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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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## DRAFT ORDINANCE.

### MINUTE.

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

An Ordinance to provide for the Surrender of Fugitive Criminals from the Federated Malay States.

Preamble.

WHEREAS persons who have committed certain crimes or offences within the Federated Malay States may escape to this island, and it is expedient to provide for the apprehension of such fugitive criminals from justice, and for their surrender to the Government of the Federated Malay States in order that they may be dealt with according to law: 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 Federated Malay States (Fugitive Criminals) Ordinance, 1903."

## Interpretation.

2 In the interpretation of this Ordinance and the schedules thereto the following expressions shall, unless repugnant to or inconsistent with the context, have the meaning hereinafter assigned to them, viz.:

“British Resident” means the British Resident in Perak, or Selangor, or Pahang, or Negri Sembilan, or any person by law authorized to act as such Resident.

“Federated Malay States” means the Federated States of Perak, Selangor, Pahang and Negri Sembilan.

“Surrender offence” means any offence which, if committed in Ceylon, would be one of the offences mentioned in the first schedule hereto.

“Fugitive criminal” means any person accused or convicted of a surrender offence committed within the jurisdiction of the Federated Malay States, who is or is suspected of being in Ceylon.

The surrender offences mentioned in the first schedule to this Ordinance shall be construed according to the law in force in Ceylon at the date of the alleged surrender offence

## Power to add or expunge from the schedule of offences.

Provided always that the Governor in Council may from time to time, by order to be published in the *Government Gazette*, declare that any offence specified in such order and not included in the first schedule hereto shall form part thereof, and from and after the date of the publication of such order the offence specified therein shall come within the operation of this Ordinance as if the same had been originally included in the said schedule; and further that the Governor in Council may at any time, by order to be published in the *Government Gazette*, declare that any offence specified in the first schedule hereto, or which may hereafter be added to the said schedule as hereinbefore provided, shall no longer form part thereof, and from and after the date of the publication of such order such offence shall cease to come within the operation of this Ordinance.

## Restrictions on surrender.

3 The following restrictions shall be observed with respect to the surrender of fugitive criminals:

(1) A fugitive criminal shall not be surrendered if the offence in respect of which his surrender is demanded is one of a political character, or if he prove to the satisfaction of the police magistrate or of a judge of the Supreme Court, if brought before the court on a writ of *habeas corpus*, or of the Governor, that the requisition for his surrender has in fact been made with a view to try or punish him for a crime or offence of a political character, or for a crime or offence which is not a surrender offence.

(2) A fugitive criminal who has been accused of a crime or offence in Ceylon not being the surrender offence for which his surrender is demanded, or who is undergoing sentence under any conviction in the island, shall not be surrendered until after he has been discharged whether by acquittal or on expiration of his sentence or otherwise.

## Liability to be surrendered.

4 Every fugitive criminal shall be liable to be apprehended and surrendered in manner provided by this Ordinance, whether the surrender offence in respect of which the surrender is demanded was committed before or after the passing of this Ordinance, and whether there is or is not any concurrent jurisdiction in any court in Ceylon over that crime.

## Requisition to the Governor may be followed by the order to magistrate for warrant of apprehension.

5 Whenever the requisition for the surrender of a fugitive criminal is made to the Governor by a British Resident, the Governor may, by order under his hand and seal, signify to a police magistrate that such requisition has been made, and require him to issue his warrant for the apprehension of the fugitive criminal.

Duties of a magistrate upon receipt of such order.

6 A police magistrate, on receipt of the said order, shall issue his warrant for the apprehension of the fugitive criminal, or, if the fugitive criminal be already in custody, shall issue his order to all necessary persons to bring the fugitive criminal before him to be dealt with according to this Ordinance.

Magistrate may also issue warrant as in ordinary cases.

7 A police magistrate may also issue his warrant for the apprehension of a fugitive criminal on such information or complaint as would, in his opinion, justify the issue of a warrant if the alleged surrender offence had been committed in Ceylon.

A fugitive criminal apprehended on a warrant so issued shall be discharged by the police magistrate, unless the police magistrate, within such time as, with reference to the circumstances of the case, he shall think reasonable, receives from the Governor an order signifying that a requisition has been made for the surrender of such fugitive criminal.

Hearing of the case and evidence of offence being political.

8 When a fugitive criminal is brought before a police magistrate, he shall hear the case in the same manner, and have the same jurisdiction and powers, as nearly as may be, as if the prisoner were brought before him charged with an indictable offence committed in Ceylon.

Provided always that—

Evidence in case of person accused.

(1) Copies of depositions signed or taken before any judge or other competent magistrate having authority in the Federated Malay States, to take cognizance of the crime charged, and authenticated in manner hereinafter provided, may be received in evidence of criminality of such fugitive criminal.

Evidence in case of a person convicted.

(2) In the case of a person convicted in the Federated Malay States of a surrender offence a copy of the conviction, authenticated in manner hereinafter provided, may be received in evidence, and shall, where the police magistrate is satisfied that such person is according to the law of the Federated Malay States unlawfully at large, justify such police magistrate in committing such person to prison to await the further order of the Governor without re-opening the case.

Proof of identity.

(3) In every case proof of the identity of the fugitive criminal must be given to the satisfaction of the police magistrate.

Authentication of documents.

(4) Warrants of arrest and copies of depositions, signed or taken before any such judge or other competent magistrate as aforesaid, and copies of convictions shall be received in evidence, if the warrant of arrest purports to be signed by such judge or magistrate, and if the copies of depositions purport to be certified under the hand of such judge or magistrate to be true copies of the original depositions, and if the copy of the conviction purport to be certified under the hand and official seal of a British Resident to be a true copy of the original conviction. The signature of every such judge or magistrate and his authority to take cognizance of the crime or offence charged shall be sufficiently proved if the document purport to be sealed with the official seal of a British Resident, and all courts of justice in this colony shall for the purpose of this Ordinance take judicial notice of such seal, and shall admit the documents so authenticated by it to be received in evidence without further proof.

Documents to be read to the fugitive, who must be asked to show cause.

(5) The warrant of arrest and the copy of the depositions, or, as the case may be, the copy of the conviction, shall be read to the fugitive criminal, if he so desires, and he shall be asked if he has any valid cause to show why he should not be committed to prison to await the order of the Governor.

Evidence of offence being political.

The police magistrate shall receive any evidence which may be tendered to show that the offence of which the fugitive criminal is accused is an offence of a political character or is not a surrender offence.

Committal to prison.

9 If at the hearing before a police magistrate such evidence is produced as would, subject to the provisions of this Ordinance, justify the committal of the fugitive criminal for trial at the district or the Supreme Court if the surrender offence of which he is accused had been committed in Ceylon, and in cases of conviction provided for by section 8, subsection (2), of this Ordinance the police magistrate shall commit him to prison to await the further order of the Governor, but otherwise shall order him to be discharged.

If the police magistrate commits the fugitive criminal to prison, he shall thereupon inform the fugitive criminal that he will not be surrendered until after the expiration of fifteen days from the date of such committal, and that he has a right to apply to the Supreme Court for a writ of *habeas corpus*, and such police magistrate shall forthwith send to the Governor the depositions and other evidence in the case, together with a report thereon.

Notice to Attorney-General before discharge.  
Non-application of provisions of Criminal Procedure Code relating to appeals from police magistrates.

10 Before ordering a fugitive criminal to be discharged the police magistrate shall cause notice of his intention to make such order to be served on the Attorney-General.

11 The provisions of "The Criminal Procedure Code, 1898," so far as they relate to appeals from the decisions of police magistrates, shall not apply to proceedings under this Ordinance.

Warrant of surrender when to be signed.

12 (1) Upon the expiration of fifteen days from the date of the police magistrate's order of committal or if a writ of *habeas corpus* has been issued, and if upon the return to the writ the Supreme Court has not discharged the fugitive criminal, immediately after the decision of the court, or after such further period in either case as the Governor may allow, the Governor may, by warrant under his hand and seal, order the fugitive criminal to be surrendered to such person as the Governor considers to be authorized to receive him on behalf of the Government of the Federated Malay States, and the fugitive criminal shall be surrendered accordingly.

