioner or a Government Agent or any excise officer not below such rank as the Governor may prescribe or any police officer duly empowered in that behalf may enter and inspect at any time by day or by night any place in which any licensed manufacturer carries on the manufacture of or stores any excisable article; and may enter and inspect at any time during which the same may be open any place in which any excisable article is bottled or kept for sale by any licensed person; and may examine, test, measure, or weigh any materials, still, utensil, implement, apparatus, or excisable article found in such place of manufacture, bottling, or sale.

Powers of excise officers in matters of arrest and inquiry.

33 Within such specified area as the Governor by notification may direct, any excise officer not below such rank as the Governor may prescribe shall, within the limits of the area to which he is appointed, and as regards all offences under this Ordinance, exercise the powers that may be exercised in respect of cognizable offences by an inquirer, or by an officer in charge of a police station, under the provisions of chapter XII. of "The Criminal Procedure Code, 1898." An inquiry under this section shall be held at or in the neighbourhood of the place in which the offence is alleged to have been committed.

Cases in which offenders may be arrested, and contraband liquor and articles seized without warrant.

34 Any officer of the Excise, Police, Customs, or Revenue Departments, not below such rank and subject to such restrictions as the Governor may prescribe, and any other person duly empowered, may arrest without warrant any person found committing, in any place other than a dwelling house, an offence punishable under section 43 or section 44; and may seize and detain any excisable or other article which

- he has reason to believe to be liable to confiscation under this Ordinance or other law for the time being in force relating to excise revenue ; and may search any person upon whom, and any vessel, vehicle, animal, package, receptacle, or covering in or upon which, he may have reasonable cause to suspect any such article to be.

Government Agent or Magistrate may issue a search warrant.

35 If a Government Agent or a Magistrate, upon information obtained and after such inquiry as he thinks necessary, has reason to believe that an offence under section 43 or section 44 has been or is likely to be committed, he may issue a warrant for the search for any excisable article, materials, still, utensil, implement, or apparatus in respect\* of which the alleged offence has been or is likely to be committed, or any paper or document relating thereto ; and for the taking into custody and carrying before such an officer as is referred to in section 33 of this Ordinance any person who appears to have been privy to the commission of the offence.

Power of excise officers to search without a warrant.

36 Whenever a Government Agent or any excise officer not below such rank as the Governor may prescribe has reason to believe that an offence under section 43 or section 44 has been, is being, or is likely to be, committed, and that a search warrant cannot be obtained without affording the offender an opportunity of escape or of concealing evidence of the offence, he may, after recording the grounds of his belief, at any time by day or night, enter and search any place and may seize anything found therein which he has reason to believe to be liable to confiscation under this Ordinance ; and may detain and search and, if he thinks proper, arrest any person found in such place whom he has reason to believe to be guilty of such offence as aforesaid.

Arrests, searches, &c., how to be made.

37 The provisions of "The Criminal Procedure Code, 1898," relating to arrests, searches, search warrants, the production of persons arrested, and the investigation of offences shall be held to be applicable to all action taken in these respects under this Ordinance.

Offences to be bailable.

38 All offences under this Ordinance shall be bailable within the meaning of "The Criminal Procedure Code, 1898," and the provisions of that Code in respect of bail shall be applicable thereto.

Officers of certain departments bound to report offences and to assist.

39 Every officer of the Police, Customs, and Revenue Departments, and every peace officer, shall be bound to give immediate information to an excise officer of all breaches of any of the provisions of this Ordinance which may come to his knowledge, and to aid any excise officer in carrying out the provisions of this Ordinance upon request made by such officer.

Landholders and others to give information.

40 (a) All proprietors, tenants, under-tenants, and cultivators who own or hold land on which ; and

(b) All village headmen in whose village—  
there shall be any manufacture of any excisable article not licensed under this Ordinance, or the unlawful cultivation or collection of any plants from which an intoxicating drug can be produced, shall, in the absence of reasonable excuse, be bound to give notice of the same to a Magistrate or to an officer of the Excise, Police, or Revenue Departments immediately the same shall have come to their knowledge.

Police to take charge of articles seized.

41 All officers in charge of police stations shall take charge of and keep in safe custody, pending the orders of a Magistrate or of the Government Agent, all articles seized under this Ordinance which may be delivered to them ; and shall allow any excise officer who may accompany such articles to the police station, or may be deputed for the purpose by his superior officer, to affix his seal to such articles and to take samples of and from them. All samples so taken shall also be sealed with the seal of the officer in charge of the police station.

Closing of shops for the sake of public peace.

42 The Government Agent or any Magistrate by notice in writing to the licensee may require that any shop in which any excisable article is sold shall be closed at such times or for such period as he may think necessary for the preservation of the public peace. If a riot or unlawful assembly is apprehended

or occurs in the vicinity of any such shop, the Government Agent or any Magistrate or chief headman or any police officer above the rank of constable who is present may require such shop to be kept closed for such period as he may think necessary.

## IX.—Penalties.

Penalties  
for illegal  
import, &c.

43 Whoever, in contravention of this Ordinance or of any rule or order made under this Ordinance, or of any license, permit, or pass obtained under this Ordinance—

- (a) Imports, exports, transports, or possesses any excisable article ; or
- (b) Manufactures any excisable article ; or
- (c) Cultivates or collects the hemp plant (*Cannabis sativa* or *indica*) or coca plant ; or
- (d) Taps any toddy-producing tree ; or
- (e) Draws toddy from any tree ; or
- (f) Establishes or works any distillery, brewery, or warehouse ; or
- (g) Uses, keeps, or has in his possession any materials, still, utensil, implement, or apparatus whatsoever for the purpose of manufacturing any excisable article other than toddy ; or
- (h) Sells or keeps or exposes for sale any excisable article ; or
- (i) Bottles any liquor for purposes of sale—

shall be guilty of an offence, and be liable on conviction to imprisonment of either description for a term which may extend to six months, or to fine which may extend to one thousand rupees, or to both, and where the act hereby penalized is continued after conviction, he shall be liable to the aforesaid punishment for each day on which the offence is so continued.

For illegal  
possession.

44 Whoever without lawful authority has in his possession any quantity of any excisable article which has been unlawfully imported, transported, or manufactured, or on which the prescribed duty has not been paid, shall be guilty of an offence, and be liable on conviction to imprisonment of either description for a term which may extend to six months, or to fine which may extend to one thousand rupees, or to both.

For misconduct  
by licensee, &c.

45 Whoever, being the holder of a license, permit, or pass granted under this Ordinance, or being in the employ of such holder and acting on his behalf—

- (a) Fails to produce such license, permit, or pass on the demand of any excise officer; or of any other officer duly empowered to make such demand ; or
- (b) Wilfully contravenes any rule made under section 31 ; or
- (c) Wilfully does or omits to do anything in breach of any of the conditions of the license, permit, or pass not otherwise provided for in this Ordinance—

shall be guilty of an offence, and be liable on conviction to imprisonment of either description which may extend to three months, or to fine which may extend to two hundred rupees, or to both; and, in the case of an offence continued after conviction, to such punishment as aforesaid for each day on which the offence is so continued.

For excise  
officer refusing  
to do duty,  
or being guilty  
of cowardice.

46 (1) Any excise officer who without lawful excuse shall cease or refuse to perform, or shall withdraw himself from, the duties of his office, unless expressly allowed to do so in writing by the Excise Commissioner, or unless he shall have given to his superior officer two months' notice in writing of his intention to do so, or who shall be guilty of cowardice, shall be guilty of an offence, and be liable on conviction to imprisonment of either description which may extend to three months, or to fine which may extend to six months' pay, or to both.

Offences by  
excise officers.

- (2) Any excise officer who shall—
  - (a) Wilfully fail in his duty to report any offence against this Ordinance or any rule or order made thereunder ; or
  - (b) Connive at the commission of any offence against this Ordinance—

shall be liable on conviction to imprisonment of either description which may extend to six months, or to fine which may extend to one year's pay, or to both.

For offences not otherwise provided for.

47 Whoever is guilty of any act or intentional omission in contravention of any of the provisions of this Ordinance, or of any rule or order made under this Ordinance, and not otherwise provided for in this Ordinance, shall on conviction be liable to fine which may extend to one hundred rupees, or, in default of payment of the fine, to imprisonment which may extend to six months, and, in the case of an offence continued after conviction, to such punishment as aforesaid for each day on which the offence is so continued.

Enhanced punishment after previous conviction.

48 If any person, after having been previously convicted of an offence punishable under section 43 or section 44, subsequently commits and is convicted of an offence punishable under either of those sections, he shall be liable to twice the punishment which might be imposed on a first conviction under this Ordinance. Provided that nothing in this section shall prevent any offence which might otherwise have been tried summarily under chapter XVIII. of "The Criminal Procedure Code, 1898," from being so tried.

Prosecution restricted.

49 (1) No Magistrate shall take cognizance of an offence punishable—

(a) Under section 43, 44, or 47, except on his own knowledge or suspicion, or on the complaint or report of an excise officer; or

(b) Under section 45 or section 46, except on the complaint or report of the Excise Commissioner, Government Agent, or an excise officer authorized by either of them on that behalf.

(2) Except with the special sanction of the Governor, no Magistrate shall take cognizance of any offence punishable under this Ordinance, unless the prosecution is instituted within a year after the commission of the offence.

Presumption as to commission of offence in certain cases.

