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and General Government Notifications.

PART II.—Legal and Judicial.

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Part II.—Legal and Judicial.

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PASSED ORDINANCES.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof.

No. 32 of 1914.

An Ordinance to consolidate and amend the Laws relating to the Identification and Supervision of Habitual Criminals.

ROBERT CHALMERS.

Preamble.

WHEREAS it is expedient to consolidate and amend the laws relating to the identification and supervision of habitual criminals and their more effective punishment and for their prolonged detention, and also to provide for enlarging convicts upon licenses and controlling them when at large: 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 Habitual Criminals and Licensed Convicts Ordinance, No. 32 of 1914."

Repeal.

2 (1) The Ordinances No. 7 of 1899, No. 7 of 1908, and section 13 of Ordinance No. 14 of 1907 are hereby repealed.

(2) All rules made under Ordinance No. 7 of 1899, as amended by section 13 of Ordinance No. 14 of 1907 and by Ordinance No. 7 of 1908, which were in force at the commencement of this Ordinance, shall continue to be in force until they are rescinded or superseded by rules made under this Ordinance.

Definitions.

3 For the purposes of this Ordinance—

“Crime” shall mean a breach of any one of the sections of the Penal Code included in the schedule A hereto.

“Habitual criminal” shall mean a person convicted of a crime against whom a previous conviction of a crime is proved, or a person liable under section 83 of “The Criminal Procedure Code, 1898,” to be ordered to execute a bond with sureties for his good behaviour.

“Peace officer” shall have the same meaning as in “The Criminal Procedure Code, 1898.”

“Superintendent of Police” shall include Additional Superintendent of Police, Assistant Superintendent of Police, and the chief headman of the district.

Rules to be made by the Governor.

4 The Governor in Executive Council may from time to time make rules—

- (1) Prescribing the methods of identifying habitual criminals or persons suspected of having been previously convicted ;
- (2) Regulating the supervision of habitual criminals ;
- (3) Prescribing the conditions under which convicts may be at large and under the supervision of the police ;
- (4) Providing for the appointment by the Inspector-General of Police of officers to superintend the registration of habitual criminals and to carry out the rules hereunder ; and
- (5) Regulating the treatment of habitual criminals undergoing sentences of preventive detention ;

and may revoke, annul, or alter or amend such rules as the occasion may require. All rules so made, revoked, annulled, altered, or amended as hereinafter provided shall be published in the *Government Gazette*, and shall have the force of law.

Provided, however, that all such rules shall be laid before the Legislative Council if in session within one month of such publication, and if not in session within one month of the commencement of the session next ensuing, and in either case shall lie on the table during four sittings at least of the Council, and any rule which has been disapproved by resolution of the Council shall cease to have any force or effect.

Power to remand persons charged for purposes of identification.

5 When a person charged with a crime, upon *prima facie* evidence led, is suspected of having been previously convicted of a crime, it shall be lawful for the complainant or a police officer at any time before sentence is passed to apply to the Police Magistrate before whom such person stands charged for an order of remand for purposes of inquiry and identification; and the Police Magistrate, if satisfied that it is a proper case, shall remand such person from time to time for such period as to the Police Magistrate shall seem necessary, provided that no person shall be remanded at any one time for a longer period than three weeks or more often than three times for such purpose.

Procedure where previous convictions brought to notice of Magistrate.

6. In any case in which a certificate is produced to a Police Magistrate purporting to be signed by the Registrar of the Finger Prints Identification Office, and certifying that any finger prints upon any document forming part of or attached to the certificate are identical with finger prints in the records of his said office recorded as being the finger prints of a person at least twice convicted of a crime and sentenced to undergo terms of rigorous imprisonment exceeding in the aggregate six months, the Police Magistrate shall observe the following procedure :

- (1) (a) If the proceedings are non-summary, the Police Magistrate shall call upon the accused either to admit or deny the previous convictions cited in the certificate, and shall record any statement thereupon made by the accused in manner provided by section 302 of “The Criminal Procedure Code, 1898” ;
- (b) Any statement so made may be put in and read as evidence at the trial of the accused at such time as it becomes material to inquire into the previous convictions of the accused, but not earlier ;

(c) If the accused does not admit the previous convictions recorded in the certificate, or any of them, the Police Magistrate shall record evidence with reference to such of the said convictions as the accused does not admit.

(2) If the proceedings are summary, the Police Magistrate shall discontinue such proceedings and take non-summary proceedings, and in such proceedings shall follow the procedure hereinbefore prescribed. If a verdict of conviction has been entered on a plea of guilty before the production of the certificate, such verdict shall be deemed to be null and void.

Sentence to be passed on criminals previously convicted.

7 If any person who has previously twice or oftener been convicted of a crime and has been sentenced to undergo terms of rigorous imprisonment exceeding in the aggregate six months is again convicted of a crime before the Supreme Court or before a District Court, such court, in any case in which it would not otherwise have jurisdiction so to do, shall have jurisdiction, anything in "The Criminal Procedure Code, 1898," "The Ceylon Penal Code," or any other Ordinance to the contrary notwithstanding, to sentence him to rigorous imprisonment for a period not exceeding four years, in addition to any punishment other than imprisonment to which he may be liable.

Preventive detention in certain cases.

8 (1) In the case of a habitual criminal who is convicted of a crime, and has since attaining the age of sixteen years been at least three times previously convicted of a crime, the court, if of opinion that it is expedient for the protection of the public that the offender should be kept in detention for a lengthened period, may pass a further sentence ordering that on the determination of the sentence of imprisonment he be detained for such period not exceeding five nor less than three years as the court may determine, and such detention is herein referred to as preventive detention.

Evidence of character and repute.

(2) For the purposes of this section, when an accused person has been convicted, the court may before passing such sentence admit evidence as to the character and repute of the accused, and the accused may tender similar evidence; and for this purpose the court may postpone the case from time to time, and remand the accused or admit him to bail.

Meaning of "court."
Appeal.

(3) For the purposes of this section "the court" shall mean the Supreme Court or the District Court.

(4) A person sentenced to preventive detention by a District Court may appeal to the Supreme Court against such sentence.

Governor may commute rigorous imprisonment to a sentence of preventive detention.

9 Where a person has been sentenced, whether before or after the passing of this Ordinance, to rigorous imprisonment for a term of five years or upwards, and he appears to have been a habitual criminal who has since attaining the age of sixteen years been three times previously convicted of a crime, the Governor may, if he thinks fit, at any time after three years of the term of rigorous imprisonment have expired, commute the whole or part of the residue of the sentence to a sentence of preventive detention, so, however, that the total term of sentence when so commuted shall not exceed the term of rigorous imprisonment originally awarded.

Preventive detention to commence after rigorous imprisonment.

10 Every sentence of preventive detention shall take effect immediately on the determination of the sentence of rigorous imprisonment, or of any sentence to which any residue thereof may have been commuted, whether such determination take place by effluxion of time or by a remission of any part of the sentence under the prison rules or otherwise.

Governor may set apart prison for preventive detention.

11 Persons undergoing preventive detention shall be confined in any prison or part of a prison which the Governor may set apart for the purpose, and shall be subject to the law for the time being in force with respect to rigorous imprisonment as if they were undergoing rigorous imprisonment, subject to such modifications as may be prescribed by rules framed under section 4 of this Ordinance.

Power of court to direct supervision of habitual criminals after discharge from jail.

