



# Ceylon Government Gazette

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PART I.—General : Minutes, Proclamations, Appointments, and General Government Notifications.

PART II.—Legal and Judicial.

PART III.—Provincial Administration.

PART IV.—Land Settlement.

PART V.—Mercantile, Marine, Municipal, Local, &c.

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## Part II.—Legal and Judicial.

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### NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Richard Walter Tweedie of Ashurst Hill, Ashurst, Kent, England, and of 45, Linden gardens, in the County of Middlesex, deceased.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on December 22, 1916, in the presence of Messrs. F. J. & G. de Saram, Proctors, on the part of the petitioner Richard Whittow of Colombo; and (1) the affidavit of the said petitioner dated December 8, 1916, (2) the power of attorney dated September 28, 1916, and (3) the order of the Supreme Court dated November 30, 1916, having been read: It is ordered that the will of the said Richard Walter Tweedie, deceased, dated October 22, 1915 (with a codicil thereto dated December 23, 1915), an exemplification of which under the seal of His Majesty's High Court of Justice in England 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 Richard Whittow is the attorney in Ceylon of the executrixes 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 January 18, 1917, show sufficient cause to the satisfaction of this court to the contrary.

L. MAARTENSZ,  
Additional District Judge.

December 22, 1916.

In the District Court of Negombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Uduvaka-aechhige Caronona of Bombugammama in Dasiya pattu of the Alutkuru korale, deceased.

THIS matter coming on for disposal before M. S. Sreshta, Esq., District Judge of Negombo, on November 30, 1916, in the presence of Mr. D. W. Samaratinga on the part of the petitioner Heeralupathirannehelage Lawaris Appuhamy of Bombugammama; and the affidavit of the petitioner dated November 28, 1916, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the husband of the deceased above named, to have letters of administration to her estate issued to him, unless the respondents—(1) Heeralupathirannehelage Dhammasena, (2) ditto Podihamy, both of Bombugammama, minors, by their guardian *ad litem*, (3) Adikari Appuhamillage Don Subaseris Appuhamy of Watinapaha—shall, on or before January 8, 1917, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Adikari Appuhamillage Don Subaseris Appuhamy be appointed guardian *ad litem* over the said minors for the purpose of this action.

November 30, 1916.

M. S. SRESHTA,  
District Judge.

B 1

In the District Court of Kandy.

1902  
 Testamentary Jurisdiction. In the Matter of the Estate of the late Edippuli Arachchige Dona Juliana Weerasekera Hamine, deceased, of Alawatugoda, in Udagampaha of Harispattu, in the District of Kandy.  
 No. 3,298.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., District Judge of Kandy, on November 30, 1916, in the presence of Messrs. Wijegoonewardene & Wijayatilake, Proctors, on the part of the petitioner Nedagamuwage Domingo Perera of Alawatugoda aforesaid; and the affidavit of the said petitioner dated October 18, 1916, having been read: It is ordered that the petitioner Nedagamuwage Domingo Perera of Alawatugoda aforesaid be and he is hereby declared entitled to letters of administration to the estate of the above-named deceased, as her husband, unless Nedagamuwage Walter Perera of Alawatugoda aforesaid, by his guardian *ad litem* Eddippuli Arachchige Don Peter Weerasekera of Wattala in Alutkuru korale of Ragam pattu, shall, on or before January 18, 1917, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,  
 District Judge.

December 30, 1916.

In the District Court of Kandy.

Order Nisi.

1904  
 Testamentary Jurisdiction. In the Matter of the Estate of Vitherungedere Mutu Menika, late of Naranwita, deceased.  
 No. 3,301.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., District Judge of Kandy, on November 30, 1916, in the presence of Messrs. Silva & Somanathapillai, Proctors, on the part of the petitioner Vitherungedere Appuhamy of Naranwita aforesaid; and the affidavit of the said petitioner dated October 27, 1916, having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled to letters of administration to the estate of the said deceased, as her son, unless—(1) Vitherungedere Dingiri Menika, (2) Vitherungedere Mudalihamy, by his guardian *ad litem* Kumbaloluwegedere William de Silva, all of Naranwita—shall, on or before January 18, 1917, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,  
 District Judge.

November 30, 1916.

In the District Court of Kandy.

Order Nisi declaring Will proved, &c.