(2) If the fugitive criminal while in Ceylon escapes out of any custody into which he has been delivered in pursuance of a police magistrate's warrant as aforesaid, it shall be lawful for any police officer or constable to take him without warrant and to restore him to the custody from which he has escaped, and for the person from whose custody the fugitive criminal has escaped to re-take him or receive him from such police officer or constable and to hold him at all times as upon the original warrant.

Discharge of fugitive criminal.

13 Except where any proceedings are actually pending upon a writ of *habeas corpus* before the Supreme Court, and in such case with the concurrence in writing of the judge having cognizance thereof, the Governor may at any time, by order under his hand and seal, discharge a fugitive criminal from custody.

Discharge if not surrendered within two months, or on application after decision upon *habeas corpus* to a judge upon notice to the Crown.

14 If a fugitive criminal who has been committed to prison under this Ordinance to await the order of the Governor is not surrendered and conveyed out of the colony within two months after such committal, or within two months after the determination of any proceedings upon a writ of *habeas corpus*, as the case may be, any judge of the Supreme Court may, upon application made to him by or on behalf of the fugitive criminal, and upon proof that reasonable notice of the intention to make such application has been given to the Attorney-General, order the fugitive criminal to be discharged out of custody, unless sufficient cause is shown to the contrary.

Aiders and abettors in surrender offences.

15 Every person who is accused or convicted of having counselled, procured, commanded, aided, or abetted the commission of any surrender offence, or of being accessory before the fact to any surrender offence, shall be deemed for the purposes of this Ordinance to be accused or convicted of having committed such offence, and shall be liable to be apprehended and surrendered accordingly.

Protection of magistrate and others acting under warrant.

16 If any suit or action be brought against a police magistrate, jailer, police officer, constable, or any other person for anything done under or in obedience to any warrant or order issued under the provisions of this Ordinance, the proof of such warrant or order shall be a sufficient answer to such suit or action, and the defendant on such proof as aforesaid shall be entitled to a verdict or judgment accordingly, and shall also be entitled to all costs of suit.

Forms.

17 The forms in the second schedule hereto, or forms to the like effect with such variations and additions as circumstances require, may be used for the purposes therein indicated and according to the directions therein contained, and instruments in these forms shall (as regards the form thereof) be valid and sufficient.

#### FIRST SCHEDULE.

##### Surrender Offences.

Murder and attempt to, and abetment of, murder.  
Culpable homicide not amounting to murder.  
Voluntarily causing hurt or grievous hurt.  
Any offence under section 319 of the Ceylon Penal Code.  
Any indictable offence under chapter XII. of the said Code.  
Any indictable offence under chapter XVIII. of the said Code.  
Any offence under sections 367, 368, 369, 370, 371, 386, 387, 389, 390, 391, 392, 394, 395, 396, 400, 401, 402, and 403 of the said Code.  
Any offence under sections 147, 148, and 149 of Ordinance No. 7 of 1853, intituled "An Ordinance for regulating the due Collection, Administration, and Distribution of Insolvent Estates."  
Rape or any offence under section 345 of the Ceylon Penal Code.  
Abduction.  
Kidnapping.  
Any offence under sections 334, 335, 336, 337, 338, and 339 of the said Code.  
House-breaking.  
House-breaking by night.  
Any offence under sections 418, 419, and 421 of the said Code.  
Any offence under sections 380, 381, 382, 383, and 384 of the said Code.  
Any offence under sections 374, 375, 376, 377, and 378 of the said Code.  
Piracy by law of nations.  
Sinking or destroying any vessel at sea or attempting to do so.  
Assaults on board a ship on the high seas with intent to destroy life or to do grievous bodily harm.  
Revolt or conspiracy to revolt by two or more persons on board a ship on the high seas against the authority of the master.  
Any offence under sections 190, 191, and 192 of the Ceylon Penal Code or the abetment of any such offence.  
Any indictable offence under sections 412, 413, 414, 415, 416, and 420 of the said Code.  
Any offence under sections 303, 304, 305, 306, 307, 308, and 309 of the said Code.  
Unnatural offences.

#### SECOND SCHEDULE.

##### Forms.

Form of Order by the Governor to a Police Magistrate to issue his Warrant.

By His Excellency \_\_\_\_\_, Governor and Commander-in-Chief of the Island of Ceylon and its Dependencies.

To \_\_\_\_\_, Police Magistrate.

Whereas requisition has been made to me by \_\_\_\_\_ for the surrender of \_\_\_\_\_, late of \_\_\_\_\_, accused of the commission of

the offence of \_\_\_\_\_ within the jurisdiction of the Federated Malay States: Now I hereby, by this order under my hand and seal, signify to you to issue your warrant for the apprehension of such fugitive.

Given under my hand at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 190—.

Seal

\_\_\_\_\_  
Governor.

By command,

\_\_\_\_\_  
Colonial Secretary.

#### Form of Warrant of Apprehension by the Order of the Governor.

In the Police Court of \_\_\_\_\_.

To (name and designation of the person or persons who is or are to execute the warrant).

Whereas His Excellency the Governor, \_\_\_\_\_, by order under his hand and seal, hath signified to me that requisition hath been duly made to him for the surrender of \_\_\_\_\_, late of \_\_\_\_\_, accused of the commission of the offence of \_\_\_\_\_ within the jurisdiction of the Federated Malay States:

This is therefore to command you, in His Majesty's name, forthwith to apprehend the said \_\_\_\_\_ wherever he may be found in the Island and bring him before me, or some other Police Magistrate sitting in this Court, to show cause why he should not be surrendered in pursuance of "The Federated Malay States (Fugitive Criminals') Ordinance, 190—," for which this shall be your warrant.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 190—.

Signed \_\_\_\_\_,  
Police Magistrate.

#### Form of Order to bring before a Police Magistrate a Criminal already in Custody.

In the Police Court of \_\_\_\_\_.

To the Fiscal of the \_\_\_\_\_ Province, and the Superintendent of the Prison at \_\_\_\_\_.

Whereas His Excellency the Governor, \_\_\_\_\_, by order under his hand and seal, hath signified to me that requisition hath been duly made to him for the surrender of \_\_\_\_\_, late of \_\_\_\_\_, accused of the commission of the offence of \_\_\_\_\_ within the jurisdiction of the Federated Malay States:

This is therefore to command you, in His Majesty's name, forthwith to bring the said \_\_\_\_\_ before me, or some other Police Magistrate sitting in this Court, to be dealt with according to the provisions of "The Federated Malay States (Fugitive Criminals') Ordinance, 190—," for which this shall be your sufficient warrant.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 190—.

Signed \_\_\_\_\_,  
Police Magistrate.

#### Form of Warrant of Apprehension without Order of the Governor.

In the Police Court of \_\_\_\_\_.

To (name and designation of the person or persons who is or are to execute the warrant).

Whereas it has been shown to the undersigned, a Police Magistrate in \_\_\_\_\_, Ceylon, that \_\_\_\_\_, late of \_\_\_\_\_, is accused of the commission of the offence of \_\_\_\_\_ within the jurisdiction of the Federated Malay States:

This is therefore to command you, in His Majesty's name, forthwith to apprehend the said \_\_\_\_\_ and to bring him before me, or some other Police Magistrate sitting in this Court, to be further dealt with according to law, for which this shall be your sufficient warrant.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 190—.

Signed \_\_\_\_\_,  
Police Magistrate.

## Form of Warrant of Committal.

In the Police Court of \_\_\_\_\_ in the Island of Ceylon.

To the Fiscal of the \_\_\_\_\_ Province, and the Superintendent of the Prison at \_\_\_\_\_.

On this \_\_\_\_\_ day of \_\_\_\_\_, 190—, \_\_\_\_\_ late of \_\_\_\_\_, is brought before me, a Police Magistrate of Ceylon, to show cause why he should not be surrendered in pursuance of "The Federated Malay States (Fugitive Criminals) Ordinance, 190—," on the ground of his being accused of the commission of the offence of \_\_\_\_\_ within the jurisdiction of the Federated Malay States, and forasmuch as no sufficient cause has been shown to me why he should not be surrendered in pursuance of the said Ordinance:

This is therefore to command you, the said Fiscal, in His Majesty's name, forthwith to convey and deliver the body of the said \_\_\_\_\_ into the custody of the said Superintendent, and you, the said Superintendent, to receive the said \_\_\_\_\_ into your custody, and him there safely keep until he is thence delivered pursuant to the provisions of the said Ordinance, for which this shall be your sufficient warrant.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 190—.

