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and General Government Notifications.

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DRAFT ORDINANCES.

MINUTE.

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

An Ordinance to amend "The Lepers Ordinance, 1901."

Preamble.

WHEREAS it is expedient to supplement "The Leper Ordinance, 1901," by making provision for the custody and administration of the property of lepers: 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 Leper Amendment Ordinance, No. of 1912," and shall be read as one with "The Leper Ordinance, 1901," hereinafter termed "the principal Ordinance."

2 The following sections shall be added to the principal Ordinance and shall be numbered 14 to 37 respectively:

Right of leper to administration of property or proceeds thereof under supervision of court.

14. Any leper detained in a leper asylum under the provisions of this Ordinance may apply to the District Court of the district in which he resided before his detention—

(a) For the administration of his property under the supervision of the court by a manager nominated by such leper; or

- [New.] (b) For the sale of his property or any part of his property and the administration of the proceeds thereof under the supervision of the court.
- Mode of application. [New.] 15. Every such application shall be made through the Superintendent of the said asylum in accordance with the form prescribed by the schedule to this Ordinance.
- Procedure upon receipt of application. [New.] 16. If the application is for the administration of the property, it shall be the duty of the court on the receipt of the application to cause a notice to be served upon the person nominated as manager by the leper to appear before him on a day fixed in the notice with a view to the consideration of the said application, and to cause to be served a copy of the said notice upon such of the relatives or dependants of the leper as it may consider necessary.
- Appointment of manager. [New, but cf. s. 567 of Civil Procedure Code.] 17. If the person nominated by the leper consents to act as manager, and such person appears to the court to be a fit and suitable person so to act, the court shall appoint such person to act as the manager of the property of the leper.
- Court may require further nomination. [New.] 18. (1) If the person so nominated decline to act as manager of the property of the leper, or, if the court shall be of opinion that such person is not a suitable person so to act, it may require the leper to nominate a suitable person who is willing to act, or alternatively to consent to the sale of the property, and the administration of the proceeds under the supervision of the court.
(2) If the leper fail to nominate a suitable person who is willing to act, or alternatively to notify his consent as aforesaid, the court shall proceed no further with the application.
- Power of court to decline to appoint manager and to suggest sale of property. [Modelled on s. 577 of Civil Procedure Code.] 19. (1) If it shall appear to the court, having regard to the situation and condition in life of the leper and his family, and the amount and description of his property, that it is not expedient to appoint a manager of his property, the court may so inform the leper, and require him to state whether he consents to the sale of his property, and to the administration of the proceeds thereof under the supervision of the court.
(2) If the leper so consents, the court may make order accordingly. If he fails so to consent, the court shall proceed no further with the application.
- Power of manager. [Cf. s. 571 of Civil Procedure Code.] 20. (1) Upon the appointment of the manager, the property of the leper shall vest in the manager, and shall be administered by him in trust for the leper under the direction of the court.
(2) Such manager may sue or be sued in respect of any claim by or against the leper affecting his property, and may exercise all the powers that might have been exercised by the leper in respect of his property.
Provided that no manager shall have power to sell or mortgage the property entrusted to him or any part thereof, or to grant a lease of any immovable property for any period exceeding five years without an order of the court.
- Manager to deliver inventory and valuation. [Cf. Civil Procedure Code, s. 572.] [New.] 21. (1) Every person appointed as a manager under this Ordinance shall, within a time to be fixed by the court, deliver in court in duplicate an inventory of the immovable property belonging to the leper, and of all such movable property, sums of money, goods, and effects as he may receive on behalf of the leper, together with a statement of all debts due by or to him.
(2) One copy of such inventory shall be filed of record in the court, and the other shall be served by the court upon the leper.
- Manager to furnish annual account. [Civil Procedure Code, s. 572.] [New.] 22. (1) Every such manager shall furnish to the court annually, within three months of the close of the year, an account in duplicate of the property in his charge, exhibiting the sums received and disbursed on account of the property and the balance remaining in his hands.
(2) One copy of such account shall be filed of record in the court, and the other shall be served by the court upon the leper.

Leper or relative may impugn inventory or account.
[*Civil Procedure Code, s. 572.*]

Manager may be sued for an account.
[*Civil Procedure Code, s. 574.*]

Court may punish disobedient manager.
[*Civil Procedure Code, 576.*]

Court may remove manager.
[*Civil Procedure Code, s. 575 (modified)*]

Manager may apply property for support of relatives or dependants of leper.
[*New.*]

Payment of manager.
[*Civil Procedure Code, s. 569.*]

Court may require security.
[*Civil Procedure Code, s. 752.*]

Determination of questions arising in the administration.
[*New.*]

Sale of leper's property by order of court.
[*New.*]

Application of proceeds of sale.
[*New.*]

23. The leper, or any relative or dependant of the leper, may by petition to the court impugn the accuracy of any inventory or account rendered by a manager, and upon the receipt of any such petition the court may summon the manager and inquire summarily into the matter, and make such order thereon as it shall think proper.

24. It shall be lawful for a leper so declared under this Ordinance, or any relative of such leper, to sue for an account from any manager appointed under this Ordinance, or from his personal representative in case of his death.

25. The court on the application of the leper, or of any relative of the leper, or of its own motion, may impose a fine not exceeding five hundred rupees on any manager, who wilfully neglects or refuses to deliver his accounts, or to obey any order of the court made with reference to the administration of the property of the leper, and may realize such fine by attachment and sale of his property under the rules in force for the execution of decrees of court, and may commit him to custody until he shall have furnished such account or complied with such order.

26. The court may for any sufficient cause on the application of the leper, or, with the consent of the leper, of its own motion, remove any manager appointed under this Ordinance, and with the consent of the leper appoint any other suitable person in his place, and may order the person so removed to make over the property in his hands to his successor, and to account to such successor for all moneys received or disbursed by him.

27. A manager may, with the approval of the court, expend such portion of the income of the property in his charge as may be reasonable and necessary for the purpose of the support of any relative or dependant of the leper who has no other adequate means of support, and with the like approval, and subject to such conditions as the court may direct, allow any relative or dependant of the leper to remain in the enjoyment of the property of the leper or any part thereof for the purpose aforesaid.

28. If the person appointed as manager of the property of a leper shall be unwilling to discharge the trust gratuitously, the court may fix such allowance to be paid out of the property of the leper as, under the circumstances of the case, may be thought suitable.

29. The court shall have the like power to order a manager of a leper's estate to give security for the due administration of the estate as a District Court has in the case of administration of deceased person's estate.

30. A leper, or the manager of the property of a leper, or any person interested in the administration of the property, may apply at any time to the court by petition for the determination of any question arising in the course of the administration of the said property, and the court may thereupon, on hearing all persons interested, and after trying any issues that may be necessary to be tried for the purpose of the determination of such question, make such order as may seem just.

31. In any case in which a leper detained under this Ordinance applies to the court for the sale of the property or any part of his property, and for the administration of the proceeds thereof under the supervision of the court, the court, upon notice to all relatives of the leper which it may consider necessary to notify, and upon hearing all such persons interested who may desire to be heard upon such application, may make such order accordingly.

32. In any such case, or in any case in which under this Ordinance the court otherwise orders a sale of the leper's property, the proceeds of the sale shall be paid into court, and such proceeds and the income thereof shall be applied for the benefit of the leper or his relatives or dependants in accordance with the orders of the court.

Power of leper to apply to court.

[New.]

33. In any case in which a court shall have ordered the property, or the proceeds of the sale of the property, of a leper to be administered under the supervision of the court, it shall be lawful for the leper at any time to petition the court—

- (a) For the application of any part of his property or the proceeds thereof for the benefit of the leper or any other person ;
- (b) For the furnishing to such leper of any information as to the condition of his property which the leper may reasonably require ;
- (c) For the issue of directions by the court for the administration of the property in accordance with the desires of the leper ;
- (d) In respect of any other matters which the leper may consider for the advantage of himself or his relatives and dependants with reference to his property or the proceeds thereof—

and the court upon the consideration of any such petition may make such order as seems just.

Communication from leper to court.

[New.]