1  
 Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Philip John Murray Box, care of the London and South Western Bank, Croydon, in the County of Surrey, and formerly of Hewagama estate, in the Western Province of the Island of Ceylon, a Lieutenant in the Lincolnshire Regiment, 9th Service Battalion, deceased.  
 No. 3,319.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., District Judge, Kandy, on December 19, 1916, in the presence of Messrs. Liesching & Lee, Proctors, on the part of the petitioners (1) Edward George Box of Craighead estate, Nawalapitiya, (2) Herbert John Goddard Marley of Castlemilk estate, Gampola; and the affidavit of (1) Edward George Box of Craighead estate, Nawalapitiya, and (2) Herbert John Goddard Marley of Castlemilk estate, Gampola, the petitioners above named, dated December 9, 1916, and the order of the Supreme Court dated December 1, 1916, having been read:

It is ordered that the will of Philip John Murray Box, care of the London and South Western Bank, Croydon, in the County of Surrey, and formerly of Hewagama estate, in the Western Province of Ceylon, a Lieutenant in the Lincolnshire Regiment, 9th Service Battalion, deceased, dated May 19, 1915, an exemplification of which will and letters of administration dated September 14, 1916, granted by the Principal Probate Registry to Edward Thirkell Price, the lawful attorney of the petitioners above named, and now deposited in this court be and the same is hereby

declared proved, unless any person or persons interested shall, on or before January 25, 1917, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said (1) Edward George Box of Craighead estate, Nawalapitiya, and (2) Herbert John Goddard Marley of Castlemilk estate, Gampola, are the executors named in the said will, and that they are entitled to have probate of the same issued to them accordingly, unless any person or persons interested shall, on or before January 25, 1917, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,  
 District Judge.

December 19, 1916.

In the District Court of Galle.

Order Nisi.

30.11  
 Testamentary In the Matter of the Intestate Estate of Jurisdiction. John Samaranyaka, late of Bentota.  
 No. 4,676.

Albert Samaranyaka of Bentota..... Petitioner.  
 Vs.

1989  
 (1) Dona Sopinona Thewarapperuma, (2) Philophilus Samaranyaka, (3) Roslind Samaranyaka, (4) Edmund Kannagara, (5) Bennie Samaranyaka, (6) Ernest Samaranyaka, (7) Richard Samaranyaka, all of Bentota..... Respondents.

THIS action coming on for disposal before L. W. C. Schrader, Esq., District Judge of Galle, on October 26, 1916, in the presence of Mr. N. de Alwis, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated September 15, 1916, having been read:

It is ordered that the 1st respondent be appointed as guardian *ad litem* over the 5th, 6th and 7th respondents, and that the petitioner be and he is hereby declared entitled, as son of the above-named deceased, to have letters of administration to his estate issued to the petitioner, unless the respondents or any other person or persons interested shall, on or before November 30, 1916, show sufficient cause to the satisfaction of this court to the contrary.

L. W. C. SCHRADER,  
 District Judge.

Galle, November 30, 1916.

Since extended to January 11, 1917.

In the District Court of Galle.

Order Nisi.

30.11  
 No. 4,684 T. In the Matter of the Estate of Warusawitarana Maggie Nona, deceased, o. Kaluwadumulla in Ambalangoda.

1989  
 THIS matter coming on for disposal before L. W. C. Schrader, Esq., District Judge of Galle, on November 7, 1916, in the presence of Mr. H. de S. Kulamane, Proctor, on the part of the petitioner Gustinnawadu Solomon of Kaluwadumulla in Ambalangoda; and the affidavit of the said petitioner dated November 2, 1916, having been read:

It is ordered that the 2nd respondent be appointed guardian *ad litem* over the 1st respondent, minor, unless the respondents shall, on or before January 18, 1917, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Gustinnawadu Solomon of Kaluwadumulla in Ambalangoda, as husband of the said deceased, and that he is as such entitled to have letters of administration issued to him accordingly, unless the respondents—(1) Warusawitarana Chalona, (2) Mithohamy de Silva Jayawardane—shall, on or before January 18, 1917, show sufficient cause to the satisfaction of this court to the contrary.

L. W. C. SCHRADER,  
 District Judge.

November 17, 1916.

Extended and re-issued for January 18, 1917.

L. W. C. SCHRADER,  
 District Judge.

In the District Court of Matara.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Abewardana Patiranaige Don Pediris, Vel-Vidane, and wife Vitanage Dona Gimara of Batigama, deceased.

THIS matter coming on for disposal before J. C. W. Rock, Esq., District Judge of Matara, on November 23, 1916, in the presence of Proctor Mr. C. A. Gunaratna on the part of the petitioners (1) Virittamulle Gamage Balahamy of Batigama, (2) Don Samel Samarasekara Weerasuriya of Dikwella; and the affidavits of Don Nandias Tirimadura of Batigama and John Charles Munasinha Dissanayaka dated October 12, 1916, having been read :

