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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 Land Acquisition Ordinance, 1876."

Preamble.

WHEREAS it is expedient to amend "The Land Acquisition Ordinance, 1876," hereinafter referred to as "the principal Ordinance": Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Short title.

1 This Ordinance may be cited as "The Land Acquisition (Amendment) Ordinance, No. of 1912," and may be cited as one with the principal Ordinance.

Addition of new sections.

2 The following sections shall be added to the principal Ordinance:

Acquisition by way of exchange.

46. (1) In any case in which a notice has been issued under section 7 of this Ordinance, the Government Agent may agree with any person interested in any land that the consideration for the acquisition of such land shall be an exchange of other land the property of the Crown instead of a pecuniary compensation.

(2) In any such case the provisions of this Ordinance shall apply to the said acquisition with the following modifications :

- (a) No inquiry as to the value of the land need be made under section 8.
- (b) In lieu of the agreement of the amount of the compensation under section 10, the agreement of exchange shall be recorded in writing, and the Government Agent shall make his award in pursuance thereof and file the same in his office.
- (c) The land acquired shall vest in His Majesty in terms of section 12 (1) upon the issue of the grant of the land received in exchange therefor.
- (d) Where there are several persons interested, and such persons agree as to their shares in or any partition of the land to be received in exchange for the land acquired, the particulars of such shares or partition shall be specified in the award, and as between such persons the award shall be conclusive evidence of the correctness of such shares or partition.
- (e) The issue of a grant in pursuance of an agreement of exchange shall have the same effect for the purpose of barring claims against the Government for compensation as payment of the compensation under section 36.

Provided that any person lawfully entitled to the land so acquired shall (except as against *bona fide* purchasers for value without notice) have the same right for the recovery of the land exchanged therefor, as he would have had for the recovery of the land acquired before the acquisition. Provided further that nothing herein contained shall be deemed to prejudice any right to damages or any other remedy of any person lawfully entitled to the land acquired against the person to whom the grant of the exchanged land was issued.

- (f) When the land acquired is subject to any entail, settlement, or *fidei commissum*, the land granted in exchange thereof shall be subject to the same entail, settlement, or *fidei commissum*.

Acquisition by way of gift.

47. If in any case in which proceedings have been taken for the acquisition of any land under this Ordinance for a public purpose, the person claiming to be the owner of the land desires to make a free gift of the land to His Majesty for the said purpose and to renounce all claim to compensation therefor, a record in writing to that effect duly signed by such person in the presence of the officer acquiring the land on behalf of the Crown shall be sufficient to vest the land in His Majesty absolutely, and shall have the same effect for the purpose of barring claims for compensation at the instance of any person whomsoever as payment of compensation under section 36.

By His Excellency's command,
Colonial Secretary's Office, HUGH CLIFFORD,
Colombo, August 12, 1912. Colonial Secretary.

Statement of Objects and Reasons.

THE object of this Ordinance is two-fold : (1) to allow of land being acquired for public purposes by way of exchange for other land the property of the Crown instead of a pecuniary compensation ; (2) to allow persons who desire to present land to the Crown for public purposes to do so under the Land Acquisition Ordinance, No. 3 of 1876, without going through fictitious formalities. The advantage of the adoption of this method of procedure instead of a deed of gift is that the Ordinance confers an unimpeachable title upon the Crown.

August 6, 1912.

ANTON BERTRAM,
Attorney-General.

MINUTE.

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

An Ordinance for the Regulation of Chauffeurs.

- Preamble. **W**HEREAS it is expedient to provide for the regulation of chauffeurs: 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 for all purposes as "The Chauffeurs Regulation Ordinance, No. of 1912."
- Ordinance No. 11 of 1865 and Ordinance No. 28 of 1871 to apply to chauffeurs as if they were domestic servants. 2 Ordinance No. 11 of 1865 (except section 12 thereof), together with all amendments of the same, and Ordinance No. 28 of 1871, together with all amendments of the same, shall apply to chauffeurs in all respects as if they were domestic servants.

By His Excellency's command,
Colonial Secretary's Office, HUGH CLIFFORD,
Colombo, August 23, 1912. Colonial Secretary.

Statement of Objects and Reasons.

THE object of this Ordinance is to provide for the regulation of chauffeurs. It is intended to take the place of the two Ordinances already introduced into the Legislative Council, declaring that, for the purpose of Ordinances No. 11 of 1865 and No. 28 of 1871, the word "servant" and "domestic servant" respectively should be deemed to include chauffeurs.

2. It is understood that chauffeurs object to being ranked as domestic servants, and that it is contended that it is not the custom of the country so to classify them. It is admitted that some regulation is necessary, but separate regulation is asked for.