12 When a person is convicted of a crime and a previous conviction of a crime is proved against him, the court of trial may, in addition to any other punishment which it may award to him, direct that he shall be subject to the supervision of the police for a period not exceeding seven years, commencing immediately after his discharge from jail.

Duty of habitual criminal to report himself.

13 Every person made subject as aforesaid to the supervision of the police shall, before his discharge from jail, notify to the superintendent of the prison in which he is detained the place where he intends to reside, and shall thereafter, as long as he remains subject to such supervision, notify his residence and report himself at such times and places and in such manner as may be prescribed by rules made under section 4 of this Ordinance.

Punishment for neglect of such duty.

14 Any person who fails to notify his residence, or to report himself as required by the last preceding section, or by any rule made under section 4, shall in every case, unless he satisfies the court that he did his best to act in conformity with the said section or rules, be guilty of an offence under this Ordinance, and be liable on conviction to imprisonment of either description for any period not exceeding six months.

Mode of proving previous conviction.

15 The fact that any person has been previously convicted of a crime may be proved by the production of a certificate purporting to be signed by the chief clerk, secretary, or registrar of a court stating the substance and effect of the charge and conviction and certifying—

- (a) That such person was so previously convicted before the court; or
- (b) That on an occasion when such person was convicted by the court of another offence he admitted that he was so previously convicted, or was proved to have been so previously convicted;

and by proof of the identity of the person against whom a previous conviction is sought to be proved with the person named in the certificate.

Grant of licenses to convicts at large.

16 It shall be lawful for the Governor, by an order in writing, to grant to any convict undergoing sentence of imprisonment or preventive detention in any prison in this Colony a license, in the form set forth in schedule B or schedule C hereto respectively, to be at large in the Colony or in any part thereof during such portion of his period of imprisonment or preventive detention, and upon such conditions as to the Governor shall seem fit. The Governor may, if he thinks fit, revoke or alter such license or vary the conditions thereof. Every such license may be granted and every revocation or alteration of a license or variation of the conditions thereof may be made by an order in writing under the hand of the Colonial Secretary or an Assistant Colonial Secretary.

Reasons involving forfeiture of licenses.

17 If any holder of a license granted as aforesaid is convicted of any crime, his license shall be forthwith forfeited by virtue of such conviction.

Non-production of license or breach of any conditions of license declared an offence.

18 If any holder of a license granted as aforesaid—

- (1) Fails to produce his license when required to do so by any Judge or Police Magistrate before whom he may be brought charged with any offence, or by any constable or officer of the police in whose custody he may be, and fails to make any reasonable excuse for not producing the same; or
- (2) Breaks any of the other conditions of his license that are not of themselves punishable either upon indictment or upon summary conviction—

he shall be guilty of an offence, and be liable on conviction to imprisonment, either rigorous or simple, for any period not exceeding six months.

Arrest of license holder on suspicion.

19 Any peace officer may without warrant take into custody any holder of a license granted as aforesaid whom he may reasonably suspect of having committed any offence, or having broken any of the conditions of his license, and may detain him in custody until he can be taken before a competent Magistrate and dealt with according to law.

Duty of Magistrate to report conviction to Governor.

20 When any holder of a license granted as aforesaid is convicted of an offence punishable under section 18, the Magistrate convicting the prisoner shall report such conviction to the Governor, whereupon it shall be competent to the Governor to revoke the license of such prisoner.

Consequences of
forfeiture or
revocation.

21 When any license granted as aforesaid is forfeited in terms of section 17, or is revoked in pursuance of a conviction under section 18, a person whose license is so forfeited or revoked shall, after undergoing any other punishment to which he may be sentenced for the offence in consequence of which his license is forfeited or revoked, further undergo a term of imprisonment or preventive detention equal to the portion of his term of imprisonment or preventive detention that remained unexpired at the time of the grant of the license.

SCHEDULE A. (Section 3.)

| Section of Penal Code. | Nature of Offence. |
|--------------------------------|--|
| From 226 to 256 (inclusive) .. | Offences relating to coin and Government stamps. |
| 296, 297, 300, 301 .. | Culpable homicide, &c. |
| From 315 to 324 (inclusive) .. | Voluntarily causing hurt by dangerous weapons, &c. |
| From 367 to 371 (inclusive) .. | Theft, theft of cattle, &c. |
| From 373 to 378 (inclusive) .. | Extortion, &c. |
| From 380 to 385 (inclusive) .. | Robbery, &c. |
| 387 .. | Criminal misappropriation. |
| From 389 to 392 (inclusive) .. | Criminal breach of trust. |
| From 394 to 397 (inclusive) .. | Dishonestly receiving stolen property. |
| From 400 to 403 (inclusive) .. | Cheating. |
| From 411 to 426 (inclusive) .. | Mischief, &c. |
| From 433 to 451 (inclusive) .. | Lurking house-trespass, house-breaking, &c. |
| From 452 to 466 (inclusive) .. | Forgery, &c. |
| 101 and 490 .. | Abetting or attempting the breach of any of the sections above specified in this schedule. |

SCHEDULE B. (Section 16.)

Order of License to a Convict.

We, _____, Governor of Ceylon, hereby grant to _____, who was convicted of the offence of _____ in the _____ Court of _____, on the _____ day of _____, 19____, and was then and there sentenced to _____ imprisonment for the term of _____, and is now confined in _____, a License to be at large from the _____ day of _____, 19____, during the remaining portion of his said term of imprisonment, unless the said _____ shall, before the expiration of the said term, be convicted of any crime set forth in the Schedule A to the Ordinance No. _____ of 1914, in which event this License shall be forthwith forfeited, or unless it shall please Us sooner to revoke or alter this License.

This License is given subject to the conditions endorsed upon the same, upon the breach of any of which it shall be liable to be revoked, whether such breach is followed by conviction or not.

Given this _____ day of _____, One thousand Nine hundred and _____.

(Signed) _____,
Colonial Secretary
(or Assistant Colonial Secretary).

SCHEDULE C. (Section 16.)

We, _____, Governor of Ceylon, hereby grant to _____, who was convicted of the offence of _____ in the _____ Court of _____, on the _____ day of _____, 19____, and was then and there sentenced to _____ imprisonment for the term of _____, and also to preventive detention for the term of _____, and is now detained in _____, a License to be at large from the _____ day of _____, 19____, during the remaining portion of his said term of _____, unless the said _____ shall, before the expiration of the said term, be convicted

of any crime set forth in the Schedule A to the Ordinance No. of 1914, in which event this License shall be forthwith forfeited, or unless it shall please Us to revoke or alter this License.

This License is given subject to the conditions endorsed upon the same, upon the breach of any of which it shall be liable to be revoked, whether such breach is followed by conviction or not.

Given this _____ day of _____, One thousand Nine hundred and _____.

(Signed) _____,

Colonial Secretary
(or Assistant Colonial Secretary).

Passed in Council the Twenty-sixth day of October, One thousand Nine hundred and Fourteen.

A. G. CLAYTON,
Clerk to the Council.

Assented to by His Excellency the Governor the Eighteenth day of November, One thousand Nine hundred and Fourteen.

R. E. STUBBS,
Colonial Secretary.

DRAFT ORDINANCES.

MINUTE.