Signed \_\_\_\_\_,  
Police Magistrate.

## Form of Warrant of the Governor for the Surrender of a Fugitive Criminal.

By His Excellency \_\_\_\_\_, Governor and Commander-in-Chief of the Island of Ceylon and its Dependencies.

To the Superintendent of \_\_\_\_\_, and to \_\_\_\_\_.

Whereas \_\_\_\_\_, late of \_\_\_\_\_, accused of the commission of the offence of \_\_\_\_\_ within the jurisdiction of the Federated Malay States, was delivered into the custody of you \_\_\_\_\_, the Superintendent of \_\_\_\_\_, by warrant dated the \_\_\_\_\_, pursuant to "The Federated Malay States (Fugitive Criminals) Ordinance, 190—:"

Now I do hereby, in pursuance of the said Ordinance, order you, the said Superintendent of \_\_\_\_\_, to deliver the body of the said \_\_\_\_\_ into the custody of the said \_\_\_\_\_, and I command you, the said \_\_\_\_\_, to receive the said \_\_\_\_\_ into your custody, and to convey him and there place him into the custody of \_\_\_\_\_, who is authorized by the Federated Malay States authorities to receive him, for which this shall be your warrant.

Given under my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_ 190—.



\_\_\_\_\_  
Governor.

By command,

\_\_\_\_\_  
Colonial Secretary.

## Form of Order of Discharge by the Governor.

By His Excellency \_\_\_\_\_, Governor and Commander-in-Chief of the Island of Ceylon and its Dependencies.

To the Superintendent of \_\_\_\_\_.

Whereas one \_\_\_\_\_ is now in your custody as a fugitive criminal under the provisions of "The Federated Malay States (Fugitive Criminals) Ordinance, 190—:"

And whereas it has been determined that no warrant shall be granted for the surrender of the said \_\_\_\_\_:

Now I do hereby order and require you to discharge the said \_\_\_\_\_ from custody under the said Ordinance.

Given under my hand and seal at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 190—.



\_\_\_\_\_  
Governor.

By command,

\_\_\_\_\_  
Colonial Secretary.

By His Excellency's command,

EVERARD IM THURN,  
Colonial Secretary.

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Last Will and Testament of John Francis Way, late No. 1,883 C. } of Colombo, deceased.

THIS matter coming on for disposal before A. de A. Seneviratne, Esq., Acting District Judge of Colombo, on the 18th day of May, 1903, in the presence of Messrs. Julius & Creasy, Proctors, on the part of the petitioners John Spicer and Andrew Ewing Fleming; and the affidavit of John Spicer, dated 7th May, 1903, having been read:

It is ordered that the will of John Francis Way, deceased, dated 14th October, 1901, be and the same is hereby declared proved, unless any person interested shall, on or before the 4th day of June, 1903, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said John Spicer and Andrew Ewing Fleming are the executors named in the will, and that they are entitled to have probate of the same issued to them accordingly, unless any person interested shall, on or before the 4th day of June, 1903, show sufficient cause to the satisfaction of this court to the contrary.

A. DE A. SENEVIRATNE,  
Acting District Judge.

The 28th day of May, 1903.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late Isubu Lebbe Sinne Lebbe Marikar Hadjar, deceased, of Wellawatta.

THIS matter coming on for disposal before A. de A. Seneviratne, Esq., Acting District Judge of Colombo, on the 18th day of May, 1903, in the presence of Mr. Tiruvilingam on the part of the petitioner Sinne Lebbe Marikar Abdul Azez; and affidavit of the petitioner, dated 6th May, 1903, having been read: It is ordered that the aforesaid petitioner be declared entitled to have letters of administration to the estate of Isubu Lebbe Sinne Lebbe Marikar Hadjar issued to him, as an heir, unless (1), Puthumma Natchia *alias* Muttu Natchia of Wellawatta, widow of Isubu Lebbe Sinne Lebbe Marikar Hadjar, deceased, (2) Ayisa Umma of Wellawatta, (3) Zuleika Umma of Wellawatta, and (4) Thuhufa Umma of Grandpass in Colombo, shall, on or before the 4th day of June, 1903, show sufficient cause to the satisfaction of this court to the contrary.

A. DE A. SENEVIRATNE,  
Acting District Judge.

The 18th day of May, 1903.

In the District Court of Colombo.

Testamentary Jurisdiction. } In the Matter of the estate of the late Dematagodage Juanis Appu, deceased, of Niripola.

THIS matter coming on for disposal before A. de A. Seneviratne, Esq., Acting District Judge of Colombo, on the 19th day of May, 1903, in the presence of Mr. Ranasinghe on the part of the petitioner Edirisinghe Vitanage Babahami; and the affidavit of Rajapassapatirage Odiris, dated 27th January, 1903, having been read:

It is ordered that the aforesaid petitioner be declared entitled to have letters of administration to the estate of Dematagodage Juanis Appu issued to her, as his widow, unless Dematagodage Kattohami and her husband Rajapassapatirage Odiris, both of Pinnawala in the Meda pattu

of Hewagam korale, shall, on or before the 4th day of June, 1903, show sufficient cause to the satisfaction of this court to the contrary.

A. DE A. SENEVIRATNE,  
Acting District Judge.

The 19th day of May, 1903.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Last Will and Testament of Liyanage *alias* Liyanakandage Leonora Perera, late of Pita Kotte in the Palle pattu of Salpiti korale, deceased.

THIS matter coming on for disposal before Felix R. Dias, Esq., Additional District Judge of Colombo, on the 22nd day of May, 1903, in the presence of Messrs. Julius & Creasy, Proctors, on the part of the petitioner; and the affidavit of Kalukapuge William Francis Perera, dated 8th day of April, 1903, having been read: It is ordered that the will of Liyanage *alias* Liyanakandage Leonora Perera, deceased, dated 27th day of August, 1902, be and the same is hereby declared proved, unless any person interested shall, on or before the 4th day of June, 1903, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Kalukapuge William Francis Perera is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless any person interested shall, on or before the 4th day of June, 1903, show sufficient cause to the satisfaction of this court to the contrary.

F. R. DIAS,  
Additional District Judge.

The 22nd May, 1903.

In the District Court of Kalutara.

*Order Nisi declaring Will proved, &c.*

Testamentary Jurisdiction. } In the Matter of the Joint Last Will and Testament of Asuramuni Grigoris de Fonseka Abeyasekera Gunaratna, deceased, of Maha Waskaduwa, and of his wife Tirimadura Sarichchi Mendis Gunasekera Wijesiriwardena of Maha Waskaduwa.

THIS matter coming on for disposal before W. F. H. de Saram, Esq., District Judge of Kalutara, on the 11th day of May, 1903, in the presence of Mr. A. de Abrew, Proctor, on the part of the petitioner Tirimadura Sarichchi Mendis Gunasekera Wijesiriwardena of Maha Waskaduwa; and the affidavit of the said petitioner, dated 8th May 1903, having been read: It is ordered that the will of Asuramuni Grigoris de Fonseka Abeyasekera Gunaratna, deceased, and of his wife Tirimadura Sarichchi Mendis Gunasekera Wijesiriwardena, dated 13th July, 1902, be and the same is hereby declared proved, unless any person interested shall, on or before the 18th day of June, 1903, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Tirimadura Sarichchi Mendis Gunasekera Wijesiriwardena 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 interested shall, on or before the 18th day of June, 1903, show sufficient cause to the satisfaction of this court to the contrary.

W. F. H. DE SARAM,  
District Judge.

The 11th day of May, 1903.



In the District Court of Kandy.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late Sakkarapedigedera Ponna Maha Duraya, deceased, of Karagala in the Ganga Ihala korale of Udapalata.  
No. 2,283.

