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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 Compensation for Losses by Riots.

Preamble. WHEREAS it is desirable to make provision for the payment of compensation in the case of damage caused by riots : 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 Riot Damages Ordinance, No. of 1915."

CHAPTER I.—PRELIMINARY.

Definitions. 2 In this Ordinance the expression "administrative division" means—

- (a) In the case of a village, the village headman's division ;
- (b) In the case of any town or village within the jurisdiction of a Sanitary Board, Local Board, or a Board of Improvement, the area contained within the administrative limits thereof.

The expression "labour tax lists" means the returns or lists for the time being in force for the purpose of the annual liability to perform labour on the public roads or otherwise, under Ordinances No. 10 of 1861, No. 31 of 1884, No. 18 of 1892, and No. 13 of 1898.

Provision of compensation for damage by riots. 3 Where any house, shop, or building has been injured or destroyed, or the property therein has been injured, stolen, or destroyed, by any persons riotously and tumultuously assembled together, compensation shall be payable to the owners thereof for the damage so caused in such manner as is provided by this Ordinance.

CHAPTER II.—COMMISSIONERS.

Governor
may appoint
Commissioners.

4 (1) For the purpose of assessing any damage so caused and for awarding compensation in respect thereof, the Governor may appoint Commissioners, with such powers and duties as are hereinafter defined.

(2) Where a Commissioner has been appointed, damages shall not be recoverable by any person in respect of any matter specified in section 3 which is within the jurisdiction of the Commissioner, except in pursuance of the provisions of this Ordinance, and all actions already instituted for the recovery of such damages shall abate accordingly.

Duties of
Commissioners.

5 It shall be the duty of the Commissioners so appointed—

- (a) To ascertain by personal inquiry the amount of the damage;
- (b) To report the amount of such damage to the Governor;
- (c) To apportion to any area for which they may be appointed the shares respectively payable by the administrative divisions comprised in such area;
- (d) To allot the sums payable as compensation for such damage among the persons residing or owning property within each administrative division.

Powers of
Commissioners.

6 (1) The Commissioners so appointed shall have the following powers:—

- (a) All the powers of a Police Magistrate for the purpose of summoning witnesses and enforcing the attendance of persons, the production of documents, the administration of oaths, and the issue of search warrants, and any other powers belonging to a Police Magistrate which may be reasonably required for the discharge of their duties under this Ordinance.
- (b) The power to call upon any person to declare on oath the amount of any damage which he may have sustained and in respect of which he claims compensation.
- (c) The power to require any person to furnish to them in such form as they may demand a full return in writing of all movable and immovable property of which such person is possessed, as well as his total annual income from all sources.

(2) Any person who within any time fixed by the Commissioner for the purpose (without reasonable excuse, the proof whereof shall be on him) refuses or neglects to furnish to a Commissioner any return demanded by the Commissioner under the last preceding sub-section shall be guilty of an offence, and liable on conviction to a fine not exceeding one hundred rupees, and in default to rigorous imprisonment not exceeding three months.

(3) Any person who in any inquiry held by a Commissioner, or in any document furnished upon his demand, or in any declaration made before him or presented to him, makes any statement which he knows, or has reason to believe, to be false shall be deemed to be guilty of the offence of giving false evidence in a judicial proceeding, and shall be punishable in accordance with the Penal Code.

CHAPTER III.—ASSESSMENT OF COMPENSATION.

Notice of
assessment.

7 Before assessing any damage the Commissioner shall give public notice in such manner as may be prescribed by order under section 12, or in the absence of such order in such manner as he may deem appropriate, either generally with reference to damage in any administrative division or part thereof, or particularly with reference to any special premises, stating—

- (a) The time and place at which he proposes to make the assessment;
- (b) The manner in which claims for assessment shall be presented to him;
- (c) A date (not being less than one month from the date of the notice) beyond which no claims for the assessment of damage will be entertained.

Limit of time for claims for assessment. 8 No claim for assessment of damages which is presented after the date fixed in any notice given under the last preceding section shall be entertained by the Commissioner, unless on good cause shown he in his discretion shall otherwise order.

Notice of adverse claims. 9 In any case in which a Commissioner receives notice that two or more persons claim adversely to be entitled to compensation in respect of any damage which he is assessing or which he proposes to assess, he shall serve upon each of the persons so claiming adversely a notice requiring him to take such steps as may be necessary to obtain a judicial decision on the matter at issue between them, and shall, pending such decision, proceed to assess the damage in question subject thereto.

Assessment to be conclusive. 10 Any assessment of damage made by a Commissioner or Commissioners in pursuance of this Ordinance shall be conclusive as to the amount of such damage.

Provided that the Governor in Executive Council may in his discretion in any case direct a re-assessment.

CHAPTER IV.—APPORTIONMENT OF COMPENSATION.

Riot areas. 11 (1) For the purpose of the recovery of compensation in respect of damage for which provision is made by this Ordinance, the Governor in Executive Council may declare any area of the Colony to be a riot area, and (subject to the provisions of Chapter IX.) may direct the recovery from the persons resident and owning property within such area—

- (a) Of the amount of all such damage in such area ; and
- (b) Of the costs of suppressing within such area the riots or disturbances within such area, by which such damage was occasioned.

(2) A certificate under the hand of the Colonial Secretary shall be conclusive as to the amount of such costs.

Provided that the Governor in Executive Council may direct that such costs shall in any case be deemed to be such percentage of the amount of the assessed damage as he shall specify.

Power of Governor in Executive Council. 12 (1) The Governor in Executive Council may, either generally with regard to any damage caused in the manner referred to in section 3 of this Ordinance, or particularly with regard to any special damage so caused, by Order in Council give directions in respect of all or any of the following matters :—

- (a) The assessment of damages.
- (b) The apportionment of the shares recoverable from the several administrative divisions of a riot area.
- (c) The allotment of such shares among the persons resident or owning property in such area.
- (d) The classification of such persons for the purpose of such allotment.
- (e) The dates on which the sums due in respect of compensation shall be paid, and the instalments, if any, in which they shall be so paid.
- (f) Generally, with respect to the exercise of the powers and the performance of the duties of Commissioners under this Ordinance.

(2) The Governor in Executive Council may exempt any class of persons from liability to pay compensation under this Ordinance, or may direct that special terms shall be granted to any class of persons, or to any administrative division, or may exempt any administrative division or any part thereof within a riot area from such liability.

Apportionment among administrative divisions. 13 Subject to any directions that may be contained in any order made under the last preceding section, the total amount of all damages and costs directed to be recovered in respect of any riot area shall, if such area comprise more than one administrative division, be apportioned among the administrative divisions of the area—

- (a) In proportion to the number of the male population of such division contained in the labour tax lists ;
- (b) Alternatively, in such other proportion as shall be directed under the last preceding section.

Amount of apportionment to be a charge on the village.

14 The Governor in Executive Council, by order published in the "Government Gazette," may direct that any sums so apportioned, or, in the case of a riot area comprising only a single administration area, any sums directed to be recovered under section 11, shall be a charge payable by the administrative division in respect of which the apportionment or direction is made.

CHAPTER V.—ALLOTMENT OF LIABILITY.

Allotment among persons liable.

15 Any sum declared to be a charge upon an administrative division by order under the last preceding section (together with the costs of any proceedings under this Chapter) shall be allotted by the Commissioner or Commissioners in manner in this Chapter provided.

Method of allotment.

16 (1) In each administrative division the Commissioner or Commissioners appointed for such division—

- (a) Shall cause lists to be made of all males of eighteen years and upwards residing within such division, and of all persons owning immovable property therein ;
- (b) Shall divide the persons contained in such lists into classes, in accordance with such principles of classification as may be prescribed by the Governor in Executive Council under section 12, having regard to the means and ability to pay of the persons comprised in each class ;
- (c) Shall assign to each class a proportion of the amount charged, in accordance with such principles as may be prescribed by the Governor in Executive Council under section 12 ;
- (d) Shall allot the amount of the proportion assigned to each class equally among the persons comprised in such class.

(2) For the purpose of the preparation of the lists referred to in paragraph (a) the lists prepared in accordance with section 42 of Ordinance No. 10 of 1861 shall be accepted as *prima facie* evidence of the particulars therein stated.

Exemptions and modifications.

17 (1) The Commissioner or Commissioners, for good cause shown, may exempt any person in whole or in part from any liability to which he may be subject under the last preceding section, or may extend the time for the discharge of any such liability.

(2) Where any person included in any list in any administrative division has been included or is liable to be included in any other list in some other administrative division, the Commissioner or Commissioners shall have regard to such inclusion or to such liability in any allotment made.

Publication of notice of allotment.

18 (1) The Commissioner or Commissioners shall cause to be published in the administrative division in respect of which any allotment under this Chapter is made a notice to the effect—

- (a) That such allotment has been made ;
- (b) That the sums allotted shall be payable before such dates and in such instalments, if any, as may be specified in the notice ;
- (c) That lists showing the amount payable by each person are open to inspection at such place or places within the limits of the administrative division as may be specified in the notice.

(2) Every such notice shall be published by beat of tom-tom in such administrative division, and copies of such notice, in the language or languages of the inhabitants, shall be posted up in conspicuous places within such administrative division.

Conclusiveness of lists.

19 A list showing the amounts allotted by a Commissioner or Commissioners in accordance with this Chapter, and signed by the Commissioner or Commissioners, shall be conclusive as to the liability of the persons contained in the list to pay the sums therein stated.

Provided that the Governor in Executive Council may in any case in his discretion direct that a fresh allotment shall be made.

Supplementary allotment.

20 Where the full amount of the sum declared to be a charge upon the administrative division cannot be recovered owing to the default in payment on the part of persons to whom liabilities have been allotted under this Chapter, the Commissioner may make a supplementary allotment in the manner provided in this Chapter, and all the provisions of this Chapter shall apply to any allotment so made.

CHAPTER VI.—ENFORCEMENT OF LIABILITY.

Recovery of amounts allotted.

21 If any sum allotted as payable by any person under this Ordinance, or any instalment thereof, is not duly paid, the amount shall be recovered by the Government Agent or Assistant Government Agent in whose Province or District the administrative division is situated, in manner provided by section 41 and sections 43 to 48 of "The Police Ordinance, No. 16 of 1865," and all the relevant provisions of the said sections shall, with the necessary modifications, apply, as if they had been embodied in this section.

Alternative method of enforcement.

22 In addition to, or in lieu of, proceeding in manner provided under the last preceding section the Government Agent or Assistant Government Agent may proceed in manner provided for in sections 14 and 15 of "The Repression of Crime (Consolidation) Ordinance, No. 3 of 1903," and all the relevant provisions of the said sections shall, with the necessary modifications, apply, as if they had been embodied in this section.

Provided that in any such case the scale of punishment shall, in lieu of that prescribed by section 15 (2) of the said Ordinance, be as follows:—

For any sum not exceeding one hundred rupees, one month.