It is ordered that the will of Abewardana Patiranaige Don Pediris, Vel-Vidane, and Vitanage Dona Gimara, deceased, dated May 26, 1895, be and the same is hereby declared proved, unless respondents—(1) Dematahera Gamage Don Aberan of Babarenda, trustee of Maliyadde Viharastane at Babarenda, (2) Bajjama Kankanange Nonahamy of Wehella, (3) ditto Maddumahamy of ditto, (4) ditto Heenahamy of ditto, (5) ditto Babahamy of ditto, (6) ditto Don Andreas of ditto, (7) ditto Ayanhamy of ditto, (8) ditto Charles of ditto, (9) ditto Hinnihamy of ditto, (10) Abewardana Patiranaige Kawanihamy of Bateegama, (11) ditto Gimarahamy of ditto, (12) ditto Andreas of ditto, (13) ditto Leisihamy of ditto, (14) ditto Dona Mariana of ditto, (15) Patramulle Parana Gamage Wattuhamy of ditto, (16) Abewardana Patiranaige Don Allis of ditto, (17) ditto Don Juwanis of ditto, (18) ditto Dona Leisina of ditto, (19) Don Andris Ratnasakera of ditto, (20) Abewardana Patiranaige Kurunhamy of ditto, (21) Vitanage Kirigoris of Deiyandara—shall, on or before January 11, 1917, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said petitioners, as executors of the last will and testament of Abewardana Patiranaige Don Janis, one of the deceased legatees under the said will, admitted to probate in case No. 2,027 of this court, are entitled to have probate issued, unless respondents—(1) Dematahera Gamage Don Aberan of Babarenda, trustee of Maliyadde Viharastane of Babarenda, (2) Bajjama Kankanange Nonahamy of Wehella, (3) ditto Maddumahamy of ditto, (4) ditto Heenahamy of ditto, (5) ditto Babahamy of ditto, (6) Don Andreas of ditto, (7) ditto Ayanhamy of ditto, (8) ditto Charles of ditto, (9) ditto Hinnihamy of ditto, (10) Abewardana Patiranaige Kawanihamy of Bateegama, (11) ditto Gimarahamy of ditto, (12) ditto Andreas of ditto, (13) ditto Leisihamy of ditto, (14) ditto Dona Mariyana of ditto, (15) Patramulle Parana Gamage Wattuhamy of ditto, (16) Abewardana Patiranaige Don Allis of ditto, (17) ditto Don Juwanis of ditto, (18) ditto Dona Leisina of ditto, (19) Don Andris Ratnasakera of ditto, (20) Abewardana Patiranaige Kurunhamy of ditto, (21) Vitanage Kirigoris of Deiyandara—shall, on or before January 11, 1917, show sufficient cause to the satisfaction of this court to the contrary.

November 23, 1916.

J. C. W. Rock,  
District Judge.

In the District Court of Tangalla.

*Order Nisi declaring Will proved, &c.*

Testamentary Jurisdiction. In the Matter of the Estate of the late Yatiyana Vidane Arachchige Don Deonis Appuhamy, deceased, of Dedduwawala.

THIS matter coming on for disposal before H. J. V. Ekanayake, Esq., on December 5, 1916, in the presence of Don Andrayas Wikramasinha, the petitioner; and the affidavit of the said petitioner dated November 27, 1916, having been read :

It is ordered that letters of administration to the estate of Yatiyana Vidane Arachchige Don Deonis Appuhamy, deceased, be granted to the petitioner aforesaid, unless the respondents—(1) Wickramasinha Yapa Dona Gimara and (2) Yatiyana Vidana Arachchige Appuhamy—and any person or persons interested shall, on or before January 10, 1917, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 1st respondent be appointed guardian *ad litem* over the 2nd respondent for the purpose of this case, unless any person or persons interested shall, on or before January 10, 1917, show sufficient cause to the satisfaction of this court to the contrary.

December 5, 1916.

H. J. V. EKANAYAKE,  
District Judge.

In the District Court of Tangalla.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Estate of the late Dissan Samarasingha Gunasekara, deceased, of Hambantota.

THIS matter coming on for disposal before H. J. V. Ekanayake, Esq., District Judge of Tangalla, on December 16, 1916, in the presence of the petitioner Peter Albert Samarasingha Gunasekara; and the affidavit of the said petitioner dated December 14, 1916, having been read :

It is ordered that letters of administration to the estate of the late Dissan Samarasingha Gunasekara, deceased, be granted to the petitioner aforesaid, unless the respondents—(1) Dona Christina Gunasekara, widow of the deceased of Hambantota, (2) Lucy, wife of Mr. Arnolis Jayaweera of Pamburana, Matara, (3) Sophy, wife of Mr. F. W. Samaraweera of Tangalla, (4) Caroline, wife of Mr. J. W. R. Jayawardana of Tangalla, (5) Charlotte, wife of Mr. J. E. Wengappuly of Hambantota, (6) Madeline Samarasingha Gunasekara of Hambantota, (7) Richard Samarasingha Gunasekara, Irrigation Clerk, Hambantota Kachcheri—and any person or persons interested shall, on or before January 10, 1917, show sufficient cause to the satisfaction of this court to the contrary.

December 16, 1916.

H. J. V. EKANAYAKE,  
District Judge.

In the District Court of Chilaw.

No. 1,149 T. In the Matter of the Estate of the late Warneculasuria Francisco Fernando of Kammala, deceased.

Warneculasuria Simeon Fernando of Kammala . . . Petitioner.