3. It would not be convenient to establish a wholly different system of registration and regulation from that which is in force with regard to domestic servants, and which is in every respect serviceable and adequate for the purpose of chauffeurs. The system established by the two Ordinances referred to is, moreover, of value not only to the employers, but to the employés, as it allows an employé to sue his employer for wages in the Police Court, requires the employer to find him lodging, food, and medical attendance when he is sick, and provides the employé with a registration book, which is of great value to the employés generally, as giving them an officially recognized character record.

4. Inasmuch as it appears that it is not so much the system of regulation, but the name of domestic servant to which objection is raised, it is proposed to substitute the present Ordinance, which simply declares that the two Ordinances referred to shall apply to chauffeurs as though they were domestic servants.

Attorney-General's Chambers,
Colombo, August 22, 1912.

ANTON BERTRAM,
Attorney-General.

MINUTE.

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

An Ordinance to amend "The Ceylon Penal Code, 1883."

- Preamble. **W**HEREAS it is expedient to amend "The Ceylon Penal Code, 1883," hereinafter called "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 Penal Code (Amendment) Ordinance, No. of 1912," and shall be read as one with the principal Ordinance.
- 2 For section 38 of the principal Ordinance the following section shall be substituted:
38. (a) Except in the chapter and sections mentioned in clauses (b) and (c) of this section, the word "offence" denotes a thing made punishable by this Code.

(b) In chapter IV. and in the following sections, namely, sections 60, 61, 62, 63, 67, 100, 101, 101 A, 102, 103, 105, 107, 108, 109, 110, 111, 112, 113, 184, 191, 192, 200, 208, 210, 211, 216, 217, 218, 219, 220, 318, 319, 320, 321, 322, 338, 339, 377, 378, and 431, the word "offence" denotes a thing punishable in Ceylon under this Code, or under any law other than this Code.

(c) And in sections 138, 174, 175, 198, 199, 209, 213, and 427, the word "offence" has the same meaning when the thing punishable under any law other than this Code is punishable under such law with imprisonment for a term of six months or upwards, whether with or without fine.

By His Excellency's command,
Colonial Secretary's Office, HUGH CLIFFORD,
Colombo, August 16, 1912. Colonial Secretary.

Statement of Objects and Reasons.

THE object of this Ordinance is to deal with the Indian betting advertisements which are from time to time published in the local papers.

2. It is an offence under the Gaming Ordinance, No. 17 of 1887, to keep a betting establishment in Ceylon. It is also an offence to advertise such a betting establishment, inasmuch as to do so constitutes an offence of abetting. This is the effect of section 38 (b) of the Penal Code, which provides in certain specified sections that—

"The word 'offence' denotes a thing punishable in Ceylon under this Code or under any law other than this Code."

Section 101 of the Penal Code which defines abetting is one of the specified sections. Consequently, a person who abets an offence under the Gaming Ordinance commits an offence under the Penal Code.

3. In 1909, by Ordinance No. 10 of that year, the following section (101 A) was inserted in the Penal Code :—

"A person abets an offence within the meaning of this Code who in Ceylon abets the commission of any act without and beyond Ceylon which would constitute an offence if committed in Ceylon."

Unfortunately, when this section was enacted, care was not taken to include it in the sections specified in section 38. It therefore only applies to offences under the Penal Code proper, and does not apply to the Gaming Ordinance. A newspaper proprietor, therefore, who publishes an advertisement of an Indian betting establishment, commits no offence.

4. The Ordinance provides for this omission by re-enacting section 38 (a), and including therein, among the specified sections, section 101 A.

Attorney-General's Chambers,
Colombo, August 15, 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 Robert Gustave Freese *alias* No. 3,808 C. Robert George Freese of Colombo, deceased.

P. S. S. M. K. Kadiresen Chetty of Sea street in Colombo Petitioner.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on July 25, 1912, in the presence of Mr. J. Leopold Perera, Proctor, on the part of the petitioner P. S. S. M. K. Kadiresen Chetty of Sea street, Colombo; and the affidavit of the said petitioner dated July 19, 1912, having been read:

It is ordered that David Mathew Jansz, as Secretary of the District Court of Colombo, be and he is hereby declared entitled to have letters of administration, with the will annexed, to the estate of the above-named deceased issued to him, unless any person or persons interested shall, on or before September 12, 1912, show sufficient cause to the contrary.

August 14, 1912.

L. M. MAARTENSZ,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Joint Last Will and Testament of the late Samaratunga Appuhamillage Sinchi Appuhami and Kuruppu Appuhamillage Babahami, husband and wife, both of Alutgama, in the Meda pattu of Siyane korale.