For any sum of one hundred rupees or over, but not exceeding one thousand rupees, not less than one month and not more than six months.

For any sum exceeding one thousand rupees, not less than one month and not more than twelve months.

CHAPTER VII.—VOLUNTARY CONTRIBUTIONS.

Power of village to discharge liability by money payment or bond.

23 In lieu of taking proceedings for the allotment of liability under Chapter V., the Commissioner or Commissioners appointed in respect of any administrative division may agree to accept from the inhabitants and owners of property thereof, or such inhabitants or owners of property as may present themselves on behalf of the division, either payment in money of such amount as he or they may be authorized by the Governor to receive in discharge of the liability of the division, or a mortgage bond or other obligation executed by such inhabitants or owners of property and secured in such manner as the Commissioner or Commissioners may approve, pending full payment of such amount by instalments or otherwise.

Substitution of allotment under Ordinance.

24 (1) In the following cases, that is to say—

(a) Where the amount secured by any such bond or obligation, or any instalment thereof, is not paid or not completely paid;

(b) Where the Commissioner or Commissioners shall be satisfied that any person or persons among the inhabitants or owners of property in any administrative division have refused to contribute the share equitably due from him or them in respect of any payment made, or of any bond or obligation accepted;

(c) Where the Commissioner or Commissioners shall be satisfied that it is the general desire of the signatories of any bond or obligation to be relieved of their liability thereunder, and to have the liability of the division allotted in manner hereinbefore provided;

the Commissioner or Commissioners may (and in case (c) shall) proceed to allot the compensation payable by the inhabitants and owners of property in such division as though such bond or obligation had not been accepted.

(2) In any such case credit shall be given in the allotment lists to all persons in respect of any sum or sums they may have paid, and the balance due, if any, shall be alone recoverable.

(3) Where such allotment takes place in pursuance of paragraph (b) of sub-section (1) of this section, the costs of the allotment (or such proportion thereof as the Commissioner or Commissioners may deem reasonable) may in the discretion of the Commissioner or Commissioners be charged against any person who in the opinion of the Commissioner or Commissioners shall have been responsible for the necessity of such allotment, and shall be added to, and shall be recoverable in the same manner as, the amount allotted to such person in the allotment list.

(4) In any case under the said paragraph in which the Commissioner or Commissioners shall be satisfied that a general allotment is not necessary, the Commissioner or Commissioners may make a special allotment in respect of the liability of the person or persons refusing as aforesaid, and the amount of such allotment and (subject to the discretion of the Commissioner or Commissioners) the costs of making the same shall be recoverable in the same manner as a sum allotted in an allotment list, and shall be disposed of in such manner as the Governor in Executive Council shall direct.

CHAPTER VIII.—PAYMENT OF COMPENSATION.

Riot Damages
Fund.

25 (1) Subject to the provisions of the next succeeding Chapter, in the case of any riot or disturbance in respect of which this Ordinance shall be applied there shall be established a fund, to be called "The Riot Damages Fund," and to be kept by the Treasurer, and there shall be paid into such fund—

- (a) All sums collected in discharge of any liability under this Ordinance;
- (b) All other contributions towards the defrayal of the damage occasioned;
- (c) All fines or other sums collected in connection with the said riot or disturbance which the Governor may direct to be so credited.

(2) There shall be paid out of such fund all sums payable for or in respect of compensation, and any other sums on account of expenses incurred in connection with the said riot or disturbance which the Governor may direct to be so paid.

Payment of
compensation.

26 (1) Subject as aforesaid, in any case in which a Commissioner is satisfied that any person is entitled to any sum as compensation in respect of any damage which has been assessed under this Ordinance, he may (subject to the direction of the Governor) pay to such person such sum, in such manner, and in such instalments as he may determine.

(2) In the case of adverse claims the Commissioner shall withhold payment pending a settlement or a judicial decision upon such claims.

Subsequent
claims barred.

27 Upon the payment of any such sum no subsequent claim shall be entertained in respect of the same matter :

Provided that the person receiving such sum shall be deemed to receive it on behalf of the person who would be entitled thereto if the claim to compensation had been a right enforceable by a civil action.

Special
provisions for
Municipalities.

CHAPTER IX.—MUNICIPALITIES.

28 In any case in which the Municipal limits of any Municipality have been declared a riot area, the damage shall be assessed and compensation shall be payable in accordance with the provisions of this Chapter.

Appointment of Commissioners.

29 (1) The Commissioner or Commissioners shall be appointed by the Chairman of the Municipal Council, who may appoint himself a Commissioner, and section 47 of "The Municipal Councils Ordinance, No. 6 of 1910," shall not apply to any such appointment.

(2) A Commissioner appointed under this Chapter shall have all the powers accorded to a Commissioner under section 6 of this Ordinance, and all the provisions of that section shall apply to a Commissioner so appointed.

(3) All the provisions of sections 4 (2), 7 to 10, 35, 36, and 38 to 41 shall, with the necessary modifications, apply as if they had been embodied in this Chapter.

Amount of assessment to be a charge upon Municipal revenue.

30 (1) Upon the completion of the assessment, particulars thereof shall be published in the "Government Gazette." Such particulars shall specify the several premises in respect of which the assessment is made, the amount of the assessment in each case, and (subject to the provisions of section 9) the person to whom compensation is due; and thereupon the total amount of the assessment so published shall become a charge upon the Municipal fund of the Municipality in respect of which it is made.

(2) The Governor in Executive Council may direct that such charge shall be increased by the addition of such percentage as he may deem reasonable, as a contribution to the costs of suppressing the riot or disturbance by which the damage assessed was occasioned. The amount of such increase shall be deemed to be part of the charge and shall be payable out of the Municipal fund to the Treasurer, and shall be disposed of in such manner as the Governor in Executive Council shall direct.

Municipal Council may frame scheme.

31 (1) The Municipal Council may frame a scheme for the liquidation of the charge imposed upon its revenues under the last preceding section.

(2) Every such scheme shall be subject to the approval of the Governor in Executive Council, and any scheme so approved, on being published in the "Government Gazette," shall have the force of law.

(3) A scheme under this section may provide for the recovery of the amount payable by means of—

- (a) The levying of a rate on all property assessed for the purpose of Municipal rates;
- (b) A tax on persons liable to a labour tax under section 129 of "The Municipal Councils Ordinance, No. 6 of 1910," or on all males over the age of eighteen, or on such other persons as the Council may determine;
- (c) Any combination of any of the above methods of taxation;
- (d) Any other method approved by the Governor in Executive Council.

(4) A scheme under this section may provide for all or any of the following matters:—

- (a) The use or adaptation, for the purpose of the scheme, of any provisions of "The Municipal Councils Ordinance, No. 6 of 1910," or any by-laws made thereunder, relating to the collection and enforcement of rates and taxes or of the commutation of any tax;
- (b) The enforcement of any liability imposed by this section in accordance with Chapter VI., or any modification or adaptation thereof;
- (c) The exemption of any area or of any class of persons from the operation of the scheme, and the grant of special terms to any class of persons;
- (d) The liquidation of the charge imposed upon the Municipal fund by instalments; and
- (e) Any other matter which in the opinion of the Governor in Executive Council may be necessary or desirable for the purpose of the scheme.

Power to borrow.

32 (1) It shall be lawful for any Municipal Council on whose fund any charge is imposed under this Chapter, with the sanction of the Governor in Executive Council, to borrow such sum or sums as may be necessary for the purpose of discharging the same, on such terms and conditions as may be approved by the Governor in Executive Council.

(2) The limitation on the borrowing powers of a Municipal Council prescribed by section 216 of "The Municipal Councils Ordinance, No. 6 of 1910," shall not apply to a loan made under this section.

Rate to be
Municipal rate.

33 A rate imposed in accordance with a scheme under this Chapter shall be deemed to be a Municipal rate, and all the relevant provisions of "The Municipal Councils Ordinance, No. 6 of 1910," shall apply thereto.

Provided that in any agreement between any owner and any occupier by which provision is made for the incidence of Municipal rates or tax imposed by any Municipal Council falling upon the occupier, such provision shall not apply to a rate imposed under this Chapter.

Action by
claimants for
compensation.

34 (1) Where any scheme has been approved under this Chapter, any person to whom compensation is declared to be due in the assessment published in pursuance of section 29, or in the case of adverse claims any person to whom it is declared to be due in pursuance of section 35, whose claim is not discharged by the Municipal Council in accordance with the scheme, may bring an action against the Municipal Council for the payment of any sum due to him in accordance with the scheme.

(2) If no scheme is approved within three months of the publication of the assessment under section 30 of this Chapter, any such person may bring an action against the Municipal Council for the amount declared to be due to him, as aforesaid.

(2) Section 231 of "The Municipal Councils Ordinance, No. 6 of 1910," shall apply to any such action.

(3) Where judgment has been recovered against the Municipal Council in any such action, the amount of such judgment shall be payable out of the Municipal fund of such Council in accordance therewith.

(4) Upon the payment of any sum in pursuance of any scheme or assessment under this Chapter, whether upon a judgment or otherwise, no subsequent claim shall be entertained in respect of the same matter :

Provided that the person receiving such sum shall be deemed to receive it on behalf of the person legally entitled thereto.

CHAPTER X.—MISCELLANEOUS PROVISIONS.

Adverse claims.

35 In any case in which adverse claims are made to compensation under this Ordinance, any person so claiming may petition the District Court for a declaration of the respective rights of the persons so claiming, and the Court shall have jurisdiction to make order accordingly.

Exemptions.

36 Nothing in this Ordinance shall be deemed to render any person liable to taxation in respect of any immovable property by law exempt from taxation, or exempt from the payment of local or police rates.

Power to
quarter special
Military or
Police force.

37 (1) The Governor may quarter a special force of Military or Police in any administrative division in which he considers that it is desirable so to do, pending the assessment of damage and the recovery of compensation under this Ordinance, and for such longer period as he may consider necessary for the securing of good order in such administrative division.

(2) Such sum as shall be certified by the Colonial Secretary to be the cost of the maintenance of such special force within the administrative division may from time to time be allotted and recovered in the same manner as any sum allotted under Chapter V. of this Ordinance.

(3) For any administrative division in which such special force is quartered the Governor in Executive Council may make such regulations as he may deem fit for the maintenance of good order in such division, and any person committing a breach of any such regulation shall be guilty of an offence, and shall be liable on summary conviction to imprisonment of either description for a period not exceeding six months, with or without fine not exceeding one hundred rupees.

Status of Commissioners.	38 The Commissioners appointed under this Ordinance shall be deemed to be Public Servants within the meaning of the Penal Code, and Public Officers within the meaning of the Civil Procedure Code.
Protection of Commissioners.	39 No Commissioner appointed under this Ordinance shall be liable, either civilly or criminally, in respect of anything which he may have done or may have omitted to do, when acting in good faith, in pursuance or in supposed pursuance of his powers under this Ordinance.