And

(1) Warneculasuria Maria Taverera, (2) Warneculasuria Isabel Fernando and husband (3) Warneculasuria Sebastian Kurera, all of Kammala, (4) Warneculasuria Theresiana Fernando and her husband (5) Warneculasuria Gasner Fernando of Nainamadama, (6) Warneculasuria Theresia Fernando and her husband (7) Warneculasuria Walarianu Tissera, both of Kammala . . . . . Respondents.

THIS matter coming on for disposal before W. H. B. Carbery, Esq., District Judge of Chilaw, on November 15, 1916, in the presence of Mr. E. C. S. Storer, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 10, 1916, having been read :

It is ordered that the petitioner be and he is hereby declared entitled, as a son of the deceased, to have letters of administration to the estate of the said deceased issued to him, unless the respondents above named or any other person or persons interested shall, on or before January 9, 1917, show sufficient cause to the satisfaction of this court to the contrary.

December 15, 1916.

W. H. B. CARBERY,  
District Judge.

In the District Court of Batticaloa.

*Order Nisi.*

Supplementary Jurisdiction. In the Matter of the Intestate's Estate of the late Manaker Nakamani of Arapattai, No. 934. deceased.

Nakamani Kanapatipillai of Arapattai . . . . . Petitioner.

And

(1) Parasiramer Sinnapillai, (2) Nakamani Canagasabey, (3) Nakamani Krishnapillai, (4) Nakamani Tankamma, (5) Nakamani Tamothiram, all of ditto . . . . . Respondents.

THIS matter coming on for disposal before T. B. Russell, Esq., District Judge of Batticaloa, on December 5, 1916, in the presence of Mr. D. W. Kadramer, Proctor, on the part

of the petitioner above named; and the affidavit of the said petitioner dated December 5, 1916, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the eldest son of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before January 16, 1917, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the 1st respondent be appointed guardian *ad litem* of the minors the 2nd, 3rd, 4th, and 5th respondents, unless the respondents above named shall, on or before January 16, 1917, show sufficient cause to the satisfaction of this court to the contrary.

December 5, 1916.

T. B. RUSSELL,  
District Judge.

### NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 2,681. In the matter of the insolvency of Uduma Lebbe Idroos Lebbe Marikar and Idroos Lebbe Marikar Mohamad Salih, both of Panadura Totawatta.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvents will take place at the sitting of

this court on January 11, 1917, for proof of the claim of Avenna Moona Saminathan Chetty.

By order of court,

D. M. JANSZ,  
Secretary.

Colombo, December 6, 1916.

### NOTICES OF FISCALS' SALES.

#### Western Province.

In the District Court of Colombo.

Ana Runa Suna Olaganadan Chetty of Wolfendahl street, Colombo . . . . . Plaintiff.

No. 34,669. Vs.

(1) William Francis Holmes and his wife (2) Wellage Isabella *alias* Elizabeth Perera, (3) Alice Elizabeth Kelly and her husband Ernest Perceival Kelly, all of Dematagoda, Colombo. Defendants.

NOTICE is hereby given that on Wednesday, January 31, 1917, at 3.30 in the afternoon, will be sold by public auction at the premises the following property mortgaged with the plaintiff and declared bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated July 10, 1916, for the recovery of the sum of Rs. 1,104.96, with interest on Rs. 750 at 24 per cent. per annum from July 13, 1912 (up to the date of final decree), to May 24, 1916, and thereafter further interest on the aggregate amount at 9 per cent. per annum till payment in full, and costs of suit, viz. :—

All that allotment of land called Munamalgahawatta, situated at Dematagoda, within the Municipality and District of Colombo, Western Province, with the buildings thereon, bearing assessment No. 163; bounded on the north and west by road, on the east by the garden of Robert Adolphus Perera and now of Jasendu Grego, on the south by the property belonging to the estate of the late Robert Gomes Abeysing Jayawardena and the property of Omattage Dona Maria and Willorage Jeronis Dias and the property of Wickramaratchige Charles de Silva; containing in extent 2 roods and 3 perches and 9/100 square perch.

Fiscal's Office,  
Colombo, December 23, 1916.

W. DE LIVERA,  
Deputy Fiscal.

#### Southern Province.

In the District Court of Galle.

Sinna Lebbe Marikar Abdul Rahaman of Welitara. Plaintiff.  
No. 12,552. Vs.

(1) Nigamuni Pedrick Mendis, (2) Arthur Mendis Senanayaka, (3) N. A. Mendis, and others . . . Defendants.

NOTICE is hereby given that on Tuesday, January 30, 1917, at 12 noon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz. :—

Against the 1st Defendant.

1. (a) All that divided lot No. 1 of the land called Nigamuni Noronso Mendispadinchiwaunkadewatta, situated at Welitara, in Bentota-Walallawiti korale of the Galle District, Southern Province; and bounded on the north by Nigamunigedarawatta *alias* Pinwatta, east by lot No. 3A of the same land, south by lot No. 2 of the same land, and west by Wattu Naidepadinchiwaunwatta *alias* Nigamunigedarawatta; containing in extent 5.71 perches.