Adikari Atukøralage Don Pieris Wijesundere Vidahn Arachchi of Halgampitiya, in the Meda pattu of Siyane korale Petitioner.

And

Kuruppu Appuhamillage Babahami of Alutgama aforesaid Respondent.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on August 16, 1912, in the presence of Messrs. Ranasinghe and Perera, Proctors, on the part of the petitioner Adikari Atukøralage Don Pieris Wijesundere Vidahn Arachchi of Halgampitiya; and the affidavit (1) of the said petitioner dated July 24, 1912, and (2) of the notary and attesting witnesses dated August 14, 1912, having been read:

It is ordered that the last will of the late Samaratunga Appuhamillage Sinchi Appuhami, 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 one of the executors named in the said will, and that he is entitled to have probate thereof issued to him accordingly, unless the respondent or any other person or persons interested shall, on or before September 12, 1912, show sufficient cause to the satisfaction of this court to the contrary.

August 16, 1912. L. M. MAARTENSZ,
Additional District Judge.

Sp. Lf. In the District Court of Colombo.
Order Nisi.
Testamentary In the Matter of the Intestate Estate of the
Jurisdiction. late Godagamavithanage Regina Matilda
No. 4,322. Perera of Dam street, Colombo, deceased.
Salpadoruge David Perera of Dam street,
Colombo Petitioner.

And

(1) Salpadoruge Peter Henry Perera, (2) Salpadoruge Charlotte Louisa Perera, (3) Salpadoruge Arthur Francis Perera, all of San Sebastian, Colombo, (4) Salpadoruge Abraham Peter Perera of Weedagama, in Rayigam korale. Respondents.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on August 2, 1912, in the presence of Mr. Jayasekera, Proctor, on the part of the petitioner Salpadoruge David Perera of Dam street, Colombo; and the affidavit of the said petitioner dated July 27, 1912, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the husband of the said deceased, to have letters of administration to her estate issued to him, unless the respondents or any other person or persons interested shall, on or before September 12, 1912, show sufficient cause to the satisfaction of this court to the contrary.

August 2, 1912. L. M. MAARTENSZ,
Additional District Judge.

Sp. Lf. In the District Court of Colombo.
Order Nisi.
Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of the late David Watkin Roberts
No. 4,328. of Marnwood, Portarlinton road, Bourne-
mouth, in the County of Hants, England,
formerly of 63, Carlton Hill, St. John's
Wood, in the County of Middlesex,
England, deceased.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., District Judge of Colombo, on August 16, 1912, in the presence of Messrs. Julius & Creasy, Proctors, on the part of the petitioner Albert David Sly of Detenagalla, Pinnawella, Bogawantalawa; and the affidavit (1) of the said petitioner dated August 9, 1912, having been read: It is ordered that the will of the said David Watkin Roberts, deceased, dated May 21, 1909, of which a copy annexed to a duplicate probate 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 Albert David Sly is the attorney of the executor named in the said will, and that he is entitled to have letters of administration, with copy of the will annexed, issued to him accordingly, unless any person or persons interested shall, on or before September 12, 1912, show sufficient cause to the satisfaction of this court to the contrary.

August 16, 1912. L. M. MAARTENSZ,
District Judge.

Sp. Lf. In the District Court of Colombo.
Order Nisi.
Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of the late Alexander William Duke.
No. 4,333 C. of 16, Molyneux Park, Innbridge Wells,
in the County of Kent, deceased.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., District Judge of Colombo, on August 21, 1912, in the presence of Mr. Sydney Julius, Proctor, on the

part of the petitioner Ernest Reed Williams of Colombo; and the affidavit of the said petitioner dated August 16, 1912, having been read: It is ordered that the will of the said Alexander William Duke, deceased, dated February 3, 1912, of which an exemplification 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 Ernest Reed Williams is one of the attorneys 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 accordingly, unless any person or persons interested shall, on or before September 5, 1912, show sufficient cause to the satisfaction of this court to the contrary.

August 21, 1912. L. M. MAARTENSZ,
District Judge.

In the District Court of Kalutara.
Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Danwattelianage Paulis Sinno of Bata-
No. 743. goda, deceased.