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

| | |
|-----------------------------------|---|
| Preamble. | An Ordinance to amend "The Road Ordinance, 1861." WHEREAS it is expedient to amend "The Road Ordinance, 1861": 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 Road (Amendment) Ordinance, No. of 1915." 2 The following new paragraph shall be inserted in section 94 of the principal Ordinance immediately after the paragraph No. (2): |
| Interference with cattle seizers. | (2) A Whosoever shall remove any animal from the lawful custody of any person authorized to seize the same under paragraphs (1) and (2) hereof, or shall in any way molest or obstruct such person in the discharge of his duties. |

By His Excellency's command,
Colonial Secretary's Office, R. E. STUBBS,
Colombo, November 21, 1914. Colonial Secretary.

Statement of Objects and Reasons.

THE object of this Ordinance is to give to cattle seizers, who discharge their duty on public roads, the same protection as that which is enjoyed by other cattle seizers under "The Cattle Trespass Ordinance, 1876."

2. Cattle seizers have been held not to be public servants within the meaning of the Penal Code, and there is no provision under "The Road Ordinance, No. 10 of 1861," to protect them.

3. It is proposed shortly to deal with the question of cattle seizers in a consolidating Ordinance, but pending the introduction of that Ordinance it is proposed to amend the Road Ordinance for this special purpose.

4. The new provision goes slightly beyond that contained in section 12 of "The Cattle Trespass Ordinance, 1876," inasmuch as it protects cattle seizers against persons obstructing them in the discharge of their duties, as well as against persons seeking to take from them cattle lawfully seized.

Attorney-General's Chambers, ANTON BERTRAM,
Colombo, November 18, 1914. Attorney-General.

NOTICES IN TESTAMENTARY ACTIONS:

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Matthew Archer Scheffer Pen-
No. 5,065. digrast of Bambalapitiya, Colombo,
deceased.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., District Judge of Colombo, on November 23, 1914, in the presence of Mr. G. A. Wille, Proctor, on the part of the petitioner Alice Maud Pendigrast; and the affidavit of the said petitioner dated November 20, 1914, having been read:

It is ordered that the will of Matthew Archer Scheffer Pendigrast, deceased, dated November 11, 1913, and now deposited in this court be and the same is hereby declared proved; and it is further declared that the said Alice Maud Pendigrast is the executrix named in the said will, and that she is entitled to have probate thereof issued to her accordingly, unless any person interested shall, on or before December 17, 1914, show sufficient cause to the satisfaction of this court to the contrary.

L. MAARTENSZ,
District Judge.

November 23, 1914.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Rebecca Tisseverasinghe, late of
No. 5,070. No. 38, Hill street, Colombo, deceased.

John Abraham Tisseverasinghe of Silversmith
street, Colombo..... Petitioner.

Vs.

(1) Joseph Poovemanasinghe, and his wife (2)
Catherine Poovemanasinghe, both of Jaffna. Respondents.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, in the presence of Messrs. Sattrukalsinghe and Joseph, Proctors, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated November 26, 1914, and (2) of the Notary and the attesting witnesses dated November 23, 1914, having been read:

It is ordered that the last will of Rebecca Tisseverasinghe, deceased, of which the original has been produced, and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said will, and that he is entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before December 17, 1914, show sufficient cause to the satisfaction of this court to the contrary.

L. MAARTENSZ,
Additional District Judge.

November 23, 1914.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Weerawarnakurukulasuriya Busabaduge
No. 903. Maria Madalena Fernando of Kalamulla,
deceased.

THIS matter coming on for disposal before L. W. C. Schrader, Esq., District Judge of Kalutara, on July 10, 1914, in the presence of Mr. A. de Abrew, Proctor, on the part of the petitioner Weerawarnakurukulasuriyabusabaduge Juwakino Fernando of Kalamulla; and the affidavit of the said petitioner dated July 8, 1914, having been read:

It is ordered that the petitioner Weerawarnakurukulasuriya Busabaduge Juwakino Fernando of Kalamulla be and he is hereby declared entitled to administer the estate of the said deceased, as brother-in-law of the said deceased, and that letters of administration do issue to him accordingly,

unless the respondents—(1) Weerawarnakurukulasuriya Busabaduge Rosã Maria Fernando of Kalamulla, (2) Weerawarnakurukulasuriya Busabaduge Catherine Maria Fernando, her husband (3) Ilekuttige Anthonis Fernando of Yakdehigahamulla, (4) Weerawarnakurukulasuriya Busabaduge Lucia Fernando, and her husband (5) Sattambirallage Don Pedro Appu, (6) P. H. S. Almeida, administrator of the estate of Weerawarnakurukulasuriya Busabaduge Maria Fernando, (7) Weerawarnakurukulasuriya Busabaduge Julia Fernando, all of Kalamulla—shall, on or before August 5, 1914, show sufficient cause to the satisfaction of this court to the contrary.

L. W. C. SCHRADER,
District Judge.

July 8, 1914.

The date for showing cause against the above *Order Nisi* is extended till December 9, 1914.

ALLAN BEVEN,
District Judge.

November 18, 1914.

In the District Court of Kalutara.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of the late Ponnehennedige Lewis
No. 925. Dias of Panadure Pattiya, deceased.

THIS matter coming on for disposal before Allan Beven, Esq., District Judge of Kalutara, on November 18, 1914, in the presence of Mr. J. W. de Silva, Proctor, on the part of the petitioner Mahamarakkalage Sara Fernando of Panadure; and the affidavit of the said petitioner dated November 17, 1914, having been read:

It is ordered that the last will and testament of the late Ponnehennedige Lewis Dias of Panadure, deceased, dated June 16, 1914, and now deposited in this court be and the same is hereby declared proved, unless any person or persons interested shall, on or before December 11, 1914, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Mahamarakkalage Sara Fernando is the executrix named in the said will, and that she is entitled to have probate of the same issued to her accordingly, unless any person or persons interested shall, on or before December 11, 1914, show sufficient cause to the satisfaction of this court to the contrary.

ALLAN BEVEN,
District Judge.

November 18, 1914.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Bodiabaduge Maria Perera of Paiyagala,
No. 926. deceased.

THIS matter coming on for disposal before Allan Beven, Esq., District Judge of Kalutara, on November 23, 1914, in the presence of Mr. A. D. de Fonseka, Proctor, on the part of the petitioner Bodiabaduge Philip Perera of Paiyagala; and the affidavit of the said petitioner dated November 18, 1914, having been read:

It is ordered that the petitioner Bodiabaduge Philip Perera of Paiyagala, be and he is hereby declared entitled to administer the estate of the said deceased, as brother of the said deceased, and that letters of administration do issue to him accordingly, unless the respondents—(1) Bodiabaduge Michelã Perera, and husband (2) Lianarallage Philip Silva, (3) Bodiabaduge Engrasia Perera, and husband (4) Nainabaduge Sylestry Fernando, all of Paiyagala—shall, on or before December 11, 1914, show sufficient cause to the satisfaction of this court to the contrary.

ALLAN BEVEN,
District Judge.

November 13, 1914.

In the District Court of Kalutara.

Order making Absolute Order Nisi declaring will proved, &c.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Sembukuttipatabendige David No. 927. Simon Jayawardene Weerasooriya of Panadure, deceased.