THIS matter coming on for disposal before John Henricus de Saram, Companion of the Most Distinguished Order of Saint Michael and Saint George, District Judge of Kandy, on the 13th day of March, 1903, in the presence of Mr. Jayetileke, Proctor, on the part of the petitioner Sakkarapedigedera Dingu of Karagala in Ganga Ihala korale of Udapalata; and the affidavit of the said petitioner, dated 18th April, 1903, having been read:

It is ordered that the petitioner Sakkarapedigedera Dingu of Karagala in Ganga Ihala korale of Udapalata be and she is hereby declared entitled to letters of administration to the estate of Sakkarapedigedera Ponna Maha Duraya, deceased, of Karagala aforesaid, as the daughter of the said deceased, unless Sakkarapedigedera Siru of Karagala aforesaid shall, on or before the 12th day of June, 1903, show sufficient cause to the satisfaction of this court to the contrary.

J. H. DE SARAM,  
District Judge.

The 13th day of May, 1903.

In the District Court of Kandy.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late Rajapakse Ratnayake Abeysinghe Wasala Mudiyansele Appuhamy Registrar, deceased, of Hanguranketa in Diyatileka korale of Upper Hewaheta.  
No. 2,286.

THIS matter coming on for disposal before John Henricus de Saram, Companion of the Most Distinguished Order of Saint Michael and Saint George, District Judge of Kandy, on the 2nd day of May, 1903, in the presence of Mr. C. Jayetileke on the part of the petitioner Weerasinghe Wasala Mudiyansele Ranmenika of Hanguranketa in Diyatileka korale of Upper Hewaheta; and the affidavit of Welllearawey Abeysinghe Mudiyansele Ranmenika of Hanguranketa aforesaid, dated 1st May, 1903, having been read:

It is ordered that the petitioner Weerasinghe Wasala Mudiyansele Ranmenika of Hanguranketa in Diyatileka korale of Upper Hewaheta be and she is hereby declared entitled to letters of administration to the estate of Rajapakse Ratnayake Abeysinghe Wasala Mudiyansele Appuhamy, late of Hanguranketa aforesaid, as the widow of the said deceased, unless Rajapakse Ratnayake Abeysinghe Wasala Mudiyansele Tikiri Menika of Hanguranketa aforesaid, Rajapakse Ratnayake Abeysinghe Wasala Mudiyansele Dingiri Menika of Wegama in Upper Hewaheta, and Rajapakse Ratnayake Abeysinghe Wasala Mudiyansele Qoin Menika of Hanguranketa aforesaid, shall, on or before the 8th day of June, 1903, show sufficient cause to the satisfaction of this court to the contrary.

J. H. DE SARAM,  
District Judge.

The 2nd day of May, 1903.

In the District Court of Kandy.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late Herat Mudiyansele Kiri Banda Aratchilla, deceased, of Kalugammana in Uda Bulatgama.  
No. 2,287.

THIS matter coming on for disposal before John Henricus de Saram, Companion of the Most Distinguished Order of Saint Michael and Saint George, District Judge of Kandy, on the 12th day of May 1903, in the presence of Messrs. Beven & Beven, Proctors, on the part of the petitioner Herat Mudiyansele Punchirala of Kalugammana in Uda Bulatgama; and the affidavits of the said petitioner and of Hettihewage Siman

Hamy of Ambagamuwa in Uda Bulatgama, dated the 12th May, 1903, having been read:

It is ordered that the petitioner Herat Mudiyansele Punchirala of Kalugammana in Uda Bulatgama, be and he is hereby declared entitled to letters of administration to the estate of Herat Mudiyansele Kiri Banda Aratchilla of Kalugammana in Uda Bulatgama, as the son of the said deceased, unless Wagure Gammahalage Dingiri Hamy, Herat Mudiyansele Dingiri Appu, and Herat Mudiyansele Mohotti Appu, all of Kalugammana in Uda Bulatgama, shall, on or before the 12th day of June, 1903, show sufficient cause to the satisfaction of this court to the contrary.

J. H. DE SARAM,  
District Judge.

The 12th day of May, 1903.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late Veluppillai Tampapillai of Tambagamam, deceased.  
No. 1,337.

Vyramuttu Appakutty of Periyapallai.....Petitioner.

1, Valliammai, wife of Vyramuttu Appakutty of Periyapallai; 2, Thamar Sithemparapillai and wife 3, Theivansipillai of Periyapallai; 4, Sithemparapillai Ponniah of Tambagamam; 5, Veeragattiar Nallatampi of Tambagamam.....Respondents.

THIS matter of the petition of Vyramuttu Appakutty of Periyapallai praying for letters of administration to the estate of the above-named deceased Veluppillai Tampapillai of Tambagamam coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 19th day of March, 1903, in the presence of Mr. Tambiah S. Cooke, Proctor, on the part of the petitioner; and affidavit of the petitioner, dated the 9th day of March, 1903, having been read: It is declared that the petitioner is the next of kin 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 the 9th day of June, 1903, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS,  
District Judge.

The 19th day of March, 1903.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late Charlot Tankammah, wife of David Nallatamby John of Changanai, deceased.  
No. 1,349.

David Nallatamby John of Changanai.....Petitioner.

1, Mary, widow of Bryant of Changanai; 2, Robert Ponniah Bryant of Navaly; 3, William Bryant of Chetty street, Vannarponnai.....Respondents.

THIS matter of the petition of David Nallatamby John of Changanai praying for letters of administration to the estate of the above-named deceased Charlot Tankammah, wife of David Nallatamby John, coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 6th day of May, 1903, in the presence of Mr. Tambiah S. Cooke, Proctor, on the part of the petitioner; and affidavit of the petitioner, dated the 30th day of April, 1903, having been read: It is declared that the petitioner is the husband of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before the 8th day of June, 1903, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS,  
District Judge.

The 6th day of May, 1903.

## In the District Court of Jaffna.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late Kathiresar Veluppillai of Neerveli, deceased.

No. 1,350.  
Class I.

Sithamparappillai Thampiah of Neerveli.....Petitioner.

Vs.

1, Teyvanaippillai, wife of Thampiah of Neerveli; and 2, Kasinatar Kathiresu of Neerveli .....Respondents.

THIS matter of the petition of Sithamparappillai Thampiah of Neerveli praying for letters of administration to the estate of the above-named deceased Kathiresar Veluppillai coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 7th day of May, 1903, in the presence of Messrs. Casippillai & Cathiravelu, Proctors, on the part of the petitioner; and affidavit of the petitioner, dated the 6th day of May, 1903, having been read: It is declared that the petitioner is the husband of the sole heir 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 the 12th day of June, 1903, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS,  
District Judge.

This 7th day of May, 1903.

## In the District Court of Jaffna.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late Thangamuttupillai, wife of Vallipuram of Vannarponnai east, deceased.

No. 1,351.  
Class I.

Veluppillai Vallipuram of Vannarponnai east.....Petitioner.

Vs.

(1) Kasinatar Sinnattampi and his wife (2) Chinnachchi of Punnalaikkadduvan.....Respondents.

THIS matter of the petition of Veluppillai Vallipuram of Vannarponnai east praying for letters of administration to the estate of the above-named deceased Thangamuttupillai, wife of Vallipuram, coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 8th day of May, 1903, in the presence of Messrs. Casippillai & Cathiravelu, Proctors, on the part of the petitioner; and affidavit of the petitioner, dated the 8th day of May, 1903, having been read: It is declared that the petitioner is the lawful husband of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before the 12th day of June, 1903, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS,  
District Judge.

This 8th day of May, 1903.

## In the District Court of Chilaw.

Testamentary Jurisdiction. } In the Matter of the Intestate estate of Randeni Korallalage Leisahamy of Puruduwella, deceased.

No. 656.

THIS matter coming on for disposal before H. R. Freeman, Esq., District Judge of Chilaw, on the 30th April, 1903, after reading the petition, and affidavit of Dasanayake Hithamilage Karolis Appu of this date: It is ordered that the said Dasanayake Hithamilage

Karolis Appu be declared entitled to administer the estate of his deceased wife Randeni Korallalage Leisahamy, late of Puruduwella, and that letters of administration of her estate be issued to him accordingly, unless sufficient cause be shown to the contrary on the 2nd day of June, 1903.

April 30, 1903.