CHAPTER XI.—TRANSITORY PROVISIONS.

40 This Ordinance shall be deemed to have been in force as from the Twenty-seventh day of May, 1915, and all the provisions thereof shall apply accordingly.

41 (1) All Special Commissioners appointed by the Officer Commanding the Troops or by the Governor in respect of any damage caused since the said Twenty-seventh day of May, 1915, shall be deemed to have been appointed as Commissioners under this Ordinance, and all assessments made, all damage or shares of damage charged upon or apportioned to any administrative division, all payments received, all bonds or obligations taken by any such Special Commissioner shall, be deemed to have been duly made, charged, apportioned, received, and taken in pursuance of his powers under this Ordinance, and all things shall be deemed to have been done, and all conditions to have been fulfilled, to give them validity thereunder.

(2) All payments made by any such Special Commissioner by way of compensation for such damage shall be deemed to have been made and to have been received in discharge, or in part discharge, as the case may be, of claims to compensation under this Ordinance.

(3) For the purposes of the application of this section, the Governor may by order declare any area to be a riot area, with effect from any antecedent date specified in the order.

By His Excellency's command,

Colonial Secretary's Office,
Colombo, September 2, 1915.

R. E. STUBBS,
Colonial Secretary.

Statement of Objects and Reasons.

THE object of this Ordinance is to introduce into Ceylon, with such latitude as local circumstances require, the principle of the English Common Law (now given statutory form in the Riot (Damages) Act, 1886) that compensation for damages incidental to riots shall be payable by the inhabitants of the area in which such damages are occasioned.

2. The Ordinance provides in the first place for the assessment of the damages; in the second place for the apportionment of the amount assessed among the various administrative divisions of the areas declared "riot areas"; and in the third place for the allotment of the amount apportioned to each division among its inhabitants and property owners.

3. The principle on which the amount apportioned is to be allotted is that of "The Repression of Crime (Consolidation) Ordinance, No. 3 of 1903," more commonly known as "The Punitive Police Ordinance." The Governor in Executive Council, in this and in all other matters relating to the administration of the Ordinance, is constituted the directing and controlling authority.

4. Provision is made in the alternative for a voluntary allotment of the amount due by the inhabitants themselves, and for the adjustment of questions arising out of such voluntary allotment.

5. Special provision is made by Chapter IX. for the case of Municipalities, whose administrative autonomy is therein recognized, and whose responsibility is defined in the same manner as that of local authorities under the Riot (Damages) Act, 1886.

6. Provision is made by section 37 for the quartering of a punitive force of Military or Police upon administrative divisions on lines corresponding to those laid down in "The Punitive Police Ordinance," and by the final Chapter a transitory application of the Ordinance is given to the recent disturbances and to the measures taken in connection with them.

Attorney-General's Chambers, ANTON BERTRAM,
Colombo, August 30, 1915. Attorney-General.

PASSED ORDINANCES.

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

No. 11 of 1915.

An Ordinance to confirm and give legal effect to a Settlement made between the Government and the Proprietors of Lands irrigable under the Sagamam-Vamiyadi Irrigation Scheme.

ROBERT CHALMERS.

Preamble.

WHEREAS a scheme for the restoration of the Sagamam tank was sanctioned and carried out under the provisions of Ordinance No. 21 of 1867 :

And whereas by a resolution passed at a meeting of the proprietors of lands irrigable under the said scheme on the 14th and 15th days of November, 1877, it was agreed between the Government and the said proprietors that the contribution in respect of the cost of the restoration of the said tank payable by the proprietors should be fixed at the amount of one rupee per acre per annum for a period of fifteen years :

And whereas the greater part of the said amount has now been paid :

And whereas further lands were sold as being irrigable under the said scheme subject to the said contribution ; and whereas about 971 acres of such lands are included in the specification now in force under the said scheme, but no contribution towards the cost of the scheme has yet been paid by the proprietors of the said lands :

And whereas the said scheme was in the years 1900-1905 enlarged by the execution of certain new works in connection with the Vamiyadi tank, the said scheme, since the sanctioning of the said works, being known as the Sagamam-Vamiyadi Scheme :

And whereas at a meeting of the proprietors of lands irrigable under the said Sagamam-Vamiyadi Scheme, held on the 19th day of November, 1900, the resolutions set out in the first schedule to this Ordinance were adopted and were subsequently sanctioned by the Government :

And whereas questions have since arisen between the Government and the proprietors with reference to the further contributions provided for by the third and fourth resolutions set out in the said first schedule, and with reference to the future cost of the maintenance of the said scheme :

And whereas pending the settlement of the said questions a temporary rate of one rupee per acre per annum was sanctioned and collected for the years 1908, 1909, 1910, but such rate has not been collected for the years 1911, 1912, 1913, 1914 :

And whereas at a meeting of the proprietors held on the 12th day of October, 1914, it was announced on behalf of the Government that the future cost of the maintenance of the said scheme would be provided for by the imposition of a maintenance rate under section 39 of "The Irrigation Ordinance, No. 16 of 1906," and thereupon in consideration of an undertaking on behalf of the Government that the proprietors should be exempted from the new construction rate provided for in the said third and fourth resolutions set out in the first schedule all questions at issue between the Government and the said proprietors were settled by the adoption of the resolutions set out in the second schedule to this Ordinance:

And whereas it is necessary to confirm and to give legal effect to the said settlement:

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 Sagamam-Vamiyadi Irrigation Scheme Ordinance, No. 11 of 1915."
- Exemption of proprietors from certain charges. 2 No sum shall be deemed to be due from any proprietor of any land irrigable under the Sagamam-Vamiyadi Scheme in respect of the third and fourth resolutions set out in the first schedule to this Ordinance.
- Specification prepared for purpose of giving effect to settlement to have force of law. 3 A specification prepared for the purpose of giving effect to the resolutions set out in the second schedule to this Ordinance shall for all purposes have the same force, with reference to the lands scheduled therein, as a specification prepared under section 32 of "The Irrigation Ordinance, 1906."

FIRST SCHEDULE.

Resolutions passed at a meeting of proprietors of lands irrigable under the Sagamam-Vamiyadi Irrigation Scheme held on the 19th day of November, 1900:—

1. That all lands now paying towards the cost of the original works at Rs. 15 an acre in fifteen annual instalments, as previously agreed upon, continue to pay the same till the full amount is realized.
2. That all new lands sold under the conditions of payment of Rs. 15 an acre in fifteen annual instalments of Re. 1 commence to pay the same from date of completion of works.
3. That the balance cost of the new works on the Sagamam-Vamiyadi Scheme, after deducting the sum estimated to be recovered under Resolution No. 2, to be equally divided among the total extent of land irrigable under the Sagamam-Vamiyadi Scheme, and the contribution to be recovered in ten annual instalments from the proprietors of land benefited thereby.
4. That the payment of the ten instalments referred to in Resolution No. 3 to commence from the date of completion of the new works on the Sagamam-Vamiyadi Irrigation Scheme, and concurrently with the recovery of the Re. 1 instalment referred to in Resolutions Nos. 1 and 2.

SECOND SCHEDULE.

Resolutions passed at a meeting of proprietors of lands irrigable under the Sagamam-Vamiyadi Irrigation Scheme held on the 12th day of October, 1914:—

1. That all original proprietors who have not paid the full amount of Rs. 15 per acre on account of construction should pay the balance still due in annual instalments of Re. 1 per acre per annum commencing from January 1, 1915.
2. That the proprietors of new lands, in extent 971 acres, shall pay the construction rate of Rs. 15 per acre in instalments of Re. 1 per acre per annum from 1915.
3. That all proprietors agree to pay the arrears of Re. 1 rate due for the years 1911, 1912, 1913, 1914, in annual payments of Re. 1 per acre, commencing from 1914.

Passed in Council the Sixth day of August, One thousand Nine hundred and Fifteen.

A. G. CLAYTON,
Clerk to the Council.

Assented to by His Excellency the Governor the Twenty-third day of August, One thousand Nine hundred and Fifteen.

R. E. STUBBS,
Colonial Secretary.

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

No. 12 of 1915.

An Ordinance for making provision for the Supplementary Contingent Charges for the Year 1913-14.

ROBERT CHALMERS.

Preamble.

WHEREAS by Ordinance No. 7 of 1913 it was enacted that a sum not exceeding Sixty-five million Seven hundred and Seventy-nine thousand and Seventy-six rupees should be charged upon the revenue and other funds of this Island for the Contingent Service of the financial year 1913-14, and it has become necessary to make further provision for the service of the said period: It is enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Rs. 5,166,471 to be charged upon the revenue of the Island for the Supplementary Contingent Charges for the year 1913-14.

1 That a sum not exceeding Five million One hundred and Sixty-six thousand Four hundred and Seventy-one rupees shall be and the same is hereby charged upon the revenue and other funds of the Colony for the services hereinafter mentioned, and the said expenditure shall be in conformity with the Heads of Expenditure specified in the Schedule hereunto annexed:

SCHEDULE.		Rs.	c.
1.	Public Debt	34,704	82
3.	Pensions	20,587	87
9.	Secretariat	51,548	27
10.	Controller of Revenue	1,177	57
12.	Audit Office	834	38
16.	Government Stores	34,187	75
17.	Immigration and Quarantine	57,989	27
19.	Post Office	413,458	21
35.	Inspector of Mines	11	91
38.	Miscellaneous Services	687,048	57
40.	Irrigation Annually Recurrent	41,682	56
45.	Railway Department (Extraordinary Works)	38,760	44
46.	Expenditure temporarily charged to revenue pending raising of loan	3,784,501	38
Total—Rs.		5,166,471	0

Passed in Council the Sixth day of August, One thousand Nine hundred and Fifteen.

A. G. CLAYTON,
Clerk to the Council.

Assented to by His Excellency the Governor the Twenty-third day of August, One thousand Nine hundred and Fifteen.

R. E. STUBBS,
Colonial Secretary

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

No. 17 of 1915.

An Ordinance for making provision for the Contingent Services for the Financial Year October, 1915, to September, 1916.

ROBERT CHALMERS.

Preamble.

WHEREAS the contingent expenditure required for the service of the Government of this Island for the financial year October, 1915, to September, 1916, and not otherwise provided for, has been estimated at the sum of Fifty-four million Six hundred and Seventy-nine thousand two hundred and sixteen rupees: It is enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Rs. 54,679,216 to be charged upon the revenue of this Island for the Contingent Services for the financial year October, 1915, to September, 1916.

1 A sum not exceeding Fifty-four million Six hundred and Seventy-nine thousand two hundred and sixteen rupees shall be and the same is hereby charged upon the revenue and other funds of this Island for the Contingent Services for the financial year October, 1915, to September, 1916, and the said expenditure shall be in conformity with the Heads of Expenditure specified in the schedule hereunto annexed.