THIS matter coming on for final determination before Allan Beven, Esq., District Judge of Kalutara, on November 26, 1914, in the presence of Mr. Solomon Fernando, Proctor, on the part of the petitioner Saranguhewage Eliza Jayawardene Weerasooriya *nee de Silva* of Panadure; and the affidavit of the said petitioner dated November 11, 1914, having been read :

It is ordered that the last will and testament of Sembukuttipatabendige David Simon Jayawardene Weerasooriya of Panadure, deceased, dated July 5, 1911, be and the same is hereby declared proved.

It is further declared that the said Saranguhewage Eliza Jayawardene Weerasooriya *nee de Silva* of Panadure is the executrix named in the said will, and that she is as such entitled to have probate issued to her accordingly, unless sufficient cause be shown to the contrary on December 10, 1914.

November 26, 1914.

ALLAN BEVEN,
District Judge.

In the District Court of Nuwara Eliya.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Gommenegedera Menikrala of Moran-gatenne, in Theripehe, Walapane. No. 43.

THIS matter coming on for disposal before Thomas Arthur Hodson, Esq., on October 2, 1914, in the presence of Mr. Timothy de Silva, Proctor, on the part of the petitioner; and the affidavit of Vekettenne Ratnayake Mudiyanse-lage Mutu Menika, dated October 2, 1914, having been read :

It is ordered that the said Vekettenne Ratnayake Mudiyanse-lage Mutu Menika be appointed administratrix of the intestate estate of Gommenegedera Menikrala, unless any person or persons interested shall, on or before November 25, 1914, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Vekettenne Ratnayake Mudiyanse-lage Mutu Menika is the widow of the Gommenegedera Menikrala, deceased, and she is entitled to have administration, unless any person on whom the court directs the order to be served shall, on or before December 10, 1914, show sufficient cause to the satisfaction of this court to the contrary.

October 21, 1914.

T. A. HODSON,
District Judge.

In the District Court of Galle.

Order Absolute declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Henry Johanes de Livera, No. 4,455. Mudaliyar, of Bentota.

THIS matter coming on for disposal before P. E. Pieris, Esq., District Judge, Galle, on October 27, 1914, in the presence of Mr. M. S. Gooneratne, Proctor, on the part of the petitioner Reginald Felton Dias Bandaranayake of Bentota; and the affidavit of the petitioner dated October 22, 1914, and the affidavit of H. J. de Zoysa, Notary, and two others dated October 22, 1914, having been read :

It is ordered that the will of Henry Johanes de Livera, deceased, dated June 4, 1914, be and the same is hereby declared proved.

It is further declared that the said Reginald Felton Dias Bandaranayake is the executor named in the said will, and he is entitled to have probate of the same issued to him accordingly.

October 27, 1914.

P. E. PIERIS,
District Judge.

In the District Court of Matara.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Wiratunga Dona Gimara de Hamine No. 2,147. deceased, of Katugalamulla.

THIS matter coming on for disposal before J. C. W. Rock, Esq., District Judge of Matara, on September 20, 1914, in the presence of his own person the petitioner Katukurunde Kaluarachchige Don Carolis of Kalugalamulla; and the affidavit of the said petitioner dated September 30, 1914, having been read: It is ordered that Hewa Kankanange Asohamy of Kalugalamulla be appointed guardian *ad litem* over Katukurunde Kaluarachchige PUNCHIHAMY, (2) ditto DINGEHAMY, both of Kalugalamulla, unless the respondents shall, on or before November 3, 1914, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said petitioner, as a full brother of the deceased above named, is entitled to have letter of administration issued to him accordingly, unless the respondents shall, on or before November 3, 1914, show sufficient cause to the satisfaction of this court to the contrary.

September 30, 1914. — J. C. W. ROCK,
District Judge.

The above *Order Nisi* is extended to December 11, 1914.

By order,
J. A. BASTIANSZ,
Secretary.

In the District Court of Mullaitivu.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of Vanniyasinha Vinasitamy Mudaliyar Kandiah of Mulliyavallai, deceased. No. 117.

Canapathippillai Chelliah of Mullaitivu Petitioner.

Vs.

Nagamuttupillai, widow of Vanniyasinha Vinasitamy Mudaliyar of Mulliyavallai Respondent.

THIS matter coming on for disposal before E. T. Hughes, Esq., District Judge, Mullaitivu, on November 4, 1914, in the presence of the petitioner; and the affidavit of the petitioner dated June 15, 1914, having been read: It is ordered that the petitioner be and he is hereby declared entitled, as father-in-law of the deceased, to have letters of administration to the estate of the late V. M. Kandiah issued to him accordingly, unless the respondent above named or any other person or persons interested shall, on or before December 17, 1914, show sufficient cause to the satisfaction of the court to the contrary.

November 11, 1914. E. T. HUGHES,
District Judge.

In the District Court of Puttalam.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Mihidukulasooriya Manuel Lawrence Fernando, late of Kandatoduwa, in the Puttalam District, deceased. No. 365.

Between

Mhidukulasooriya Lawrence Gabriel Fernando of Kandatoduwa aforesaid Petitioner.

And

Weerasundarage Don Bastian Pedro Appu of Kandatoduwa aforesaid Respondent.

THIS matter coming on for disposal before W. H. B. Carbery, Esq., District Judge of Puttalam, on November 19, 1914, in the presence of Mr. W. A. Muttukumaru,

Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated November 5, 1914, and the petition dated November 18, 1914, having been read:

It is ordered that the above-named petitioner Mihidukula-sooria Lawrence Gabriel Fernando be and he is hereby declared entitled to have letters of administration to the estate of the above-named deceased, unless the respondent above named or any other person or persons interested shall, on or before December 11, 1914, show sufficient cause to the satisfaction of this court to the contrary.

W. H. B. CARBERY,
Puttalam, November 19, 1914. District Judge.

In the District Court of Anuradhapura.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Estate of Neinapulle Magudu Tamby of Padukkapattu, in South India, deceased.

Magudu Tamby Suleiman of Nochiagama in Wilachiya korale.....Petitioner.

THIS matter coming on for disposal before E. F. Marshall, Esq., Additional District Judge, on November 20, 1914, in the presence of Mr. V. Ramaswamy, Proctor, on the part of the petitioner; and the affidavit of the said petitioner dated November 17, 1914, having been read:

It is ordered that the will of Neinapulle Magudu Tamby, deceased, dated May 9, 1912, be and the same is hereby declared proved, unless sufficient cause be shown to the contrary to the satisfaction of this court on or before December 18, 1914, by any person interested in the said estate.

It is further declared that the petitioner is the sole and universal heir under the will of the said deceased, and is

entitled to have letters of administration to the estate of the said deceased with copy of the will annexed issued to him, unless any person shall, on or before December 18, 1914, show sufficient cause to the satisfaction of this court to the contrary.

November 20, 1914. B. CONSTANTINE,
District Judge.

In the District Court of Badulla.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Kumbalgoda Don Andris Weerakoon No. B 463. Appuhamy, deceased, of Buttala.

Nikawatte Wannisooriya Mudiyanseleage Sudu Kumarihamy of Buttala Petitioner.

And

Kumbalgoda Loku Appuhamy (Weerakoon) of Vitaranadeniya, in Giruwa pattu of Matara District.....Respondent.

THIS matter coming on for final disposal before W. K. H. Campbell, Esq., District Judge, Badulla, on October 31, 1914, in the presence of Mr. Stephen Perera on the part of the petitioner; and the affidavit of the petitioner above named dated September 12, 1914, having been read:

It is ordered that the will of Kumbalgoda Don Andris Weerakoon Appuhamy of Buttala, deceased, dated August 27, 1914, be and the same is hereby declared proved, unless the respondent above named shall, on or before December 9, 1914, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the petitioner above named is the executrix named in the said will, and that she is entitled to have probate of the same issued to her accordingly, unless the respondent above named shall, on or before December 9, 1914, show sufficient cause to the satisfaction of this court to the contrary.