(b) All that divided lot No. 1A of the above land; and bounded on the north by lot No. 3A of the same land, east by the high road, south by lot No. 2A, and west by lot No. 4 of the same land; containing in extent 1.35 perches.

Against the 2nd to 4th Defendants.

2. (a) All that divided lot No. 2 of the above land; and bounded on the north by lot No. 1 of the same land, east by lot No. 3A of the same land, south by lot 3 of the same land, and west by Wattu Naidepadinchiwaunwatta *alias* Nigamunigedarawatta; containing in extent 5.71 perches.

(b) All that divided lot No. 2A of the above land; and bounded on the north by lot No. 1A of the same land, east by the high road, south by lot No. 4A of the same land, and west by lot No. 5 of the same land; containing in extent 1.35 perches.

## Against the 5th, 6th, and 7th Defendants.

3. All that divided lot No. 3A of the above land with the buildings and plantations thereon; and bounded on the north by Nigamunigedarawatta *alias* Pinwatta, east by the high road, south by lot No. 1A of the same land, and west by lots Nos. 1, 2, and 3 of the same land; and containing in extent 9.5 perches.

## Against the 8th and 9th Defendants.

4. (a) All that divided lot No. 4 of the above land; and bounded on the north by lot No. 3 of the same land, east by No. 1A of the same land, south by lot No. 5 of the same land, and west by Wattu Naidepadinchiwaunwatta *alias* Nigamunigedarawatta; and containing in extent 2.84 perches.

(b) All that divided lot No. 4A of the above land; and bounded on the north by lot No. 2A of the same land, east by high road, south by lot No. 5A of the same land, and west by lot No. 5 of the same land; containing in extent 0.67 perche.

## Against the 10th to 14th Defendants.

5. All that divided lot No. 3 of the same land; and bounded on the north by lot No. 2 of the same land, east by lot No. 3A of the same land, south by lot No. 4 of the same land, and west by Wattu Naidepadinchiwaunwatta *alias* Nigamunigedarawatta; and containing in extent 11.42 perches.

Writ amount Rs. 435.96.

Fiscal's Office,  
Galle, December 29, 1916.

B. P. J. GOMES,  
Deputy Fiscal.

## Northern Province.

## In the District Court of Jaffna.

Muttukkumaruru Murukesu of Neerveli . . . . . Plaintiff  
No. 11,287. Vs.

Paramasamikkurukkal Vairavanathakurukkal of  
Copay North . . . . . Defendant.

NOTICE is hereby given that on Monday, January 29, 1917, at 10 o'clock in the forenoon, will be sold by public auction at the spot the following property decreed to be sold under the above action, for the recovery of Rs. 3,456.75, with interest on Rs. 1,840 at the rate of 12 per cent. per annum from May 22, 1916, till payment in full, provided that such further interest does not exceed Rs. 223.25, and costs of suit being Rs. 139.99, and charges and poundage, viz. :—

1. A piece of land situated at Kopai North called Pandarawattai, containing or reputed to contain in extent 30½ lachams varagu culture, with houses, well, cultivated and spontaneous plants, and palmyras; bounded or reputed to be bounded on the east by the property belonging to the Achi Vairava Swami Koil, north by the property belonging to Nadarasa Iyer Kartikesa Iyer and shareholders and by lane, west by the property belonging to Vairavanathakurukkal, the defendant, and Kartikesa Kasippillai and shareholders, and on the south by lane.

Fiscal's Office,  
Jaffna, December 30, 1916.

A. ARIACUTTY,  
Deputy Fiscal.

## Eastern Province.

NOTICE is hereby given that the notification dated December 14, 1916, of sale of property fixed for January 13, 1917, under D. C., Batticaloa, 4,168, appearing in *Gazette* No. 6,842 of December 22, 1916, has been postponed to January 27, 1917.

Fiscal's Office, S. O. CANAGARATNAM,  
Batticaloa, December 30, 1916. Deputy Fiscal

## North-Western Province.

## In the District Court of Colombo.

V. K. N. M. Ramen Chetty of Sea street, Colombo. Plaintiff.  
No. 46,076. Vs.

Sayna Peena Pitche of Weuda in Kurunegala . . Defendant.