Amount of labour to be supplied under the Ordinance No. 31 of 1884.

2 And whereas by the 31st section of the Ordinance No. 31 of the year 1884, entitled "An Ordinance to amend Ordinance No. 10 of 1861, entitled 'An Ordinance to consolidate and amend the Laws relating to Public Thoroughfares in this Colony,'" it is enacted that it shall be lawful for the Governor to propose the estimates prepared in pursuance thereof, or such of them as to him may appear expedient, in the Ordinance for making provision for the contingent expenditure of the Colony for the ensuing year, to be dealt with in like manner as any other estimate to be so proposed: And it is thereby also provided that the amount of labour to be supplied under the provisions of the said Ordinance No. 31 of 1884, for the performance of any work or works for which an estimate or estimates may have been so proposed by the Governor, and approved of by the Legislative Council, shall be distinctly stated in the Ordinance enacted for the same, and that the same shall not exceed two-thirds of the whole amount of labour due from the district or districts within which it may be required to be performed: It is enacted that the amount of labour to be supplied under the provisions of the said Ordinance shall be in conformity with the estimates detailed under Head No. 40, "Public Works Annually Recurrent."

Treasurer to pay the above at such times as the Governor by warrant shall order.

3 The Treasurer of the said Island shall issue and pay the said several sums to such persons, for the purposes hereinbefore mentioned, upon such days and in such proportions as the Governor for the time being, by any warrant or order in writing to be signed by him, shall from time to time order and direct; and the payments so to be made shall be charged upon and payable out of the revenues and other funds of the said Island.

And to receive credit to his accounts for the payments made in pursuance hereof.

4 The said Treasurer shall in his accounts from time to time be allowed credit for any sum or sums of money paid by him in pursuance of such warrant or order in writing as aforesaid; and the receipt or receipts of the respective persons to whom the same shall be so paid shall be a full and valid discharge to the said Treasurer in passing his said accounts for any such sum or sums as shall be herein mentioned; and he shall and may receive credit for the same accordingly.

SCHEDULE.		Rs.
1.	His Excellency the Governor	171,500
2.	Civil Service	1,440,703
3.	Clerical Service	1,703,805
4.	Secretariat	40,000
4A.	Secretariat, Printing Branch	251,774
5.	Controller of Revenue	8,203°
6.	Treasury	46,047
6A.	Loan Board	1,169
7.	Audit Office	63,915
8.	Provincial Administration	1,003,674
9.	Settlement Officer under the Waste Lands Ordinances	85,000
10.	Survey Department	1,615,934
11.	Government Stores	184,473
12.	Immigration and Quarantine	269,429
13.	Customs Department	252,106
14.	Excise Department	350,000
15.	Post Office and Telegraphs	2,700,000
16.	Forest Department	342,000
17.	Colombo Port Commission	2,044,920
18.	Ports other than Colombo	67,069
19.	Legal Departments	797,321
20.	Police	1,702,648
21.	Prisons	833,604
22.	Medical Department	3,637,725
22A.	Medical College	72,059
22B.	Institute of Medical Research	600
23.	Education	2,329,310
24.	Department of Agriculture	211,240
25.	Colombo Museum	33,359
26.	Archæological Commissioner	22,272
27.	Veterinary Department	100,087
28.	Government Analyst	42,368
29.	Mineral Survey	45,216
30.	Inspector of Mines	17,615
31.	Inspector of Factories	6,374

Carried over .. 22,293,519

in this court, be and the same is hereby declared proved; and it is further declared that the said David Scott is the attorney in Ceylon of the executors named in the said will, and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before September 9, 1915, show sufficient cause to the satisfaction of this court to the contrary.

August 26, 1915. L. MAARTENSZ,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Katherine Barclay of 32, Wellington road,
No. C/5,285. in the County of Dublin, Ireland, widow,
deceased.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on August 26, 1915, in the presence of Messrs. F. J. and G. de Saram, Proctors, on the part of the petitioner David Scott of Colombo; and (1) the affidavit of the said petitioner dated August 24, 1915, (2) the power of attorney dated January 5, 1915, and (3) the order of the Supreme Court dated August 20, 1915, having been read: It is ordered that the said David Scott is the attorney in Ceylon of the next of kin of the said Katherine Barclay, deceased, and as such entitled to have letters of administration issued to him accordingly, unless any person or persons interested shall, on or before September 9, 1915, show sufficient cause to the satisfaction of this court to the contrary.

August 26, 1915. L. MAARTENSZ,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Trust, Disposition, and
Jurisdiction. Settlement of Jane Elizabeth Julia
No. C/5,288. Watson, late of 17, Straiton place,
Edinburgh, Scotland, deceased.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on August 27, 1915, in the presence of Mr. O. P. Mount, Proctor, on the part of the petitioner Ernest Reed Williams of Colombo; and the affidavit of the said petitioner dated August 21, 1915, extract trust, disposition, and settlement of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated August 13, 1915, having been read: It is ordered that the trust, disposition, and settlement of the said deceased dated February 2, 1905, of which an extract has been produced, and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said petitioner is the attorney of the executor named in the said will, and that he is entitled to have letters of administration with copy of the said trust, disposition, and settlement annexed issued to him accordingly, unless any person or persons interested shall, on or before September 16, 1915, show sufficient cause to the satisfaction of this court to the contrary.

August 27, 1915. L. M. MAARTENSZ,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Rupert Ingleby Mackenzie of
No. C/5,289. Polatagama, Yatiyantota, deceased.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on August 27, 1915, in the presence of Messrs. F. J. and G. de Saram, Proctors, on the part of the petitioner Dorothy Nina Mackenzie, presently of Hemingford, Parakudua; and (1) the affidavit of the said petitioner dated August 20, 1915, and (2) the affidavit of Eustace Frederick de Saram, the attesting notary, dated August 26, 1915, having been read: It is ordered that the will of the said

Rupert Ingleby Mackenzie, deceased, dated June 12, 1915, the original of which is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said Dorothy Nina Mackenzie is the executrix named in the said will, and that she is entitled to have probate issued to her accordingly, unless any person or persons interested shall, on or before September 9, 1915, show sufficient cause to the satisfaction of this court to the contrary.

August 27, 1915. L. MAARTENSZ,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of St. John Henry Arcedo
No. C/5,290. Butler, last of Christ Church, in the
Island of Barbados, deceased.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on August 30, 1915, in the presence of Mr. O. P. Mount, Proctor, on the part of the petitioner Ernest Reed Williams of Colombo; and the affidavit of the said petitioner dated August 21, 1915, certified copy of the will with letters testamentary of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated August 13, 1915, having been read: It is ordered that the will of the said deceased dated June 10, 1913, of which a certified copy with letters testamentary has been produced, and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said petitioner is the attorney of one of the executors named in the said will, and that he is entitled to have letters of administration with copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before September 16, 1915, show sufficient cause to the satisfaction of this court to the contrary.

August 30, 1915. L. M. MAARTENSZ,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of Estate of Captain
Jurisdiction. Alexander Norman Galbraith, late of the
No. C/5,291. Ceylon Civil Service, and a Captain in the
Ceylon Planters' Rifle Corps, Cairo,
Egypt, deceased.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on August 30, 1915, in the presence of Mr. O. P. Mount, Proctor, on the part of the petitioner Ernest Reed Williams; and the affidavit of the said petitioner dated August 21, 1915, copy of letters of administration granted by the High Court of Justice in Ireland, declaration by Charlotte Eileen Galbraith and Alice Galbraith, certificates of death and of embalment of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated August 13, 1915, having been read: It is declared that the said petitioner is the attorney of The Irish Administratrix, and that he is entitled to have letters of administration issued to him accordingly, unless any person or persons interested shall, on or before September 16, 1915, show sufficient cause to the satisfaction of this court to the contrary.

August 30, 1915. L. M. MAARTENSZ,
Additional District Judge.

In the District Court of Negombo.

Decree Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Wickrema Achige Carolis Singha of
No. 1,527. Midellawala, deceased.

THIS matter coming on for final disposal before H. E. Beven, Esq., District Judge of Negombo, on July 1, 1915, in the presence of Mr. F. J. Edirisinghe, Proctor, on the part of the petitioner Kumarasinghe Katunayake Appuhamillage Roidanona of Midellawala; and the affidavit of the petitioner dated May 24, 1915, having been read: It is

ordered that the petitioner be and she is hereby declared entitled, as the widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents—(1) Wickrema Achige Podi Singho, (2) ditto Punchi Singho, (3) ditto Davith Singho, (4) ditto Podinona, (5) ditto Hendrick Singho, (6) ditto Danielsingho, (7) ditto Samichchinona, all minors, by their guardian *ad litem*, (8) Kumarasinghe Katunayake Appuhamillage Lewis Singho of Pedipola—shall, on or before August 4, 1915, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Kumarasinghe Katunayake Appuhamillage Lewis Singho of Pedipola be appointed guardian *ad litem* over the said minors for the purpose of this action.

July 1, 1915.

H. E. BEVEN,
District Judge.

The date for showing cause is extended till September 9, 1915.

August 30, 1915.

H. E. BEVEN,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Imiya Aratchige Siman Appuhamy of No. 1,536. Welangana.

THIS matter coming on for disposal before H. E. Beven, Esq., District Judge of Negombo, on August 5, 1915, in the presence of Messrs. de Zoysa and Perera, Proctors, on the part of the petitioner Imiya Aratchige Lewis Sinno of Welangana; and the affidavit of the petitioner dated August 3, 1915, having been read:

It is ordered that the petitioner be and he is hereby declared entitled to letters of administration to the estate of the deceased above named, as a son of the deceased, unless the respondents—(1) Ratambalaralage Babahamy of Welangana, (2) Imiya Aratchige Nonohamy, assisted by her husband Hapuachchi Udugampolage Issar Appu of Barawawila, (3) ditto Podinona, assisted by her husband Kumarasinghe Hettiaratchige Peter Appuhamy of Watipaha, (4) ditto Menchonona assisted by her husband Gardiaratchige William Sinno of Poththegedara, (5) ditto Engo Nona, of Welangana—shall, on or before September 6, 1915, show sufficient cause to the satisfaction of this court to the contrary.

August 5, 1915.

H. E. BEVEN,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Nissange Romanis Silva, deceased, of No. 3,183. Bunnehopola, in the District of Kurunegala.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., District Judge of Kandy, on August 12, 1915, in the presence of Messrs. Weerasooria and Wijenaike, Proctors, on the part of the petitioner Nissange Robo Silva of Bunnehopola; and the affidavit of Nissange Robo Silva of Bunnehopola, the petitioner above named, dated July 6, 1915, having been read:

It is ordered that the petitioner Nissange Robo Silva of Bunnehopola be and he is hereby declared entitled to letters of administration to the estate of Nissange Romanis Silva of Bunnehopola, deceased, as son of the said deceased, unless Podinona of Bunnehopola shall, on or before September 16, 1915, show sufficient cause to the satisfaction of this court to the contrary.