34. (1) All applications, petitions, or communications presented to a court by a leper detained under this Ordinance may be made in writing signed by the leper, and forwarded through the Superintendent of the asylum in which he is detained, and a certificate purporting to be given by such Superintendent to the effect that any such writing was signed by the leper shall be accepted by the court as *prima facie* evidence of such signature.

Services of notices, &c., upon lepers.

[New.]

(2) All notices or other documents which may be required to be served upon a leper in the course of the administration of his property under this Ordinance may be served upon him by post through the Superintendent of the asylum in which he is detained, and a certificate purporting to be given by such Superintendent to the effect that any such notice or document was served upon the leper shall be accepted by the court as *prima facie* evidence of such service.

General powers of court.

[New.]

35. In making any order under this Ordinance the court shall have regard to the interests of the leper and his family and dependants, and may grant other relief than that asked for, and do all things necessary to adapt its order to the requirements of the case.

Appeals.

[Civil Procedure Code, s. 580.]

36. Any order made by the District Court under this Ordinance shall be subject to an appeal to the Supreme Court.

Exemption from stamp duty.

[Modified from s. 581 of Civil Procedure Code, which in cases relative to the administration of the estate of a lunatic exempts all such documents from stamp duty without distinction.]

37. The court may direct in the case of the property or the proceeds of the property of any leper being administered under its supervision that, having regard to the amount of such property and the condition of life of such leper or his relatives or dependants, no stamp duty shall attach or be payable in respect of any application, petition, notice, affidavit or other document filed in court in the course of such administration by the leper, or his manager, or any relative, or dependant.

SCHEDULE.

Form of Application for the Administration of the Property of a Leper.

(Section 15.)

To the District Judge of _____.

I, _____, a leper, detained at the Leper Asylum at _____, make application that my property may be administered under the supervision of the Court, and I hereby nominate _____ of _____, as my Manager.

2. My relatives and dependants are as follows :—

- (1) _____.
- (2) _____.
- (3) _____.
- (4) _____.

3. The list on the back hereof to the best of my belief is a full statement of my property and the value thereof.

Signature of Leper.

Signed and dated in the presence of the Superintendent of the said Asylum.

Signature of Superintendent.

This _____ day of _____, 191—

(Over.)

Description of Property.	Value. Rs. c.
Immovable property :—	
(1) _____
(2) _____
(3) _____
(4) _____
(5) _____
(6) _____
(7) _____
Movable property :—	
Household property
Jewellery
Cattle
Debts
Cash, &c.
Total

Form of Application for the Sale of Property of a Leper.

(Section 15.)

To the District Judge of _____,

I, _____, a leper, detained at the Leper Asylum at _____, make application that my property* may be sold, and the proceeds thereof may be administered under the supervision of the Court.

2. My relatives and dependants are as follows :—

- (1) _____
 (2) _____
 (3) _____
 (4) _____

3. The list on the back hereof to the best of my belief is a full statement of my property and the value thereof.

4. _____ †

Signature of Leper.

Signed and dated in the presence of the Superintendent of the said Asylum.

Signature of Superintendent.

This _____ day of _____, 191—

(Over.)

Description of Property.	Value. Rs. c.
Immovable property :—	
(1) _____
(2) _____
(3) _____
(4) _____
(5) _____
(6) _____
(7) _____
Movable property :—	
Household property
Jewellery
Cattle
Debts
Cash, &c.
Total

* If a sale of only part of the leper's property is desired, the words "part of" should be inserted.

† If a sale of only part of the leper's property is desired, he should here indicate what he desires to have sold, either by specific enumeration or exception from the schedule of property endorsed on the back.

By His Excellency's command,

Colonial Secretary's Office,
Colombo, May 24, 1912.

HUGH CLIFFORD,
Colonial Secretary.

Statement of Objects and Reasons.

THE object of this Ordinance is to afford similar protection to the property of lepers detained under the Leper Ordinance, as is afforded to the property of minors and lunatics by the Civil Procedure Code.

2. A leper being permanently segregated in the interests of society, and being thus hampered in the administration of any property he may possess, it is right that the State should afford him facilities for its proper management under judicial control.

3. The Ordinance substantially follows the model of the provisions of the Civil Procedure Code relating to lunatics, the corresponding sections being indicated in the margin, but certain differences are necessitated by the fact that the leper, unlike the lunatic, is *compos mentis*. Consequently administration of his property under the control of the court is only ordered upon his application. For the same reason he is entitled to information respecting the administration of his property, and to the expression of his views as to the manner in which that administration is to be carried out. He is therefore given facilities for communicating his views to the court and making such applications as he may think desirable. (Sections 33, 34.)

4. Sections 31, 32, and 35 have been inserted with a view to making the powers of the court as elastic as possible, so that it may act without regard to technicalities, and adapt its orders to the circumstances of the case.

5. Administration under the control of the court being at the leper's option and not compulsory, as in the case of lunatics, the exemption of all documents and proceedings from stamp duty is not absolute, but is placed in the discretion of the court. (Section 37.)

Attorney-General's Chambers,
Colombo, May 21, 1912.

ANTON BERTRAM,
Attorney-General.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the
Jurisdiction. late Weerananarayana Mudalige Solomon
No. C 4,289. Fonseka of Mahawatta, in Grandpass,
Colombo, deceased.

And

Weerananarayana Mudalige Joseph Vincent Fonseka
of Mahawatta, in Grandpass, Colombo Petitioner.

(1) Bentotage Justina de Silva, (2) W. Secily
Fonseka, (3) W. William Fonseka, (4)
W. Margaret Fonseka, (5) W. Benjamin Fonseka,
(6) W. Matilda Fonseka, (7) W. Francis Fonseka,
(8) Don Clementi de Silva (husband of Josephine
Fonseka), (9) Don Percival Clementi de Silva,
(10) Don Stanislaus Bonaventure de Silva of
Mahawatta, Grandpass, Colombo Respondents.

THIS matter coming on for disposal before Lewis
Matthew Maartensz, Esq., Additional District Judge of
Colombo, on June 15, 1912, in the presence of Mr. T. D. J.
Cornelius, Proctor, on the part of the petitioner Weera-
nanarayana Mudalige Joseph Vincent Fonseka of Mahawatta,
Grandpass, Colombo; and the affidavit of the said petitioner
dated May 13, 1912, having been read:

It is ordered that the petitioner be and he is hereby
declared entitled, as the son of the above-named deceased,
to have letters of administration to his estate issued to him,
unless the respondents or any other person or persons
interested shall, on or before July 18, 1912, show sufficient
cause to the satisfaction of this court to the contrary.

June 18, 1912.

L. M. MAARTENSZ,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Kolamunne Mestrige Don Velon Naide
No. C 4,288. of Weboda, in the Adikari pattu of
Siyane korale.

Kolamunne Mestrige Sabo Naide of Weboda, in the
Adikari pattu of Siyane korale Petitioner

And

(1) Polpitiacharige Katcho Natchilay, (2) Kola-
munne Mestrige Dona Lory Natchilay, (3) Kola-
munne Mestrige Dona Louisa Natchilay, (4)
Kolamunne Mestrige Don Pioris Naide, all of
Weboda aforesaid Respondents.

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

Colombo, on June 15, 1912, in the presence of Mr. T. D. J.
Cornelius, Proctor, on the part of the petitioner Kola-
munne Mestrige Sabo Naide of Weboda; and the affidavit
of the said petitioner dated May 22, 1912, having been read:

It is ordered that the petitioner be and he is hereby
declared entitled, as the father of the above-named deceased,
to have letters of administration to his estate issued to him,
unless the respondents or any other person or persons
interested shall, on or before July 18, 1912, show sufficient
cause to the satisfaction of this court to the contrary.

June 15, 1912.

L. M. MAARTENSZ,
Additional District Judge.

In the District Court of Negombo.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Hapuaratchi Udugampolage Girigoris
No. 1,298. Vederala, deceased, of Barawawila, in the
Dunagaha pattu of the Alutkuru korale.

Hapuaratchi Udugampolage James Sinno and
Hapuaratchi Udugampolage Issan Appu, both of
Barawawila Petitioners.

Vs.

(1) Michohamy, (2) Punchimenikhamy and her
husband (3) Arnolis, (4) Sedohamy and her
husband (5) Yapathamy, (6) Liyanchohamy,
(7) Luihamy and her husband (8) Hendrick, (9)
Menchohamy Respondents.