50 In prosecutions under section 43 it shall be presumed, until the contrary is proved, that the accused person has committed an offence under that section in respect of—

(a) Any excisable article; or

(b) Any still, utensil, implement, or apparatus whatsoever for the manufacture of any excisable article other than toddy; or

(c) Any such materials as are ordinarily used in the manufacture of any excisable article—

for the possession of which, or for his conduct in connection with which, he is unable to account satisfactorily; and the holder of a license, permit, or pass under this Ordinance shall be punishable, as well as the actual offender, for any offence under section 43 or section 44 or section 45 committed by any person in his employ and acting on his behalf as if he had himself committed the same, unless he shall establish that all due and reasonable precautions were exercised by him to prevent the commission of such offence. Provided that no person other than the actual offender shall be punished with imprisonment, except in default of payment of fine.

What things liable to confiscation.

51 Whenever an offence has been committed under this Ordinance, the excisable article, materials, still, utensil, implement, or apparatus in respect of or by means of which such offence has been committed shall be liable to confiscation. Any excisable article lawfully imported, transported, manufactured, had in possession, or sold along with, or in addition to, any excisable article liable to confiscation under this section, and the receptacles, packages, and coverings in which any such excisable article, materials, still, utensil, implement, or apparatus as aforesaid is found, and the other contents, if any, of the receptacles or packages in which the same is found, and the animals, carts, vessels, or other conveyance used in carrying the same, shall likewise be liable to confiscation.

Confiscation how ordered.

52 (1) When in any case tried by him the Magistrate decides that anything is liable to confiscation under the foregoing section, he may order confiscation, or may give the owner of the thing liable to be confiscated an option to pay, in lieu of confiscation, such fine as he thinks fit.

(2) When an offence under this Ordinance has been committed, but the offender is not known or cannot be found, or when anything liable to confiscation under this Ordinance and not in the possession of any person cannot be satisfactorily accounted for, the case shall be inquired into and determined by the Government Agent, who may order confiscation.

Provided that no such order shall be made until the expiration of one month from the date of seizing the thing intended to be confiscated, or without hearing the person, if any, claiming any right thereto, and evidence, if any, which he produces in support of his claim.

Provided further, that if the thing in question is liable to speedy and natural decay, or if the Government Agent is of opinion that the sale would be for the benefit of its owner, the Government Agent may at any time direct it to be sold; and the provisions of this sub-section shall, as nearly as may be practicable, apply to the nett proceeds of such sale.

Power to compound offences.

53 The Government Agent or any excise officer specially empowered by the Governor in that behalf may accept from any person whose license, permit, or pass is liable to be cancelled or suspended under section 26, or who is reasonably suspected of having committed an offence under section 45 or section 47, a sum of money not exceeding two hundred rupees in lieu of such cancellation or suspension or by way of composition for the offence which may have been committed, as the case may be; and in all cases whatsoever in which any property has been seized as liable to confiscation under this Ordinance may release the same on payment of the value thereof as estimated by such officer. On the payment of such sum of money, or such value, or both, as the case may be, to such officer, the accused person, if in custody, shall be discharged, the property seized shall be released, and no further proceedings shall be taken against such person or property.

Offences to be summarily triable by Police Courts.

54 All offences under this Ordinance shall be summarily triable by Police Magistrates, who shall have power to award the punishments herein prescribed, anything in "The Criminal Procedure Code, 1898," or any other Ordinance to the contrary notwithstanding.

#### X.—Miscellaneous.

Exception of medicated articles.

55 Nothing in the foregoing provisions of this Ordinance applies to the import, manufacture, possession, sale, or supply of any *bona fide* medicated article for medicinal purposes by medical practitioners, chemists, druggists, apothecaries, or keepers of dispensaries; but the Governor in Executive Council may by notification prohibit throughout the Island or within any local area the import, manufacture, possession, supply, or sale of any such article, except under such conditions as he may prescribe, and the provisions of this Ordinance shall thereafter apply to any article so prohibited.

Power of Governor to exempt excisable articles from the provisions of this Ordinance.

56 The Governor in Executive Council may by notification either wholly or partially exempt any excisable article from all or any of the provisions of this Ordinance, either throughout the Island or in any specified area, or for any specified period or occasion, or as regards any specified class of persons, and may attach such conditions as he thinks fit to such exemption.

Assistant Government Agent to have powers of Government Agent when not otherwise expressly provided for.

57 Except when it is otherwise expressly provided by this Ordinance, the Assistant Government Agent of a district shall exercise within his district all the powers of a Government Agent, subject to the direction and control of the Government Agent of the Province.

Bar of actions.

58 No action shall lie against the Government of Ceylon or against any excise officer for damages in any civil court for any act *bona fide* done or ordered to be done in pursuance of this Ordinance, or of any law for the time being in force relating to excise revenue; and all prosecutions of any excise officer, and all actions which may be lawfully brought against the Government of Ceylon or against any excise officer, in respect of anything done in pursuance of this Ordinance, shall be instituted within six months from the date of the act complained of and not afterwards.

## SCHEDULE.

(Vide Section 2.)

| Ordinance.     | Subject.   | Extent of Repeal.   |
|----------------|--|---|
| No. 10 of 1844 | An Ordinance to amend the Law relating to the Distillation and Sale of Arrack, Rum, and Toddy within these Settlements   | The whole.  |
| No. 12 of 1891 | An Ordinance to consolidate and amend the Licensing Ordinances of 1873 and 1877  | The whole.  |
| No. 13 of 1891 | An Ordinance relating to Arrack, Rum, and Toddy  | The whole.  |
| No. 9 of 1892  | An Ordinance for imposing a Duty upon Tavern Licenses within Municipalities  | The whole.  |
| No. 3 of 1894  | An Ordinance to repeal certain Laws, Ordinances, and Enactments  | Section 3.  |
| No. 7 of 1898  | An Ordinance to impose an Export Duty on Arrack  | The whole.  |
| No. 5 of 1899  | An Ordinance to consolidate and amend the Law relating to the possession and Sale of Opium   | Section 17 so far as it relates to bhang or ganja.                    |
| No. 9 of 1905  | An Ordinance to amend "The Opium Ordinance, 1899"  | Section 3 so far as it relates to bhang or ganja.                     |
| No. 13 of 1905 | An Ordinance to promote the Despatch of Public Business  | Section 7.  |
| No. 17 of 1905 | An Ordinance to prohibit the Cultivation and Possession of Indian Hemp   | The whole.  |
| No. 18 of 1905 | An Ordinance for the better enforcement of Sales of Leases of Arrack Rents   | The whole.  |
| No. 39 of 1908 | An Ordinance to amend in certain particulars Ordinance No. 10 of 1884, intitled "An Ordinance to amend the Law relating to the Distillation and Sale of Arrack, Rum, and Toddy within these Settlements" | The whole.  |
| No. 4 of 1910  | An Ordinance requiring Weekly Returns to be furnished by Licensed Retail Dealers in Arrack   | The whole.  |
| No. 5 of 1910  | An Ordinance to amend the Law with regard to the Importation, Sale, and Distribution of Opium, and to prohibit the Possession and Sale of Bhang and Ganja  | Sections 24, 25, 26, and 29, so far as they relate to bhang or ganja. |

Passed in Council the Thirty-first day of May, One thousand Nine hundred and Twelve.

A. G. CLAYTON,  
Clerk to the Council.

Assented to by His Excellency the Governor the Eleventh day of June, One thousand Nine hundred and Twelve.

HUGH CLIFFORD,  
Colonial Secretary.

## DRAFT ORDINANCES.

## MINUTE.

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

An Ordinance further to amend "The Prevention of Cruelty to Animals Ordinance, 1907."

Preamble

WHEREAS it is expedient further to amend "The Prevention of Cruelty to Animals Ordinance, 1907," 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 Prevention of Cruelty to Animals (Amendment) Ordinance No. — of 1912," and shall be read and construed as one with the principal Ordinance.

Repeal.

2 "The Prevention of Cruelty to Animals (Amendment) Ordinance, 1909," is hereby repealed.

Power of Governor to establish infirmaries for the treatment of animals.

3 The following new clauses are hereby added to the principal Ordinance:

6 A. (1) The Governor may, by order in the "Government Gazette," appoint any institution established in Ceylon for the treatment of sick or injured animals to be an infirmary for the treatment and care of animals in respect of which offences under section 6 have been committed.

(2) Every such infirmary shall be open to inspection at all reasonable hours by any officer authorized in that behalf by the Governor.

(3) The Governor may, whenever he thinks fit to do so, rescind any order made under sub-section (1).

(4) The court before which a prosecution for such an offence has been instituted may direct that the animal in respect of which the offence is alleged or proved to have been committed shall be sent for treatment and care to an infirmary, and be there detained until it is, in the opinion of the court, again fit for the work or labour on which it has been ordinarily employed.

(5) The cost of the treatment, feeding, and watering of the animal in the infirmary shall be payable by the owner of the animal according to such scale of rates as the Government Agent of the province may from time to time prescribe.

(6) If the owner refuses or neglects to pay such cost and to remove the animals within such time as the court may prescribe, the court may direct that the animal be sold, and the proceeds of the sale be applied to the payment of such costs.

(7) The surplus, if any, of the proceeds of sale shall, on application made by the owner within two months after the date of the sale, be paid to him; and the deficit, if any, shall be recoverable from the owner by order of the court in the same manner as a fine, and when recovered shall be paid to the authorities of the infirmary.