August 12, 1915.

FELIX R. DIAS,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Hettihewage Simon de Silva, deceased, of No. 4,520. Galupiyadda.

THIS matter coming on for disposal before P. E. Pieris, Esq., District Judge, Galle, on August 4, 1915, in the

presence of Mr. J. E. Perera, Proctor, on the part of the petitioner Piyadigamage Luisa Nona of Galupiyadda; and the affidavit of the said petitioner dated July 20, 1915, having been read:

It is ordered that the 4th respondent be appointed guardian *ad litem* over the 1st, 2nd, and 3rd respondents, unless the respondents—(1) Hettihewage Lydia, (2) Hettihewage Gilbert, (3) Hettihewage Alfred, all of Galupiyadda, (4) Piyadigamage Abanchi de Silva of Koggala—shall, on or before September 16, 1915, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Piyadigamage Luisa Nona is the widow of the said deceased, and that she is entitled to have letters of administration issued to her accordingly, unless the respondents shall, on or before September 16, 1915, show sufficient cause to the satisfaction of this court to the contrary.

August 4, 1915.

P. E. PIERIS,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Gammeddewattege Herananda, deceased, of No. 4,525. of Majuwana.

THIS matter coming on for disposal before P. E. Pieris, Esq., District Judge of Galle, on August 17, 1915, in the presence of Mr. G. D. Jayasundere, Proctor, on the part of the petitioner Elaboda Hettige Podihami of Majuwana; and the affidavit of the said petitioner dated August 16, 1915, having been read:

It is ordered that the 3rd respondent be appointed guardian *ad litem* of the 1st and 2nd respondents, unless the respondents—(1) Gammeddewattege Sahan, *alias* Dhany, (2) Gammeddewattege Mendis *alias* Sarany, both of Majuwana, and (3) Kanatte Leanlage Ondris de Silva of Lelwala—shall, on or before September 23, 1915, show sufficient cause to the contrary.

It is further declared that the said Elaboda Hettige Podihami of Majuwana is the widow of the said deceased, and that she is entitled to have letters of administration issued to her accordingly, unless the respondents shall, on or before September 23, 1915, show sufficient cause to the contrary.

August 17, 1915.

P. E. PIERIS,
District Judge.

In the District Court of Matara.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of the deceased Dona Gimara Wickramasinghe Gunatileka, Hamine.

THIS matter coming on for disposal before J. C. W. Rock, Esq., District Judge of Matara, on August 10, 1915, in the presence of Messrs. Keunemen on the part of the petitioner David Iddipilly of Hallala; and the affidavit of David Iddipilly dated May 14, 1915, and the affidavits of (1) C. M. Siriwardene Samarawera, P. O. of Hallala, (2) S. D. Siriwardane Samaraweera Appuhamy, (3) D. C. Amaradiwakara, V. A. of Denipitiya, (4) Ignatius Maria Samdel Alles of Galle, (5) Wickramasinghe Vidanagama Don Hendrick Appuhamy dated May 14, 1914, having been read, taken, and parties heard:

It is ordered that the will of Dona Gimara Wickramasinghe Gunatileka, deceased, dated February 21, 1915, be and the same is hereby declared proved.

It is further ordered that the said petitioner David Iddipilly is the executor and sole legatee named in the said will and that he is as such entitled to have probate of the same issued to him accordingly, unless respondents shall, on or before September 7, 1915, show sufficient cause to the satisfaction of this court to the contrary.

August 10, 1915.

J. C. W. ROCK,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Kadiri, wife of Sinnappodiyen Kadiran No. 3,061. of Chunnakam, deceased.

Sinnappodiyen Kadiran of Chunnakam.....Petitioner.
Vs.

(1) Sinnappillai, daughter of Sinnappodiyen Kadiran, (2) Pooranam, daughter of Valey, a minor, by her guardian *ad litem* Kadiran Chinnaran of Chunnakam, presently of Mullaitivu Respondents.

THIS matter of the petition of Sinnappodiyen Kadiran of Chunnakam, praying for letters of administration to the estate of the above-named deceased Kadiri, wife of Sinnappodiyen Kadiran, coming on for disposal before M. S. Sreshta, Esq., District Judge, on August 7, 1915, in the presence of Mr. T. Kumaraswamy, Proctor, on the part of the petitioner; and the affidavit of the said petitioner dated June 15, 1915, having been read: It is ordered that the petitioner be and he is hereby declared entitled, as widower of the said deceased, to administer the estate of the said deceased, and that letters of administration do issue to him accordingly, unless the respondents above named or any other person shall, on or before September 7, 1915, show sufficient cause to the satisfaction of this court to the contrary.

M. S. SRESHTA,
District Judge.

August 7, 1915.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Vallippillai, widow of Muttucumaru No. 3,078. Moottatamby of Mallakam, deceased.

Kumaravalu Appudurai of Chunnakam.....Petitioner.
Vs.

(1) Vichaladchippillai *alias* Chinnappillai, daughter of Moottatamby, and (2) Tangamuttu, daughter of Moottatamby, minors, by their guardian *ad litem* Muttucumaru Kandiar of Mallakam. Respondents.

THIS matter of the petition of Kumaravalu Appudurai of Chunnakam, praying for letters of administration to the estate of the above-named deceased Vallippillai, widow of Muttucumaru Moottatamby, coming on for disposal before M. S. Sreshta, Esq., District Judge, on August 5, 1915, in the presence of Mr. T. Kumaraswamy, Proctor, on the part of the petitioner; and the affidavit of the said petitioner dated July 1, 1915, having been read: It is ordered that the petitioner be and he is hereby declared entitled, as nephew of the said deceased, to administer the estate of the said deceased, and that letters of administration do issue to him accordingly, unless the respondents above named or any other person shall, on or before September 7, 1915, show sufficient cause to the satisfaction of this court to the contrary.

M. S. SRESHTA,
District Judge.

August 5, 1915.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Krishna Iyer Ratnasabapathy Kurukkal No. 3,082. of Cheviateru, deceased.

Visaladchiammah, widow of Ratnasabapathy Kurukkal of Cheviateru.....Petitioner.
Vs.

(1) Ledchimayammah, widow of Krishna Iyer of Thumpalai, (2) Ratnasabapathy Kurukkal Ganesathasa Iyer of Cheviateru, (3) Rasaledchumi, daughter of Ratnasabapathy Kurukkal of ditto, (4) Sivajana Vathi, daughter of Ratnasabapathy Kurukkal of ditto, the 2nd, 3rd, and 4th respondents, minors, by their guardian *ad litem* the 1st respondent Respondents.

THIS matter of the petition of Visaladchiammah, widow of Ratnasabapathy Kurukkal of Cheviateru, praying for

letters of administration to the estate of the above-named deceased Krishna Iyer Ratnasabapathy Kurukkal, coming on for disposal before M. S. Sreshta, Esq., District Judge, on August 19, 1915, in the presence of Mr. K. Kanakasabai, Proctor, on the part of the petitioner; and the affidavit of the said petitioner dated July 6, 1915, having been read: It is ordered that the petitioner be and she is hereby declared entitled, as the widow of the said deceased, to administer the estate of the said deceased, and that letters of administration do issue to her accordingly, unless the respondents above named or any other person shall, on or before September 9, 1915, show sufficient cause to the satisfaction of this court to the contrary.

M. S. SRESHTA,
District Judge.

August 24, 1915.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Theivanaippillai, wife of Sinnatamby No. 3,094. Thillaiyampalam of Karaitivu East, deceased.

Kanapathippillai Arunasalam of Karaitivu East. Petitioner.

(1) Ledchumy, wife of Kanapathippillai Arunasalam of Karaitivu East, and (2) Sinnatamby Thillaiyampalam of ditto Respondents.

THIS matter of the petition of Kanapathippillai Arunasalam, praying for letters of administration to the estate of the above-named deceased Theivanaippillai, wife of Sinnatamby Thillaiyampalam, coming on for disposal before M. S. Sreshta, Esq., District Judge, on August 3, 1915, in the presence of Messrs. Casippillai and Cathiravelu, Proctors, on the part of the petitioner; and the affidavit of the petitioner dated August 2, 1915, having been read: It is declared that the petitioner is the father and one of the heirs of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before September 14, 1915, show sufficient cause to the satisfaction of this court to the contrary.

M. S. SRESHTA,
District Judge.

August 3, 1915.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of Latchumyppillai, wife of Murugesu, of Sandiruppay, late of Kuala Lumpur, Straits Settlements, deceased. No. 3,102.

(1) Sellambalam Mailvaganam and wife (2) Nannippillai, both of Sandiruppay.....Petitioners.

Vs.

Mailvaganam Suppiah of Sandiruppay.....Respondent.

THIS matter of the petition of the above-named petitioners, praying for letters of administration to the estate of the above-named deceased Latchumyppillai, coming on for disposal before M. S. Sreshta, Esq., District Judge, on August 11, 1915, in the presence of Mr. M. Vythilingam, Proctor, on the part of the petitioners; and the affidavit of the said 1st petitioners dated July 6, 1915, having been read: It is ordered that the petitioners be and they are hereby declared entitled, as the lawful parents of the said deceased, to administer the estate of the said deceased, and that letters of administration do issue to them accordingly, unless the respondent above named or any other person shall, on or before September 9, 1915, show sufficient cause to the satisfaction of this court to the contrary.

M. S. SRESHTA,
District Judge.

August 11, 1915.

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4-173
 In the District Court of Mannar.
Order Nisi.
 Testamentary In the Matter of the Estate of the late
 Jurisdiction. Brastamby Anthonipillai of Mannar,
 No. 190. deceased.
 Anthonipillai Lawrence Savundranayagam of
 Mannar Petitioner.
 Vs.
 (1) Anthonipillai Bastian Chelliah of Mannar and
 (2) Anthonipillai Rasiyah James of Murun-
 gan Respondents.
 THIS matter coming on for disposal before John Duncan
 Brown, Esq., District Judge of Mannar, on August 13, 1915,

in the presence of Mr. S. Mudliar Anantham, Proctor, on
 the part of the petitioner; and the affidavit of the said
 petitioner dated August 12, 1915, having been read: It is
 ordered that the petitioner be and he is hereby declared
 entitled, as an heir of the said deceased, to administer the
 estate of the said deceased, and that letters of administra-
 tion do issue to him accordingly, unless the respondents
 above named or any other person shall, on or before Septem-
 ber 18, 1915, show sufficient cause to the satisfaction of this
 court to the contrary.

August 13, 1915.

J. D. BROWN,
District Judge.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.
 No. 2,645. In the matter of the insolvency of Hettitantri-
 gey Palis Fernando of Ferguson road,
 Mattakkuliya, Colombo.