THIS matter coming on for disposal before J. Scott, Esq.,
District Judge of Negombo, on May 22, 1912, in the
presence of Messrs. de Silva and Perera, Proctors, on the
part of the petitioners; and of the affidavit of the petitioners
dated May 13, 1912, having been read:

It is ordered that the petitioners be and they are hereby
declared entitled to have letters of administration of the
estate of the deceased above named issued to them, unless
the respondents above named shall, on or before July 3,
1912, show sufficient cause to the satisfaction of this court
to the contrary.

May 22, 1912.

JOHN SCOTT,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. K. Govindasamy's son Sangara, deceased.
No. 2,925. of Gampola.

THIS matter coming on for disposal before Felix Reginald
Dias, Esq., District Judge, Kandy, on May 8, 1912, in the
presence of Mr. A. H. van Langenberg, Proctor, on the

part of the petitioner, Muttu Irlai of New Nawalapitiya street, in Gampola; and the affidavit of Velu Kistnan of Gampola dated April 1, 1912, having been read:

It is ordered that the petitioner Muttu Irlai of New Nawalapitiya street, in Gampola, be and he is hereby declared entitled to letters of administration to the estate of the late Sangarapulle of Gampola, deceased, as the widow of the said deceased, unless any person shall, on or before July 11, 1912, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,
District Judge.

May 8, 1912.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Atulgama Ekanaike Mudiyansele Palingu
No. 2,928. gu Menika, Unambuwa, deceased, of
Gampola.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., District Judge, Kandy, on June 4, 1912, in the presence of Mr. E. C. L. Sproule, Proctor, on the part of the petitioner Ekanayake Wahale Mudiyansele, Charles Buller Unambuwa of Darawala in Dikoya; and the affidavit of the said petitioner dated May 30, 1912, having been read:

It is ordered that the petitioner Ekanayake Wahale Mudiyansele Charles Buller Unambuwa of Darawala in Dikoya be and he is hereby declared entitled to letters of administration to the estate of Atulgama Ekanayake Mudiyansele Palingu Menika Unambuwa of Gampola, deceased, as the husband of the said deceased, unless (1) Clement Leo Unambuwa, (2) Percy Bernard Unambuwa, (3) Clovis Lionel Unambuwa, (4) Isabella Charlotte Unambuwa, (5) Titus Gilbert Norman Unambuwa, and (6) Palekohegedera Sooriadas Mudiyansele Kiri Banda, all of Gampola, shall, on or before July 11, 1912, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,
District Judge.

June 4, 1912.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Meera Meyatheen Mohammedo Uthuman
No. 2,552. Aliar of Vannarponnai West, deceased.
Class 3.

Between

Mohammedo Abdulcader Sultan Abdulcader of
Vannarponnai West. Petitioner.

And

(1) Sultan Meyatheen Nachchia, widow of Meera Meyatheen of Vannarponnai West, (2) Mohammedo Careem Abdulcader, now of Batticaloa, and wife (3) Sulaika Umma of Vannarponnai West, (4) Mohammedo Careem Mohammedo Azesa Saibo of ditto, and wife (5) Aiyesa Umma of ditto, (6) Seynampo Nachchia, wife of Sultan Abdulcader of ditto, (7) Meera Meyatheen Mohammedo Abdul Raheem of ditto, (8) Meera Meyatheen Mohammedo Careem of ditto, the 7th and 8th respondents are minors, and appear by their guardian *ad litem* the 1st respondent. Respondents.

THIS matter of the petition of Mohammedo Abdulcader Sultan Abdulcader, praying for letters of administration to the estate of the above-named deceased Meera Meyatheen Mohammedo Uthuman Aliar, coming on for disposal before M. S. Pinto, Esq., District Judge, on June 10, 1912, in the presence of Messrs. Casippillai and Catheravelu, Proctors, on the part of the petitioner; and the affidavit of the petitioner dated May 13, 1912, having been read: It is declared that the petitioner is the lawful husband of one of the heirs 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 July 9, 1912, show sufficient cause to the satisfaction of this court to the contrary.

M. S. PINTO,
District Judge.

June 10, 1912.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Pennu, wife of Veluppillai of Copay
No. 2,546. North, deceased.
Class 1.

Vinasittamby Veluppillai of Copay North. Petitioner.
Vs.

(1) Vinasittamby Arumugam of Copay North, (2) Veluppillai Kathiravelu of ditto, (3) Meenadhipillai, daughter of Veluppillai of ditto, (4) Sottupillai, daughter of Veluppillai of ditto, the 2nd, 3rd, and 4th respondents, minors, appearing by their guardian *ad litem* the 1st respondent. Respondents.

THIS matter of the petition of Vinasittamby Veluppillai of Copay North, praying for letters of administration to the estate of the above-named deceased Pennu, wife of Veluppillai, coming on for disposal before M. S. Pinto, Esq., District Judge, on June 7, 1912, in the presence of Messrs. Casippillai and Cathiravelu, Proctors, on the part of the petitioner; and the affidavit of the petitioner dated May 4, 1912, having been read: It is declared that the petitioner is the lawful husband of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before July 2, 1912, show sufficient cause to the satisfaction of this court to the contrary.

M. S. PINTO,

District Judge.

June 7, 1912.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Annamma, wife of Mootatamby Suppra-
No. 2,550. maniam of Manipay, deceased.

Mootatamby Suppramaniam of Manipay. Petitioner.
Vs.

(1) Valupillai Thampapillai and wife (2) Thangamma of Vannarponnai West, and (3) Nallamma, daughter of Mootatamby Suppramaniam, a minor, appearing by her guardian *ad litem* the 2nd respondent. Respondents.

THIS matter of the petition of Mootatamby Suppramaniam of Manipay, praying for letters of administration to the estate of the above-named deceased Annamma, his wife, coming on for disposal before M. S. Pinto, Esq., District Judge, on June 14, 1912, in the presence of Mr. E. Murugesampillai, Proctor, on the part of the petitioner; and the affidavit of the said petitioner dated May 10, 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 July 5, 1912, show sufficient cause to the satisfaction of this court to the contrary.

M. S. PINTO,

District Judge.

June 14, 1912.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Sivacolunthu, wife of Sithamparanather
No. 2,555. Siva Suntheram of Anaicodai, deceased.

Sithamparanather Siva Suntheram of Anaicodai. Petitioner.

Vs.

(1) Arunasalam Saravanaparanatham of Navat-kuly and (2) Siva Suntheram Sithamparapillai *alias* Ampalavanar, a minor, appearing by his guardian *ad litem* the 1st respondent. Respondents.

THIS matter of the petition of Sithamparanather Siva Suntheram of Anaicodai, praying for letters of administration to the estate of the above-named deceased Sivacolunthu, his wife, coming on for disposal before M. S. Pinto, Esq., District Judge, on June 17, 1912, in the

presence of Mr. E. Murugesawpillai, Proctor, on the part of the petitioner; and the affidavit of the said petitioner dated May 23, 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 July 3, 1912, show sufficient cause to the satisfaction of this court to the contrary.

June 19, 1912.

M. S. PINTO,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary. In the Matter of the Estate of Gardiye No. 4,117. Manawaduge Don Theodoris Wimalasooriya, deceased.

THIS matter coming on for disposal before F. J. Smith, Esq., District Judge, Galle, on May 2, 1912, in the presence of Mr. G. E. Abeyewardene on the part of the official administrator: It is ordered that letters of administration of the above estate be issued to the Secretary of this court, unless the respondents—(1) Gardiye Manawaduge Gabriel Wimalasooriya of Royal College, Colombo, (2) Gardiye Manawaduge James Wimalasooriya of Kotmalie, (3) Gardiye Manawaduge Sando Nona Wimalasooriya, wife of (4) Balage Arlis de Silva, both of Magalla, (5) Gardiye Manawaduge Albert Wimalasooriya of Singapore, (6) Gardiye Manawaduge Alik Wimalasooriya of Lunugala, (7) Gardiye Manawaduge Peter Wimalasooriya of Kataluwa, (8) Kanakkehewage *alias* Kanattehewage Missi Nona of Meepey—shall, on or before July 8, 1912, show sufficient cause to the satisfaction of this court to the contrary.