Power of Governor to direct application of fines.

10. The Governor in Executive Council may, by order in Council notified in the "Government Gazette," notwithstanding any statutory enactment inconsistent therewith, direct that the whole or any part of any of the fines recovered in respect of offences under this Ordinance shall be paid to any society established in Ceylon for the prevention of cruelty to animals.

Provided that where in any area any such fines are by law or practice already appropriated to any public authority established in the area, such order shall only take effect in the area subject to the consent of the public authority signified by resolution notified in the "Government Gazette," and to the extent authorized by such resolution.

By His Excellency's command,

Colonial Secretary's Office,  
Colombo, May 21, 1912.

HUGH CLIFFORD,  
Colonial Secretary.

*Statement of Objects and Reasons.*

THE object of this Bill is two-fold. First, to repair an omission in Ordinance No. 15 of 1909, under which the only authority which has power to make an order for the treatment of sick or injured animals in an infirmary is a Police Magistrate, whereas Municipal Magistrates and Village Tribunals dispose of a great number of cases under the Ordinance. This is cured by a repeal of the Ordinance and its re-enactment in wider terms.

2. The second object is to authorize the appropriation of fines imposed under the Ordinance to the Society for the Prevention of Cruelty to Animals. Where these fines are already appropriated to local authorities, the consent of the local authority is necessary to the diversion of these fines to the Society.

3. Incidentally an amendment has been made in the provisions incorporated from Ordinance No. 15 of 1909. Under that Ordinance (sub-section 7 of section 6A) the owner of the animal was not made responsible for any deficit incurred by the maintenance of his animal in an infirmary. The sub-section as now framed makes him responsible for the deficit. This is only fair, as the deficit is occasioned by his own criminal cruelty.

Attorney-General's Chambers,  
Colombo, April 25, 1912.

ANTON BERTRAM,  
Attorney-General.

**NOTICES IN TESTAMENTARY ACTIONS.**

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of the late Peris de Silva Welaratne, Arachchi of the Guards of Nambadaluwa, in the Udugaha pattu of Siyane korale.  
No. 4,205.

Lucia *alias* Missia Perera Amarasinghe Hamine. . . . . Petitioner.

And

(1) Welatantri Gurunanselage Phinel de Silva, (2) Welatantri Gurunanselage James de Silva Appuhamy, (3) Welatantri Gurunanselage Piya Somie de Silva Hamine, (4) Welatantri Gurunanselage Piya Sama de Silva Appuhamy, (5) Welatantri Gurunanselage Peter de Silva Appuhamy, (6) Welatantri Gurunanselage Peiris de Silva Appuhamy, (7) Welatantri Gurunanselage Alice de Silva Appuhamy of Nambadaluwa aforesaid, (8) Welatantri Gurunanselage Fronchy Hamy of Godagama, near Hikkaduwa, (9) Welatantri Gurunanselage Missia Nona of Induruwa, in the Bentota-Walallawiti korale, (10) Don Wellun Gurusinghe, (11) Don Abraham Gurusinghe, (12) Don Hendrick Gurusinghe, (13) Don John Gurusinghe, (14) Don Brampy Gurusinghe; (15) Dona Missia Nona Gurusinghe, wife of (16) Bala Mahatmeya of Baddegama, (17) Don Martin Gurusinghe of Godagama, (18) Bartin Munasinghe, (19) Bempi Singho of Bentara Angagoda, (20) Jane Nona of Bentara Angagoda, (21) Podi Nona Munasinghe, (22) Dolphi Nona Munasinghe, and her husband (23) Bempy Singho of Bentara Angagoda, (24) Welatantri Gurunanselage Lucia Nona of Induruwa, and (25) Edmund de Silva Welaratne of Nambadaluwa. . . . . Respondents.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on March 18, 1912, in the presence of Mr. Brito, Proctor, on the part of the petitioner Lucia *alias* Missia Perera Amarasinghe Hamine; and affidavit of the said petitioner and the attesting witnesses and ntary dated February 9, 1912, having been read:

It is ordered that the will of Peiris de Silva Welaratne, Arachchi of the Guards, dated October 9, 1907, which has

been produced and is now deposited in the court, be and the same is hereby declared proved; and it is further ordered that petitioner is the executrix named in the said will, and that she is entitled to have probate thereof issued to her, unless the respondents or any other person or persons interested shall, on or before May 23, 1912, show sufficient cause to the satisfaction of this court to the contrary.

March 18, 1912. L. M. MAARTENSZ,  
Additional District Judge.

The date for showing cause against this *Order Nisi* is extended till June 20, 1912.

L. M. MAARTENSZ,  
Additional District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Kalubowilage Don Enis Goonetilleke of Kalupahane, in the Udugaha pattu of Rayigam korale.  
No. 4,232.

Kussige Podinona Hami of Handapangoda, in the Udugaha pattu of Rayigam korale. . . . . Petitioner.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on June 5, 1912, in the presence of Mr. Bandaranaike, Proctor, on the part of the petitioner Kussige Podinona Hami of Handapangoda; and the affidavit (1) of the said petitioner dated April 3, 1912, (2) of Siyambalagamage Elias Appu of Bope, and (3) of Mr. David Dewapuraratna, the attesting Notary, having been read:

It is ordered that the will of the said Kalubowilage Don Enis Goonetilleke, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executrix named in the said will, and that she is entitled to have probate thereof issued to her, unless any person or persons interested shall, on or before June 20, 1912, show sufficient cause to the satisfaction of this court to the contrary.

June 5, 1912. L. MAARTENSZ,  
Additional District Judge.



In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate  
Jurisdiction. and Effects of Vitana Arachchige  
No. 4,255. Kalu Appuhamy, late of Panchikawatta,  
deceased.

Kalutantrige Dona Pavistina Hamy of Panchika-  
watta, in Colombo. . . . . Petitioner.

And

Vitana Arachchige Podi Hamine of Panchika-  
watta. . . . . Respondent.

THIS matter coming on for disposal before Lewis  
Matthew Maartensz, Esq., Additional District Judge of  
Colombo, on May 21, 1912, in the presence of Mr. Waniga-  
sooria, Proctor, on the part of the petitioner Kalutantrige  
Dona Pavistina; and the affidavit of the said petitioner  
dated May 10, 1912, having been read:

It is ordered that the petitioner be and she is hereby  
declared entitled, as the widow of the above-named deceased,  
to have letters of administration to his estate issued to her,  
unless the respondent or any other person or persons  
interested shall, on or before June 20, 1912, show sufficient  
cause to the satisfaction of this court to the contrary.

L. M. MAARTENSZ,  
Additional District Judge.

May 21, 1912.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the  
Jurisdiction. late Korottage Don Siman of Sangarama,  
No. 4,260. in the Udugaha Pattu of Salpiti korale,  
deceased.

Gamage Dona Lenora *alias* Punchy Nonohamy of  
Sangarama aforesaid. . . . . Petitioner.

And

(1) Korottage Nono Hamy, (2) Korottage Carolis  
Appu, both of Sangarama aforesaid. . . . . Respondents.

THIS matter coming on for disposal before Lewis Matthew  
Maartensz, Esq., Additional District Judge of Colombo, on  
May 24, 1912, in the presence of Mr. O. A. Jayasekera,  
Proctor, on the part of the petitioner Gamage Dona Lenora  
*alias* Punchy Nonohamy of Sangarama; and the affidavit  
of the said petitioner dated May 20, 1912, having been  
read:

It is ordered that the petitioner be and she is hereby  
declared entitled, as the widow of the above-named deceased,  
to have letters of administration to his estate issued to her,  
unless the respondents or any other person or persons  
interested shall, on or before June 20, 1912, show sufficient  
cause to the satisfaction of this court to the contrary.

L. M. MAARTENSZ,  
Additional District Judge.

May 24, 1912.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-  
Jurisdiction. ment of the late Wannakuwattewaduge  
No. 4,261. Gemo Fernando, Police Headman, late  
of Rawatawatta in Moratuwa, jointly  
executed with his wife Annie Martha  
Mendis.

Annie Martha Mendis of Rawatawatta in Mora-  
tuwa. . . . . Petitioner.

THIS matter coming on for disposal before Lewis Matthew  
Maartensz, Esq., Additional District Judge of Colombo, on  
May 28, 1912, in the presence of Mr. W. A. de Mel, Proctor,  
on the part of the petitioner Annie Martha Mendis of  
Rawatawatta in Moratuwa; and the affidavit (1) of the  
said petitioner dated May 8, 1912, and (2) of the Notary  
and attesting witnesses dated May 8, 1912, having been  
read:

It is ordered that the will of the above-named Wannaku-  
wattewaduge Gemo Fernando, deceased, dated April 29,  
1910, of which the original has been produced and is now  
deposited in this court, be and the same is hereby declared

proved; and it is further declared that the petitioner is the  
executrix named in the said will, and that she is entitled to  
have probate thereof issued to her accordingly, unless any  
person or persons interested shall, on or before June 20,  
1912, show sufficient cause to the satisfaction of this court  
to the contrary.

L. M. MAARTENSZ,  
Additional District Judge.

May 28, 1912.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Estate and Effects of  
Jurisdiction. Kurrupuachige Don Annis Vedarala,  
No. 4,262. late of Diagama, in the Udugaha pattu  
of Salpiti korale, deceased.