NOTICE is hereby given that the above-named insolvent
 has been allowed a certificate of the third class, but its issue
 has been suspended for a period of one year.

By order of court,

D. M. JANSZ,
Secretary.

Colombo, August 26, 1915.

said Mavanna Muna Mohamado Nainamalai insolvent
 accordingly, and that two public sittings of the court, to
 wit, on September 30, 1915, and on October 14, 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 Ordi-
 nance, of which creditors are hereby required to take notice.

By order of court,

D. M. JANSZ,
Secretary.

Colombo, August 26, 1915.

In the District Court of Colombo.
 No. 2,650. In the matter of the insolvency of Karuppiah
 Pullay Velandi of Rasammatottam, Nat-
 tandiya, Chilaw, at present of Castle 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 September 30, 1915, for the grant of a
 certificate of conformity to the insolvent.

By order of court,

D. M. JANSZ,
Secretary.

Colombo, August 26, 1915.

In the District Court of Colombo.
 No. 2,672. In the matter of the insolvency of Ernest
 Arthur Daniel of Colpetty in Colombo.

WHEREAS the above-named Ernest Arthur Daniel has
 filed a declaration of insolvency, and a petition for the
 sequestration of his estate has also been filed by A. W.
 Perera, under the Ordinance No. 7 of 1853: Notice is hereby
 given that the said court has adjudged the said Ernest
 Arthur Daniel insolvent accordingly, and that two public
 sittings of the court, to wit, on September 30, 1915, and on
 October 14, 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, August 26, 1915.

In the District Court of Colombo.
 No. 2,670. In the matter of the insolvency of Meera
 Mohideen Abdul Cader of No. 27, Kew lane,
 Slave Island, Colombo.

WHEREAS the above-named Meera Mohideen Abdul
 Cader has filed a declaration of insolvency, and a petition
 for the sequestration of his estate has also been filed by
 A. M. A. Hameed, under the Ordinance No. 7 of 1853:
 Notice is hereby given that the said court has adjudged the
 said Meera Mohideen Abdul Cader insolvent accordingly,
 and that two public sittings of the court, to wit, on Sep-
 tember 30, 1915, and on October 14, 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, August 26, 1915.

In the District Court of Negombo.
 No. 107. In the matter of the insolvency of Abesinghe
 Arachchige Don James Perera, Weda Appu-
 hamy of Andiambalama, presently of Udu-
 gampola.

NOTICE is hereby given that the sitting of this court in
 the above matter is adjourned to September 29, 1915, for
 the examination of the insolvent.

By order of court,

T. B. CLAASZ,
Secretary.

Negombo, August 26, 1915.

In the District Court of Colombo.
 No. 2,671. In the matter of the insolvency of Mavanna
 Muna Mohamado Nainamalai of Piachaud's
 lane, Colombo.

WHEREAS the above-named Mavanna Muna Mohamado
 Nainamalai has filed a declaration of insolvency, and a
 petition for the sequestration of his estate has also been
 filed by P. M. M. Sellai, under the Ordinance No. 7 of 1853:
 Notice is hereby given that the said court has adjudged the

In the District Court of Kalutara.
 No. 149. In the matter of the insolvency of Alia Marikar
 Ahamado Lebbe Marikar of Henamulla in
 Panadure.

NOTICE is hereby given that a certificate of conformity
 as of the first class has this day been granted to the insolvent
 in the above matter.

By order of court,

R. MALALGODA,
Secretary.

Kalutara, August 26, 1915.

In the District Court of Kandy.
No. 1,599. In the matter of the insolvency of Deen
Musafer of Nawalapitiya.

WHEREAS Mawanna Cader Mohideen of Nawalapitiya has filed a declaration of insolvency, and a petition for the sequestration of the estate of Deen Musafer of Nawalapitiya, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Deen Musafer of Nawalapitiya insolvent accordingly, and that two public

sittings of the court, to wit, on September 24, 1915, and October 22, 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,
C. E. FERDINAND,
Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Seena Thana Ana Lana Valliappa Chetty of Sea
street, Colombo Plaintiff.
No. 38,500. Vs.
Pattiyage David Fernando of No. 44, St. Sebastian
Hill, Colombo Defendant.

NOTICE is hereby given that on Friday, October 1, 1915, at 3.30 o'clock in the afternoon, will be sold by public auction at the premises the following property declared bound and executable under the decree entered in the above action for the recovery of the sum of Rs. 3,221.25, with interest on Rs. 3,000 at 15 per cent. per annum from May 18, 1914, to June 26, 1914, and thereafter further interest on the aggregate amount at 9 per cent. per annum till payment in full, viz. :—

All that garden with the buildings standing thereon bearing assessment No. 15, situated at Cramer's lane, now known as Dias place, in Colombo, within the Municipality of Colombo and District of Colombo, Western Province; bounded on the north by the lane 11½ feet wide, on the east by the other part of this garden of Kabosayakorage Francina Dias, on the south by a drain 2½ feet wide leading to guinea grass garden, and on the west by the garden of Sophia Rodrigo; containing in extent 27 83/100 square perches.

Fiscal's Office, W. DE LIVERA,
Colombo, August 31, 1915. Deputy Fiscal.

In the District Court of Colombo.

The Ceylonese Union Company, Limited,
Colombo Plaintiff.
No. 39,682. Vs.
S. Velupillai of No. 64, Dean's road, Colombo Defendant.

NOTICE is hereby given that on Thursday, September 30, 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 defendant in the following property for the recovery of the sum of Rs. 553.75, with interest on Rs. 500 at 9 per cent. per annum from October 21, 1914, till April 26, 1915, and thereafter on the aggregate amount of the decree at the rate of 9 per cent. per annum till payment in full and costs of suit, viz. :—

All those undivided 14/20 parts of all that stone quarry and the portion of land round it towards the south-west and which quarry and land form a portion of the premises called Gorakagahawatta, situated at Alutmawatta and are described as a portion of an allotment of land bearing assessment No. 319, called Alutmawatte Walawewatta, situated at Alutmawatta road, within the Municipality of Colombo; and bounded on the north-east, south, and west by the remaining portions of land belonging to John Frederick Pererr, Mudaliyar; containing in extent 38 96/100 square perches.

Fiscal's Office, W. DE LIVERA,
Colombo, August 31, 1915. Deputy Fiscal.

In the District Court of Colombo.

Frederick John de Saram of Colombo Plaintiff.
No. C 41,380. Vs.
Charles William Henry Duckworth of the Fairfield
Ironworks, Union place, Colombo Defendant.

NOTICE is hereby given that on Wednesday, September 20, 1915, at 3 o'clock in the afternoon, will be sold by public auction at the premises the following mortgaged

properties declared and bound executable under the decree entered in the above action for the recovery of the sum of Rs. 21,505.17, with interest on Rs. 10,000 at 9 per cent. per annum and on Rs. 7,926.20 at the rate of 10 per cent. per annum from March 31, 1915, to May 14, 1915, and thereafter on the aggregate amount at the rate of 9 per cent. per annum till payment in full, and costs of suit, viz. :—

1. (a) All that and those the hereditaments, lands, buildings, and premises called and known as the Fairfield Ironworks, situated in Maradana, Cinnamon Gardens, within the Municipality and District of Colombo, Western Province, and depicted in the map or plan annexed to transfer No. 352, dated February 6, 1908, attested by Harry Creasy of Colombo, Notary Public, and therein coloured pink; and bounded on the north by Bronte Mills, on the east by Lanka Works, the property of Brown and Company, Limited, on the south also by the property of Brown and Company, Limited, on the west by land owned by natives; said to contain in extent about 7,500 square feet, being a part or portion of all those the hereditaments, lands, tenements, and premises, comprising all those two adjoining lots Nos. 3 and 4 of an allotment of land in Maradana, Cinnamon Gardens, in the District of Colombo, Western Province, now forming one property lot No. 3; being bounded on the north-east by Mess House street, on the south-east by lot No. 4, land purchased by Hennedige Jeronis Peiris, on the south-west by the property of the said Hennedige Jeronis Peiris, and on the north-west by lot No. 2, land purchased by Awo Marikar; containing in extent 2 roods and 34 perches, save and except a certain road or right of way now existing along the western boundary of the said lot No. 3 and lot No. 4; being bounded on the north-east by Mess House street, on the south-east by lot No. 5, land purchased by Mrs. Morris, on the south-west by the property of the said Hennedige Jeronis Peiris, and on the north-west by lot No. 3, land purchased by the said Hennedige Jeronis Peiris; and containing in extent 2 roods and 34 perches according to the two figures of survey, both dated February, 1866, and made by John van Langenberg, Surveyor, together with—

(b) All the stores, buildings, and appurtenances whatsoever to the said property and premises belonging or in anywise appertaining (save and except the buildings within the said boundaries sold and conveyed to Daniel James Jayatileka under deed No. 3,333 of November 4, 1906, attested by Arthur Alvis of Colombo, Notary Public).

(c) One 16 B. H. P. Hornby-uckroyd liquid fuel engine complete with all necessary oil and water connections, exhaust piping, and 3 galvanized cooling tanks with pipes, &c., 1 treble-throw hydraulic baling press pump complete with feed tank and special hydraulic piping to press, 1 vertical hydraulic baling press complete with all fittings, including top and bottom castings, large cast iron cylinder, 1 12-in. diameter machined ram for same with table top, 4 steel pillars, 1 mild steel packing box mounted on trolley wheels and running on heavy rails, all in working order, suitable for a W. P. of 3 tons per square inch, 1 new large type vertical-hydraulic baling press by Messrs. Greenwood and Batchy of Albion Works, Leeds, consisting of heavy top and bottom castings, 4 large turned steel pillars for same 15 ft. long by 7 in. diameter, 1 large special cast steel cylinder for press ram, 1 large 16-in. diameter cast iron press ram, all complete and suitable for a working pressure of 3 tons square inch, 1 new hydraulic baling press pump complete with heavy cast iron tank base, cast iron side frames, and special three-throw solid steel crank, suitable for driving above new press, 1 new dynamo on rails used for lighting works for 110 volts with switch boards, lamps,

voltmeters, wiring, &c., 1 emery grinder and cast iron base complete for 12 in. by 2 in. wheels recently imported from home, 1 emery grinder cast iron stand suitable for wheels up to 22 in. by 3 in. with driving pulleys and countershaft complete, 1 small Barns 4-in. centre lathe complete with countershaft, 1 22½-in. Barns vertical power driven automatic drilling machine with countershaft, tools, &c., 1 double-gear vertical pillar drilling machine with swing table machined base plate slotted with all necessary gearing complete, 1 improved powerful double-gear shaping machine and adjustable table and bed having 14 in. stroke fitted with self-actioning horizontal and circular motion, all complete with countershaft and pulleys, &c., 1 improved horizontal power driven hack saw with patent self-acting oil driven gear for raising saws on return stroke, complete with machined table jaws and all necessary gear and countershafts, 1 self-acting sliding surfacing screw cutting gap lathe of 7-in. centre complete with all chucks, carriers, and tools, 1 self-acting sliding surfacing screw cutting gap lathe complete with chucks, surface plates, and tools with countershaft, &c., 7-in. centre size, 1 self-acting sliding surfacing screw cutting gap lathe of 7-in. centre with chucks, surface plates, carriers, countershaft tools, complete, 1 improved type sliding surfacing screw cutting gap lathe of 8-in. centre, with chucks, surface plate, carriers, countershafts, tools, pulleys, &c., complete, 1 heavy improved type self-acting sliding surfacing screw cutting gap lathe complete with large chucks, surface plates, carriers, countershafts, with pulleys, &c., complete and having 10½ centre with long bed and patent adjustable saddle feed, 2 heavy type open Hearth Smith's furnaces complete, 2 large type anvils (steel), 2 patent gear driven hand blowers for same, 3 lengths heavy 3-in. main shafting with all pulleys, steel couplings complete, about 90½ feet in all, 6 special gun metal bushed pillar bearings for above shafting, 1 large wall box for above fitted with 3 in. brass bushed bearing, 2 lengths heavy teakwood fitter's benches with steel vices fitted complete, 1 large liquid fuel storage tank with all connection cocks and piping running the full length of the works, 1 patent hoop iron punch on stand complete, 1 "Day" time register for 100 workmen with eight-day clock and gear complete, 1 large boiler trolley to carry up to 114 tons complete with pole and four special width wheels.