October 31, 1914. W. K. H. CAMPBELL,
District Judge.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 2,448. In the matter of the insolvency of Charles Henry de Silva of Kelaniya, in the District of 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 January 21, 1915, for the declaration of a dividend.

By order of court,
D. M. JANSZ,
Colombo, November 28, 1914. Secretary.

In the District Court of Colombo.

No. 2,582. In the matter of the insolvency of Meana Peer Mohamado of New Bazaar, Colombo.

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

By order of court,
D. M. JANSZ,
Colombo, November 25, 1914. Secretary.

In the District Court of Colombo.

No. 2,600. In the matter of the insolvency of Vana Muna Varusai Marikar of Wolfendahl street, in Colombo.

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

By order of court,
D. M. JANSZ,
Colombo, November 28, 1914. Secretary.

In the District Court of Colombo.

No. 2,602. In the matter of the insolvency of Philip de Silva of Elie House road, Mutwal.

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

By order of court,
D. M. JANSZ,
Colombo, November 28, 1914. Secretary.

In the District Court of Colombo.

No. 2,603. In the matter of the insolvency of Colnda Marikar Mohamado Sheriff of No. 171, Second division, Maradana, Colombo.

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

By order of court,
D. M. JANSZ,
Colombo, November 30, 1914. Secretary.

In the District Court of Colombo.

No. 2,607. In the matter of the insolvency of Muna Periasamy Pillai of Sea street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on January 7, 1915, for the grant of a certificate of conformity to the insolvent.

By order of court,
D. M. JANSZ,
Colombo, November 23, 1914. Secretary.

In the District Court of Colombo.

No. 2,609. In the matter of the insolvency of Clive Graham Malcolm Corke of No. 68, Fishers' Hill, Mutwal, 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 January 25, 1915, for the grant of a certificate of conformity to the insolvent.

By order of court,

D. M. JANSZ,
Secretary.

Colombo, November 28, 1914.

In the District Court of Colombo.

No. 2,618. In the matter of the insolvency of Usuf Lebbe Abubakker Lebbe of Tihariya, in the Meda pattu of Siyane korale.

WHEREAS the above-named Usuf Lebbe Abubakker Lebbe has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by T. Muttu Caruppa Thevar, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Usuf Lebbe Abubakker Lebbe, insolvent accordingly, and that two public sittings of the court, to wit, on December 17, 1914, and on January 7, 1915, 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,
Secretary.

Colombo, November 23, 1914.

In the District Court of Colombo.

No. 2,619. In the matter of the insolvency of Pana Ramasamy of Grandpass, Colombo.

WHEREAS the above-named Pana Ramasamy has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by S. P. Nalla Tamby Chetty, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Pana Ramasamy insolvent accordingly, and that two public sittings of the court, to wit, on January 21, 1915, and on February 4, 1915, 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,
Secretary.

Colombo, November 28, 1914.

In the District Court of Kalutara.

No. 146. In the matter of the insolvency of Kurukulasuriya Joseph Francis Fernando Arsecularatne of Meegahatenna.

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 December 16, 1914, for examination of insolvent.

By order of court,

R. MALALGODA,
Kalutara, November 25, 1914. Secretary.

In the District Court of Negombo.

No. 102. In the matter of the insolvency of Henaratge Don Charles Appuhamy of Henaratgoda.

NOTICE is hereby given that the sitting of this court in the above matter is adjourned to December 8, 1914, for assignee's report and proof of claims.

By order of court,

A. F. GOONERATNA,
Negombo, December 1, 1914. Acting Secretary.

In the District Court of Kandy.

No. 1,592. In the matter of the insolvency of Awanna Muttiah Pandithar of Nawalapitiya.

WHEREAS Awanna Muttiah Pandithar has filed a declaration of insolvency, and a petition for the sequestration as insolvent of his own estate, under the Ordinance No. 7 of 1853, and it appears that he has been in actual custody within the walls of a prison for debt for more than 21 days: Notice is hereby given that the said court has adjudged him an insolvent accordingly, and that two public sittings of the court, to wit, on December 4, 1914, and January 8, 1915, will take place for the 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 the court,

GERALD E. DE ALWIS,
Acting Secretary.

In the District Court of Galle.

No. 407. In the matter of the insolvency of Peter Francis Mendis Abeyssekera of Hettaka, in Galle.

NOTICE is hereby given that an adjourned meeting of the creditors of the above-named insolvent will take place at the sitting of this court on December 10, 1914.

By order of court,

V. R. MOLDRICH,
November 26, 1914. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Moona Roona Moona Murugappa Chetty of Sea street, Colombo Plaintiff.

No. 37,076. Vs.

Arsecularatne Kurukulasooriya Joseph Francis Fernando of Moratuwa Defendant.

NOTICE is hereby given that on Friday, January 8, 1915, at 3 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 action for the recovery of the sum of Rs. 4,350, with interest on Rs. 4,000 at 15 per cent. per annum from September 4, 1913, to October 17,

1913, and thereafter further interest on the aggregate amount at 9 per cent. per annum till payment in full, viz. :—

All those two contiguous portions of the land called Madangahawatta, with the buildings and plantations standing thereon, situated at Uyana, in Moratuwa, in the Palle pattu of Salpiti korale in the District of Colombo, Western Province; bounded on the north by the property of Weerahennedige Francis Fernando, east by the property of Morenyege Francisco Fernando, south by the property of Weeraboda Jayasuria Gabriel Fernando, and west by the road leading to Uyana; containing in extent 1 rood and 28 64/100 square perchs.

Fiscal's Office,
Colombo, December 1, 1914.

W. DE LIVERA,
Deputy Fiscal.

In the District Court of Colombo.

P. R. N. K. R. Nalla Caruppen Chetty of Sea street,
Colombo Plaintiff.
No. 38,218. Vs.

(1) K. W. A. Mohammado Omer of Dean's road,
Maradana, and (2) M. K. Gula Mohideen Marikar
of Slave Island, Colombo Defendants.

NOTICE is hereby given that on Tuesday, January 5, 1915, 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 defendant in the following property for the recovery of the sum of Rs. 2,061.75, with legal interest thereon at the rate of 9 per cent. per annum from March 24, 1914, till payment in full, less a sum of Rs. 510, which has been paid by the 2nd defendant, viz. :—

All those premises Nos. 57 and 58, situated at Malay street, Slave Island; bounded on the north by premises No. 59, east by the Malay street, south by premises No. 56, and west by a wall and the land belonging to Hakim Durvan; containing in extent 3 perches more or less.

Fiscal's Office,
Colombo, December 1, 1914.

W. DE LIVERA,
Deputy Fiscal.

In the District Court of Colombo.

The Hon. Mr. A. J. R. de Soysa, Colombo Plaintiff.
No. 38,962. Vs.

W. S. Fernando of Moratuwa Defendant.

NOTICE is hereby given that on Wednesday, January 6, 1915, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 4,835.12, together with legal interest thereon from July 16, 1914, till payment in full and costs of suit, viz. :—

At 3.30 P.M.