NOTICE is hereby given that on Friday, January 26, 1917, commencing at 10 o'clock in the morning, will be sold by public auction at the defendant's boutique at Weuda, the right, title, and interest of the said defendant in the following property, viz. :—

6 rolls longcloth.	25 yards alpaca.
32 yards longcloth.	143 yards tussore cloth.
5 large shawls.	7 yards kaki drill.
42 small camboys and sarongs.	5 yards double-width tussore cloth.
12 samboe large camboys.	252 yards Cannanore cloth.
13 dozen banians.	21½ yards inferior Cannanore cloth.
¾ kodi melapalayam sarongs.	3 silk towels.
1 dozen best towels.	40 pieces and 5 yards lace.
3 dozen Turk'sh towels.	4 silk handkerchiefs.
1 kodi and 4 kaduwarnam sarongs.	2 ladies' handkerchiefs.
2 kodies and 14 vetti sarongs.	26 linen handkerchiefs.
14 small kangaroo sarongs.	7 samboos Madras handkerchiefs.
14 palayakatu sarongs.	8 dozen Batavia handkerchiefs.
16 best palayakatu sarongs.	3 bondu handkerchiefs.
4 palayakatu thanimuttu sarongs.	7 dozen checkered handkerchiefs.
1 3-yards long camboy.	8 vetti cloths.
2 kalandan camboys.	20 umbrellas.
6 Tamil chelas.	1 leather belt.
7 checkered sarongs.	19 silk belts.
13 towels.	5 garter pairs.
16 uluru handkerchiefs.	2 dozen common pearls.
37 5-yards long camboys.	10 dozen buttons.
58 palayakatu camboys.	27 packets candles icks.
17 (achchadi) Tamil chelas.	34 dozen boxes of matches.
5 vanduroti thanimuttu sarongs.	50 bottles of lemonade.
4 Japanese sarongs.	10 tins of salmon.
4 Java camboys.	42 chimneys.
6 sayavetti cloth.	92 large plates.
3 uluru silk handkerchiefs.	65 cheese plates.
18 petti shirts.	28 large cups.
12 flannel shirts.	22 small cups.
78 Tamil wetti sambu.	94 cups and saucers.
30 cricket handkerchiefs.	18 glass plates.
3 matte shirts.	1 pair bellows.
15 cloth belts.	6 hanging lamps.
5 rolls vettiveil.	1 watch.
5 rolls muslin.	2 almirahs.
15 woollen shawls.	3 small almirahs.
18 dozen gauze banians.	1 table.
8 crepe banians.	1 chair.
6 silk towels.	2 bundles coir ropes.
8 muffers.	½ gunny bag dry arecanuts
80 yards linen.	2 tins coconut oil.
5 pieces containing 10 yards chintz.	1 tin keros'ne oil.
5 yards satin chintz.	2 bundles angulu dry fish.
2 samboor small towels.	28 pounds mora dry fish.
40 dozen varnished paper.	2 balances with weights.
10 matte shirts.	2 pairs measures.
1 samboe bed quilts.	1 big balance with weights.
2 yards warding.	15 pounds maldive fish.
2 white banians.	12 lb. chillies.
20 dozen black paper.	10 lb. sprats.
48 yards English drill.	25 baskets red onions.
25 yards duriyas cloth.	8 large-sized bottle jars.
21 yards pepper drill.	47 reels of thread.
30 yards silk veil.	10 lb. saffron.
15 yards Damasks cloth.	10 lb. mahaduru.
2½ yards single-width cloth.	10 lb. coriandar.
90 yards double-width linen cloth.	10 lb. of ulwa rice.
41 rolls chintz containing 697 yards.	10 lb. coffee.
20½ yards mercerised muslin.	1 measure mustard.
7 yards tweed.	3 measures pepper.
	1 bushel kekulu rice.
	7 measures green peas.

15 measures dhall.  
2 boutique shelves.  
3 shelves.

18 packets envelopes.  
14 packets sandal sticks.

Amount to be levied Rs. 2,458·79, with legal interest on Rs. 2,458·79 from September 13, 1916, till payment in full and costs, and the above articles are under seizure under D. C., Colombo, writ No. 44,899, for the recovery of the sum of Rs. 5,391·14, with legal interest on Rs. 5,391·14, till payment in full and costs.

Fiscal's Office, S. D. SAMARASINHA,  
Kurunegala, December 30, 1916. Deputy Fiscal.

In the District Court of Puttalam.

Mohideen Pitche Peer Mohamado of Puludivasal . . Plaintiff.  
No. 2,539. Vs.

S. W. P. Nagoor Pitche, ex-Police Headman of  
Nallandaluvai . . . . . Defendant.

NOTICE is hereby given that on Saturday, January 27, 1917, commencing at 12 o'clock noon, will be sold by public auction at the premises the right, title, and interest of the defendant in the following property :—

1. An undivided  $\frac{1}{2}$  share out of the land called Manjadykany, situate at Kadayamodai in Akkarai pattu, Puttalam District, in extent 5 acres, more or less; and bounded on the north by land owned by Mana Assen Meera Lebbe and others,

east by Vena Mohideen Pitche's land, south by land owned by Neina Cassim Mohideen and others, west by land owned by Vena Mohideen and others.

2. Manjadykany, situate at Muttipalakulam, in extent  $1\frac{1}{2}$  acres, more or less; bounded on the north by Thana Peer Kandu's land, east by garden owned by Kana Neina Mohamado Lebbe and others, south by garden owned by Kana Sega Sickander and others, west by reservation, an undivided  $\frac{1}{2}$  share out of the above land.