THIS matter coming on for disposal before T. B. Russell, Esq., District Judge of Kalutara, on July 13, 1912, in the presence of Mr. A. de Abrew, Proctor, on the part of the petitioner Matara Arachchige Ensohamy of Batagoda; and the affidavit of the said petitioner dated July 12, 1912, having been read:

It is ordered that the petitioner Matara Arachchige Ensohamy of Batagoda be and she is hereby declared entitled to administer the estate of the said deceased, as widow of the said deceased, and that letters of administration do issue to her accordingly, unless the respondents—(1) Danwattelianage Noris Sinno, (2) ditto Pedrick Sinno, (3) Andy Sinno, (4) ditto Cornis Sinno, minors, by their guardian *ad litem* (5) Matara Arachchige Baba Sinno of Mianapalana, in Dumbara—shall, on or before August 8, 1912, show sufficient cause to the satisfaction of this court to the contrary.

July 13, 1912. T. B. RUSSELL,
District Judge.

The date for showing cause against the above *Order Nisi* is extended till September 5, 1912.

August 22, 1912. T. B. RUSSELL,
District Judge.

In the District Court of Negombo.
Order Nisi.

Testamentary In the Matter of the Intestate Estate of the
Jurisdiction. late Hapu Arachchi Udugampolage Giri-
No. 1,298. goris Vedarala, deceased, of Barawawila,
in Dunagaha pattu of the Alutkuru
korale.

Michohamy of Barawawila Petitioner.
Vs.

(1) Hapu Arachchi Udugampolage James Sinno of Barawawila, (2) ditto Issan Appu of ditto, (3) ditto Punchimenikhamy, assisted by her husband (4) Arnolis, (5) H. Sedohamy, assisted by her husband (6) Yapathhamy, (7) H. Lianchihamy, assisted by her husband (8) Punehappuhamy, (9) A. Luthamy, assisted by her husband (10) Hendrick, (11) H. Menchohamy, all of Barawawila Respondents.

THIS matter coming on for disposal before J. Scott, Esq., District Judge of Negombo, on July 5, 1912, in the presence of Messrs. de Silva and Perera, Proctors, on the part of the petitioner; and the affidavit of the petitioner dated June 4, 1912, having been read:

It is ordered that the petitioner be and is hereby declared entitled to have letters of administration of the estate of the deceased above named issued to her, unless the respondents above named shall, on or before August 15, 1912, show sufficient cause to the satisfaction of this court to the contrary.

July 5, 1912. JOHN SCOTT,
District Judge.

Time to show cause extended till September 12, 1912.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Madadeniye Tennegedera Howkenda,
No. 2,941. MahaD uraya, deceased, of Madadeniya,
in Pallesiya pattu of Harispattu.

THIS matter coming on for disposal before Felix R. Dias, Esq., District Judge of Kandy, on August 15, 1912, in the presence of Messrs. Liesching and Lee, Proctors, on the part of the petitioner Madadeniye Tennegedera Ukku of Madadeniya aforesaid; and the affidavit of the said petitioner dated July 16, 1912, having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled to letters of administration to the estate of the said deceased, as the widow of the said deceased, unless—(1) Madadeniye Tennegedera Pasindu, (2) Madadeniye Tennegedera Horatalie, (3) Madadeniye Tennegedera Kirie, (4) Madadeniye Tennegedera Puncheda, (5) Madadeniye Tennegedera Babie, the 4th and 5th by their guardian *ad litem* the 1st respondent—shall, on or before September 12, 1912, show sufficient cause to the satisfaction of this court to the contrary.

August 15, 1912.

FELIX R. DIAS,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Alexander Milne, deceased, of 460, Great
No. 2,948. Western road, Aberdeen, Scotland.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., District Judge, Kandy, on August 16, 1912, in the presence of Messrs. Liesching and Lee, Proctors, on the part of the petitioner Maitland Shives Milne of Greenwood, Nawalapitiya; and the affidavit of the said petitioner dated August 14, 1912, having been read:

It is ordered that the petitioner Maitland Shives Milne of Greenwood, Nawalapitiya, be and he is hereby declared entitled to letters of administration to the estate of the late Alexander Milne of 460, Great Western road, Aberdeen, Scotland, as the son of the said deceased, unless any person shall, on or before September 12, 1912, show sufficient cause to the satisfaction of this court to the contrary.

August 16, 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. Annamuttu, wife of Karthigesar Sar-
No. 2,583. garappillai of Sankanai, deceased.

Karthigesar Sangarappillai of Sankanai. Petitioner.

Vs.

(1) Sanmugam Sellappa of Sankanai, (2) Velu Sangarappillai of ditto, (3) Muttamma, daughter of Sangarappillai of ditto, the 3rd respondent is a minor appearing by her guardian *ad litem* the 2nd responder. Respondents.

THIS matter of the petition of Karthigesar Sangarappillai of Sankanai, praying for letters of administration to the estate of the above-named deceased Annamuttu, wife of Karthigesar Sangarappillai, coming on for disposal before M. S. Pinto, Esq., District Judge, on July 11, 1912, in the presence of Mr. M. Vythialingam, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated July 1, 1912, having been read: It is declared that the petitioner is the lawful widower 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 September 5, 1912, show sufficient cause to the satisfaction of this court to the contrary.