H. R. FREEMAN,  
District Judge.

## In the District Court of Mannar.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate, Goods, Chattels, Rights and Credits of Elizammal Lemberto, wife of Avarai Silvai, late of Talaimannar, deceased.

Savery Avarai Silvai of Talaimannar.....Petitioner.

Vs.

(1) Antony Santiago Croos and wife (2) Sepamalai Silvai, and (3) Avuran Saveryan Silvai, minor, by his guardian *ad litem* the 1st respondent, all of Talaimannar.....Respondents.

THIS matter coming on for disposal before E. B. Denham, Esq., District Judge of Mannar, on the 12th day of November, 1902, in the presence of Mr. S. Mudir Anantham, Proctor, on the part of the petitioner Savery Avarai Silvai of Talaimannar; and the affidavit of the said petitioner, dated 12th day of November, 1902, having been read: It is ordered that the said Savery Avuran Silvai be and he is hereby declared entitled to have letters of administration to the estate of the deceased Elizammal Lemberto issued to him, as her husband, unless the respondents above-named or any other person shall, on or before the 15th day of June, 1903, show sufficient cause to the contrary.

E. B. DENHAM,  
District Judge.

This 12th day of November, 1902.

## In the District Court of Puttalam.

Testamentary Jurisdiction. } In the Matter of the Intestate Estate of Meana Moona Wawa Naina, late of Puttalam, deceased.

No. 187.

Naina Mohamado Meera Natchia of Puttalam...Petitioner.

Vs.

(1) Sellamah, widow of Meera Naina Sammatty; (2) Katchi Palle, widow of Sinne Kattu Wawa; (3) Kader Bibi, wife of Kuppe; (4) Meera Saibo Agamadu Naina guardian *ad litem* over the minors (1) Mohamado Abdul Cader, (2) Mohamado Abdullah, (3) Sulcha-amma, all of Puttalam.....Respondents.

THIS matter coming on for disposal before Geoffrey Montagu Cookson, Esq., District Judge of Puttalam, on the 20th day of May, 1903, in the presence of Mr. W. S. Strong, Proctor, on the part of the petitioner; and the petitioner's affidavit dated the 20th day of May, 1903, and her petition dated the same day having been duly read: It is ordered that the petitioner be and she is hereby declared entitled to letters of administration to the estate and effects of Meana Moona Wawa Naina, late of Puttalam, deceased, unless the respondents or any other persons shall, on or before the 16th day of June, 1903, show sufficient cause to the satisfaction of this court to the contrary.

G. COOKSON,  
District Judge.

May 20, 1903.

## NOTICES OF INSOLVENCY.

## In the District Court of Kalutara.

No. 112. In the matter of the insolvency of Mahabaduge Salman Perera of Desastra Kalutara.

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 June 16, 1903, to consider the question of the grant of a certificate of conformity to the said insolvent.

By order of court,  
W. M. DE SILVA,  
Secretary.

Kalutara, May 20, 1903.

## In the District Court of Kandy.

No 1,462. In the matter of the insolvency of Velayan Kangany of Seenapattytotam, Gampola.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on July 3, 1903, for the

consideration of the grant of a certificate of conformity to the above-named insolvent.

By order of court,  
W. M. DE SILVA,  
Secretary.

Kandy, May 25, 1903.

## In the District Court of Badulla.

No. 95. In the matter of the insolvency of George Francis Fitz Roy of Dikkapitiya estate in Haputale.

NOTICE is hereby given that the second sitting has been adjourned to June 27, 1903.

By order of court,  
J. NO. DHARMAKIRTI,  
Secretary.

Badulla, May 26, 1903.

## NOTICES OF FISCALS' SALES.

## Western Province.

## In the District Court of Colombo.

Nugegodage Marthelis Silva of Kotahena in Colombo, now of Maradana in Colombo.....Plaintiff.  
No. C 17,092. Vs.

1, Nugegodage William de Silva of Mutwal, Colombo, executor of the last will and testament of Vidanelage Rodo Nona Sosa *alias* Soysa, late of Mutwal, Colombo, deceased; and 2, Nugegodage John de Silva of Mutwal, Colombo.....Defendants.

NOTICE is hereby given that on Friday, June 26, 1903, at 3 o'clock in the afternoon, will be sold by public auction at the premises the following property specially mortgaged and hypothecated by the said Rodo Nona Sosa *alias* Soysa by bond No. 1,589, dated February 23, 1893, and decreed to be sold by the decree entered in the above action, for the recovery of the sum of Rs. 2,200 and Rs. 133.75 costs of suit, and poundage, viz. :—

All that half part of and from a garden with the buildings standing thereon (bearing assessment No. 3), situated and lying at Mutwal, within the Municipality of Colombo; bounded on the north-east by the other part of this garden belonging to Watutantrige Cornelis Alwis, on the south-east by the other part of this garden, on the south-west by the road to the seashore, and on the north-west by the property of John Armitage, Esq.; containing in extent 10 $\frac{5}{16}$  square perches.

LOUIS A. DASSENAIKE,  
Deputy Fiscal.

Fiscal's Office,  
Colombo, May 27, 1903.

## In the District Court of Negombo.

Kuna Pana Kana Nana Kana Raman Chetty of Negombo.....Plaintiff.  
No. 4,137. Vs.

J. S. M. Fernando of Rose Bank, Mahahunupitiya.....Defendant.

NOTICE is hereby given that on June 20, 1903, commencing at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :—

An undivided one-fifth share of Mahawattarama, situate at Katukenda and Petigoda in the Dunagaha pattu of Alutkuru korale; and bounded on the north by Maha-oya; on the east by the allotment No. 2, in extent 181 acres 3 roods and 1 perch, belonging to the heirs of Mehidukulesuriya Domingo Fernando, renter, deceased; on the south by a road separating the allotment No. 3, in extent 340 acres 2 roods and 22 perches, belonging to Clara Pinto; and on the west by Maha-oya; containing in extent 58 acres 2 roods and 28 perches more or less.

Amount to be levied Rs. 448.50, and interest on Rs. 250 at 24 per cent. per annum from June 5 to September 5, 1901, and thereafter at 9 per cent. per annum till payment in full, interest not to exceed principal.

FRED. G. HEPPONSTALL,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Negombo, May 26, 1903.

## Central Province.

In the District Court of Kandy.

P. Ana Mary Peris Hamu and L. O. S.

Jayasinghe ..... Plaintiffs.

No. 15,439. Vs.

Samarakon Mudienselege Tikiri Banda  
alias Samarakon Arachchille of

Mangoda ..... Defendant.

NOTICE is hereby given that on June 25, 1903, at 12 o'clock noon, will be sold by public auction at the premises the following property mortgaged upon bond dated January 16, 1901, viz.:-

The land called Iriyagahalena of 24 acres and 2 roods in extent, situate at Dehideniya in Udapalata of Tumpane; bounded on the east by road and the lands described in plans Nos. 52,244 and 52,246, on the south by land described in plan No. 51,993, on the west by lands described in plans Nos. 52,181 and 51,997, on the north by land described in plan No. 51,996 and land claimed by natives, with everything thereon; all the right, title, interest, and claim whatsoever of the defendant in, to, upon, or out of the said premises mortgaged by the defendant.

Amount of writ Rs. 1,091.14 and interest.

Fiscal's Office.

Kandy, May 27, 1903.

F. G. TYRRELL,  
Deputy Fiscal.

In the District Court of Kandy.

Thomas Dickson of South Africa ..... Plaintiff.

No. 15,468. Against

Kulia Kavandan's son Weerappen

Cangany of Haggala estate, Madulkele ..... Defendant.

NOTICE is hereby given that on June 23, 1903, commencing at 12 o'clock noon, will be sold by public auction at the premises the following property mortgaged upon bond No. 1,062, dated January 13, 1900, decreed by the judgment in the above case, declared bound and executable on the footing of the aforesaid mortgage :-

(1) An undivided half share of and in all that allotment of land called Pambaketiya Mahagalagawattenpatana, situate in the village Kosgama in Palispattu in the District of Dumbara, Central Province; bounded on the east and south-east by land said to belong to the Crown, by Poovakketiya-ella, and by land claimed by natives; north by the land said to belong to the Crown; on the south and south-west by land claimed by natives and by a road; on the west by a road; and on the north-west by land said to belong to the Crown, by a road, and by Wattagalle ela; containing in extent, exclusive of the road and reservation thirty links wide passing through the land 22 acres 3 roods and 6 perches in the whole.