1. A portion of the land called Halgahawatta, together with the buildings standing thereon bearing assessment No. K 371, situated at Moratumulla, in the Palle pattu of Salpiti korale; and bounded on the north by the property of Wannecuwattewaduge Christina Fernando, east by the cart road leading to Indibedda, south by the property of Weerahennedige Rebekka Fernando, and west by the property of Sellaperumage Juanis Fernando; containing in extent about 15 perches.

At 4 P.M.

2. All those annexed portions of the lands called Gorakagahlanda and Kadupitiawatta, together with the buildings standing thereon, situated at Moratumulla aforesaid; and bounded on the north by the properties of Romiel Fernando, Wannecuwattewaduge Daniel Fernando, and Wadenecande Arachchige Silvestry Fernando, east by the cart road leading to Indibedda, south by the properties of B. Domingu Mendis and M. Pavistina Fernando, and west by the Panadure river; containing in extent about 2 acres.

Fiscal's Office,
Colombo, December 1, 1914.

W. DE LIVERA,
Deputy Fiscal.

In the District Court of Kalutara.

Kalutarahunuge Abilinu Fernando of Ganegama.. Plaintiff.
No. 5,527. Vs.

(1) Weerapurage Elpi of Ganegama, and husband
(2) Kalutarahunuge Charles Fernando, (3)
Kalutarahunuge Esan Fernando, all of Ganegama..... Defendants.

NOTICE is hereby given that on Thursday, December 31, 1914, commencing at 11 o'clock in the forenoon, will be sold by public auction, at the respective premises the right title, and interest of the said defendants, in the following property, for the recovery of Rs. 400 and costs of suit, Rs. 602.22½, viz. :—

(1) Undivided 17/480 shares of the soil and trees and the entire tiled house standing thereon of the land called lot No. I. of Kudaelabodawatta, situated at Ganegama, in

Alutgambadda; and bounded on the north by Kadawarayawatta, on the east by the high road, south by lot No. II. of the same land, and on the west by Welle-elabodawatta; containing in extent about 1½ acre.

(2) All that allotment of land called Wellabodawatta; situated at Ganegama aforesaid; and bounded on the north by Alutwellabodawatta, on the east by Hunukotuwwewatta and Welle-elabodawatta, south by the ela, and on the west by the river; containing in extent about 3 roods.

(3) Undivided 37/640 shares of the soil and soil share trees, together with planter's ¼ share of the second plantation of the north-east ¼ share of the land called Welle-elabodawatta, situated at Ganegama aforesaid; and bounded on the north by Kadawarayawatta, east by Kudaelabodawatta, south by ela, and on the west by Wellabodawatta; containing in extent about 3 acres.

(4) Planter's ½ share of the third plantation of the land called Talawatta *alias* Pattiyewatta, situated at Ganegama aforesaid; and bounded on the north by a portion of the same land wherein Babuwa resides, east by Hunukotuwpittania, south by a portion of the same land wherein Carolis Fernando resides, and on the west by Pattiyewatta; containing in extent about 1 acre and 1 rood.

(5) All the soil trees and buildings of the land called Mawatabodapelawatta, situated at Ganegama aforesaid; and bounded on the north by ela, on the east by high road, on the south by a portion of the same land wherein Abaran Fernando resides, and on the west by Kalukadiyawatta; containing in extent about 1½ acre.

(6) Planter's ½ share of the third plantation of the land called Welle-elabodawatta *alias* Kadakkaratottam, situated at Ganegama; and bounded on the north by Kadakkaratottam, east by Mawatabodapelawatta, on the south by Lokulamahamigewatta, and on the west by Alutwellebodawatta; containing in extent about 2 acres.

(7) All that allotment of land called ¼ share portion of Mawatabodapelawatta, situated at Ganegama aforesaid; and bounded on the north by a portion of the same land belonging to W. Pedris Fernando, east by high road, south by a portion of the same land belonging to Wannipurage Sopia Fernando, and on the west by Welle-elabodawatta; containing in extent about 2 roods.

Deputy Fiscal's Office,
Kalutara, December 1, 1914.

H. SAMERESINGHA,
Deputy Fiscal.

In the District Court of Kalutara.

Sattambirallage Marsal Perera of Maggona..... Plaintiff.
No. 5,685. Vs.

Seenawattage Barnis Silva of Paiyagala..... Defendant.

NOTICE is hereby given that on Monday, January 4, 1915, 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 (mortgaged by the defendant with plaintiff and declared bound and executable for the decree entered in the above case), for the recovery of Rs. 519.70, with interest on Rs. 400, at the rate of 9 per cent. per annum from July 15, 1914, till payment in full, viz. :—

(1) The planter's ½ share of the trees of the second plantation and undivided ¼ part of the soil and of the remaining trees of the paraveny share of the garden called Mahawatta, situate at Pahalagoda, in Paiyagala; and bounded on the north by Selaiyalagewatta *alias* Arambewatte, east by Tuppahyawatta and Weebaddagewatta, south by Mudalihettiyawatta, and on the west by Karuppuwatta; containing in extent 1 acre and 1 rood.

(2) All the trees of the planter's share of all trees and 1/40 part of the remaining paraveny trees of the soil being excluded, a ½ part of the other paraveny trees and of the soil of the remaining 39/40 shares of Mahagederawatta, situate at ditto; and bounded on the north by Galketiya *alias* Bediriyagala, east by Kandewatta, south by Galagawatta *alias* Arambewatta, and on the west by Mudiyansegewatta; containing in extent 1 acre and 2 roods.

(3) An undivided ¼ part of the soil and of all the trees of Mudalihettiyawatta, situate at ditto; and bounded on the north by Mahawatta, east by Madangahawatta, south by Pahalawatfa, and on the west by Innalawatta; containing in extent about 3 roods.

(4) Excluding the planter's share of all the trees an undivided $\frac{3}{20}$ parts of the soil and of all the remaining trees of the eastern portion of Pahalawatta, situate at the same village; and bounded on the north by Mudalihettiya-watta, east by Madangahawatta, south by Anhandiyawatta, and on the west by Pahalawatta; containing in extent about 2 roods.

On Thursday, January 7, 1915, commencing at 11 A.M., at the respective premises.

(5) An undivided $\frac{1}{4}$ part of Udumullewela, situate at Kapugoda, in Maggona; and bounded on the north by road, east by Mimagewatta and Mahawattebadde, south by Hondaparagahawatta, Tuppahiyamahawatta, and Patahalangahawatta, and on the west by Polelpitiya; containing in extent about 3 acres.

(6) Excluding the planter's share of all the trees and undivided $\frac{1}{4}$ part of the soil and of the remaining paraveny trees of Polelpitiya, situate at Kapugoda aforesaid; and bounded on the north by canal, east by Polelpitiya, south by Tuppahiyamahawatta, and on the west by canal; containing in extent about 2 roods.

Deputy Fiscal's Office, H. SAMERESINGHA,
Kalutara, December 1, 1914. Deputy Fiscal.

In the District Court of Kalutara.

Don Amaris Weerakoon, Police Vidane of Pini-diyamulla Plaintiff.
No. 5,865. Vs.

Bombuwalage Don Johannes de Tissera Appuhami of Metiyalamulla Defendant.