Liyanage Marthina Hamy of Diagama aforesaid. . . . . Petitioner.

And

(1) Kurrupuachige Dona Sadra Hamy, (2) Kurru-  
puatchige Brumpy Singho. . . . . Respondents.

THIS matter coming on for disposal before Lewis Matthew  
Maartensz, Esq., Additional District Judge of Colombo, on  
May 28, 1912, in the presence of Mr. S. R. de Fonseka,  
Proctor, on the part of the petitioner Liyanage Marthina  
Hamy of Diagama aforesaid; and the affidavit of the said  
petitioner dated March 28, 1912, having been read:

It is ordered that the petitioner be and she is hereby  
declared entitled, as the widow of the above-named de-  
ceased, to have letters of administration to his estate  
issued to her, unless the respondents or any other person or  
persons interested shall, on or before June 20, 1912, show  
sufficient cause to the satisfaction of this court to the  
contrary.

L. M. MAARTENSZ,  
Additional District Judge.

May 28, 1912.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and  
Jurisdiction. Effects of Ellapulliachige Don Siyadoris,  
No. 4,263. late Police Headman of Hereliawella, in  
the Kahatuduwa perawa of Salpiti korale,  
deceased.

Pattiage Carlina Pieris of Hereliawella afore-  
said. . . . . Petitioner.

And

(1) Ellapulliachige Dona Helena Hamy, (2) Ella-  
pulliachige Dona Issa Hamy, (3) Ellapulliachige  
Don Cornelis, (4) Ellapulliachige Don Issan  
Appu, (5) Ellapulliachige Don James, all of  
Hereliawella aforesaid. . . . . Respondents.

THIS matter coming on for disposal before Lewis Matthew  
Maartensz, Esq., Additional District Judge of Colombo, on  
May 28, 1912, in the presence of Mr. S. R. de Fonseka,  
Proctor, on the part of the petitioner Pattiage Carlina  
Pieris of Hereliawella; and the affidavit of the said petitioner  
dated May 20, 1912, having been read:

It is ordered that the petitioner be and she is hereby  
declared entitled, as the widow of the above-named de-  
ceased, to have letters of administration to his estate  
issued to her, unless the respondents or any other person or  
persons interested shall, on or before June 20, 1912, show  
sufficient cause to the satisfaction of this court to the  
contrary.

L. M. MAARTENSZ,  
Additional District Judge.

May 28, 1912.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. Visuvanather Sanmugam Chandrase-  
No. 4,275. garam Pillai of Mutwal in Colombo,  
deceased.

Pana Moona Ravenna Mana Muttu Ramen Chetty  
of Sea street in Colombo, presently in India. . . . . Petitioner.

And

Sanmugam Nagamuttoo of Third Cross street in  
the Pettah of Colombo. . . . . Respondent.

THIS matter coming on for disposal before Lewis Matthew  
Maartensz, Esq., Additional District Judge of Colombo, on

June 4, 1912, in the presence of Mr. S. Somasundaram, Proctor, on the part of the petitioner Pana Moona Ravenna Mana Muttu Ramen Chetty; and the affidavit of the said petitioner dated May 30, 1912, having been read:

It is ordered that Mr. D. M. Jansz be and he is hereby declared entitled, as the Secretary of this court, to administer the estate of the said deceased, and that letters of administration do issue to him accordingly, unless the respondents or any other person or persons interested shall, on or before June 27, 1912, show sufficient cause to the satisfaction of this court to the contrary.

L. M. MAARTENSZ,  
Additional District Judge.

June 4, 1912.

In the District Court of Colombo.

Order Nisi.

66880  
Testamentary In the Matter of the Intestate Estate of the Jurisdiction. late Don William Francis Abeyaratna of No. 4,264. Mahawila, in the Udugaha pattu of Salpiti korale, deceased.

Don Charles Peter Abeyaratne of Wellawatta, in Colombo ..... Petitioner.

And

(1) Don David Abeyaratne, Muhandiram, of Wellawatta, (2) Don Henry Abeyaratne of Timbirigasyaya, (3) Don Cornelius Abeyaratne of Kesbawa, (4) Don James Alfred Abeyaratne of Panadura, (5) Dona Charlotte Abeyaratne, wife of (6) Don William de Costa Dissanayaka of Poddugoda, in Bentota, (7) Don Herod Stephen Abeyaratne of Mahawila, (8) Dona Alice Sisera Abeyaratne, wife of (9) Helessage Gilbert Perera of Lindula ..... Respondents.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on May 29, 1912, in the presence of Mr. O. A. Jayasekera, Proctor, on the part of the petitioner Don Charles Peter Abeyaratne; and the affidavit of the said petitioner dated May 27, 1912, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as a brother of the above-named deceased, to have letters of administration to this estate issued to him, unless the respondents or any other person or persons interested shall, on or before June 20, 1912, show sufficient cause to the satisfaction of this court to the contrary.

L. M. MAARTENSZ,  
Additional District Judge.

May 29, 1912.

In the District Court of Colombo.

Order Nisi.

59  
Testamentary In the Matter of the Last Will and Testament of the late Karunawanta Wadu No. 4,277 C. Arachchige Andris Hamy of Katubedda in Moratuwa, deceased.

Thenpanamestrige Don Lewis Singho of Katubedda in Moratuwa ..... Petitioner.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on June 4, 1912, in the presence of Messrs. Silva and Perera, Proctors, on the part of the petitioner Thenpanamestrige Don Lewis Singho of Katubedda in Moratuwa; and the affidavit (1) of the said petitioner dated May 31, 1912, and (2) of the attesting witnesses dated May 31, 1912, having been read:

It is ordered that the will of the said Karunawanta Wadu Arachchige Andris Hamy of Katubedda, deceased, dated May 3, 1912, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said will, and that he is entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before June 20, 1912, show sufficient cause to the satisfaction of this court to the contrary.

L. M. MAARTENSZ,  
Additional District Judge.

June 4, 1912.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Jurisdiction. Effects of Hettige Dona Solomon Wijeyesinghe of Gangodawila in the Palle pattu of Salpiti korale, deceased. No. 4,278.

Gabadage Dona Duliana of Udahamulla in the Palle pattu of Salpiti korale ..... Petitioner.

And

(1) Hettige Don Richard Wijeyesinghe, and (2) Gabadage Don Hendrick, Vel Vidane, both of Udahamulla aforesaid ..... Respondents.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on June 4, 1912, in the presence of Mr. V. Ekanayaka, Proctor, on the part of the petitioner Gabadage Dona Duliana of Udahamulla; and the affidavit of the said petitioner dated June 1, 1912, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as the widow of the above-named deceased, to have letters of administration to his estate issued to her accordingly, unless the respondents or any other person or persons interested shall, on or before June 20, 1912, show sufficient cause to the satisfaction of this court to the contrary.

L. M. MAARTENSZ,  
Additional District Judge.

June 4, 1912.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Henry John Hudson, formerly of Alexandra Studios, Alfred Place, South Kensington, in the County of Middlesex, and late of 86, West Cromwell road, Kensington, in the said County, deceased. No. 4,279.

Osmund Tonks of Colombo ..... Petitioner.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on June 4, 1912, in the presence of Mr. Hislop, Proctor, on the part of the petitioner Osmund Tonks of Colombo; and the affidavit of the said petitioner dated June 4, 1912, the power of attorney in favour of the petitioner having been read:

It is ordered that the will of the said Henry John Hudson, deceased, dated July 10, 1896, of which an extract has been produced and is now deposited in this court be and the same is hereby declared proved; and it is further declared that the said Osmund Tonks is the attorney of the executrix named in the said will, and that he is entitled to have letters of administration, with a copy of the said will annexed, issued to him, unless any person or persons interested shall, on or before June 20, 1912, show sufficient cause to the satisfaction of this court to the contrary.

L. M. MAARTENSZ,  
Additional District Judge.

June 4, 1912.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Estate and Effects of Jurisdiction. Don James de Silva Tillekeratne late of No. 4,281. Colombo, deceased.

Christombu Arachchige Martina Perera ..... Petitioner.

And

(1) Don Edwin Tillekeratne, (2) Dona Lilian Tillekeratne, (3) Dona Agnes Tillekeratne, (4) Dona Misslin Tillekeratne, (5) Don Turin Tillekeratne ..... Respondents.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on June 6, 1912, in the presence of Mr. O. D. Nicolle, Proctor, on the part of the petitioner Christombu Arachchige Martina Perera; and the affidavit of the said petitioner dated June 4, 1912, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as the widow of the above-named deceased

to have letters of administration to his estate issued to her accordingly, unless the respondents or any other person or persons interested shall, on or before June 20, 1912, show sufficient cause to the satisfaction of this court to the contrary.

June 6, 1912.

L. MAARTENSZ,  
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the  
Jurisdiction. late Henry Ashmore Pieris Samarasinghe  
No. 4,282. Siriwardene, late Mudaliyar of Hewagam  
korale.

Eliza Harriet Pieris *nee* Dassanaika of No. 2,  
Green street, Colombo..... Petitioner.

And

(1) Eliza Irene Augusta Pieris, (2) Henry Ashmore  
Pieris, (3) Louis Augustus Pieris, all of No. 2,  
Green street, Colombo..... Respondents.