(2) An undivided one-half part or share of and in all that allotment of land called Dalukoyahena, situate in the village Kosgama aforesaid; bounded on the north-east by a road, on the south by land described in plan No. 76,322, and on the west by land claimed by Carupen and Seyadu Cader and by Katuwelhenakandura; containing in extent 1 acre and 21 perches in the whole.

(3) An undivided half part or share of and in all that allotment of land called Dalukoyahena, situate in the village Kosgama aforesaid; bounded on the north by land described in plan No. 80,295, on the east by land described in plan No. 76,322, on the south-east and south by land described in plan No. 80,291, and on the west by Dalukoya; containing in extent, exclusive of the road and water-course passing through the land, 3 acres and 36 perches in the whole.

(4) An undivided one-half part or share of and in all that allotment of land called Dalukoyahena, situate in the village Kosgama aforesaid; bounded on the north by Katuwelhenakandura, on the east by land described in plan No. 76,356, on the south by land described in plan No. 80,296, and on the west by Daluk-oya; containing in extent 2 acres in the whole.

(5) An undivided half part or share of and in all that allotment of land called Dalukoyahena, situate in the village Kosgama aforesaid; bounded on the north-west

and north by land described in plan No. 80,296, on the east by land described in plan No. 76,323, on the south by land described in plan No. 80,292, and on the west by Daluk-oya; containing in extent, exclusive of the road and water-course passing through the land, 2 acres and 21 perches in the whole.

And all the right, title, interest, and claim whatsoever of the defendant in, to, upon, or out of the said several premises mortgaged by the said defendant.

Amount of writ to be recovered Rs. 2,109.87.

F. G. TYRRELL,  
Deputy Fiscal.Fiscal's Office,  
Kandy, May 27 1903.

In the District Court of Colombo.

Hettiakandegge Santiago Fernando of  
Moratuwa ..... Plaintiff.

No. 16,852. Against

1, Visala Achchi, wife of 2, Vana Nawanna  
Natchiappa Chetty of Brassfounder street  
of Colombo ..... Defendants

NOTICE is hereby given that on June 27, 1903, commencing at 12 o'clock noon, will be sold by public auction at the premises the following property mortgaged and hypothecated to and with the plaintiff as a primary mortgage as per bond No. 2,210, dated July 31, 1900, and decreed to be sold by the judgment in the above case, viz.:-

All that estate called and known as Prospect Hill, together with all the buildings, machinery, fixtures, furniture, tools, implements, cattle, and other the live and dead stock, crops, produce, and appurtenances whatsoever to the said estate and premises belonging, comprising the following allotments of land, namely :-

1. All that and those several allotments of land, situate and lying at Uda Peradeniya in Gangawatta-of Yatinuwara; and bounded on the north by road leading to Augusta estate and by land belonging to natives, on the south by land belonging to natives and Peradeniya estate, on the east by Augusta estate; containing in extent 43 acres or thereabout.

2. An undivided one-half part or share of and in all that land called Getaudukonahena, situate at Uda Peradeniya aforesaid; bounded on the east by the ditch of Gedarawatta, on the south by staves planted on the limit of Mudiense's chena, on the west and north by the limit of Mr. Jayatileke's property; containing in extent in the whole about 3 acres.

3. Seven undivided twelve parts or shares of and in all that land called Kapuajjadaniyahena, situate at Uda Peradeniya aforesaid; bounded on the east by the limit of Abeyakoon Mudiensegedara Kiri Banda, late Arachchilla's Udagedarawatta, on the south by the limit of Kahatagahamadittehena, the property of Adrihanenaya, on the west by the limit of New Peradeniya estate, and on the north by the limit of Baddagedarawattahena and the limit of Muttaiya's property, formerly Mr. Jayatileke's estate; containing in extent about 5 acres in the whole.

4. An undivided one-fourth part or share of and in all that land called Keenagahamadittehena, situate at Uda Peradeniya aforesaid; bounded on the east by the emberangaha (tree) and the limit of Abeyakoon Mudienselehenena, on the south by the limit of Talagahamudienselehenena and by the limit of Abeyakoon Mudienselegehena, on the west by the limit of Abeyakoon Mudienselege Kiri Banda, late Arachchilla's hena, and on the north by the ela or the stream of Augusta estate; containing in extent 9 acres more or less.

5. All that land called Kahatagahamadittehena, situate at Uda Peradeniya aforesaid; and bounded on the east by the limit of Kahatagahamadittehena, the property of Talagahagedara Kiri Banda, on the south by the limit of Assanagodehena and the limit of Kahatagahamadittekumbura, on the west by the limit of New Peradeniya estate, and on the north by heeriya or ridge of Kapuajjadaniya; containing in extent 7 acres more or less.

6. The land called Udadeniyapolgagawapela, situate at Uda Peradeniya aforesaid, excluding therefrom the northern two lahas paddy sowing extent, the remaining 8 lahas being bounded on the east by the limit of Punc irala's field, south by the stream of Dingirala's field, west by ditch and Asweddumekumbura, and on the north by the limit of the remaining two lahas; containing in extent 52 acres 3 roods and 15 perches.

Amount of writ Rs. 14,550, with further interest on Rs. 12,000 at 12 per cent. per annum from May 26, 1902, to June 6, 1902, and thereafter at 9 per cent. per annum till payment in full, and costs.

F. G. TYRRELL,  
Deputy Fiscal.  
Fiscal's Office,  
Kandy, May 27, 1903.

### Northern Province.

In the District Court of Jaffna.

Francis Samiel and wife Ceciliappillai of Karaure ..... Plaintiffs.  
No. 2,825. Vs.

Kostantinupillai Antonipillai of Karaure for himself and as executor of the will of his late wife Elizabeth Ponnamma of Karaure ..... Defendant.

NOTICE is hereby given that on Wednesday, July 1, 1903, at 10 o'clock in the forenoon, will be sold by public auction at the spot the right, title, and interest of the said late Elizabeth Ponnamma, wife of Costantinupillai Anthonipillai, in the following property, for the recovery of Rs. 1,376-06, with interest on Rs. 1,230 at the rate of 9 per cent. per annum from July 16, 1902, until payment in full (provided that such interest does not exceed Rs. 1,083-94), and cost of suit being Rs. 125-69, viz. :-

In an undivided half share, together with the whole of the southern room of the house, the whole of the well, and the whole of the bungalow, and with half share of the other appurtenances of a piece of land situated at Karaure called Ariyaturayantorai; containing or reputed to contain in extent  $3\frac{1}{4}$  lahas varaku culture, with its appurtenances; bounded or reputed to be bounded on the east by property of Anasymuttu, widow of Lazaru, north by a lane, west by property of Peturu Sinnakkuddy, and south by property of Masaliya, widow of Verunaduttupillai and others.

V. THAMBIPILLAI,  
Deputy Fiscal.  
Fiscal's Office,  
Jaffna, May 22, 1903.

### Southern Province.

In the District Court of Tangalla.

Abraham Galappattige Derolis Appu of Mawella ..... Plaintiff.  
No. 478. Vs.

Ediriwira Patabendige Dineshami of Mawella ..... Defendant.

NOTICE is hereby given that on Tuesday, June 30, 1903, at 12 o'clock noon, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property, for the recovery of Rs. 233-58 $\frac{1}{2}$ , viz. :-

The lot E, being  $\frac{120}{1000}$  part of the soil, together with the plantations of the land known as lot No. 1 of Disawagewatta *alias* Aretowawatta, situated at Mawella, and the thatched house of 7 cubits standing thereon; and bounded on the east by property of Ediriwira Patabendige Nonkohami and others; south by property of Don Samel, Don Nicholas, and Derolis, west by property of Diwunhami, Konnehami, and Kawanihami; and north by mukalana.

J. A. DUNUWILLE,  
Deputy Fiscal.  
Deputy Fiscal's Office,  
Tangalla, May 22, 1903.

In the District Court of Galle.