July 11, 1912.

M. S. PINTO,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of Hettigoda
Jurisdiction. Gamage Francisku, deceased, of Walpola.
No. 4,170.

THIS matter coming on for disposal before F. J. Smith, Esq., District Judge, Galle, on June 17, 1912, in the presence of Mr. D. G. Goonewardene, Proctor, on the part of the petitioner Hettigoda Gamage Allis Appu; and the affidavit of the petitioner dated May 15, 1912, having been read: It is ordered that the 1st respondent be appointed guardian *ad litem* over the 4th, 5th, 6th, and 7th respondents, unless the said respondents shall, on or before July 30, 1912, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Hettigoda Gamage Allis Appu is a son of the deceased, and as such he is entitled to have letters of administration issued to him accordingly, unless the respondents (1) Kombala Liyanage Carlinghihamy of Walpola, (2) Hettigoda Gamage Davit Appu of Walpola, (3) Anomadassa Terunnanse of Andugoda temple, (4) Hettigoda Gamage Mathes Appu, (5) Hettigoda Gamage Bastian Appu, (6) Hettigoda Gamage Salman Appu, (7) Hettigoda Gamage Dudina, all of Walpola, shall, on or before July 30, 1912, show sufficient cause to the satisfaction of this court to the contrary.

June 17, 1912.

F. J. SMITH,
District Judge.

The date for showing cause is extended to September 9, 1912.

August 23, 1912.

L. W. C. SCHRADER,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate and Effects of
Jurisdiction. Kavenna Soona Pana Soona Suppra-
No. 4,173. manian Chetty, late of Pakeneri in
Ramanathenpura, Chilla, in Southern
India.

THIS matter coming on for disposal before F. J. Smith, Esq., District Judge, Galle, on June 28, 1912, in the presence of Mr. D. G. Goonewardena, Proctor, on the part of the petitioner Kavenna Soona Pana Soona Kadiresan Chetty; and the affidavit of the petitioner dated June 27, 1912, having been read:

It is ordered and declared that the said Kavenna Soona Pana Soona Kadiresan Chetty is the son of the deceased, and that he is as such entitled to have letters of administration issued to him accordingly, unless (1) Alagammei, widow of the late Kavenna Soona Pana Soona Suppramanian Chetty, (2) Thenammei, daughter of the late Kavenna Soona Pana Soona Suppramanian Chetty, both of Pakeneri in Ramanathenpura, Chilla, in Southern India, respondents, shall, on or before August 8, 1912, show sufficient cause to the satisfaction of this court to the contrary.

June 28, 1912.

F. J. SMITH,
District Judge.

Extended to September 13, 1912.

August 23, 1912.

L. W. C. SCHRADER,
District Judge.

In the District Court of Chilaw.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Naide Appulage Jacob, deceased, of Mudukatuwa.
No. 870.

THIS matter coming on for disposal before T. R. E. Loftus, Esq., District Judge, Chilaw, on March 30, 1912, in the presence of Mr. P. L. Jayawardene, Proctor, on the part of the petitioner Manamalage Selestina Fernando of Mudukatuwa; and the affidavit of the said petitioner dated March 11, 1912, having been read:

It is ordered that the said Manamalage Selestina Fernando of Mudukatuwa be and is hereby appointed administratrix

of the estate of the late Naide Appulage Jacob Fernando of Mudukatuwa, and letters do issue to her accordingly, unless any interested shall, on or before September, 2, 1912, show sufficient cause to the satisfaction of this court to the contrary.

T. R. E. LOFTUS,
District Judge.

August 21, 1912.

In the District Court of Chilaw.
Testamentary In the Matter of the Estate of the late
Jurisdiction. Chandarasekera Herath Hitihamy Korala-
No. 941. lage Jotihamy of Suruwilla.

THIS matter coming on for disposal before T. R. E. Loftus, Esq., District Judge, Chilaw, on August 20, 1912, in the presence of Mr. T. M. Fernando, Proctor, on the part of the petitioner Chandarasekera Herath Hitihamy Korilage Menickrale Appuhami of Suruwilla; and the affidavit of the said petitioner dated August 20, 1912, having been read: It is ordered that the said Chandarasekera Herath Hitihamy Korilage Menickrale Appuhamy be and he is hereby appointed administrator of the estate of the late Chandarasekera Herath Hitihamy Korilage Jotihamy, deceased, of Suruwilla, and that letters of administration do issue to him accordingly, unless the respondents—(1) Bowatte Lekamage Anagihamy and (2) Chandarasekera Herath Hitihamy Korilage Menuhamy,

both of Suruwilla—shall, on or before September 3, 1912, show sufficient cause to the satisfaction of this court to the contrary.