THIS matter coming on for disposal before Lewis  
Matthew Maartensz, Esq., Additional District Judge of  
Colombo, on June 7, 1912, in the presence of Mr. C. E. A.  
Samarakkody, Proctor, on the part of the petitioner Eliza  
Harriet Pieris *nee* Dassanaika of No. 2, Green street,  
Colombo; and the affidavit of the said petitioner dated  
May 20, 1912, having been read:

It is ordered that the petitioner be and she is hereby  
declared entitled, as the widow of the above-named deceased,  
to have letters of administration to his estate issued to her  
accordingly, unless the respondents or any other person or  
persons interested shall, on or before June 20, 1912, show  
sufficient cause to the satisfaction of this court to the  
contrary.

June 7, 1912.

L. MAARTENSZ,  
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Joint Last Will and  
Jurisdiction. Testament of the late Johara Umma,  
No. 4,283. deceased, of St. Joseph's street, in  
Colombo, and of Mohamado Cassim  
Mohamado Usoof of Colombo, wife and  
husband.

Mohamado Cassim Mohamado Usoof of Madhiwala,  
Cotta road, Colombo..... Petitioner.

THIS matter coming on for disposal before Lewis  
Matthew Maartensz, Esq., Additional District Judge of  
Colombo, on June 7, 1912, in the presence of Mr. C. E. A.  
Samarakkody, Proctor, on the part of the petitioner  
Mohamado Cassim Mohamado Usoof of Madhiwala, Cotta  
road, Colombo; and the affidavit (1) of the said petitioner  
dated May 9, 1912, and (2) of the Notary and one of the  
attesting witnesses, having been read:

It is ordered that the will of the said Johara Umma,  
deceased, dated November 1, 1894, of which the original  
has been produced and is now deposited in this court, be  
and the same is hereby declared proved; and it is further  
declared that the petitioner is the executor named in the  
said will, and that he is entitled to have probate thereof  
issued to him accordingly, unless any person or persons  
interested shall, on or before June 20, 1912, show sufficient  
cause to the satisfaction of this court to the contrary.

June 7, 1912.

L. MAARTENSZ,  
Additional District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Warnage Hendrick Fonseka of Desastra  
No. 734. Kalutara, deceased.

THIS matter coming on for disposal before T. B. Russell,  
Esq., District Judge of Kalutara, on May 11, 1912, in the  
presence of Mr. C. A. L. Orr, Proctor, on the part of the

petitioner Warnage Harmanis Fonseka of Desastra Kalu-  
tara; and the affidavit of the said petitioner dated May 10,  
1912, having been read:

It is ordered that the petitioner Warnage Harmanis  
Fonseka of Desastra Kalutara be and he is hereby declared  
entitled to administer the estate of the said deceased, as  
brother of the said deceased, and that letters of adminis-  
tration do issue to him accordingly, unless the respondents—  
(1) Warnage Charles Fonseka, (2) Warnage Helena Fonseka,  
and husband (3) Mahamarakkalage Davith Perera, (4)  
Warnage Elena Fonseka, and husband (5) Mahawaduge  
Simon Perera Wijesooriya, all of Desastra Kalutara—shall,  
on or before June 4, 1912, show sufficient cause to the  
satisfaction of this court to the contrary.

T. B. RUSSELL,  
District Judge.

May 11, 1912.

The date for showing cause against this *Order Nisi* is  
extended to June 18, 1912.

June 4, 1912.

T. B. RUSSELL,  
District Judge.

In the District Court of Negombo.

Testamentary In the Matter of the Estate of the late Masin-  
Jurisdiction. Achchikankanamalage Don Abraham,  
No. 1,293. late Police Headman of Kuligedera.

THIS matter coming on for disposal before J. Scott, Esq.,  
District Judge of Negombo, on May 3, 1912, in the presence  
of Messrs. de Silva and Perera, Proctors, on the part of the  
petitioner Dona Isabella Weerasekare Ranasinghe Hamine  
of Kuligedera; and the affidavit of the petitioner dated  
April 26, 1912, having been read:

It is ordered that the petitioner be and she is hereby de-  
clared entitled to have letters of administration of the estate  
of the deceased above named issued to her, unless the re-  
spondent Don Alpensu Benedict Weerasekare Ranasinghe,  
the guardian *ad litem* over the minors, Eugin Regina, (2)  
Richard, (3) Elizabeth, (4) Pedrick, (5) Engelina and  
Emalia, all of Kuligedera shall, on or before June 4, 1912,  
show sufficient cause to the satisfaction of this court to the  
contrary.

It is further ordered that the said Alpensu Benedict  
Weerasekare Ranasinghe be appointed guardian *ad litem*  
over the said minors for the purpose of this action.

JOHN SCOTT,  
District Judge.

May 3, 1912.

Extended and time allowed to show cause till June 18,  
1912.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-  
Jurisdiction. ment of Rawanna Mawanna Mari Can-  
No. 2,900. gany's son Rawanna Mawanna Ana Runa  
Arunasalam Pulle, deceased, of Murukoor  
Kramam, Isthree Meera of Musiri Taluk,  
in Trichinopoly Zilla, India.

THIS matter coming on for disposal before Felix Reginald  
Dias, Esq., District Judge of Kandy, on May 23, 1912, in  
the presence of Messrs. Beven and Beven, Proctors, on the  
part of the petitioner Rama Cawoonder's son Rawanna  
Mawanna Mari Cangany of Mariland estate, Madulkelle;  
and the affidavits of the said petitioner and of Sena Muttiah  
Pulle of Wattegama dated February 5 and 12, 1912,  
respectively, having been read:

It is ordered that the petitioner Rama Cawoonder's son  
Rawanna Mawanna Mari Cangany of Mariland estate,  
Madulkelle, be and he is hereby declared entitled to letters  
of administration with the will annexed to the estate of  
Rawanna Mawanna Mari Cangany's son Rawanna Mawanna  
Ana Runa Arunasalam Pulle of Murukoor Kramam, Isthree

Meera of Musiri Taluk, in Trichinopoly Zilla, India, deceased, as the father of the said deceased, unless (1) Sellammal, (2) Ramasamy Pulle, (3) Somasunderam, (4) Visalatchi Ammal, (5) Nadesan Pulle, (6) Kamatchi Ammal, the 1st, 2nd, 3rd, 4th, and 5th respondents by their guardian *ad litem* Sena Moowanna Periyannen Pulle, the 1st, 2nd, 3rd, and 5th are at Mariland, in Madulkelle, and the 4th and 6th are at Murukoor Kramam aforesaid, shall, on or before June 27, 1912, show sufficient cause to the satisfaction of this court to the contrary.

May 23, 1912.

FELIX R. DIAS,  
District Judge.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Chellam, widow of Murukar Chuntaram No. 2,522. of Tellippalai West, deceased.

Sinnattamby Sokkalingam of Tellippalai West,....Petitioner.

Vs.

(1) Murukar Chuntaram of Tellippalai West, (2) Kasiar Suppoomaniam of ditto, (3) Chinnattamby Chellakuddy of ditto (4) Chinnattamby Seeni of ditto, (5) Chinnattamby Ponnampalam of ditto, (6) Chinnattamby Vayitilingam of ditto, and (7) Chinnattamby Chittampalam of ditto, of whom 6th and 7th named are minors, appearing by their father and guardian *ad litem* Thamer Chinnattamby of ditto..... Respondents.

THIS matter of the petition of Sinnattamby Sokkalingam of Tellippalai West praying for letters of administration to the estate of the above-named deceased Chellam, widow of Murukar Chuntaram, coming on for disposal before M. S. Pinto, Esq., District Judge, on May 15, 1912, in the presence of Mr. K. Tambaiya, Proctor, on the part of the petitioner; and the affidavit of the said petitioner, dated March 4, 1912, having been read: It is ordered that the petitioner be and he is hereby declared entitled, as one of the heirs of the said deceased, 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 shall, on or before June 19, 1912, show sufficient cause to the satisfaction of this court to the contrary.

May 15, 1912.

M. S. PINTO,  
District Judge.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Ponnachchipillai, wife of Arumukam No. 2,540. Supiramaniam, of Vaddukkoddai West, deceased.

Arumukam Supiramaniam of Vaddukkoddai West ..... Petitioner.

Vs.

(1) Kathiravelu Appappillai of Moolai, now employed as Station Master, Sungai Besi, in Selengor, F. M. S., and (2) wife Sellammah of Moolai, (3) Supiramanian Kanapathippillai of Vaddukkoddai West, now employed as a clerk in the Railway Accountant's Office, Kwala Lumpur, Selengor, and wife (4) Theivanaippillai of ditto ..... Respondents.

THIS matter of the petition of Arumukam Supiramaniam of Vaddukkoddai West, petitioner, praying for letters of administration to the estate of the above-named deceased, Ponnachchipillai, wife of Arumukam Supiramaniam, coming on for disposal before V. Casippillai, Esq., District Judge, on April 22, 1912, in the presence of Mr. S. Sittampalam, Proctor, on the part of the petitioner; and the affidavit of the said petitioner dated April 17, 1912, having been read: It is ordered that the petitioner be and he is hereby declared entitled, as the lawful husband of the said deceased, 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 shall, on or before June 21, 1912, show sufficient cause to the satisfaction of this court to the contrary.

April 22, 1912.

V. CASIPPILLAI,  
District Judge.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Candappa Gangadaram of Navaly, No. 2,538. deceased.

Class I.