(d) All other machinery, fixtures, furniture, tools, and implements in or upon the above-mentioned said premises called Fairfield Ironworks or thereto belonging or appertaining or held to belong or to be appurtenant thereto.

(e) The full and free right and liberty of way and passage along the private road (marked cart road in the said plan) for the purpose of going from the high road known as Union place to the said premises called Fairfield Ironworks or *vice versa*, and all the estate, right, title, interest, claim, and demand whatsoever of the defendant in, to, upon, or out of the said premises, property, and machinery.

Fiscal's Office, W. DE LIVERA,
Colombo, August 31, 1915. Deputy Fiscal.

In the District Court of Kalutara.

Tikiriya Pody Sinno Silva of Maha Was-kaduwa Plaintiff.
No. 6,065. Vs.

Kandemullage Don Silvestry Appu of Undu-pitiya Defendant.

NOTICE is hereby given that on Monday, September 27, 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 for the recovery of Rs. 647.63, viz.:

9/10 share of the soil and of everything thereon of the land called Adirigewatta *alias* Kongahawatta *alias* Undupitiyawatta, situate at Bombuwala in Kalutarabadda; and bounded on the north by field, on the east by Pahawatta *alias* Puwakarambe, on the south by Thalakotuwwatta *alias* Nugalahakotuwwatta in the name of Undupitiye people, and on the west by Weliketiyewita Burigewatta *alias* Batadombagahawatta and containing in extent about 4½ acres.

Deputy Fiscal's Office, H. SAMERESINGHA,
Kalutara, August 31, 1915. Deputy Fiscal.

In the District Court of Kalutara.

Bernardo Cooray of Wadduwa Plaintiff.
No. 6,281. Vs.

H. M. Fonseka of Wadduwa Defendant.

NOTICE is hereby given that on Monday, October 11, 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 for the recovery of Rs. 5,110.62, with further interest on Rs. 4,500 at the rate of 12 per cent. per annum from April 22, 1915, till July 8, 1915, and thereafter at 9 per cent. per annum till payment in full on the aggregate, viz.:

The soil and trees and all the buildings standing thereon of the land called Kudabuluwegahawatta, situate at Maha Wadduwa; and bounded on the north by a portion of Kudabuluwegahawatta, on the east by high road, on the south also by a portion of Kudabuluwegahawatta, and on the west by the lands belonging to Maunamarakkalage Anthony Cooray, Maunamarakkalage Marsal Cooray, and others; and containing in extent about 1 acre.

Deputy Fiscal's Office, H. SAMERESINGHA,
Kalutara, August 31, 1915. Deputy Fiscal.

In the District Court of Colombo.

M. V. S. Sockalingam Chetty of Sea street Plaintiff.
Colombo Plaintiff.
No. 40,501. Vs.

Pesteruwaleanarallage Kaitan Cooray Defendant.

NOTICE is hereby given that on Saturday, October 9, 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 for the recovery of Rs. 2,049.16, with further interest thereon at 9 per cent. per annum from January 15, 1915, till payment in full, and costs, viz.:

1. The soil and trees and all the buildings standing thereon of the eastern portion of the land called Alawatta, situated at Maha Paiyagala in Paiyagalbadda; and bounded on the north by a portion of Maitawatta, on the east by the high road, on the south by Wadigewatta, and on the west by a portion of Alawatta; and containing in extent about 2 roods.

2. An undivided ½ share of the soil and of the trees of a portion of the land called Malgahawatta *alias* Ratmahara, situated at ditto; and bounded on the north by ode, on the east by a portion of Malgahawatta, on the south by a portion of Wellabodawatta, and on the west by seashore; and containing in extent about 1 acre.

Deputy Fiscal's Office, H. SAMERESINGHA,
Kalutara, August 31, 1915. Deputy Fiscal.

Central Province.

In the District Court of Hatton.

M. S. P. Goonawardena of Hatton Plaintiff.
No. 488. Vs.

(1) Yesudasan Santhosa Nadan of Dikoya, and (2) Devasagaya Nadan of Dikoya, (3) I. S. Sheriff, acting Secretary, District Court, Hatton, administrators of the estate of the late Peyna Veera Cumara Nadan, deceased Defendants.

NOTICE is hereby given that on Tuesday, October 5, 1915, commencing at 12 o'clock noon, will be sold by public auction at the office of the Fiscal's Marshal, Hatton, the right, title, and interest of the said defendants in and to the book debts due from the following persons to the late firm of Peyna Veera Cumara Nadan of Dikoya, for the recovery of the sum of Rs. 2,196.95, with interest on Rs. 2,026.15, at the rate of 9 per cent. per annum from December 23, 1913, till payment in full, viz.:

1. Thangaiyah Nadar of Tientsin estate, Bogawantalawa, Rs. 98.20.
2. Sandanam Kanakkapulle of Battalgalla, Dikoya, Rs. 84.23.
3. Vellayan Kangany, Rs. 122.23.
4. Murugan Kangany of Battalgalla estate, Dikoya, Rs. 52.95.
5. Caruppen Kangany, Rs. 55.20.

6. Maruthen Kangany, Rs. 175·84.
7. Pana Lana Cadiravale, Rs. 30·88.
8. Seena Muna Cadiravale, Rs. 66·42.
9. Veyanna Sowanna Peraiyah, Head Kangany, of Bat-talgalla estate, Dikoya, Rs. 340·81.
10. Superamanian Kangany of Gonagalla or Fordyce, Dikoya, Rs. 30·04.
11. Mutusemy Kangany of Hadley estate, Dikoya, Rs. 30·13.
12. Peria Carpen Dhoby, Rs. 73·22.
13. Munisamy Kangany, Rs. 81·31.
14. Peyna Reena Vana Valliappen, Head Kangany, Invery, Dikoya, Rs. 506·03.
15. Muththen Kangany of Invery estate, Dikoya, Rs. 47·38.
16. Paekiam Nadatchy, Rs. 35·75.
17. Letchiman Kangany of Wanarajah estate, Dikoya, Rs. 37·56.
18. Veeran Dhoby of Bathford estate, Dikoya, Rs. 28·66.
19. Pana Muniandy of Ingestre estate, Dikoya, Rs. 44·62.
20. Muna Gonasigamane Nadar of Kurunegala, Rs. 29·74.
21. Sana Cadiravale of Manickwatta, Dikoya, Rs. 37·99.
22. Peyan Caruppen, Rs. 22·42.
23. Palaniappen Kangany, Rs. 48·29.
24. Kawanna Periasamy Kangany, Rs. 152·03.
25. Muna Arumugam, Head Kangany, Rs. 193·30.
26. Savarimuttu of Bathford, Dikoya, Rs. 30·52.
27. Rawanna Mana Perumal, Head Kangany, Darra-wella, Dikoya, Rs. 90·74.
28. Seyna Carpiah Kangany of Gorthie estate, Dikoya, Rs. 201.

Fiscal's Office,
Kandy, August 30, 1915.

A. V. WOUTERSZ,
Deputy Fiscal.

In the District Court of Kandy.

Warakaulle Walawwe Herat Mudiyansele Kiri Banda, Lekam Mahatmaya of Wattapola in Kandupalata Plaintiff.

No. 23,358, Vs.

Tikiri Banda Yatawara, Ratemahatmaya of Uda-palata Defendant.

C. E. Ferdinand, the Secretary of the District Court of Kandy, and Official Administrator of the estate of the late Tikiri Banda Yatawara, Ratemahatmaya, deceased Sub-Defendant.

NOTICE is hereby given that on Saturday, October 9, 1915 (and on Monday and Tuesday, October 11 and 12, 1915, if necessary), 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, mortgaged upon bond No. 8,214, dated May 25, 1909, for the recovery of the sum of Rs. 1,906·63, with interest on Rs. 1,720 at 9 per cent. per annum from May 24, 1915, till payment in full and poundage, viz:—

1. Nagahamulamediliyawatta of 2 paddy pelas extent, situate at Piliwela in Kandukara Ihala korale; and bounded on the east by karanda tree standing on this land, south by komala tree, west by Carder Saiboo's land, and on the north by the ditch of the limit of the Kirihatana's land.

2. The land called Palange of about 10 kurakkan nellies extent, situate at Piliwela aforesaid; and bounded on the east by ambulmi tree and nika tree standing on the Lapaya's land, south by nika tree and attikka tree standing on Palange of Lapaya's land, west by Mahaweli-ganga, and on the north by fence of Pitakanda.

3. The southern $\frac{1}{2}$ share being 3 paddy pelas extent out of Paragahatenna, situate at Piliwela aforesaid; and the said 3 paddy pelas is bounded on the east by the ditch of Mediliyagederawatta, south by embarange tree standing on the limit of Gangedarawatta and kande tree, west by river, and on the north by the row of jak trees standing on the limit of the lower portion of this land.

4. Panwatta and Medawatta adjoining each other of about 3 paddy pelas extent, situate at Piliwela aforesaid; and bounded on the east by Mudaliyawatta, south by Paragahatenna, west by Mahaweli-ganga, and north by fence of Nagewatta.

5. Moragahemulakotuwa of 1 rood 14 perches in extent, situate at Piliwela aforesaid; bounded on the east by Poswela, south by Sundara's land, west by Appuwa's land, and north by Sundara's land.