May 2, 1912.

F. J. SMITH,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary. In the Matter of the Estate of Dona No. 4,135. Catherina Jayasinghe, deceased, of Galle.

THIS matter coming on for disposal before F. J. Smith, Esq., District Judge, Galle, on March 6, 1912, in the presence of Mr. G. E. Abeyewardene on the part of the petitioner Don Deonis Jayasinghe; and the affidavit of the petitioner dated March 4, 1912, having been read:

It is ordered and declared that the said Don Deonis Jayasinghe is a brother of the deceased, and that he is as such entitled to letters of administration issued to him accordingly, unless the respondents—(1) Catherine Laura Jayasinghe *alias* Alice Nona of Keradewala, (2) Dona Louisa Jayasinghe, (3) P. W. Jayasinghe, (4) C. W. Jayasinghe, wife of (5) D. W. Goonewardene, all of Maradana—shall, on before April 26, 1912, show sufficient cause to the satisfaction of this court to the contrary.

March 6, 1912.

F. J. SMITH,
District Judge.

The date for showing cause has been extended to July 2, 1912.

In the District Court of Galle.

Order Nisi declaring Will proved, &c.

Testamentary. In the Matter of the Joint Last Will and Jurisdiction. Testament of the late Don Daniel de Silva No. 4,156. Wickremasingha, deceased, of Malalagama, and his wife.

THIS matter coming on for disposal before F. J. Smith, Esq., District Judge, Galle, on May 15, 1912, in the presence of Mr. A. Dias Abeyesingha, Proctor, on the part of the petitioners Don Samuel de Silva Wickremasingha and Jacovis Wickremasingha; and affidavit of Jacovis Wickremasingha dated May 14, 1912, and affidavit of Wellalage Thepanis de Silva and another dated May 2, 1912, having been read:

It is ordered that the will of Don Daniel de Silva Wickremasingha, deceased, dated September 28, 1898, be and

the same is hereby declared proved, unless the respondents shall, on or before June 21, 1912, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Don Samuel de Silva Wickremasingha and Jacovis Wickremasingha are executors named in the said will, and that they are as such entitled to have probate of the same issued to them accordingly, unless the respondents shall, on or before June 21, 1912, show sufficient cause to the contrary.

It is further ordered that 1st respondent be appointed guardian *ad litem* over the 6th, 7th, and 8th respondents, unless the respondents—(1) Dona Adonchina Wickremasuriya, (2) John Alwis Wickremasingha, (3) Martinus Davith *alias* Charles Wickremasingha, (4) Don Cornelis *alias* Dharma Chandra Wickremasingha, (5) Jane Nona *alias* Janona Wickremasingha, (6) Don Theodoris Wickremasingha, (7) Dora *alias* Babinona Wickremasingha, (8) Darley Wickremasingha, all of Malalagama—shall, on or before June 21, 1912, show sufficient cause to the contrary.

May 15, 1912.

F. J. SMITH,
District Judge.

Extended and re-issued for August 2, 1912.

June 21, 1912.

F. J. SMITH,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary. In the Matter of the Estate and Estate of Jurisdiction. Kunji Bucala Zaimet Abdin, of Galle. No. 4,157. deceased.

THIS action coming on for disposal before F. J. Smith, Esq., District Judge, Galle, on May 21, 1912, in the presence of Mr. J. A. Sethukavalar, Proctor, on the part of the petitioner Usoobo Lebbe Kunji Bawa; and the affidavit of the petitioner dated May 17, 1912, having been read:

It is ordered and declared that the said Usoobo Lebbe Kunji Bawa is the father of the deceased, and that he is as such entitled to have letters of administration of the same issued to him accordingly, unless (1) Kunji Bawa Mariatho Umma, and (2) Kadija Umma, both of Galle, shall, on or before July 3, 1912, show sufficient cause to the satisfaction of this court to the contrary.

May 21, 1912.

F. J. SMITH,
District Judge.

In the District Court of Galle.

Testamentary. In the Matter of the Estate of Bernalage Omarihamy, deceased, of Lendua. No. 4,158.

THIS matter coming on for disposal before F. J. Smith, Esq., District Judge, Galle, on May 24, 1912, in the presence of Mr. Henry Gooneratne, Proctor, on the part of the petitioner Anthony Piyoris Silva; and the affidavit of the petitioner dated May 23, 1912, having been read:

It is ordered that the 4th respondent be appointed guardian *ad litem* over the 1st, 2nd, and 3rd respondents, unless the respondents shall, on or before July 3, 1912, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Anthony Piyoris Silva is the widower of the deceased, and that he is as such entitled to have letters of administration issued to him accordingly, unless the respondents—(1) Anthony Suwaderis, (2) ditto Marthenis, (3) ditto Jane Nona, (4) ditto Agiris—shall, on or before July 3, 1912, show sufficient cause to the satisfaction of this court to the contrary.

May 24, 1912.

F. J. SMITH,
District Judge.

In the District Court of Galle.

Order Absolute.

Testamentary. In the Matter of the Last Will and Testament of Don Dias Abeyewickramasingha, deceased, of Ahangama. No. 4,166.

THIS matter coming on for disposal before F. J. Smith, Esq., District Judge, Galle, on June 6, 1912, in the presence of Mr. G. E. Abeyewardene, Proctor, on the part of the

petitioner Henry Dias Goonewardena; and the affidavits of the petitioner and of the attesting witnesses dated June 4, 1912, having been read:

It is ordered that the will of Don. Dias Abeywikrama, deceased, dated May 12, 1912; be and the same is hereby declared proved.

It is further declared that the said Henry Dias Goonewardena is the executor named in the said will, and that he is as such entitled to have probate of the same issued to him accordingly.

F. J. SMITH,
District Judge.

June 6, 1912.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Ahamed Lebbe Markar Sulaiha Umma, No. 4,167. deceased, of Galle Fort.

THIS matter coming on for disposal before F. J. Smith, Esq., District Judge of Galle, on June 6, 1912, in the presence of Mr. R. A. H. de Vos, Proctor, on the part of the petitioner Mohamed Hadjiar Mohamed Saheed of Galle Fort; and the affidavit of the petitioner dated June 6, 1912, having been read:

It is ordered that the 13th respondent be appointed guardian *ad litem* over the 8th, 9th, 10th, 11th, and 12th respondents, unless the respondents shall, on or before July 18, 1912, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Mohamed Hadjiar Mohamed Saheed is a son of the deceased, and that he is as such entitled to have letters of administration issued to him accordingly, unless the respondents—(1) Mohamed Hadjiar Samsadeen Mohamed of Galle Fort, (2) Mohamed Hadjiar Ahamed Ismail, (3) Mohamed Hadjiar Halima Umma, (4) Mohamed Hadjiar Kadija Umma, (5) Mohamed Hadjiar Seeneth Umma, (6) Mohamed Hadjiar Nafeesa Umma, (7) Mohamed Hadjiar Fathu Umma, (8) Maina Mohamed Deen, (9) Maina Mohamed Yakooth, (10) Maina Mohamed Mohamed Ibrahim, (11) Maina Mohamed Rafia Umma, (12) Maina Mohamed Kadija Umma, by their guardian *ad litem*, (13) Macan Marikar Nafeesa, (14) Ahamed Lebbe Marikar Sago Abdul Cader, all of Galle Fort, (15) Ahamed Lebbe Marikar Maina Haniffa of Cairo in Egypt, (16) Ahamed Lebbe Marikar Fathumma, (17) Ahamed Lebbe Marikar Alima Umma, (18) Ahamed Lebbe Marikar Habeeb Umma, (19) Ahamed Lebbe Marikar Mama Ismail, (20) Sultan Marikar Pathumma, by her guardian *ad litem* (21) Sultan Marikar Ahamed Cassim, all of Galle Fort—shall, on or before July 18, 1912, show sufficient cause to the satisfaction of this court to the contrary.

F. J. SMITH,
District Judge.

June 6, 1912.

In the District Court of Tangalla.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Gamage Samel Hamy, deceased, of No. 529. Nakulugamuwa.