NOTICE is hereby given that on Tuesday, January 5, 1915, 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 (mortgaged by the defendant with plaintiff, and declared bound and executable for the decree entered in the above case), for the recovery of Rs. 2,317.95, with further interest on Rs. 2,162, at 9 per cent. per annum from August 11, 1914, till payment in full, viz:—

1. Boundaries to the northern $\frac{1}{2}$ part of the portion No. 2 of the land called Waulugahahenawatta, situated at Metiyalamulla, in Paiyagalbadde of Kalutara totamune, in the District of Kalutara, are on the north a portion of land in the name of Bambuwalage Joronis Appu, on the east the high ground belonging to Crown, on the south the half portion of this land belonging to Johannes de Tissera Appuhami, and on the west the portion in the name of Singappulige Appu Sinno, within the boundaries; containing in extent about 2 acres and 2 roods, undivided $\frac{3}{4}$ parts of the soil and all the trees thereon.

2. Boundaries to the garden called Waulugawatta, situate at Metiyalamulla aforesaid, are on the north Babanonagewela and the land belonging to Bombuwalage Don Joronis Appu, on the east the Crown land, on the south, Palajjamullewela, and the west the land belonging to Singappulige Appu Sinno and others, within these boundaries; containing in extent about $4\frac{1}{2}$ acres, the southern $\frac{1}{2}$ part of the soil and $\frac{1}{2}$ part of the trees standing on the whole land.

Deputy Fiscal's Office, H. SAMERESINGHA,
Kalutara, December 1, 1914. Deputy Fiscal.

In the District Court of Colombo.

S. P. V. S. Velaithan Chetty of Sea street,
Colombo Plaintiff.
No. 38,801. Vs.

(1) M. H. Mirando, and (2) Nancy M. Mirando,
both of Castle street, Kanatta, Colombo,
presently of Negombo Defendants.

NOTICE is hereby given that on December 29, 1914, commencing at 10 o'clock in the forenoon, will be sold by public auction at the mills premises the right, title, and interest of the said defendants, in the following property, viz:—

(1) The second expeller lying in the Britannia Mills at Timbrigaskatua, Negombo District.

(2) A filter press lying in the said mills with 47 pieces sheet iron.

Amount to be levied Rs. 2,536.25, with interest thereon at 9 per cent. per annum from June 26, 1914, till payment, and costs.

Deputy Fiscal's Office, FRED G. HEPPONSTALL,
Negombo, November 30, 1914. Deputy Fiscal.

Northern Province.

In the District Court of Jaffna.

Peena Kuna Peena Suna Sivanadiyanchetty of
Vannarponnai Plaintiff.
No. 9,957. Vs.

(1) Suppiramaniar Sittampalam of Siruppidy,
administrator of the estate of the late Pootha-
thamby Sittampalam of Puttur South, (2)
Suppiramaniar Muttukkumar of Puttur South,
(3) Kulasegarampillai, widow of Kanagasabai
Chinnatamby of ditto, and (4) Arunasalem
Kanagasabai of ditto Defendants.

NOTICE is hereby given that on Tuesday, January 5, 1915, at 10 o'clock in the forenoon, will be sold by public auction at the spot the following property decreed to be sold under the above action for the recovery of Rs. 8,000, and costs and charges, viz:—

1. A piece of land situated at Sarasalai, called Kompikulam, containing or reputed to contain in extent 43 acres and 3 roods; bounded or reputed to be bounded on the east by the ground left for the road, and on the north, west, and south by Crown land.

2. A piece of land situated at Madduvil North, called Alaikkalar and Sinnathuvayal, containing or reputed to contain in extent 1 rood and 11 perches; bounded or reputed to be bounded on the east by the property belonging to the temple called Ampalavanaswamykovil at Sithamparara, and on the north, west, and south by the property of Santhirasegarar Thamotharampillai.

Fiscal's Office,
Jaffna, November 30, 1914.

S. SABARATNAM,
Deputy Fiscal.

Eastern Province.

In the District Court of Batticaloa.

Kanthaperumal Kadrama Tamy, Udayar of
Kallady Uppodai Plaintiff.
No. 3,729. Vs.

Simier Seeni Tamy of Tambiluvil Defendant.

NOTICE is hereby given that on Saturday, January 9, 1915, 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.

1. A coconut estate, lot No. 3,798, where the defendant resides, situated at Tambiluvil, in Akkarai pattu; and bounded on the north by the estate of S. Gnanamuttu, now belonging to K. V. Markandu, south by the land reserved for a lane, east by Crown land, and on the west by land, lot No. 151,187, belonging to K. V. Markandu; with house, well, and produce, in extent 3 acres.

At 11 A.M.

2. An undivided $\frac{1}{2}$ share of a paddy land called Senketchoolai, situated at Oorakavaddai, in Tambiluvil in Akkarai pattu; and bounded on the north by the land of Sellemma, now purchased by Nagapper Murugupillay, south by the

boundary of Puthuvely, east by the land called Attupuddy, belonging to P. H. Arunasalempillay and others, and on the west by the land called Swanakulattuvettukadu; in extent 16 acres, with all inlet and outlet water rights.

Amount to be levied Rs. 676·75, with interest on Rs. 578 at 9 per cent. per annum from July 1, 1913, till payment, minus Rs. 295 recovered.

Fiscal's Office,
Batticaloa, November 23, 1914.

A. H. EGAN,
Deputy Fiscal.

North-Western Province.

In the District Court of Colombo.

M. C. Fernando of Pettah in Colombo..... Plaintiff.

No. 38,952. Vs.

Don Lazarus Perera of Kurunegala..... Defendant.

NOTICE is hereby given that on Saturday, January 23, 1915, 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 defendant in the following property, viz. :—

1. Medihena, now a garden, containing in extent about 4 acres, with the plantations and the building standing thereon, situate at Kandawatta, in Tiragandahe korale of the Weudawili hatpattu; and bounded on the east by the land belonging to Mudaliyans, on the north by the land belonging to Mudalihamy and Mudiyans, on the west by the field belonging to Mudalihamy and others, and on the south by the land belonging to Mudiyans.

2. Esweddumepillewa, containing in extent about 20 acres, with all the plantations thereon, situate at Kandawatta, in Tiragandahe korale of the Weudawili hatpattu; and bounded on the east by Wekanda, on the north by the limitary ridge of the field of Mudiyans, on the west by the Gerandigala and by the field belonging to Kumarappu, and on the south by the land belonging to John Clovis Silva.

Amount to be levied Rs. 857·55, with interest thereon at the rate of 9 per cent. per annum from July 16, 1914, till payment in full, and poundage.

Fiscal's Office,
Kurunegala, November 24, 1914.

S. D. SAMARASINHA,
Deputy Fiscal.

In the District Court of Puttalam.

Kawanna Pina Seine Kadir Saibo Mudalaly of Alankuda..... Plaintiff.

No. 2,419. Vs.

Mohamado Ossen Segu Abdul Cader of Tannirkuda..... Defendant.

NOTICE is hereby given that on Monday, December 21, 1914, at 12 o'clock noon, will be sold by public auction at the premises the right, title, and interest of the defendant, in the following property, viz. :—

Kallady totum, in extent 3 acres, situate at Tannirkuda, in Akkarai pattu, Puttalam District, and bounded on the north by land owned by Sina, Muna Sellatamby Marikar, and others, east by land owned by Sina Naina Lebbe Marikar and others, south by land called Arupangu totum owned by Meina Chena Nina Naina Lebbe and others, and on the west by land owned by Muna Mahamado Casim and others.