Cathiravetpillai Muttukkumar of Vannarponnai East ..... Petitioner.

Vs.

(1) Sinnamma, widow of Gangadaram of Suthumalai, minor; (2) Thewanai Amma, daughter of Gangadaram of ditto; the 2nd respondent is a minor, appearing by her guardian *ad litem* the 1st respondent..... Respondents.

THIS matter of the petition of Cathiravetpillai Muttukkumar of Vannarponnai East, praying for letters of administration to the estate of the above-named deceased Candappa Gangadaram, coming on for disposal before M. S. Pinto, Esq., District Judge, on May 27, 1912, in the presence of Messrs. Casippillai and Cathiravelu, Proctors, on the part of the petitioner; and the affidavit of the petitioner dated April 16, 1912, having been read: It is declared that the petitioner is the brother-in-law of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before June 25, 1912, show sufficient cause to the satisfaction of this court to the contrary.

May 27, 1912.

M. S. PINTO,  
District Judge.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Theivanaippillai, wife of Arunasalam, No. 2,561. Vyrarnuttu of Vaddukkoddai West, deceased.

(1) Sivakurunathar Thamotharampillai, and (2) wife Nakammah, both of Vaddukkoddai West. Petitioners.

Vs.

Arunasalam Vyrarnuttu of Vaddukkoddai West ..... Respondent.

THIS matter of the petition of the above-named petitioners, praying for letters of administration to the estate of the above-named deceased Theivanaippillai, wife of Arunasalam Vyrarnuttu, coming on for disposal before M. S. Pinto, Esq., District Judge, on June 5, 1912, in the presence of Mr. S. Sittampalam, Proctor, on the part of the petitioners; and affidavit of the petitioners dated June 3, 1912, having been read: It is declared that the 2nd petitioner is the sole heiress and lawful sister 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 June 21, 1912, show sufficient cause to the satisfaction of this court to the contrary.

June 5, 1912.

M. S. PINTO,  
District Judge.

In the District Court of Galle.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Naikaluge Somi Nona de Silva, deceased, No. 4,162. of Ahangama.

THIS matter coming on for disposal before F. J. Smith, Esq., District Judge, Galle, on May 28, 1912, in the presence of Mr. R. A. H. de Vos, Proctor, on the part of the petitioner Weligamage Cornelis de Silva; and the affidavit of the petitioner dated May 22, 1912, having been read:

It is ordered and declared that the said Weligamage Cornelis de Silva is the husband of the deceased, and he is as such entitled to have letters of administration issued to

him accordingly, unless (1) Naikaluge Don Bastian Goonewardene, and (2) Narammanage Dinaka Hamy, both of "Sea View," Ahangama, shall, on or before July 8, 1912, show sufficient cause to the satisfaction of this court to the contrary.

F. J. SMITH,  
District Judge.

May 28, 1912.

In the District Court of Matara.

Order Absolute declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late Julia Jurisdiction. Maria Alexandrine de Zilva, deceased, of No. 1,866. Matara.

THIS matter coming on for final determination before G. F. R. Browning, Esq., District Judge of Matara, on April 29, 1912, in the presence of the Notary and of Mr. G. E. Keuneman, one of the witnesses to the will; and the affidavits of the witnesses and of Mr. Allan Scott de Zilva and the petition of the executrixes having been read:

It is ordered that the order of this court made on April 29, 1912, be made absolute, and that probate of the will of the late Julia Maria Alexandrine de Zilva be issued to Adela Frances de Zilva and Angeline Catherine de Zilva.

G. F. R. BROWNING,  
District Judge.

April 29, 1912.

In the District Court of Matara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Jayasooriya Aratchi Patabendige Pilo- No. 1,911. appu, deceased, of Karawa.

THIS matter coming on for disposal before G. F. R. Browning, Esq., District Judge of Matara, on May 17, 1912, in the presence of Messrs. Keuneman, on the part of the petitioner Palahennedige Jasohami of Karawa; and the affidavit of the petitioner aforesaid dated May 14, 1912, having been read:

It is ordered that the petitioner, Palahennedige Jasohami of Karawa be and she is hereby declared entitled to have letters of administration to the estate of the deceased, Jayasooriya Aratchi Patabendige Piloappu, late of Karawa, issued to her, unless the respondents—(1) Jayasooriya Aratchi Patabendige Silinduhami, (2) ditto Misinona, and husband (3) Wijeweera Patabendige Dawith Appu, (4) Jayasooriya Aratchi Patabendige Lisinona, and husband (5) Juwana Baduge Upasakappu *alias* Bastian Appu, all of Karawa, (6) Jayasooriya Aratchi Patabendige Punchedhami, and husband (7) Thena Baduge Batcho Appu, both of Dondra, (8) Jayasooriya Aratchi Patabendige Nonno, and husband (9) Wijeweera Patabendige Theneris Appu, both of Karawa, (10) Jayasooriya Aratchi Patabendige Karlinahami of Karawa—shall, on or before June 26, 1912, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said 3rd respondent, Wijeweera Patabendige Dawith Appu of Karawa be and he is hereby appointed guardian *ad litem* over the 1st respondent, Jayasooriya Aratchi Patabendige Silinduhami of ditto, who is of unsound mind, unless the respondents shall, on or before June 26, 1912, show sufficient cause to the satisfaction of this court to the contrary.

G. F. R. BROWNING,  
District Judge.

May 17, 1912.

In the District Court of Matara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Hattotuwe Gamage Caronchihamy, No. 1,913. deceased, of Denepitiya.

THIS matter coming on for disposal before G. F. R. Browning, Esq., District Judge of Matara, on May 27, 1912, in the presence of Messrs. Keuneman, Proctors, on the part of the petitioner Dodangodage Davit Sinno of Henegama in Kalutara District; and the affidavit of the above-named petitioner, dated May 22, 1912, having been read:

It is ordered that the petitioner Dodangodage Davit Sinno of Henegama in Kalutara District be and he is hereby

declared entitled to have letters of administration to the estate of the deceased Hattotuwe Gamage Caronchihamy issued to him, unless the respondents (1) Hattotuwegamage Don Carolis of Hulandawa, (2) Kariyawasan Perumage Catherinahamy of ditto, shall on or before June 28, 1912, show sufficient cause to the satisfaction of this court to the contrary.

G. F. R. BROWNING,  
District Judge.

May 27, 1912.

In the District Court of Batticaloa.

Order Nisi.

Testamentary In the Matter of the Estate of Moheyadin Jurisdiction. Paikere Munnilla Meeralevai Marakair No. 677. of Kalmunaikuddy, deceased.

(1) Meeralevai Marakair Kalendarumma, and husband (2) Asenar Abdulcaderlevai, both of Kalmunekuddy ..... Petitioners.

Vs.

(1) Akemadolevai Pattumma, widow of Meeralevai Marakair, (2) Meeralevai Marakair Gasin Bawa, (3) Meeralevai Marakair Pattumma, all of Kalmunekuddy ..... Respondents.

THIS matter coming on for disposal before G. W. Woodhouse, Esq., District Judge of Batticaloa, on May 2, 1912, in the presence of Mr. J. A. Setukavaler, Proctor, on the part of the petitioners above named; and the affidavit of the said petitioners dated May 1, 1912, having been read: It is ordered that the said petitioners be and they are hereby declared entitled, as daughter and son-in-law of the deceased above named, to administer the estate of the said deceased, and that letters of administration do issue to them accordingly, unless the respondents above named or any other person or persons interested shall, on or before June 4, 1912, show cause to the satisfaction of this court to the contrary.

G. W. WOODHOUSE,  
District Judge.

May 2, 1912.

The above Order Nisi has been extended to June 25, 1912.

T. W. ROBERTS,  
District Judge.

June 4, 1912.

In the District Court of Batticaloa.

Order Nisi.

Testamentary In the Matter of the Estate and Effects Jurisdiction. of Kanthavadi Ravuthar Sinnakannar No. 679. Ravuthar Meeralevai, late of Batticaloa, deceased.

Periatampi Conamalai of No. 3 Division, Trincomalee ..... Petitioner.

Vs.

(1) Kanthavadi Ravuthar Sinnakannar Ravuthar Saiadu Ibrahim of No. 10 Division, (2) Kanthavadi Ravuthar Sinnakannar Ravuthar Saiathu Ussan of No. 10 Division, and (3) Thampia Thanapala Singham of No. 3 Division, Trincomalee ..... Respondents.

THIS matter coming on for disposal before G. W. Woodhouse, Esq., District Judge of Batticaloa, on May 23, 1912, in the presence of Mr. J. A. Setukavaler, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated May 17, 1912, having been read: It is ordered that the 3rd respondent above named be and he is hereby declared entitled to administer the estate of the said deceased, and that letters of administration do issue to him accordingly, unless the 1st and 2nd respondents above named or any other person or persons interested shall, on or before June 18, 1912, show sufficient cause to the satisfaction of this court to the contrary.

G. W. WOODHOUSE,  
District Judge.

May 23, 1912.

In the District Court of Kegalla.

Testamentary. In the Matter of the Intestate Estate of the Jurisdiction. late Samarakoon Mudienselage Polgasdeniyegedara Punchi Banda Hitapu Arachchi of Kumbalgama, deceased.

Uduwara Nawaratna Mudienselage Atalawattegedara Tikiri Menika of Kumbalgama.