THIS matter coming on for disposal before E. G. Auwardt, Esq., Acting District Judge, Tangalla, on

June 5, 1912, in the presence of Gamage Charles of Nakulugamuwa, the petitioner, and of (1) Dandeniye Arachchige Loku Hamy of Nakulugamuwa, (2) Gamage Don Mathes of Pategama, (3) Gamage Juwanis of Nakulugamuwa, (4) Gamage Dionis of Nakulugamuwa, (5) Gamage Don Carolis of Nakulugamuwa, (6) Gamage Dona Gimara, wife of (7) Wannu Arachchige Don Dionis Abegoonawardana, Police Officer of Palapota, (8) Gamage Heen Hamy, wife of (9) Nanayakkara Gamage Don Jamis Appuhamy of Sitimaluwa, (10) Gamage Don Bastian, (11) Gamage Don Dines, both of Nakulugamuwa, the respondents; and the affidavit of the petitioner dated May 21, 1912, having been read: It is ordered that letters of administration to the estate of the deceased Gamage Samel Hamy be issued to Gamage Charles, as his son, unless the respondents above mentioned shall, on or before June 27, 1912, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the petitioner be and he is hereby appointed guardian *ad litem* over the 10th and 11th respondents for the purposes of this case, unless the respondents above named shall, on or before June 27, 1912, show sufficient cause to the satisfaction of this court to the contrary.

E. G. AUWARDT,
Acting District Judge.

June 5, 1912.

In the District Court of Kegalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Naralagamarallage Pelis Appuhamy of No. 376. Timbiri-pola in Three Korles, deceased.

Naralagamarallage Hendick Appuhamy of Timbiri-pola Petitioner.

Vs.

(1) Hendrick, (2) Seddappu Appuhamy, Town Arachchi of Dehiowita, (3) Appuhamy of Algoda (4) Sinnappuhamy, (5) Punchimahatmayo, (6) Enso Nona, (7) William Singho, (8) Podi Menika Respondents.

THIS matter coming on for disposal before W. de Livera, Esq., District Judge of Kegalla, on February 19, 1912, in the presence of Mr. G. S. Suraweera, Proctor, on the part of the petitioner; and the petitioner's affidavit dated February 5, 1912, having been duly read: It is ordered and declared that the petitioner, as the eldest son of the deceased, is entitled to letters of administration to the estate of the above-named deceased, and the letters of administration be issued to him accordingly, unless the above-named respondents or any other person or persons interested shall, on or before April 4, 1912, show sufficient cause to the contrary to the satisfaction of this court.

W. DE LIVERA,
District Judge.

February 19, 1912.

Extended for July 10, 1912.

W. DE LIVERA,
District Judge.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 2,478. In the matter of the insolvency of Idroos Lebbe Marikar Abdul Caffoor of No. 62, Second Division Maradana, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on August 1, 1912, for the grant of a certificate of conformity to the insolvent.

By order of court,

P. DE KRETZER,
for Secretary.

Colombo, June 20, 1912.

In the District Court of Colombo.

No. 2,486. In the matter of the insolvency of Meeana Meeran Pillai of Bankshall street, in Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on August 1, 1912, for the grant of a certificate of conformity to the insolvent.

By order of court,

P. DE KRETZER,
for Secretary.

Colombo, June 20, 1912.

In the District Court of Colombo.

No. 2,492. In the matter of the insolvency of O. M. Obeyesekera of Ferry street, Colombo.

WHEREAS the above-named O. M. Obeyesekera has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by M. D. P. Senewiratne, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said O. M. Obeyesekera insolvent accordingly, and that two public sittings of the court, to wit, on July 25, 1912, and on August 15, 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,

P. DE KRETZER, *

Colombo, June 21, 1912.

for Secretary.

In the District Court of Colombo.

No. 2,493. In the matter of the insolvency of Vidanelage Hendrick de Mel of Korallawella, in Moratuwa.

WHEREAS the above-named Vidanelage Hendrick de Mel has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by H. Simon de Zilva, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Vidanelage Hendrick de Mel insolvent accordingly, and that two public sittings of the court, to wit, on July 25, 1912, and on August 15, 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,

P. DE KRETZER,

Colombo, June 21, 1912.

for Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the Court of Requests of Colombo.

P. R. P. L. R. M. Ramen Chetty of Sea street in Colombo..... Plaintiff.

No. 24,345. Vs.

Mary Mendis of Kotahena in Colombo..... Defendant.

NOTICE is hereby given that on Monday, July 22, 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. 193.54, with legal interest thereon from November 16, 1911, till payment in full, and costs of suit Rs. 47.75, viz. :—

All that and those the premises bearing assessment Nos. 104 and 105 together with the buildings, plantations, and trees standing thereon, situated at Korteboam street, within the Municipality of Colombo; and bounded on the north by the house and premises bearing assessment No. 103, on the east by the land belonging to Messrs. Delmege, Forsyth and Co., on the south by the premises called Mutwal Mills, and on the west by Korteboam street; containing in extent land 131 feet in length from north to south, and 55 feet in breadth from east to west.

Fiscal's Office,
Colombo, June 25, 1912.

E. ONDATJE,
Deputy Fiscal.

In the District Court of Colombo.

P. R. P. L. R. M. Ramen Chetty of Sea street in Colombo..... Plaintiff

No. 30,193 C. Vs.

(1) P. D. Fernando, (2) W. J. Fernando, and (3) R. W. Fernando, all of Dias place, Colombo. Defendants.

NOTICE is hereby given that on Tuesday, July 23, 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 2nd and 3rd defendants in the following property for the recovery of the sum of Rs. 1,890, with interest thereon at 24 per cent. per annum from May 1, 1909, till January 25, 1910, and thereafter at 9 per cent. per annum till payment in full, viz. :—

An undivided one-half of the property No. 7, situated at Dhobies' lane, Pettah, within the Municipality of Colombo; bounded on the south by a drain, on the east by the property of Packeer Mohideen, on the north by Dhobies' lane,

and on the west by the property of R. S. Abeyesekera; containing in extent 20 perches more or less.

Fiscal's Office,
Colombo, July 25, 1912.

E. ONDATJE,
Deputy Fiscal.

In the District Court of Colombo.

E. B. Creasy & Co. Plaintiff. *20-6/12*

No. 30,508. Vs.

S. B. P. Mendis of Rawatawatta, Moratuwa, and two others..... Defendants.

NOTICE is hereby given that on Friday, July 26, 1912, at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said 1st defendant in the following property for the recovery of the sum of Rs. 548, with interest thereon at 9 per cent. per annum from March 5, 1910, till payment, and Rs. 151.75, costs of suit, viz. :—

All that land called Ketakelagahawatta, situated at Rawatawatta in Moratuwa, in the Palle pattu of Salpiti korale; and bounded on the north by the property of Vidanelage Hendrick de Mel, on the east by the property of Saverial Appu and others, on the south by the property of Daniel Mendis and others, and on the west by the property of Joseph Fernando Senaratne; containing in extent 1 rood and 4.46 square perches.

Fiscal's Office,
Colombo, June 25, 1912.

E. ONDATJE,
Deputy Fiscal.

In the District Court of Colombo.

Payna Reena Pana Lana Ravanna Mana Ramar Chetty of Sea street, Colombo..... Plaintiff. *20-6/12*

No. 32,034. Vs.

(1) Wickramahettia Konthalage Charlotte Marcus, widow of the late Wickramaratne Isaac Fernando, and (2) Wickramaratne Vidanelage George Stephen Fernando, both of Mattacooly in Colombo..... Defendants.

NOTICE is hereby given that on Wednesday, July 24, 1912, at 3.30 o'clock in the afternoon, will be sold by public auction at the premises the following property decreed to be sold by the decree entered in the above case for the recovery of the sum of Rs. 7,755, with interest on Rs. 5,000 at 18 per cent. per annum from February 3, 1911, till March 3, 1911, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full, viz. :—

An undivided 321/384 part or share of all that allotment of land called Casiechettiawatta bearing assessment No. 48,

situated at Mattacooly, within the Municipality of Colombo and bounded on the north by Ferguson's road, on the east and south by the property of Abel Fernando, and on the west by the property of Peternella Marcus, now of Charlotte Marcus, and others; containing in extent about 1 road together with all and singular the appurtenances, rights, and easements thereof.

Fiscal's Office,
Colombo, June 25, 1912.

E. ONDATJE,
Deputy Fiscal.

In the District Court of Colombo.