6. Nagahamulawatta of 5 paddy kurunies extent and the land Pilanga of 8 paddy lahas in extent adjoining each other, situate at Piliwela aforesaid; bounded on the east by na tree, south by ganga, west by Pilangawatta belonging to Kirihatana, and north by nuga tree.

7. Mudaliyagederawatta of about 2 paddy pelas extent, situate at Piliwela aforesaid; and bounded on the east by hal tree and mora tree standing on the Paswela, south by mango tree standing on Agalwela of Gangederawatta, west by hal tree, and north by nuga tree.

8. Ambagahakotuwa of about 12 paddy lahas, situate at Piliwela aforesaid; bounded on the east by hal tree and daluk tree, south by limit of Medaliyagederawatta, west by eranmadu fence, and north by karanda tree standing on the maha-elawella.

9. The separated $\frac{1}{2}$ share towards the east being about 1 paddy pela extent, out of Dewitegederawatta of about 2 paddy pelas extent, situate at Piliwela aforesaid; the said eastern extent of 1 pela is bounded east and south by ganga, west by nuga tree, and the north by meditale tree.

10. An undivided $\frac{1}{2}$ share of land, building, and every thing thereon out of Yatawelawatta of about 3 paddy pelas extent, situate at Godagama in Ganga Pahala korale of Udapalata aforesaid; bounded on the east by Railway road, south by Medagederawatta, west by Medagederawatta, and north by Gunhappitiyagederawatta.

Fiscal's Office,
Kandy, August 31, 1915.

A. V. WOUTERSZ,
Deputy Fiscal.

In the District Court of Kandy.

P. I. M. K. Sahul Hamidoo of Aluvihare in Matale. Plaintiff.
No. 21,535. Vs.

P. M. Mohammado and I. Mohammado Mohideen,
both of Trincomalee street in Matale- Defendants.
N. E. Cader Samu Lebbe of Matale Added Party.

NOTICE is hereby given that on September 27, 1915, and on the following days, at 12 noon, will be sold by public auction at the spot the right, title, and interest of the said added party in the following property, viz:—

(1) An undivided $\frac{1}{2}$ share out of the eastern $\frac{1}{2}$ share of the garden called Muttettuwayeyawatta and of the tiled houses and everything standing thereon, containing in extent 8 12/100 perches more or less, situate at Aluvihare, in Gampahasiya pattu of Matale South; and bounded on the east by Trincomalee road, south by the limit of the garden of Slema Lebbe (now the land belonging to mosque), west by the remaining portion of Muttettuwayeyawatta (now the property of Meevana Mohammadu Neina Marikkar), and north by road leading to Beeridewela.

(2) The garden called Betmeeyawatta *alias* Slema Lebwegawatta, of about 2 acres in extent, situate at Aluvihare as aforesaid; and bounded on the east by Trincomalee road, south by the property of Pena Ena Mohammadu Ismail, west by the tea estate, and on the north by the limit of Muttettuwayeyawatta; excluding therefrom the portion reserved to the mosque along the Trincomalee road of 50 feet in breadth.

(3) An undivided $\frac{1}{2}$ share of Aluviharewatta *alias* Marikkaragawatta, of about 12 seers kurakkan sowing in extent, situate at Aluvihare, in Gampahasiya pattu of Matale South; and bounded on the east by the high road to Trincomalee, south by the fence of Muttusamy's garden, west by the fence of Juan Appu's garden, and on the north by the fence of Kohana Walwva Banda's garden; with the tiled houses, and everything standing thereon.

(4) The house and premises bearing assessment No. 255, previous No. 274, of about 4 perches in extent, situate at Trincomalee street, in the town of Matale in Kohonsiya pattu of Matale South; and bounded on the east by the land belonging to Pitchy Umma and Tanga Umma, south by the wall of the house and the land belonging to Kumaroo, west by the road to Trincomalee, and on the north by the wall of the house and the land belonging to Kirishna Moorthi; with the tiled house and everything thereon.

(5) The house and premises bearing assessment No. 149, previous No. 164, of 4.48 perches in extent, situate in Bazaar street, Gongawala alias in Trincomalee street of the Matale town, in Kohonsiya pattu of Matale South; and bounded on the east by the fence of Seena Peena Omaru Kandu's land, south by the land belonging to M. T. Sinna Marikkar, west by the road leading to Trincomalee, and on the north by the land of Mohamradu; with the tiled house and everything standing thereon.

(6) The houses and premises bearing assessment Nos. 18, 19, and 20, situate at Higgolla, in Trincomalee street of the Matale town, in Kohonsiya pattu of Matale South, of about 2 nelliges kurakkan sowing in extent; and bounded on the east by Brahammana-ela, south by the wall of house No. 17 belonging to Mr. Endo Wijeyasinghe, west by the road to Trincomalee, and on the north by the wall of house No. 21 and the land belonging to Thana Mohamradu Cassim; together with the tiled houses and everything standing thereon.

Amount of writ Rs. 851.89.

Deputy Fiscal's Office, W. J. L. ROGERSON,
Matale, August 25, 1915. Deputy Fiscal.

Northern Province.

In the Court of Requests of Jaffna.

Thavanna Sinniah of Vannarponnai East Plaintiff.
No. 10,232/A. Vs.

(1) Vinasitambey Suppiah of Tirunelvely, (2)
Mappany Ponnu of ditto Defendants.

NOTICE is hereby given that on Monday, October 4, 1915, at 10 o'clock in the forenoon, will be sold by public auction at the spot the right, title, and interest of the said 1st defendant in the following property for the recovery of Rs. 300, with interest thereon at the rate of 9 per cent. per annum from November 13, 1913, until payment in full, and costs of suit being Rs. 26.58, and charges, viz. :-

1. In an undivided $\frac{1}{2}$ share, with its appurtenances, of a piece of land situated at Tirunelvely, called Kadduppulam, containing or reputed to contain in extent 15 lachams of varagu culture, with house, spontaneous plants, and half share of the well standing on the southern boundary; bounded or reputed to be bounded on the east by road, north by the property of Vallipuram Velupillai and others, west by the property of Manikkam, wife of Mootatambey, and others, and on the south by the property of Vinasitambey Iraguppillai and brother.

2. In an undivided $\frac{1}{2}$ share, with its appurtenances, exclusive of the share of water of well and the way and water-course belonging to the southern boundary land-owner to and from the well standing within this land, of a piece of land situated at Tirunelvely, called Mathanai, containing or reputed to contain in extent 40 lachams of varagu culture, with well and cultivated and spontaneous plantations; bounded or reputed to be bounded on the east by the property of Tillaippillai, wife of Sinniah, and others, north by the property of Vinasitambey Turaiappah and brother, west by the property of Muttupillai, wife of Suppiramaniam, and others, and on the south by the property of Kathirasi, wife of Kantaiyah, and others.

Fiscal's Office, A. ARIACUTTY,
Jaffna, August 30, 1915. Deputy Fiscal.

Eastern Province.

In the District Court of Batticaloa.

Very Rev. Father L. Dupont, S.J., by his attorney
Rev. Father M. Lemaitre, S.J., of Batticaloa . . . Plaintiff.
No. 3,960. Vs.

(1) Don Simon Appu and wife (2) Hinghamy
Appu Ruby Monea of Puliyantivu Defendants.

NOTICE is hereby given that on Saturday, October 2, 1915, commencing at about 10 o'clock in the morning, will be sold by public auction at the premises the right, title, and

interest of the said defendants in the following property, viz. :-

A paddy field called Sarayavelly, situated at Miravodai in Korale pattu; and bounded on the north by Crown land, south by tank, east by Crown jungle, and west by tank and Crown jungle; in extent 40 acres 2 roods and 20 perches.
Amount to be levied Rs. 407.

Fiscal's Office, T. SINNATAMBY,
Batticaloa, August 26, 1915. Deputy Fiscal.

In the District Court of Kurunegala.

Mandawalagamage Appuhamillage Appuhamillage
of Mutugala, in Dambadeni Udukaha Korale
West Plaintiff.
No. 5,045. Vs.

(1) Kina Ina Ibrahim Saibo of Mutugala, in
Dambadeni Udukaha Korale West, and
others Defendants.

NOTICE is hereby given that on Tuesday, September 28, 1915, 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. :-

(1) The land called Siyambalagahamulawatta, containing in extent 5 acres and half a rood, situate at Mutugala, in Dambadeni Udukaha Korale West, with everything thereon; and bounded on the north by field, on the east by the divided portion of this land owned by L. Perera Gunatileka and others, on the south by the high road leading to Negombo, and on the west by the divided portion of this land owned by Appu Sinno Appuhamy.
Amount to be levied Rs. 166.25 and poundage.

Fiscal's Office, S. D. SAMARASINGHE,
Kurunegala, August 31, 1915. Deputy Fiscal.

North-Western Province.

In the District Court of Puttalam.

Pina Rina Lena Vena Udayappa Chetty of
Puttalam Plaintiff.
No. 2,444. Vs.

Tamby Nainapillai Seyado Mohamado of Kal-
pitiya Defendant.

NOTICE is hereby given that on Saturday, September 25, 1915, commencing at 12 o'clock noon, will be sold by public auction at the premises the right, title, and interest of the defendant in and to the following property, viz. :-

(a) The whole of the coconut garden called Casie Chetty Mudaly totem, in extent 104 acres, situate at the village Mutwal in Kalpitiya, in the Puttalam District; bounded on the north by the common fence of the garden belonging to Hassan Johara Umma, widow of Segalado Marikkar, and others, east by shore of the lagoon, west by the common fence of the garden belonging to the heirs of Kader Saibo Marikar Sinna Ahamad Naina Marakar, and south by the common fence of the garden belonging to the estate of Uduma Lebbe Marikar and others; excluding an undivided $\frac{1}{2}$ share of the land contained within these boundaries, and out of the other $\frac{1}{2}$ an undivided $\frac{1}{2}$ share, viz., $\frac{1}{2}$ share of the whole property, with the coconut and other things.

(b) The boundaries of the 2 portions of the garden called Kollan totem and Ali Tamby totem, which form into one property, situate in the village Sunbankuda in Kalpitiya aforesaid; bounded on the north by the common boundary of the garden belonging to Mohammado Naina Marikar and others, on the east by the common fence of the garden belonging to Uduma Lebbe Marakar, on the south by the common boundary of the garden belonging to the heirs of Adam Wawa Kachi Marakar, and on the west by the shore of the lagoon, the land contained within these four boundaries in extent 10 acres, together with the old and young coconut plant, palmyra, mango trees, &c., mortgaged upon bond No. 1,411, dated October 3, 1907, and attested by Mr. J. W. P. Senathiraja, Notary Public.

Amount of writ Rs. 2,928.13, with interest on Rs. 2,760 at 9 per centum per annum from June 17, 1914.

Deputy Fiscal's Office, C. H. COLLINS,
Puttalam, August 24, 1915. Deputy Fiscal.