T. R. E. LOFTUS,
District Judge.

August 24, 1912.

In the District Court of Chilaw.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Sebastian Mariyanu Mendis, deceased, of
No. 944. Battulu-oya.

THIS matter coming on for disposal before T. R. E. Loftus, Esq., District Judge, Chilaw, on August 28, 1912, in the presence of Mr. T. M. Fernando, Proctor, on the part of the petitioner Annamma Lempotu of Battulu-oya; and the affidavit of the said petitioner dated August 23, 1912, having been read: It is ordered that the said Annamma Lempotu be appointed administratrix of the estate of the late Sebastian Mariyanu Mendis, and that letters of administration do issue to her accordingly, unless the respondent Santiago Sebastian Mendis of Battulu-oya or any person interested shall, on or before September 6, 1912, show sufficient cause to the satisfaction of this court to the contrary.

T. R. E. LOFTUS,
District Judge.

August 23, 1912.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 2,484. In the matter of the insolvency of George Frederick Potger of Dawson street, Slave Island, Colombo.

NOTICE is hereby given that the above-named insolvent has been allowed a certificate as of the third class.

By order of court,

D. M. JANSZ,

Colombo, August 22, 1912. Secretary.

In the District Court of Colombo.

No. 2,504. In the matter of the insolvency of William Henry Martin Perera of Kotahena, Colombo.

WHEREAS the above-named William Henry Martin Perera has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by J. A. de Saram, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said William Henry Martin Perera insolvent accordingly, and that two public sittings of the court, to wit, on September 26, 1912, and on October 10, 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,

D. M. JANSZ,

Colombo, August 26, 1912. Secretary.

In the District Court of Colombo.

No. 2,505. In the matter of the insolvency of Don Charles Wimalasurendera, Muhandiram, of Panichakawatta in Colombo.

WHEREAS the above-named Don Charles Wimalasurendera, Muhandiram, has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by K. M. T. Pieris Gunatilleke, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Don Charles Wimalasurendera, Muhandiram, insolvent accordingly, and that two public sittings of the court, to wit, on September 26, 1912, and on October 10, 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,

D. M. JANSZ,

Colombo, August 26, 1912. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

H. M. Gunasekera of No. 13, Darley road, Colombo Plaintiff.
No. 33,765 C. Vs.

Stanley Anderson of room No. 88, Grand Oriental Hotel, Colombo Defendant.

NOTICE is hereby given that on Wednesday, September 25, 1912, at 3.30 o'clock in the afternoon, will be sold by public auction at the stores of Messrs. Freudenberg & Company, Blomendhal street, Kotahena in Colombo, in the following property for the recovery of the sum of Rs. 12,500, with interest at 9 per cent. per annum from January 23, 1912, till payment in full and costs of suit, viz. :—

One large dealwood case said to contain a Bleriot two-seated Monoplane, 50 horse-power, Gnome engine, wings,

propeller, wheels, &c., complete, which is now lying at Messrs. Freudenberg & Company's Store at Blomendhal street, Kotahena in Colombo.

Fiscal's Office, N. WICKRAMASINGHE,
Colombo, August 28, 1912. Deputy Fiscal.

In the District Court of Colombo.

Atukorallage Emaliana Perera Hamine of Wellawatta in Colombo Plaintiff.
No. 33,896. Vs.

Sarange Don Sidoris Appuhamy of Silversmith street in Colombo Defendant.

NOTICE is hereby given that on Saturday, September 28, 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 for the recovery of the sum of Rs. 2,155.30, with interest on Rs. 2,000 at

12 per cent. per annum from February 14, 1912, to March 13, 1912, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full, and costs with pounce, viz. :—

All that land called Patiragewatta *alias* Bogodayawatta, situated at Talangama, in the Palle pattu of Hewagam korale; bounded on the north by the land of Jayasinhage Sinchi Appuhamy, east by the field of Patirage Philip Perera, south by Madangahakumbura of Dissanayake family, and west by Biliwanawalakumbura; containing in extent 20 acres more or less.

Fiscal's Office,
Colombo, August 27, 1912.

E. ONDATJE,
Deputy Fiscal.

In the District Court of Kalutara.

(1) Mohammado Lebbe Marikar Alima Umma and her husband (2) Minna Marikar Sego Saibo of Deenagoda Plaintiffs.

No. 4,470. Vs.