Nanayakkarage Don Stephen Silva of Gregory road, Cinnamon Gardens, Colombo.....Plaintiff.

No. 32,416. Vs.

James Perera Amaratunga Abeyaratne Siriwardene, Muhandiram of Kandana, in the Ragam pattu of Alutkuru korale.....Defendant.

NOTICE is hereby given that on Saturday, July 27, 1912, will be sold by public auction at the respective premises the following properties ordered to be sold by the order of court dated September 27, 1911, for the recovery of the sum of Rs. 17,120, with interest on Rs. 16,000 at 12 per cent. per annum from April 2, 1911, till August 25, 1911, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full and costs of suit. Rs. 446, viz. :—

At 1 P.M.

1. All that property called and known as Maligawatta together with the plantations and buildings standing thereon, consisting of several lots of lands, situated in the village Bopitiya, in the Ragam pattu of Alutkuru korale, in the District of Colombo, Western Province; bounded on the north by the properties of B. D. Rodrigo, J. D. Raphiel, and P. D. Jusey and others, and J. D. Daniel, on the south by the properties of P. D. Martha and others, K. D. Gabriel, and K. D. Abilino and others, on the east by the properties of the estate of the late D. D. Abilinu Annavi, K. D. Gabriel, J. D. Peter and others, K. D. Rosa Maria and others, K. D. Jusey and others, J. D. Marthes and others, and on the west by the properties of B. D. Rodrigo and B. D. Gordianu and others, P. D. Martha and others; containing in extent 4 acres and 2 perches.

At 2 P.M.

2. (g) All that land called Ambagahawatta and portion of Ambagahawatta, together with the plantations and trees thereon, situated at Bopitiya aforesaid; bounded on the north by the ditch of owita ground, on the east by the live fence of the garden of Don Gabriel Appu, on the south by the ditch of the garden of Jayamanna Mohottige Don Pelis Appuhamy, on the west by the limit of the portion of Ambagahawatta belonging to Don Pelis Appuhamy; containing in extent about 1 acre.

(h) All that land called Bakmigahawatta, together with the cadjan thatched house and plantations thereon, situated at Bopitiya aforesaid; bounded on the north by the garden of Jayamanna Mohottige Don Juan Appuhamy, on the east by the ditch of the garden of Jayamanna Mohottige Pelis Appuhamy, on the south by the garden of Dikirikewage Don Laurenti Appu and by the owita belonging to the said Dikirikewage Don Laurenti Appu and others, on the west by the live fence of the garden of Jayamanna Mohottige Don Juan Appu; containing in extent about 3 roods.

(i) All that undivided half part of the land called Ambagahawatta, together with the plantations and trees thereon, situated at Bopitiya aforesaid; bounded on the north by the ditch of the owita of Dikirikewage Don Jusey Appuhamy, on the east by the other part of the garden, on the south by the ditch of the garden of Bastian Korallage Daniel Rodrigo Appuhamy, on the west by the ditch of the garden of Jayamanna Mohottige Don Juan Appuhamy, by the live fence of the garden of Juakinu Appu; containing in extent about 1 acre.

(j) All that divided portion of and in all that land called Madangahawatta, together with the plantations and trees thereon, situated at Bopitiya aforesaid; bounded on the north by the land of Don Juan Appuhamy and others, on

the east by the lands of Don Jusey Appu and others, on the south by the portion of this land purchased by Abilino Annavirala, on the west by the ditches of the lands of Don Daniel Appuhamy and others; containing in extent about 1½ acre, which said four portions of lands described under (g), (h), (i), and (j) adjoin each other and form one property, and are according to the figure of survey thereof bearing No. 0335 dated November 7, 1905, and made by D. A. Jayawardane, Licensed and Registered Surveyor, described as follows, to wit:—An allotment of land consisting of Bakmigahawatta, Ambagahawatta, and Madangahawatta, situated at Bopitiya in the Ragam pattu of Alutkuru korale, in the District of Colombo, Western Province; bounded on the north by the properties of D. Don Juan. L. D. Benedict, and property belonging to the estate of the late D. Don Abilinu Anthony, on the east by the properties belonging to the estate of the late D. Don Abilinu Annavi, on the west, south-west, and north-west by the properties belonging to the estate of the late D. Don Abilinu Annavi, south and south-east by the properties of P. D. Jusey and D. Don Isaac; containing in extent 3 acres 2 roods and 8 perches.

At 3 P.M.

3. (a) All that garden called Madangahawita, together with the two tiled buildings, plantations, and trees thereon, situated at Pamunugama alias Bopitiya, in the Ragam pattu of Alutkuru korale, in the District of Colombo, Western Province; bounded on the north by the road, on the east also by the road, on the south by the ditch of the portion of this garden belonging to Pulukkuttiarachchige Don Marthelis Appu and others and road, on the west by the ditch which separates this garden of Jayamanna Mohottige Don Marthenis Appuhamy and others; containing in extent about 2 roods.

(b) All that block of land called Ambagahawita, together with the buildings, plantations, and trees thereon, situated at Bopitiya aforesaid; bounded on the north by the road, on the east by the properties of land belonging to the late Boppearachchige Don Jacolis Appuhamy, deceased, and Pulukkuttiarachchige Don Gabriel Appuhamy, on the south by the live fence which separates the lands of Palihawadana Arachchige Andris Perera and others, on the west by the land in favour of the late Wettenuperuma Arachchige Don Anthony Appuhamy, deceased, and by a land belonging to others; containing in extent about 2 acres.

(c) All that portion of the land called Halgahawatta, portion of Halgahawita, and the just half part of Halgahawita, together forming one property, together with the buildings, plantations, and trees thereon, situated at Bopitiya aforesaid; which said several portions are together bounded on the north by the field of Bastian Korallage Leon Rodrigo and others, on the east by the lands of Dikirikewage Don Joseph and others, on the south by the land belonging to the estate of Dikirikewage Don Abilino Annavirala and by the lands belonging to others, on the west by the lands of Bastian Korallage Markido Rodrigo Hamine; containing in extent 1 acre 3 roods and 34 25/48 perches, which said several allotments of land adjoin each other and form one property, and were recently surveyed and are now described according to the figure of survey bearing No. 0320 dated June 24, 1905, and made by D. G. Jayawardana, Surveyor, as follows, to wit:—All that land called Halgahawatta, together with the buildings, trees, and plantations standing thereon, situated at Bopitiya, in the Ragam pattu of Alutkuru korale, in the District of Colombo, Western Province; bounded on the north by the lands of B. N. R. W. Goonawardana, Leon Rodrigo and others, B. Don Jagaris, and by the cart road leading from Tudella to Pamunugama, on the south by the lands of J. D. Daniel, J. D. Marthenis, P. J. Gordianu and others, P. D. Pedelis and others, by the land belonging to the estate of the late D. Don Abilinu Annavirala, and by the land of K. D. Jusey, on the east by the land of B. Jusey Rodrigo, J. D. Marthenu and others, J. D. Pedro, B. Don Jagaris, J. D. Rogus and others, P. D. Gordianu and others, and to the estate of the late J. D. Jusey, deceased, on the west by the lands of B. Leon Rodrig and others, P. D. Gordianu and others, and to the estate of the late Abilinu Annavirala and others; containing in extent, excluding the cart road, 5 acres 3 roods and 12 perches.

Fiscal's Office,
Colombo, June 26, 1912.

E. ONDATJE,
Deputy Fiscal.

In the District Court of Kalutara.
 Karandeniyage Samichi Fernando and wife of
 of Mahagama. Plaintiffs.

No. 3,895.

Vs.

Kalanchimahadurage Emanis Fernando of Maha-
 gama Defendant.

NOTICE is hereby given that on Wednesday, July 24, 1912, commencing at 11 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the balance Rs. 485.37, viz. :—

1. An undivided $\frac{1}{2}$ part of the soil and of the trees of the land called Damanehena *alias* Guluwatumbehena of the extent of 2 acres, situated at Mahagama in Gangaboda pattu of Pāsdun korale; and bounded on the north, east, and south by the lands belonging to Mututantrige Siman Fernando, and on the west by the Crown lands.