Against

- (1) Samarakoon Mudienselage Mudiense Hitapu Arachchi of Kumbalgama, (2) ditto Tikiri Banda Arachchi of ditto, (3) ditto Obeya Menika of ditto, (4) ditto Bandara Menika of Manugala, (5) ditto Biso Menika of ditto. . . . . Respondents.

THIS matter coming on for disposal before W. de Livera, Esq., District Judge of Kegalla, on July 7, 1911, in the presence of Alfred Fredrick Herat, Proctor, on the part of the petitioner; and the affidavit of the said petitioner Uduwara Nawaratna Mudienselage Atalawattegedara Tikiri Menika dated July 4, 1911, having been read:

It is ordered that the said petitioner be and she is hereby declared entitled, as widow and an heir of the deceased above named, to administer the estate of the said deceased, and that letters of administration do issue to her accordingly, unless the respondents above named or any other person or persons interested shall, on or before August 22, 1911, show sufficient cause to the satisfaction of this court to the contrary.

W. DE LIVERA,  
District Judge.

This notice is extended and re-issued to show cause why Samarakoon Mudienselage Tikiri Banda Arachchi of Kumbalgama, the 2nd respondent, should not be appointed administrator to the said intestate estate; returnable June 26, 1912.

W. DE LIVERA,  
District Judge.

In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Wickremenayaka Patirannehelage Carolis No. 934. Appu Hamy, deceased, of Mahawewa.

THIS matter coming on for disposal before T. R. E. Loftus, Esq., District Judge, Chilaw, on May 9, 1912, in the presence of petitioner, Jayamanne Arachchige Vitori Hamy of Mahawewa; and the affidavit of the said petitioner dated May 9, 1912, having been read: It is ordered that the petitioner Jayamanne Arachchige Vitori Hamy be and she is hereby appointed administratrix of the estate of the late Wickremenayaka Patirannehelage Carolis Appu Hamy of Mahawewa and that letters of administration do issue to her accordingly, unless (1) Wickremenayaka Patirannehelage Marthino Appuhamy, (2) W. P. Eugina Hamy, (3) W. P. Hendrick Sinno, (4) W. P. Daniel Appu Hamy, (5) W. P. Stephen Appu Hamy, and (6) W. P. Ryman Nona, all of Mahawewa, shall on or before June 14, 1912, show sufficient cause to the satisfaction of this court to the contrary.

June 1, 1912.

T. R. E. LOFTUS,  
District Judge.

## NOTICES OF INSOLVENCY.

In the District Court of Negombo.

No. 96. In the matter of the insolvency of Salpadoruge Harmanis Fernando of Kurena, Katunayaka, Negombo.

WHEREAS Salpadoruge Harmanis Fernando of Kurena, Katunayaka, has filed a declaration of insolvency, and a petition for the sequestration of the estate of S. Harmanis Fernando, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Harmanis Fernando insolvent accordingly; and that two

public sittings of the court, to wit, on July 9, 1912, and on August 9, 1912, 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,

June 6, 1912.

N. PARANAWITANA,  
Secretary.

## NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Minuwampitiyage William Peiris of Egoda Uyana in Moratuwa . . . . . Plaintiff.

No. 24,762. Vs.

Theobald Dias of No. 29, Glennie street, Slave Island in Colombo . . . . . Defendant.

NOTICE is hereby given that on Monday, July 8, 1912, at 3.30 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 1,125, with further damages at Rs. 15 per month from March 6, 1912, till possession is restored and costs of suit (bill not taxed yet), viz. :—

An undivided half share of all that part of the garden, with the buildings and plantations standing thereon, bearing assessment No. 29, situated at Glennie street, Slave Island, within the Municipality of Colombo; and bounded on the north by the lake or Beira, on the east by the property of Von Possner, on the south by the road, and on the west by the garden belonging to Von Possner; containing in extent 30 2/100 square perches more or less.

Fiscal's Office,  
Colombo, June 11, 1912.

E. ONDATJE,  
Deputy Fiscal.

In the Court of Requests of Colombo.

N. M. R. M. Nallacaruppen Chetty of Sea street, Colombo, now in India . . . . . Plaintiff.

No. 26,666. Vs.

(1) Z. D. Mohamed and (2) Ana Abdul Hamidu, both of 3rd Cross street, Pettah, Colombo . . . Defendants.

NOTICE is hereby given that on Wednesday, July 10, 1912, at 3.30 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said first defendant in the following property for the recovery of the sum of Rs. 205, with legal interest thereon from February 16, 1912, till payment in full and costs Rs. 36.75, viz. :—

All that portion of land, with five boutiques standing thereon, marked letter D and shaded pink in the plan; situated to the east of Maradana high road, within the Municipality of Colombo, Western Province; bounded on the north, east, and south by the portion of the same land marked letter C belonging to Shena Lebbe, now Umma, and by Demetagoda high road, and on the west by Maradana high road; containing in extent 4 square perches; which said premises are now described as an allotment of land, with the buildings standing thereon formerly bearing assessment No. 188, now Nos. 764-188A and 288, situated at 2nd Division, Maradana, within the Municipality of Colombo, Western Province; bounded on the north-east by the

properties of P. C. Meera Lebbe Marikar, A. Abdul Reheman, and K. M. Yoosof Lebbe, south-east by Dematagoda road and the property of M. C. Meera Lebbe Marikar, A. Abdul Raheman, and K. M. Yoosof Lebbe, south-west by 2nd Division, Maradana, Colombo, and on the north-west by a passage; containing in extent 4 perches and 54/100 of a perch.

Fiscal's Office,  
Colombo, June 11, 1912.

E. ONDATJE,  
Deputy Fiscal.

In the District Court of Colombo.

Castoori Raigappa Pillay Thambyah of Brass-founder street in Colombo ..... Plaintiff.

No. 30,854 B. Vs.

Koona Pan Moona Roona Murugappa Chetty of No. 117, Sea street, in Colombo ..... Defendant.  
Candappa Chetty Vythianatha Chetty. 1st Added Defendant.

NOTICE is hereby given that on Thursday, July 11, 1912, will be sold by public auction at the respective premises the right, title, and interest of the said plaintiff in the following property, for the recovery of the sum of Rs. 297.50 viz. :-

At 3.30 P.M.

(1) An undivided  $\frac{1}{4}$  share of an allotment of land bearing assessment No. 29, situated at Chekku street, within the Municipality of Colombo, Western Province; bounded on the north by premises bearing assessment No. 30 belonging to the Roman Catholic Church at Kotahena, on the east by Chekku street, on the south by premises bearing assessment No. 28 belonging to D. B. Samarawickrema, and on the west by premises bearing assessment Nos. 177 and 178, Sea street, belonging to C. Vaithianatha Chetty; containing in extent 8 69/100 square perches according to the figure of survey thereof No. 7/141, dated June 28, 1910, and made by A. R. Savundaranayagam, F.S.I. (London), Licensed Surveyor and Leveller.

At 4 P.M.

(2) An undivided  $\frac{1}{4}$  share of an allotment of land, with the buildings standing thereon, bearing assessment No. 176, situated at Sea street, within the Municipality of Colombo, in the District of Colombo, Western Province; bounded on the north by the property bearing assessment No. 175, belonging to I. L. M. Slema Lebbe, on the east by the property belonging to Kotahena Church, on the south by the property bearing assessment Nos. 177 and 178, formerly belonging to Kandappa Chetty, but now to Wirhinanda Chetty, and on the west by Sea street; containing in extent 3 49/100 square perches according to the figure of survey thereof bearing No. 2,208, dated October 18, 1908, and made by G. P. Weeraratne, Licensed Surveyor and Leveller.

Fiscal's Office,  
Colombo, June 11, 1912.

E. ONDATJE,  
Deputy Fiscal.

Central Province.

In the District Court of Kegalla.

Ratwatte Mahawalawe Abeyratna Ratwatte Basnayake Nilame of Kandy ..... Plaintiff.

No. 1,963. Vs.

Uduma Lebbe Ahemadu Lebbe of Uyanwatta. Defendant.

NOTICE is hereby given that on July 8, 1912, commencing at 12 noon, will be sold by public auction at the premises the right, title, and interest of the said plaintiff in and to the following property, to wit :-

All that premises known as Mahadewala, containing about 3 lahas, more or less, in extent, situated within the town and Municipality of Kandy; and bounded on the east, south, west, and north by Crown property.

Amount of writ, Rs. 277.63.

Fiscal's Office,  
Kandy, June 11, 1912.

D. J. PERUSINGHE,  
Deputy Fiscal.

Southern Province.

In the District Court of Matara.

Arnolis de Silva Balasuriya, Liyana Arachchi of Nupe ..... Plaintiff.

No. 5,105. Vs.

Don Adirian Abeywardene Wickramesinghe of Kongala ..... Defendant.

NOTICE is hereby given that on the under-mentioned date, commencing at 12 o'clock noon, will be sold by public auction at the premises in given order the right, title, and interest of the said defendant in the following property, for the recovery of Rs. 3,950.65, viz. :-

On Tuesday, July 16, 1912.

(1) The soil and fruit trees of the land Gorakapallehena, situate at Kirinda, in the Gangaboda pattu of the Matara District, Southern Province; and bounded on the north by land described in title plan No. 182,378, east by land claimed by natives and a water-course, west by a water-course and land described in title plan Nos. 155,705 and 182,378, and south by a water-course; and containing in extent 5 acres and 36 perches. (Rs. 600.)