Amount of writ, Rs. 869·13 and interest.

Deputy Fiscal's Office,
Puttalam, November 26, 1914.

S. M. P. VANDERKOEN,
Deputy Fiscal.

In the District Court of Chilaw.

W. S. Marthinu Fernando of Katuneriya..... Plaintiff.
No. 4,212. Vs.

W. S. Euginu Fernando and others of Katuneriya..... Defendants.

NOTICE is hereby given that on Tuesday, January 5, 1915, 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 1st and 2nd defendants in the following property, viz. :—

(1) The garden called Kitulgahawatta of about 100 coconut trees plantable extent, with the plantations and the buildings standing thereon (excluding 4 jak trees), situated at Katuneriya in Kammal pattu, Pitigal Korale South, in the District of Chilaw (subject to the lease of the plaintiff).

(2) 14½ coconut trees plantable extent extend towards the eastern side from the contiguous lands called Siyambalahawatta and Kajugahawatta of about 2 acres and 2 roods in extent, situated at Kolinjadia aforesaid.

(3) A portion of land called Kajugahawatta of about 50 coconut trees plantable extent, with the plantations and the buildings standing thereon, situated at Kolinjadia aforesaid.

Amount to be levied Rs. 601·55 and poundage.

Deputy Fiscal's Office,
Chilaw, November 30, 1914.

A. V. HERAT,
Deputy Fiscal.

In the District Court of Chilaw.

The Assistant Government Agent..... Plaintiff.
No. 4,733. Vs.

(1) Philip Marku of Chilaw, (2) The trustees of St. James's Church, Chilaw..... Defendants.

NOTICE is hereby given that on Tuesday, December 29, 1914, at 1 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, viz. :—

The garden in which Yesuwadial, widow of Pakkianadan, resides, situated at Weavers' quarters at Maikkulam, in Munnessaram pattu of Pitigal Korale North, in the District of Chilaw; and bounded on the north by Weavers' street, east by the road leading to Panakarantottam, south by land belonging to St. James's Church in which the judgment-debtor Marku resides, and west by land belonging to St. James's Church; containing in extent about 1 acre more or less.

Amount to be levied Rs. 51·28 and poundage.

Deputy Fiscal's Office,
Chilaw, November 30, 1914.

A. V. HERAT,
Deputy Fiscal.

In the Court of Requests of Chilaw.

Mrs. A. E. Pullenayagam..... Plaintiff.
No. 16,284. Vs.

N. M. Abubakker Marikkar for himself and as administrator of the estate of the late Assia Umma of Maikkulam..... Defendant.

NOTICE is hereby given that on Wednesday, December 30, 1914, 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, at the risk of the original purchaser, viz. :—

Portion of land called Ulamarattadithottam, bearing No. 2,356, with the plantations standing thereon, situate at Maikkulama, in Munnessarem pattu of Pitigal Korale North, in the District of Chilaw; containing in extent 1 acre and 22 perches.

Amount to be levied, Rs. 281, with legal interest on Rs. 150, from April 29, 1914, till payment in full and poundage.

Deputy Fiscal's Office,
Chilaw, November 30, 1914.

A. V. HERAT,
Deputy Fiscal.

Province of Sabaragamuwa.

In the District Court of Kegalla.

Kehelpannala Pohath Mudiyansele *alias* Peramunerallage Sunanda Isthavirayan Plaintiff.
No. 2,961. Vs.

(1) Kehelpannala Attadassi Unnanse of Kehelwatta, (2) Dahanekarallage Dingirihamy and five others Defendants.

NOTICE is hereby given that on January 4, 1915, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz.—

1. Kehelwattemuttettuwa of 3 pelas paddy sowing in extent; bounded on the east by the liminary ridge of the field called Poldegolla, south by bank, west by Elawella, and north by the liminary ridge of Naunumuwa; situated at Kehelwatta, in Mawata pattu of Paranakuru korale, in Kegalla District.

2. Dedugalakumbura of 1 pela paddy sowing extent; bounded on the east by the liminary ridge of Naunumuwa-kumbura, south and west by the liminary ridge of Gamasankumbura, and north by bank; situated at ditto.

3. The soil with the Pansala, standing thereon and everything else appertaining thereto of Kehelwattapansalewatta of 15 lahas paddy sowing extent; bounded on the east by endaru fence, south by oya, west by ditch, and north by stone fence; situated at ditto.

4. The soil and all the plantations of Pansalagawaowatta *alias* watta of 2 pelas paddy sowing extent; bounded on the east by oya, south by the ditch of Kadewatta, west by ditch, and north by ditch; situated at ditto.

5. The $\frac{1}{2}$ share out of the soil and everything thereon out of Hapugahaowitewatta of 6 lahas paddy sowing extent; bounded on the east by ditch, south by endaru fence, west by ditch, and north by ditch; situated at ditto.

6. The soil and everything thereon of Veralunwatta of about 15 lahas paddy sowing extent; bounded on the east and south by ditch, west by the endaru fence of the field, and north by oya; situated at Alapalawala, in Mawata pattu aforesaid.

7. The soil and everything thereon of Siyambalawewatta of 8 lahas paddy sowing extent; bounded on the east by the stone fence of Siyambalawehena, south by bank, west by ela, and north by field; situated at ditto.

8. The soil and everything thereon of Pansalewatta of 15 lahas paddy sowing extent; bounded on the east by bank, south by bank of Bogahakumbura, west by bank, north by oya; situated at ditto.

9. The field called Kandedeniyeekumbura of 5 lahas paddy sowing extent; bounded on the east by high road, south by oya, west by Berakarayageowitewatta, and north by high road; situated at ditto.

10. Kendekumbura of 6 lahas paddy sowing extent; bounded on the east by the liminary ridge of Kendekumbura belonging to Nainankada Durayala and others, south by the liminary ridge of Kohowilekumbura, west by wella, and north by the liminary ridge of Kebellagahakumbura belonging to E. Horatala Duraya; situated at ditto.

To levy Rs. 1,047.85, with further interest on Rs. 670, at 9 per cent. from August 7, 1914.

Deputy Fiscal's Office, R. G. WIJETUNGA,
Kegalla, November 24, 1914. Deputy Fiscal.

In the Court of Requests of Colombo.

G. A. Fernando of Pettah, Colombo Plaintiff
No. 30,624. Vs.

Meeyana Kona Mana Mohamado Marikar of Nangalla, in Otara pattu, Kegalla District Defendant.

NOTICE is hereby given that on January 9, 1915, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz.—

1. Padinchiwahitinawatta, in extent 5 pelas of paddy sowing with the plantations thereon, situated at Nangalla, in Otara pattu of Beligal korale, in Kegalla District; bounded on the east by high road, south by ditch, west by ditch of Hakuragewatta, north by ditch.

2. An undivided $\frac{1}{2}$ share of soil and of plantations of Ambalangodellewatta, in extent 1 pela of paddy sowing, situated at Nangalla; bounded on the east by high road, south by the limit of Sana Muna's garden, west by limit of Bogahamulawatta, north by limit of Sallugewatta.

Deputy Fiscal's Office, R. G. WIJETUNGA,
Kegalla, December 1, 1914. 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 Kurunegala will be holden at the Court-house in the Town Hall, Kurunegala, on Monday, January 4, 1915, 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,
Kurunegala, November 25, 1914.

S. D. SAMARASENHA,
for Fiscal.