2. An undivided $\frac{1}{20}$ part of the soil and of the trees of the land called Pitawilawatta of the extent of 4 acres, situate at ditto; and bounded on the north and west by Pitawilakumbura, on the east by Crown lands, and on the south by the lands belonging to Mr. Methaies de Mel.

3. The entire soil and trees of the land called Egodawatta of the extent of 1 acre, situate at ditto; and bounded on the north by the lands belonging to Hewage Sayineris, on the east and south by Egodawatta, and on the west by high road.

4. An undivided $\frac{1}{2}$ part of the soil and of the trees of the land called Delgahawatta of the extent of 5 acres, together with the tiled house wherein the defendant resides standing thereon, situate at ditto; and bounded on the north by Ilukketidola, on the east by Crown lands, on the south by Withanewatta, and on the west by high road.

5. The entire soil and trees of the land called Keenagahaland of the extent of 5 acres, situate at ditto; and bounded on the north by Keenagahawatta, on the east by Crown lands, on the south by Illukketidola, and on the west by the lands belonging to P. Agris Fernando.

6. An undivided $\frac{1}{2}$ part of the soil and of the trees of the land called Thenipitagewatta of the extent of 13 acres, situate at ditto; and bounded on the north by the lands belonging to Boetalage Agris Fernando and P. Agris Fernando, on the east by Crown lands, on the south by the land belonging to Kalanchimahadurage Thuseya, and on the west by the lands belonging to Kalanchimahadurage Emanis.

7. An undivided $\frac{1}{2}$ part of the soil of Polanghakumbura of the extent of 6 pelas of paddy sowing, situate at ditto; and bounded on the north by Crown lands, on the east by Kurupitigekumbura *alias* Egodakumbura, on the south by the lands belonging to Cornis Fernando, and on the west by Crown lands.

Deputy Fiscal's Office,
 Kalutara, June 25, 1912.

B. P. J. GOMES,
 Deputy Fiscal.

In the District Court of Kalutara.

Manuel Fernando Wanigaratne of Kalutara. Plaintiff.

No. 4,864.

Vs.

(1) Delpechittara-acharige Beththo Naide, (2) ditto Margarete, and her husband (3) Patrick Joseph O'Brien Moraes, all of Welapura, Kalutara Defendants.

NOTICE is hereby given that on Thursday, July 25, 1912, at 10 o'clock in the forenoon, will be sold by public auction at the premises the following property (mortgaged by the defendants with plaintiff, and declared bound and executable for the decree entered in the above case), for the recovery of Rs. 680.75, with interest on Rs. 500, at 16 per cent. per annum from May 14, 1912, till June 4, 1912, and thereafter at 9 per cent. per annum on the aggregate amount till payment in full, viz. :—

An undivided $\frac{1}{2}$ of the soil and trees and plantations and of the tiled house standing thereon of the northern portion of the land called Sarukkaliyawatta, bearing assessment No. 494, situated at Botuwawatta in Welapura Kalutara; and bounded on the north by the land belonging to the estate of the late Mr. Proctor Alwis and Davith Caldera, Notary, east by land belonging to Thepanis Naide, south

by the portion of Sarukkaliyawatta belonging to Thepanis Naide, and west also by land belonging to Thepanis Naide; containing within the boundaries about 20 perches in extent.

At 11.30 A.M. at the premises.
 (Pointed out property.)

The right, title, and interest of the 1st defendant in and to the following property to wit :—

The entire soil and the entire tiled house, wherein the 1st defendant resides standing thereon of the land called Weediyewatta, bearing assessment Nos. 31 and 32, situate at Welapura Kalutara; and bounded on the north by the portion No. 2 of this land partitioned off to Otumebadage Francisu Naide and another; on the east by Divulgahawatta *alias* Babayagewatta and portion No. 2 of this land, south by a portion of Weediyewatta, and on the west by the high road; containing in extent about 20 perches.

At 2 P.M. at the residence of the 1st defendant.

Twelve bentwood chairs, 2 jakwood easy chairs, 4 jakwood tables, 2 jakwood almirahs, 4 brass spittoons, 4 jakwood stands, 1 looking-glass (measuring about 2 by 1 $\frac{1}{2}$ feet), 1 clock, 12 pictures with frames, 1 jakwood old chest, 7 jakwood chairs, 1 Singer sewing machine (No. F 583,104), 1 table lamp, 2 old small tables, 1 small spittoon, 1 hanging lamp.

Deputy Fiscal's Office,
 Kalutara, June 25, 1912.

B. P. J. GOMES,
 Deputy Fiscal.

Southern Province.

In the District Court of Galle.

(1) Don Malis de Silva Weerasuriya, (2) Don Nonis de Silva Weerasuriya, Kumisteru Arachchi of Talpe pattu Plaintiffs.

No. 8,919.

Vs.

Charles de Silva Weerasuriya for himself and as executor of 1st defendant, deceased, of Kataluwa, and others Defendants.

NOTICE is hereby given that on Thursday, July 25, 1912, commencing at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the 2nd to 15th defendants, save 6th defendant, in the following property, viz. :—

1. $\frac{1}{2}$ of the soil and fruit trees of Winasagederawatta, in extent about 1 $\frac{1}{2}$ acres, situate at Kataluwa.

2. $\frac{1}{2}$ of all the soil and fruit trees of Punchiarambewatta *alias* Attikkagahawatta, in extent about 1 $\frac{1}{2}$ acres, situate at Kataluwa.

3. An undivided $\frac{1}{2}$ part (exclusive of 1/11 of $\frac{1}{2}$) of the soil and trees and of all buildings of the land called Walawwa Kettagahawatta, either situated at Kataluwa.

4. $\frac{1}{2}$ of Binnewegawatta, in extent about $\frac{1}{2}$ acre, situate at Hatuwapiadigama.

Writ amount Rs. 1,447.36, and poundage, less Rs. 823.10 recovered.

Fiscal's Office,
 Galle, June 25, 1912.

J. A. LOURENSZ,
 Deputy Fiscal.

In the District Court of Galle.

Don Elaris Weerasiri of Minuwangoda in Galle. Plaintiff.

No. 10,581.

Vs.

(1) Ratuwaduge Alwis of Kumbalwella, presently of Colombo, (2) R. M. R. M. Racappa Pulle of Sea street, Colombo Defendants.

NOTICE is hereby given that on Saturday, July 27, 1912, commencing at 1 o'clock in the afternoon, will be sold by public auction at the spot, the following mortgaged property, viz. :—

1. All the soil and fruit trees of an undivided $\frac{1}{2}$ of $\frac{1}{2}$ of Galketiyeawatta *alias* Baduwatta, together with the house bearing assessment No. 172 standing thereon, containing in extent 1 acre 2 roods and 2.25 perches, situate at Kumbalwella, within the Four Gravets of Galle.

Writ amount Rs. 3,214·74, with interest on Rs. 3,030, being principal and interest.

Fiscal's Office,
Galle, June 25, 1912.

J. A. LOURENSZ,
Deputy Fiscal.

In the District Court of Colombo.
E. S. Perera of Slave Island, Colombo Plaintiff.
No. 31,455. Vs.

Ali Ibrahim Saibo of Balapitiya Defendant.

NOTICE is hereby given that on Saturday, August 3, 1912, commencing at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant, in the following property, viz. :—

1. All that allotment of land called Maguruwela, containing in extent 4 acres 2 roods and 23 perches, in Wattenahena village, Bentota-Walallawiti korale, Galle District.

2. All that allotment of land called Ratgedaraokanda, containing in extent, exclusive of the Maguruwela-ela, 17 acres 1 rood and 27 perches, situate at Porowagama village, Bentota-Walallawiti korale of Galle District.

Writ amount Rs. 535·31, with legal interest on Rs. 500 from September 20, 1910, till payment in full, and costs and poundage.

Fiscal's Office,
Galle, June 25, 1912.

J. A. LOURENSZ,
Deputy Fiscal.

Eastern Province.

In the District Court of Batticaloa.

Kanthaperumal Nagamuttu of Kallady Plaintiff.
No. 3,406. Vs.

Kalikuttyodyar Kanthapody Vanniah of Nainpaddumunai, now of Sammanturai Defendant.