Cheena Kuna Mana Sohokalingam Chetty of Kaluwella ..... Plaintiff.  
No. 5,849. Vs.

Wijewickrama Dondias de Silva of Gonapinuwala ..... Defendant.

NOTICE is hereby given that on Saturday, June 27, 1903, commencing at 2.30 o'clock in the afternoon, will be sold by public auction at the premises in the following property, viz. :-

1. All that one-fourth part of the fruit trees and soil of the lot No. 5 of the land Elapalewatta, situate at Halpatota and Gonapinuwala, bordering the road from Hikkaduwa to Baddegama; containing in extent 43 acres and 16-95 perches.

2. All that one-fourth part of the fruit trees and soil of lot No. 6 of Elapalewatta aforesaid, in extent 58 acres.

3. One-fourth part of lot No. 3 of Galbodakumbura, in extent 12 bushels of paddy, at Gonapinuwala.

Properties mortgaged and decreed to be sold by the judgment and decree of the above case.

Writ amount Rs. 919 97, with interest on Rs. 772-50 at 9 per cent. per annum from June 28, 1900.

C. T. LEEMBRUGGEN,  
Deputy Fiscal.  
Fiscal's Office,  
Galle, May 20, 1903.

In the Court of District of Galle.

Dewendra Frederick de Silva of Galle ..... Plaintiff.  
No. 6,093. Vs.

Abraham Abeyssekera of Kumbalwella ..... Defendant.

NOTICE is hereby given that on Saturday, July 4, 1903, commencing at 2 o'clock in the afternoon, will be sold by public auction at the premises in the following property, viz. :-

1. The soil and trees of an allotment of land Akera-walakumbura, in extent 1 rood and 24 perches, situate at Kumbalwella.

2. An undivided half part of the fruit trees and soil of Dolahenekanattewatta, together with an undivided half part of the house of 11 cubits and half of the kitchen, and also the boutique standing thereon, at ditto.

3. An undivided one-fourth part of the fruit trees and soil of Tirappowawatta, at ditto.

Property mortgaged and decreed to be sold by the decree of the above case.

Writ amount Rs. 771-22, with interest at 9 per cent. per annum on Rs. 702-72 from April 22, 1901.

C. T. LEEMBRUGGEN,  
Deputy Fiscal.  
Fiscal's Office,  
Galle, May 20, 1903.

### North-Western Province.

In the District Court of Chilaw.

P. K. R. S. Sidambaram Chetty, by his attorney Ramen Chetty of Madampe ..... Plaintiff.  
No. 2,491. Vs.

Christopher Brito Paulickpulle of Puttalam, executor of the last will and testament of C. B. Paulickpulle, Mudaliyar, deceased ..... Defendant.

NOTICE is hereby given that on Monday, June 29, 1903, 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 estate in the following property, viz. :-

The soil cocoanut and other productive trees and the two tiled houses, together with other buildings standing on the garden Andimullathottem, situate at Chilaw; and bounded on the north by fence of garden of Bastian Gabriel Appu and others, east by the house and premises of Nathaniel Cooke and by garden of Francis Maleappa, south by footpath, and on the west by road leading to church.

The soil cocoonut and other productive trees and the tiled house, together with the other buildings standing on the garden called Panamarattudythottem, situate at Chilaw; bounded on the north by fence of garden now belonging to the heirs of Henry Maleappa, which formerly belonged to the aforesaid debtor, east by road leading to the church, south by drain, west by fence of garden belonging to the heirs of Neina Mohammado.

Amount recoverable Rs. 600, with legal interest thereon from May 6, 1902, and poundage.

H. R. FREEMAN,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Chilaw May 25, 1903.

In the District Court of Chilaw.

Sena Kana Runa Seena Sidambaram Chetty  
of Madampe and another..... Plaintiffs.

No. 2,653 Vs.

Segu Ibrahim Neina Levvai Tamby Marikar  
of Pulichchakulam..... Defendant.

NOTICE is hereby given that on Tuesday, June 30, 1903, 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 defendant in the following property, viz. :—

(1) Half part or share of all those three allotments of land now forming one property and called and known as Notary's Chenattottam, situate at Pulichchakulam in Anaivulundau pattu, in the District of Chilaw, which is of the extent of about 70 acres, exclusive of the high road passing through the land; and bounded on the north by land belonging to the above-named defendant and others, east by land belonging to defendant and by high road, south by land belonging to defendant and land belonging to the heirs of Kader Saibo, overseer, west by a path and Sinna Battulu-oya.

(2) Two allotments of land now forming one property called and known as Battuluoyakelle, situate at Battulu-oya in Anaivulundau pattu, in the District of Chilaw as aforesaid, which is of the extent of 25 acres 2 roods and 15 perches; and bounded on the north by land described in preliminary plan 163,503, east by reservation along the Kiriyankalli-oya, south by Crown land, and west by reservation of a road and lands described in plans Nos. 71,555, 71,554, and 71,553.

(3) Four-fifth parts or shares of the land, situate at Pulichchakulam as aforesaid, which is of the extent of 7 acres 1 rood and 12 perches; and bounded on the north by land claimed by Sina Kavanna Mohiyadeen, east by land claimed by Cassim Mohideen Tamby Neina Pulle, south by road, and west by a ditch.

(4) One-fifteenth parts or shares of the garden called and known as Vavuntottam, situate at Battulu-oya as aforesaid, which is of the extent of 21 acres and 2 roods; and bounded on the north by land described in plan No. 71,534, east by land reserved for public purposes along the road, south by land described in plan No. 71,551, and west by a water-course and land claimed by natives.

(5) All that land called and known as Veheramukalana, situate at Pahala Palugaswewa and Diganwewa in Anaivulundau pattu as aforesaid, which is of the extent of 21 acres 2 roods and 36 perches; and bounded on the north and west by Crown land, east by Pahala Palugaswewa claimed by Sinnappu Vedarala and others, Crown lands called Pahala Palugaswewa and Veheramukalana and Midellagaha and Dikwela claimed by Andirala Appuhamy and others, and south by a path and Crown land called Samarakulawatta.

(6) All that land called and known as Bangaladitottam alias Siyambalagahawatta, situate at Battulu-oya as aforesaid, which is of the extent of 3 acres; and bounded on the north by the fence of Bangalattottam, east and south by fence of the garden belonging to Suniayasa, Police Headman, and others, and west by the road.

(7) All that paddy field called and known as Palaiyadi-kotuwa, situate at Pudukudiyiruppuwa in Anaivulundau pattu as aforesaid, which is of the extent of 6 acres or 20 parraks paddy sowing soil; and bounded on the north by

partition dam of the garden belonging to Segu Mugaiyadin Havivo Mohammadu, Division Officer, and others, east by partition fence of the garden belonging to the said Division Officer, south by partition fence of the field belonging to Tamby Marikar Parikari, and west by partition dam of the field belonging to Kadirinsa Marikar and others.

(8) All that land called and known as Aleyadi Lenuentottam, situate at Pudukudiyiruppuwa as aforesaid; and bounded on the north by dam of the field belonging to Assen Meera Lebbe Vidane and others, east by partition fence of the lands purchased from the Crown by Veraman Adampulle, south by the dam of the tank, and west by the partition fence of the garden belonging to the defendant and by dam of the field belonging to Assen Neina Lebbe and others; containing of about 5 acres in extent.

(9) All that land called and known as Modiyarsena, situate at Pudukudiyiruppuwa as aforesaid, which is of the extent of about 12 acres; and bounded on the north by perianavel tree standing on the partition fence of the garden belonging to Pakkir Tamby Assen Neina Levvai, east by the partition fence of the garden which once belonged to Magudupulle Kuppe Tamby and Kadiru Magaiyadeen, and now belonging to Kavino Mohammado, west by the partition fence of the garden which once belonged to Naina Lebbe Kadiru Saibo and I. T. Kuppa Tamby, and now belonging to Kavivo Muhamado, Division Officer, south by dam of the field of Maguda Pulle Kuppe Tamby and by the land of the said Division Officer.

(10) All that paddy field called and known as Kamalanvayal, situate at Pulichchakulam as aforesaid, which is of the extent of about 15 acres or 50 parraks paddy sowing soil; and bounded on the north by the dam of the field of Nadoncottawa, east by dam of the field of Weeran, south by the dam of the tank and the dam of the field of Sinna Sammatty, and west by the garden of Mohamadu Tamby Lebbe and others.