(2) The soil and fruit trees of the land Mahahena, situate at Kirinda in ditto; and bounded on the north by land claimed by natives, east by lots Nos. 13,536 and 13,537 in preliminary plan No. 5,652, south by lands described in title plan No. 173,915 and Crown land, and containing in extent 3 acres 3 roods and 18 perches. (Rs. 400.)

(3) The planter's half share of the second plantation and an undivided half part of the soil and of the paraveni trees of the northern portion of the land Napegedederewatta, situate at Kirinda in ditto; and bounded on the north by high road, east by hedge of Borella, south by the portion of same land, and west by Awariyahenewatta and the tiled 9 cubits house standing thereon. (Rs. 300.)

Deputy Fiscal's Office,  
Matara, June 10, 1912.

P. B. HERAT,  
Deputy Fiscal.

In the District Court of Matara.

Simon Abeywardene Wickramesinghe of Kirinda. Plaintiff.

No. 5,246. Vs.

William Perera Wijetunga and two others of Kotuwegoda in Matara ..... Defendants.

NOTICE is hereby given that on the under-mentioned dates at 12 o'clock noon, will be sold by public auction at the premises in given order the right, title, and interest of the said defendants in the following property, for the recovery of Rs. 4,433.07, with further interest on Rs. 4,422 at 9 per cent. per annum from August 7, 1911, until payment in full, viz. :-

On Saturday, July 13, 1912.

(1) The land called Weligamagewatta *alias* Kamarangagahawatta of about 2 acres in extent, save and except the railroad passing through the same, situate at Weligama Hettiweediya, in the Weligama korale of the Matara District, Southern Province; and bounded on the north by Pelaketiya and Pinkumbura, east by Sahabanduwalawewatta, south by high road, and west by Wijewatta and Ganhala-watta. (Rs. 6,000.)

On Monday, July 15, 1912.

(2) The combined land called Rukattanahena, Bogahahena, Buluwagawahena, Halgaunnehena, Murutehena, Ganegetennehena *alias* Gamagehena, Belpagodagamagetennehena, Pandandeniyaehena, Weerasingetennehena *alias* Kotagalayahena, Galendehena, and Samaheragehena, containing in extent 75 acres 1 rood and 33 perches, situate at Gombaddala, in the Kandaboda pattu of the Matara District, Southern Province; and bounded on the north by Weeragodakumbura claimed by Weeragodage Heen Appu and others, Udadepelakumbura claimed by Singakkaranekatige Andirisa and others, Berawainerepolatukatuhippebokka claimed by the said Andirisa and others, Polatukatuhippebokka claimed by Liyanatantirigamage Dinji Appu and others, east by Hippabokkedola, Polgahenenkoratuwa

claimed by Diddenipotawattege Don Bastian, Rukastana-dena claimed by the said Don Bastian, Maragahawatta claimed by Liyanage Don Luwis, Udameddegehena claimed by Liyanage Don Andris and others, Belpagodagamagatennehena claimed by Belpagodagamage Don Dines and others, Pandandeniya claimed by Samarasinge Don Siman, Belpagodagamagetennehena claimed by Belpagodagamage Don Dines and others, Udameddegehena claimed by Liyanage Don Andris and others, Crown land Nawalahena, Welihenewatta claimed by Siman Abeywardene Wickramasinghe, Crown land Wiyangodayawatta, Kongahadeniyewatta claimed by Suriyage Luwis and others, Crown land Kotagalagehena, Kongahadeniyewatta claimed by Suriyage Luwis and others, and Crown land Bombuketiyehena, south by Galendewila claimed by Jayaweera Danoris and others, Galendehenewatta claimed by Siman Abeywardene Wickramasinghe, Crown land Galendekumbura, Galendewila claimed by Jayaweera Danoris and others, Crown land Samaheragewila, Crown land Medagodahena, and Kempitiyawila claimed by Rajapakse Don Andris, and west by Dorakadadeniyadola, Crown land Dorakadadeniya, Crown land Kempitiyawila, Diwelwatta, Crown land Dladegodahena, Crown land Meegahahena, Crown land Halgaunnehena, Welikadadola, Wekadekumbura claimed by Singakkaranekatige Wattuwa, and Weeragodakumbura claimed by Weeragodage Heen Appu and others, Rs. 1,500.

(3) The combined land called Halgasgawahena and Nawatagodahena, containing in extent 6 acres 3 roods and 20 perches, situate at Gombaddala in ditto; and bounded on the north by Ihalegangodakumburuyaya and Crown land Kongahawiladeniya, east by Crown land Hiddeyehena, south by Pallewilakumbura claimed by Welpagodagamage Andris Appu and others, and west by Ihalegangodakumburuyaya claimed by Welpagodagamage Andris Appu and others. (Rs. 98).

(4) The land called Batehena of 6 acres 3 roods and 31 perches in extent, situate at Kudahena in ditto; and bounded on the north by lots Nos. 6 and 7b in P. P. No. 128, and on all other sides by lot No. 6 in P. P. No. 128, Rs. 96

(5) The land Maragastenna of 7 acres 1 rood and 17 perches, situate at Gombaddala in ditto; and bounded on the north and west by lot No. 41 in P. P. No. 127, east by lots Nos. 7, 6, and 23, in P. P. No. 127, and south by reservation along the road and lot No. 41 in P. P. No. 127. (Rs. 99).

(6) The land Bogahawatta of 13 acres 2 roods and 32 perches, situate at Gombaddala in ditto; and bounded on the north by lots Nos. 34 and 33a and 14 in P. P. No. 127 and land described in T. P. No. 227,741, east by a water-course, lot No. 41 in P. P. No. 127, south by lots Nos. 77 and 41A in P. P. No. 127; and west by lots 41A and 34 in P. P. No. 127. (Rs. 160).

(7) The land Galgodehena of 1 acre 1 rood and 20 perches, situate at Gombaddala in ditto; and bounded on the north by the land described in T. P. No. 231,297, and on all other sides by lot No. 41 in P. P. No. 127, Rs. 15.

Deputy Fiscal's Office,  
Matara, June 10, 1912.

P. B. HERAT,  
Deputy Fiscal.

### Eastern Province.

In the District Court of Matara.

Shariffa Rukia Bendir Seyadu Agamadu Jemlal  
Leel Mawlana and others of Matara. . . . . Plaintiffs.

No. 4,865.

Vs.

Allialeve Hadjar Utumalevvaipody of Saman-  
turai . . . . . Defendant.

NOTICE is hereby given that on Saturday, July 13, 1912, at 10 o'clock in the morning, will be sold by auction at the premises the right, title, and interest of the said defendant in the following property, viz. :—

An undivided 5/12 share of the paddy field called Aradyveddukadu, situated at Malkompuddy, in Samanturai pattu, in the District of Batticaloa, Eastern Province; and bounded on the south-east by the land purchased by S. D. Stoner and land reserved for public works, on the south-west by the boundary of the field called Kaddadyvely belonging to Ahamatulevvepody Udayar and vaikal, and on all other sides by yaikals; in extent 13 acres 3 roods and 19 perches, with all outlet and inlet water rights.

Amount to be levied, Rs. 440·62, minus Rs. 172·50.

Fiscal's Office,  
Batticaloa, June 7, 1912.

T. SINNATAMBY,  
Fiscal.

### North-Western Province.

In the District Court of Puttalam.

M. Y. M. Meyappu Chetty of India, by his attorney  
M. Y. M. Annamalai Chetty of Puttalam . . . . . Plaintiff.

No. 2,308.

Vs.

Muna Kana Chena Mohideen Mowlatamby and 2  
others . . . . . Defendants.

NOTICE is hereby given that on Saturday, July 6, 1912, at 12 o'clock noon, will be sold by public auction at the premises, the right, title, and interest of the 1st and 2nd defendants in the following property, viz. :—

The land called Karambekamy, in extent 6 acres belonging to the first and second defendants, situate at Tetapola, in Akkarai pattu; and bounded on the north and east by land belonging to the heirs of Casie Mohideen Tamby Naina Pulle, south by land owned by Aliyar Mohiyadin and others, west by land of Santiago Pulle Pedro Pulle, the land within the above boundaries subject to a mortgage.

Amount of writ Rs. 405·84 and interest.

Deputy Fiscal's Office,  
Puttalam, June 6, 1912.

E. T. DYSON,  
Deputy Fiscal.

I, JOHN GEORGE FRASER, Acting Fiscal for the Western Province, do hereby appoint D. J. Ranasingha to be Marshal at Panadure for the District of Kalutara from the 8th to the 22nd instant, under the provisions of the Fiscals Ordinance, No. 4 of 1867, and authorize him to perform the duties and exercise the authority of Marshal, for which this shall be his warrant.

Fiscal's Office,  
Colombo, June 7, 1912.

J. G. FRASER,  
Acting Fiscal.

I, ROBERT BAILEY HELLINGS, Fiscal for the Southern Province, do hereby appoint Mr. M. P. Siriwardene to act as Marshal for the district of Balapitiya, in the Southern Province, for four days from the 17th instant, under the provisions of the Fiscal's Ordinance, No. 4 of 1867, and authorize him to perform the duties and exercise the authority of Marshal, for which this shall be his warrant.

Fiscal's Office,  
Galle, June 6, 1912.

R. B. HELLINGS,  
Fiscal.