3. An undivided  $\frac{2}{3}$  share out of the Nallandaluwaweedukany, in extent  $1\frac{1}{2}$  acres, more or less; and bounded on the north by Peer Umma and others' land; east by Ana Thana Thambi Pillai's land, south by land owned by Sinna Mira Saibo and others, west by reservation.

4. Wayaladimuttumarakadaitotum, in extent 4 acres, more or less, situate as aforesaid; and bounded on the north by Awanna Thana Tamby Pillai's land, east by Kader Mohideen Mira Saibo's land, south by Neina Muna Rawther Marikar's land, west by Podichchitotum owned by Kottai Umma and others, an undivided  $\frac{2}{3}$  share of the above land.

5. Kulathadytotum, situate as aforesaid, in extent  $1\frac{1}{2}$  acres, more or less; bounded on the north by Pena Kuppe Pitche's land, east by Kulathutannirpidi, south by Awanna Thana Thambi Pillai's land, west by reservation, and undivided  $\frac{2}{3}$  share out of the above land.

Amount of writ, Rs. 996·47 and interest.

Deputy Fiscal's Office,  
Puttalam, December 22, 1916.

W. E. WAIT,  
Deputy Fiscal.

### PASSED ORDINANCES.

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

No. 41 of 1916.

An Ordinance to amend Ordinance No. 11 of 1865, intituled "An Ordinance to consolidate and amend the Law relating to Servants, Labourers, and Journeymen Artificers under Contracts for Hire and Service."

JOHN ANDERSON.

Preamble.

WHEREAS it is expedient to amend Ordinance No. 11 of 1865, intituled "An Ordinance to consolidate and amend the Law relating to Servants, Labourers, and Journeymen Artificers under Contracts for Hire and Service": Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Addition of new sub-section to section 11 of the principal Ordinance.

1 The following sub-section shall be added to section 11 of the principal Ordinance:

(2) No woman and no child under sixteen years of age shall be sentenced to imprisonment for any offence under this section, or to imprisonment in default of the payment of a fine for any such offence. Provided that in the case of any serious and wilful misconduct tending to the disturbance of order or discipline (not being in the nature of quitting service or neglect of duty or refusal to perform a duty), a woman on the occasion of a second or subsequent conviction of an offence under this section may be sentenced to simple imprisonment for a period not exceeding one month.

Provided further, that nothing herein contained shall preclude a court from dealing with a child under sixteen years of age under the provisions of "The Youthful Offenders Ordinance, 1886."

Passed in Council the Twenty-ninth day of November, One thousand Nine hundred and Sixteen.

A. G. CLAYTON,  
Clerk to the Council.

Assented to by His Excellency the Governor the Twenty-first day of December, One thousand Nine hundred and Sixteen.

R. E. STUBBS,  
Colonial Secretary.

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

No. 42 of 1916.

An Ordinance further to amend "The Volunteer Ordinance, 1910."

JOHN ANDERSON.

Preamble.

WHEREAS it is expedient further to amend "The Volunteer Ordinance, 1910": 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 Volunteer (Amendment) Ordinance, No. 42 of 1916," and shall come into operation on such date as the Governor shall by Proclamation appoint.

Amendment of section 1 of the principal Ordinance.

2 The following words shall be added to section 1 of the principal Ordinance:

"Part IV.—Obligatory Provisions."

"Part V.—Registration."

Addition of new part to principal Ordinance.

3 The following new parts shall be added to the principal Ordinance:

PART IV.

*Obligatory Provisions.*

Application of Part IV.

34. (1) This part of the Ordinance shall apply to the following persons (not being members of His Majesty's Navy or Army, or of their reserves, or of the Police Force of the Colony), that is to say—

Every European of the male sex resident in the Colony who is a British subject, and is between the ages of eighteen and fifty.

(2) If any question arises as to whether any person is a person to whom this part of the Ordinance applies, such question shall be referred to the Governor in Executive Council, and the decision of the Governor in Executive Council shall be final.

Obligatory enlistment.

35. (1) Within one month of such date as shall be fixed by the Governor by Proclamation in that behalf, or in the case of persons to whom this part of the Ordinance shall become applicable subsequently to that date within three months of the date on which it becomes applicable, it shall be obligatory on every person to whom this part of the Ordinance applies who is not a volunteer—

(a) If he has attained the age of eighteen and has not yet attained the age of forty-one, to enroll himself in a Volunteer Corps formed under this Ordinance. Provided that for the purposes of this paragraph a Volunteer Corps shall not be deemed to include a Town Guard other than the Colombo Town Guard.

(b) If he has attained the age of forty-one and has not yet attained that of fifty, to enroll himself in a Town Guard which shall have been constituted a Volunteer Corps under this Ordinance, or as a member of the reserve of any Volunteer Corps.