NOTICE is hereby given that on the dates, days, and hours mentioned below will be sold by public auction at the spot the right, title, and interest of the said defendant in the following properties, viz. :—

On Saturday, July 27, 1912, at 10 A.M.

1. The land, lot No. L 191, called Periapallavayal Eluvanpanku, situate at Nainpaddumunai, in Palle pattu, in Karavaku pattu, in the District of Batticaloa, Eastern Province; and bounded on the east by Vaikal, west by Periapallavayalpothu, north by the boundary of Aladively, and south by river; in extent 3 acres 1 rood and 4 perches, with inlet and outlet water rights.

On Monday, July 29, 1912, at 10 A.M.

2. A paddy land out of lot No. 4,318, called Sillykadykandom Moondadaipoovaddai, situated at Sarikalmunai, in Sammanturai pattu; and which paddy land is bounded on the north by road and Crown land, east by the land of V. V. Kasinavapody and others, south by the land of Pykeeruddipody and another, and west by the land of A. M. S. H. Pykeeruddipody and another; in extent 13 acres and 10 perches, with all outlet and inlet water rights.

Amount to be levied Rs. 1,143·83½, with interest on Rs. 1,012·46 at 9 per cent. per annum from February 27, 1911, till payment.

Fiscal's Office,
Batticaloa, June 20, 1912.

T. SINNATAMBY,
for Fiscal.

In the District Court of Trincomalee.

V. Selvaturai, executor of the last will and testament of Ratnamma, widow of S. Arumugampillai of No. 6 Division, Trincomalee Plaintiff.
No. 456. Vs.

(1) Pathinier Sinnatamby, (2) Pathinier Karuvaltamby, (3) Pathinier Muttucumaru, personally and as guardian *ad litem* of S. Kathiramatamby and S. Tangam, (4) M. Chinniah, and his wife (5) Ponnachchi, all of Pallikudiyiruppu Defendants.

NOTICE is hereby given that on Wednesday, July 24, 1912, at 5 o'clock in the afternoon, will be sold by public

auction at the spot the right, title, and interest of the said defendants in the following mortgaged property, viz. :—

(a) An undivided 21/24 share of a piece of field called Agathikundupallani, being lot 3,828, situated at Toppur, in Koddhiyar pattu, Trincomalee, and other appurtenances belonging thereto. Boundaries of the whole land are: on the north by the field of T. Muttucumaru Vanniah (now belonging to K. Subramaniam), on the east by water-course and the field called Elumullukandam, on the south by the field of L. Sathaku Levvai, and on the west by the field called Agathikundupallamaruguchenai. Extent, 9 acres 2 roods and 2 perches.

(b) An undivided 21/24 share of one-third share of a piece of field called Elumullukandam, situated at Toppur, in Koddhiyar pattu, Trincomalee. Boundaries of the whole land are: on the east by river, on the north by Crown land, on the west by water-course, and on the south by the land of P. Allapitchai and others. Extent, 15 acres.

At 3 P.M. in the afternoon.

(c) An undivided 21/24 share of a piece of field called Tampianelichenai, situated at Mallicaitivu, in Koddhiyar pattu, Trincomalee. Boundaries of the whole land are: on the east by water-course, on the west by Crown land, on the north by the field of P. Kathiravalu, and on the south by the field of M. Kanapatipillai. Extent, 6 acres 1 rood and 3 perches.

Writ amount, Rs. 1,982·71½.

Deputy Fiscal's Office,
Trincomalee, June 21, 1912.

S. RAJU,
Deputy Fiscal.

North-Western Province.

In the District Court of Chilaw.

W. M. A. Jayamaha, Peace Officer of Kirimeti-yana Plaintiff.
No. 3,669. Vs.

A. A. Singappu and others of Paluwelgala Defendants.

NOTICE is hereby given that on Monday, July 29, 1912, commencing at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz. :—

(1) The garden called Daminagahawatta, of about 3 acres in extent, with the plantations and the buildings standing thereon, situated at Paluwelgala, in Meda palata, Pitigal Korale Central, in the District of Chilaw.

(2) An undivided ½ share of the garden called Siyambalagahawatta, of about 1½ acre in extent, and of the plantations and the buildings standing thereon, situated at Paluwelgala aforesaid.

(3) An undivided ½ share of the garden called Kosgahawatta, of about 1½ acre in extent, and of the plantations and the buildings standing thereon, situated at Paluwelgala aforesaid.

(4) An undivided 5/7 shares of the field called Talgaharawella, of about 5 parras of paddy sowing extent, situated at Paluwelgala aforesaid.

(5) A portion of land called Kahatagahayaya, of about 2 acres in extent, with the plantations and the buildings standing thereon, situated at Paluwelgala, in Morekele aforesaid.

(6) The garden called Wadiyawatta, of about 2 acres in extent, with the plantations and the buildings standing thereon, situated at Paluwelgala, in Morekele aforesaid.

(7) The Helenis residing garden called Wadiyawatta, of about 1 acre in extent, with the plantations and the buildings standing thereon, situated at Paluwelgala, in Morekele aforesaid.

Amount to be levied, Rs. 680·31 and poundage.

Deputy Fiscal's Office,
Chilaw, June 25, 1912.

A. V. HERAT,
Deputy Fiscal.

In the District Court of Chilaw.

Mohammado Sarah Bibi of Savarana.....Plaintiff.

No. 4,479.

Vs.

A. N. M. Ibrahim Naina Mohammado Marikar of
Chilaw Defendant.

NOTICE is hereby given that on Saturday, July 27, 1912, at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :—

(1) The land called Mawaditottem, of about 3 acres 1 rood and 28 perches in extent, with the plantations standing thereon, situated at Maikkulam, in Munnessaram pattu, Pitigal Korale North, in the District of Chilaw.

(2) The land called Mahawelawatta *alias* Dewalegala *alias* Mahawelagala, of about 2 acres 2 roods and 20 perches in extent, with the plantations standing thereon, situated at Inigodawela aforesaid.

Amount to be levied, Rs. 3,000, with interest at 9 per cent. per annum from February 14, 1912, and poundage.

Deputy Fiscal's Office,
Chilaw, June 25, 1912.

A. V. HERAT,
Deputy Fiscal.

Province of Sabaragamuwa.

In the District Court of Colombo.

Awana Uduma Mohideen of No. 6, Gasworks
street, Colombo Plaintiff.

No. 33,718.

Vs.

Kotagama Dewage Daniel Fernando of Anwarama
in Tanipperu pattus Kegalla Defendant.

NOTICE is hereby given that on Saturday, July 27, 1912, commencing at 2 o'clock in the afternoon, will be sold by

public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :—

(1) The adjoining lands called Kalatugodamukalana and Polwattehena, situated at Anwaramagama in Tanipperu pattu of Galboda korale, in Kegalla District; bounded on the north by land claimed by the natives and No. 770, J 390, and K 390, east by land claimed by the natives, south by land appearing in plan No. 154,829 and land claimed by the natives, and on the west by land claimed by the natives; containing in extent 15 acres 3 roods and 14 perches.

(2) An undivided $\frac{1}{3}$ shares of the land called Anwane-unama, situated at the aforesaid village; bounded on the east by Minuwangomuwegawatta and a ditch, south by a fence and a ditch, and on the north and west by a ditch; containing in extent $\frac{3}{4}$ pelas of paddy sowing.

(3) The land called Anwaramahena, now a garden, situated at the aforesaid village; bounded on the east by Agalwiriya, south by the stones and endaru fence of the garden of Daniel, west by the lower portion of the line of boundary surveyed for separating the mukalana, and on the north by a ditch; containing in extent 12 lahass of paddy sowing.

(4) $\frac{1}{2}$ share of the field called Pallekaheruwaka, situated at Udattawa; and bounded on the east by the upper portion of Millangodagekumbura, south by ela, west by the water-course of Udakaheruwakakumbura, and on the north by water-course and a dam; containing in extent 2 pelas of paddy sowing.

Deputy Fiscal's Office,
Kegalla, June 19, 1912.

H. W. COBBINGTON,
Deputy Fiscal.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the District of Batticaloa will be holden at the court-house at Jaffna on Monday, July 8, 1912, at 11 o'clock of the morning of the said day.

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

Fiscal's Office,
Batticaloa, June 22, 1912.

T. SINNATAMBY,
for Fiscal.