Pakir Bawa Muttu Natchia and three others of Deenagoda Defendants.

NOTICE is hereby given that on Thursday, September 26, 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 3rd, 4th, 5th, and 6th defendants in the following property, for the recovery of Rs. 330.30, viz. :—

1. The entire soil and the remaining trees together with the tiled house standing thereon (after excluding the planter's share of all the trees) of the $\frac{1}{2}$ portion of the land called Neriaditottam, belonging to the 3rd, 4th, and 6th defendants, situate at Deenagoda, in Beruwal badda of Kalutara totamune, in the District of Kalutara; which portion is bounded on the north by the footpath *alias* Wattetottam, east by the $\frac{1}{2}$ portion of the land called Neriaditottam, south by Deenagodawatta, and on the west by Deenagodawatta; containing in extent about 1 acre.

2. The entire soil and the remaining trees (after excluding the planter's share of the trees) of a portion of the land called Neriaditottam, belonging to the 5th defendant, situate at ditto; which portion is bounded on the north by the footpath *alias* Wattetottam, east by the $\frac{1}{2}$ portion of the land called Neriaditottam belonging to the plaintiffs, south by Deenagodawatta, and on the west by the $\frac{1}{2}$ portion of the land called Neriaditottam; containing in extent about $\frac{1}{2}$ an acre.

Deputy Fiscal's Office,
Kalutara, August 27, 1912.

B. P. J. GOMES,
Deputy Fiscal.

In the District Court of Negombo.

1, Rammaladewage Babanis Fernando; 2, Sesatpuradewage Siman Fernando; 3, ditto Sedo Fernando, all of Uggalboda Plaintiffs.

No. 7,024. Vs.

Weliwerilianage Pulneris of Nedagomuwa and others Defendants.

NOTICE is hereby given that on September 23, 1912, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said first defendant in the following property, viz. :—

1. An undivided $\frac{2}{6}$ shares of the field called Delgahakumbura, situate at Polwatta in Dasiya pattu of Alutkuru korale; and bounded on the north by the high land, east by the liminary dam of the field belonging to Piloris Fernando and others, south by the liminary dam of the field belonging to Thomis Fernando, and on the west by Wekanda, containing in extent about 6 parrahs of paddy sowing ground.

(2) An undivided $\frac{1}{2}$ share of the land called Paranagala, situate at Yagodamulla in Dasiya pattu of Alutkuru korale; and bounded on the north by the land of Agi Vidane, east by the land belonging to the heirs of Francisco Silva, south by the lands belonging to the heirs of Scenchi Arachchirala, and on the west by the lands of the heirs of Santhi Fernando; containing in extent about 3 acres.

(3) An undivided $\frac{1}{2}$ share of the field called Dawatagahakumbura, situate at ditto; and bounded on the north by the liminary dam of the field of Agi Vidane, east by the field

of Davith, south by Pansalwatta, and on the west by the field of James; containing in extent about 2 parrahs of paddy sowing ground.

4. An undivided $\frac{1}{2}$ share of the field called Nagahakumbura, situate at ditto; and bounded on the north by the high land, east by the liminary dam of the field of Bunja, south by high land, and on the west by the liminary dam of the field of Siman Fernando; containing in extent about 4 lahas of paddy sowing ground.

(5) The land called Thimbrigahawatta, situate at ditto; and bounded on the north by the land of Marthelis, east by the land of Emanis, south by the land of Agi Vidane, and on the west by the land of Marthelis; containing in extent about 2 acres.

(6) An undivided $\frac{1}{2}$ share of the field called Wewakumbura, situate at ditto; and bounded on the north by the high land belonging to Heralis, east by the high land belonging to Santhi Fernando, south by high land belonging to Siman Fernando, and on the west by the liminary dam of the field of Agi Vidane; containing in extent about 3 parrahs of paddy sowing ground.

Amount to be levied Rs. 1,803, with interest thereon at 9 per cent. per annum from January 13, 1907, till payment.

Deputy Fiscal's Office,
Negombo, August 26, 1912.

FRED. G. HEPPONSTALL,
Deputy Fiscal.

Southern Province.

In the Court of Requests of Galle.

Don Prolis de Silva Weerasinha of Habaraduwa. Plaintiff.
No. 10,948. Vs.

Tantrige Christina of Habaraduwa and others. Defendants.

NOTICE is hereby given that on Saturday, September 21, 1912, at 2 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 property, viz. :—

Undivided $\frac{2}{3}$ parts of the soil and trees of the land called Nekatigewatta, situated at Habaraduwa.

Writ amount, Rs. 44.98.

Fiscal's Office,
Galle, August 27, 1912.