(See Volunteer Ordinance, 1910, s. 4 (3).)

(2) The General Officer Commanding the Troops may, in any case in which in his opinion military exigencies so require, transfer any person enrolled as a volunteer to whom this part of the Ordinance applies from any Volunteer Corps or company to any other Volunteer Corps or company which he may specify, and it shall be the duty of every such person to serve in the corps or company to which he is so transferred. Provided that any person so transferred shall be entitled within such time as may be prescribed to appeal to the Governor in Executive Council, whose decision shall be final.

(3) Any person who has completed five years' service in a Volunteer Corps referred to in paragraph (a) of subsection (1) of this section, and has attained the age of thirty years, may claim to be transferred to a reserve company of his corps. Provided that the General Officer Commanding the Troops may prohibit or cancel such transfer if he is satisfied that military exigencies so require.

Power to  
prescribe drills,  
&c.

36. (1) With reference to persons to whom this part of the Ordinance applies, the power of the General Officer Commanding the Troops to make regulations under section 12 shall include power to make regulations requiring such persons at prescribed dates or within prescribed intervals—

- (a) Until they attain the prescribed standard of efficiency, to attend the drills and courses of instruction, and to execute the practice prescribed for the purpose of the attainment of such standard ; and
- (b) After they attain such standard, to attend the drills and courses of instruction, and to execute the practice prescribed for the purpose of maintaining the standard so attained.

(2) Such regulations shall be published in the *Government Gazette*, and shall not come into force until the expiration of a period of forty days from the date of publication. Provided that if, before the expiration of the period of forty days, notice of objection is given in writing by any member of the Legislative Council to the Clerk of the Council, no regulation to which objection is taken shall come into force until approved with or without modification by the Legislative Council.

Offences.

37. Any person to whom this part of the Ordinance applies, who—

- (a) Infringes any provision of section 35 of this Ordinance ;  
or
- (b) Refuses or neglects to take the oath or affirmation of allegiance provided for by section 28,

shall be guilty of an offence, and shall be liable on summary conviction to a fine not exceeding two hundred rupees, or in the case of an offence which is in the nature of a continuing default, not exceeding fifty rupees for every day during which the default continues, or if such fine be not duly paid, to imprisonment of either description for a period not exceeding three months.

Committees.

38. (1) The Governor may, for the purposes of this part of the Ordinance, appoint committees composed of such number of persons and with such local jurisdiction as he may determine, and every such committee shall have power to order the exemption of any person from the application of this part of the Ordinance on the ground of the ill-health or infirmity of such person, or on the ground that the place of residence of such person renders compliance with the provisions of this part of the Ordinance impracticable, or for any other prescribed cause.

(2) Any person aggrieved by any refusal of exemption may appeal by petition to the Governor in Executive Council, and the decision of the Governor in Executive Council shall be final.

Power of  
Governor to  
exempt.

39. The Governor may by order exempt any person from the application of this part of the Ordinance.

Powers of  
Governor in  
Executive  
Council.

40. The Governor in Executive Council may make rules—

- (a) For regulating the procedure to be followed by the committees appointed under section 38, and the exercise of their powers under that section ;
- (b) For the trial by the prescribed tribunal of offences committed by persons to whom this part of the Ordinance applies against rules or regulations made under this Ordinance, for the trial of which no other provision is made, and of disciplinary offences committed by such persons, and for the punishment of offences so triable by military detention for a period not exceeding three months, or by a fine not exceeding two hundred rupees, or by such minor military punishments as may be prescribed ;
- (c) Generally for the purpose of the execution of the provisions of this part of the Ordinance.



Exclusion of  
certain  
provisions.

41. Section 6 shall not extend to any person to whom this part of the Ordinance applies.

Provided that, except during the existence of hostilities, it shall be lawful for any such person to claim his discharge if he is about to leave the Island for a period of not less than six months.

PART V.

*Registration.*

Registration of  
all Europeans.

42. (1) For the purpose of ascertaining the persons to whom Part IV. of this Ordinance applies, the Governor in Executive Council may make rules for the registration of all male Europeans who shall have resided in the Colony for a period of three months or upwards irrespective of age or nationality.

(2) Any person who commits any breach of any provision of such rules shall be guilty of an offence, and shall be liable on summary conviction to a fine not exceeding two hundred rupees, or, if such fine be not duly paid, to imprisonment of either description for a period not exceeding three months.

(3) If any question arises as to whether any person is a European within the meaning of sub-section (1) of this section, such question shall be referred to the Governor in Executive Council, and the decision of the Governor in Executive Council shall be final.

Passed in Council the Thirteenth day of December, One thousand Nine hundred and Sixteen.

A. G. CLAYTON,  
Clerk to the Council.

Assented to by His Excellency the Governor the Twenty-fourth day of December, One thousand Nine hundred and Sixteen.

R. E. STUBBS,  
Colonial Secretary.