(11) One-fifteenth part or share of the land called and known as Senaltottam, situate at Battulu-oya as aforesaid, which is of the extent of about 1½ acre; and bounded on the north and south by garden of Seyanna Lebbe Tamby Marikar and others, east by the Puttalam road, west by the field belonging to villagers and reservation of a road.

(12) Half part or share of the field called and known as Sammatrayavadiyanpiruvu vayal, situate at Pulichchakulam as aforesaid, which is of the extent of 30 parraks paddy sowing soil or about 9 acres; and bounded on the north by the partition dam of the field belonging to Segu Mohammado, east by Pallavayal belonging to S. A. S. Agamadu Neina Mohammadu Tamby Marikar, south by dam of the field belonging to Kadirusa's heirs, and west by Pambalaikanduvayal belonging to S. A. S. Agamadu Neina Segu Mohammadu Tamby Marikar and others.

(13) One-fourth part or share of the land called and known as Kattuwwa Kudirindattottam, situate at Pulichchakulam as aforesaid, which is of the extent of about 5 acres; and bounded on the north by the garden of the heirs of the late Sekady, east by ridge of the field belonging to Vallipuram and a canal leading to Madelodai, south by the ridge of the field called Camalan belonging to Segu Mohammadu Tamby Marikar, west by the ridge of the long range of fields of the heirs of Sekady.

(14) One-seventh part or share of the land called and known as Kiriankali, situate at Kiriyankalli in Anaivulundau pattu as aforesaid, which is of the extent of about 5 acres; and bounded on the north by Karuthanvilluchcharion Ruhakattoo, east by the river called Kiriankalliaru, south by Vattubuney Attankare, and west by Tottekany Attankovakkinerrittucheyadevetty.

(15) One-tenth part or share of the land called and known as Kiriankally Kattukany, situate at Battulu-oya as aforesaid, which is of the extent of about 3 acres; and bounded on the north by the land belonging to the heirs of Meerasa Marikar, east and south by the lands belonging to Ali Tamby Mohammado Muhayadeen and others, west by the Puttalam road.

Amount recoverable Rs. 71,724, with interest thereon at the rate of 9 per cent. per annum from May 7, 1903, and poundage.

E. LAWSON KOCH,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Chilaw, May 26, 1903.



In the District Court of Negombo.

Ravenna Kaná Nana Supramanian Chetty of  
Negombo.....Plaintiff.  
No. 4,444. Vs.

Warnaculasuriya Ichchampulige Pedro Fer-  
nando and another of Katuneriya.....Defendants.

**N**OTICE is hereby given that on Tuesday, June 30,  
1903, commencing at 1 o'clock in the afternoon,  
will be sold by public auction at the premises the right,  
title, and interest of the said defendants in the following  
property, viz. :—

The land called Madangahawatta of about 200 coconut  
trees plantable extent, situate at Katuneriya in Kammal  
pattu, Chilaw District; bounded on the north by land of  
Marsalino Fernando and others, east by high road, south  
by dewata road, west by land of the heirs of Philippu  
Fernando.

2. Undivided half share of the land called Kahatagaha-  
watta and Karandagahaowita, situate at Katuneriya  
aforesaid; bounded on the north by portion of this land  
given to planter, east by land of the heirs of Jagorias  
Perera Muppurala and others, south by the field called  
(vela), and west by land of Christian Peris; containing in  
extent about 260 coconut trees plantable extent.

3. Two-twelfth shares of the garden called Millagaha-  
watta and of the tiled house standing thereon of about  
2½ acres in extent, situate at Katuneriya; and bounded  
on the north by fence of land of Marsal Fernando, east by  
high road, south by dewata road, west by fence of garden  
of Benedict Fernando and others.

4. Two-twelfth shares of the garden called Kosgaha-  
watta and of the tiled building standing thereon of about  
4 acres in extent, situate at Katuneriya aforesaid; bounded  
on the north by dewata road, east by road called Parana-  
vidipara, south by fence of land of Amaris Fernando,  
west by limit of land of Helena Perera and others.

Amount recoverable Rs. 3,383.12, with interest on  
Rs. 2,800 at 12 per cent. per annum from January 24,  
1902, till May 30, 1902, and thereafter at 9 per cent. per  
annum and poundage.

Deputy Fiscal's Office,  
Chilaw, May 19, 1903.

H. R. FREEMAN,  
Deputy Fiscal.

In the Court of Requests of Chilaw.

Una Muna Muna Ravenna Mana Annamale  
Chetty of Madampe ..... Plaintiff.  
No. 9,126. Vs.

Warnaculasuriya Mahawaduge Mathes Fer-  
nando of Horagolla.....Defendant.

**N**OTICE is hereby given that on Wednesday, July  
1, 1903, at 1 o'clock in the afternoon, will be  
old by public auction at the premises the right, title,

and interest of the said defendant in the following  
property, viz. :—

Half share of Nugagahawatta of about 8 acres in extent,  
situate at Marawila Mudukatuwa in Medapalata, Chilaw  
District; the entire land is bounded on the north by  
land of Manuel Fernando; east by the old road; south  
by land planted by Selan Gurunnanse and Agonis  
Fernando; west by land planted by Carolis Fernando and  
Poloris Fernando.

Amount recoverable Rs. 72.11, with interest on Rs. 54.36  
at 9 per cent. per annum from February 27, 1903, and  
poundage.

Deputy Fiscal's Office,  
Chilaw, May 19, 1903.

H. R. FREEMAN,  
Deputy Fiscal.

In the District Court of Colombo.

S. K. R. S. Sidambaram Chetty of Ma-  
dampe.....Plaintiff.  
No. 15,852. Vs.

Samuel Henry Perera, presently of Madampe...Defendant.

**N**OTICE is hereby given that on Monday, June 29,  
1903, 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. :—

All that southern portion of land marked letter C, in  
extent 58 acres (excluding therefrom a portion of land in  
extent 8 acres towards the south), from and out of all that  
allotment of land called Bogomuwahena, situate in the  
village Bogomuwa in Anaivilundan pattu, Chilaw District;  
bounded on the north by lands described in plans  
Nos. 143,174, 143,177, and 143,178, reservation along the  
Patiniya-ela, a road, and Siyambalagahalande claimed  
by J. W. Gunawardane and another; north-east by  
land described in plan No. 143,177, reservation along the  
Patiniya-ela, and Bogomuwela claimed by J. W. Gunawar-  
dane, east by reservation along the Patiniya-ela and Kadu-  
ruwewa, Bogomuawatta and Bogomuawela claimed  
by J. W. Gunawardane, and Siyambalagahalande claimed by  
J. W. Gunawardane and another; south-east by Bogaha-  
wela claimed by J. W. Gunawardane, Siyambalagahalanda  
claimed by J. W. Gunawardane and another, reservation  
along the Kaduwewa and Ellakkallie-ela, and reservation  
for a road; south by reservation along the Haduwewa and  
lands described in plans 143,176, 143,177; and south-west  
by lands described in plan 143,174, 143,176; and on the  
west by a road and lands described in plans Nos. 143,174,  
143,175, 143,176, 143,177, and 143,178; containing in extent  
159 acres and 1 rood; belonging to the defendant upon  
Government grant dated April 18, 1889.

Amount recoverable Rs. 6,239.50, with further interest  
on Rs. 4,500 at 18 per cent. per annum from October 1,  
1901, to December 30, 1901, and thereafter at 9 per cent.  
per annum and poundage.

Deputy Fiscal's Office,  
Chilaw, May 19, 1903.

H. R. FREEMAN,  
Deputy Fiscal.

## DISTRICT AND MINOR COURTS NOTICES.

**N**OTICE is hereby given that a suit has been instituted in the Court of Requests of Avisawella by twelve labourers  
of Eila estate, Yatiyantota, against the proprietor or proprietors thereof, under the Ordinance No. 13 of 1889.  
for the recovery of their wages amounting to Rs. 195.

J. W. A. BILSBOROUGH,  
Chief Clerk.

This 25th day of May, 1903.