J. A. LOURENSZ,
for Fiscal.

In the Court of Requests of Matara.

Walgamage Dionis Appu of Kottagoda. Plaintiff.
No. 6,861. Vs.

Pallege Nonis Appu of Dikwella and another. Defendants.

NOTICE is hereby given that on Saturday, September 21, 1912, at 12 o'clock noon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery of Rs. 300.30, viz. :—

An undivided $\frac{2}{3}$ shares of the land Welipotewatta *alias* Ketakalahawatta and an undivided $\frac{1}{2}$ share of the tiled house of 9 cubits standing thereon, situated at Getamanna; and bounded on the north by Hellagewatta, Hellagemulana, and Kirigekumbura, east by Pambakira and Bogahakumbura, south by Maramandia, Singiaradeniya, and Kahatagahadeniya, and west by Galle Arachchigewatta and Tennapallegewatta.

Deputy Fiscal's Office,
Tangalla, August 21, 1912.

J. E. SENANAYAKE,
Deputy Fiscal.

Eastern Province.

In the District Court of Batticaloa.

T. Kanthaperumal Kadrama Tampy Udayar of Kallady Uppodai Plaintiff.

No. 3,536. Vs.

Kalekutty Atigady Sastri Paramakuddy of Viramunai. Defendant.

NOTICE is hereby given that on Saturday, September 28, 1912, commencing at 9 o'clock in the morning, will be sold

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

At 9 A.M.

(a) A garden called Panayadyvalavu, situated at Veeramunai in Samanturai pattu, in the District of Batticaloa, Eastern Province; and bounded on the east by the garden called Kinatadyvalavu belonging to K. A. Valliamai and the garden belonging to Kotturutiar, west by a small lane, north by the garden of Valli Nachy, south by road; in extent from east to west 14 fathoms and from north to south 20 fathoms, with house, well, and produce.

At 2 P.M.

(b) A paddy land called Alvaraivayal, situated and lying at Perivelikandom in Vattaively in Samanturai pattu; and bounded on the north by the common dam of the paddy land belonging to Kataar (presently belonging to Muthalitamby and others), south by the other share of this land called Vathavanvayal, east by the boundary of the land called Pulyanodai, said to have belonged to Kadramapody Vanniah, presently by Vadichel Vaikal, and on the west by the other share of this land called Nathanavayal; of the extent of 5 acres and 1 rood or 2 avanams sowing extent, with outlet and inlet water rights.

Amount to be levied Rs. 923.44, with interest on Rs. 829.80 at 9 per cent. per annum from March 19, 1912, till payment.

Fiscal's Office,
Batticaloa, August 19, 1912.

T. SINNATAMBY,
Deputy Fiscal.

North-Western Province.

In the District Court of Negombo.

Dona Elaris Perasinghe of Mirigama Plaintiff.

No. 7,805.

Vs.

(1) Slema Lebbe Patumma Natchire, (2) Ismail Lebbe Alima Umma, (3) Ismail Lebbe Halima Umma, (4) Rasamarikkayar Mohammadu Ali, (5) Ismail Lebbe Mohammadu Lebbe, (6) Ismail Lebbe Asiumma, (7) Uduma Lebbe Mohammadu Lebbe, (8) Ismail Lebbe Sadumma, all of Kahata-owita..... Defendants.

NOTICE is hereby given that on Saturday, September 21, 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 defendants in the following property, viz. :—

Several contiguous portions of land called Wilandagahamulahena, situate at Kamameewela, in Dambadeni Udukaha Korale South; and bounded on the north by lands belonging to D. J. Amaratunga and others, east by dewata road, south by Maha-oya, and west by land belonging to D. J. Amarasekera Appuhamy, containing in extent about 23 acres.

This land is subject to a lease of eleven years.

Amount to be levied Rs. 676.87 and poundage.

Fiscal's Office,
Kurunegala, August 27, 1912.

S. D. SAMARASINGHE,
Deputy Fiscal.

COUNCIL OF LEGAL EDUCATION.

THE following new rule, made by the Incorporated Council of Legal Education, under the provisions of rule 83 of the rules of the said Council of December, 1908, is published for general information.

Colombo, August 28, 1912.

By order,

G. GRENIER,
Secretary.

Rule referred to.

56A. A Solicitor, Attorney, Writer to the Signet, or Proctor in any of the Superior Courts of Record in Great Britain or Ireland, or a Procurator in any Court of Record in Scotland, may, at any time after the expiration of a period of five years since his admission as such, be enrolled an Advocate of the Supreme Court, upon payment of a fee of Rs. 100 to the Secretary, and upon passing the examination provided for in rule 49.