

# 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.—Marine and Mercannila.
PART V.—Municipal and Local

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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, &c.

Testamentary
Jurisdiction.
No. 1,950.

In the Matter of the Last Will and Testament of Heyyantuduwage Don Baronchi Appu and Kurukula Aratchige Dona Justina Hami, deceased.

THIS matter coming on for disposal before A. de A. Seneviratne, Esq., District Judge of Colombo, on the 7th day of September, 1903, in the presence of Mr. W. P. Banesinghe on the part of the petitioner Heyyantuduwage Girigoris Perera; and the affidavit of the petitioner, dated 27th July, 1903, having been read:

It is ordered that the will of Heyyantuduwage Don Baronchi Appu and Kurukula Aratchige Dona Justinahami, dated 2nd May, 1862, and now deposited in court, be and the same is hereby declared proved, and that letters of administration with the copy of the will annexed to their estate be issued to the said petitioner, unless (1) Kurukula Aratchchige Guchchohami, widow of the late Heyyantuduwa Abraham Perera of Heyyantuduwa, (2) Heyyantuduwage Ciciliana Perera, wife of (3) Kariapperuma Atukoralage Babasinno Appu of Mabima in the Adikari pattu of Siyane korale, (4) Heyyantuduwage Nonohami, wife of (5) Hewabambarendage Don Juanis (6) Heyyantuduwage Swaris Perera. (7) Heyyantuduwage Ransohami, wife of Suriabandage Brampi Appuhami, both of Mahara, shall, on or before the 1st October, 1903, show

sufficient cause to the satisfaction of this court to the contrary.

A. DE A. SENEVIRATNE, District Judge.

The 7th day of September, 1903.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. No. 1,959 C. In the Matter of the Estate of William Arthur Wheatley, late of Henby in Arden, in the County of Warwick, deceased.

THIS matter coming on for disposal before Abraham de Alwis Seneviratne, Esq., District Judge of Colombo, on the 15th day of September, 1903, in the presence of Messrs. Julius & Creasy, Proctors, on the part of the petitioner; and the affidavit of Charles Simpson Wilson of Colombo, dated the 16th September, 1903, having been read: It is ordered that Charles Simpson Wilson be and he is hereby declared entitled to have letters of administration to the estate of the said William Arthur Wheatley issued to him, unless any person interested shall, on or before the 24th day of September, 1903, show sufficient cause to the satisfaction of this court to the contrary.

A. DE A. SENEVIRATNE, District Judge.

The 15th September, 1903.

#### In the District Court of Kandy.

Order Nisi.

Testamentary ) In the Matter of the Last Will and Jurisdiction. Testament of Charlotte Petronella No. 2,300. van Rooyen, deceased, of Matale.

THIS matter coming on for disposal before Charles Ambrose LaBrooy, Esq., Acting District Judge of Kandy, on the 4th day of September, 1903, in the presence of Mr. C. Vanderwall, Proctor, on the part of the petitioner Charles Richard van Rooyen of Lauries road in Bambalapitiya, Colombo; and the affidavit of the said petitioner, dated 24th June, 1903, having been read, and the evidence of William Spurling Christoffelsz of Colombo taken

It is ordered that the last will of Charlotte Petronella van Rooyen, late of Matale, deceased, dated 24th July, 1895, and now deposited in this court, be and the same is hereby declared proved, unless (1) Glenville St. Clair van Rooyen of Matale, (2) Theodore Cecil van Rooyen of Hatton, (3) Albert Erich van Rooyen of New Chetty street, Colombo, (4) Adeline van Rooyen, and (5) Andreas Belladius van Rooyen, both of Godigamuwa Kumbuke pattu of Rayigam korale, in the District of Kalutura, (6) Alfred Charles van Rooyen of Nawalapitiya, and (7) Frederick John Wesley van Rooyen of Matale, shall, on or before the 2nd day of October, 1903, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Charles Richard van Rooyen is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless the aforesaid persons shall, on or before the 2nd day of October, 1903, show sufficient cause to the satisfaction of this court to the contrary.

> C. A. LABROOY Acting District Judge.

The 4th day of September, 1903.

#### In the District Court of Kandy.

Order Nisi.

Testamentary ) In the Matter of the Estate of the late Jurisdiction. Singappulitantrige Don Louis de Silva, deceased, of Matale. No. 2,321.

THIS matter coming on for disposal before Charles Ambrose LaBrooy, Esq., Acting District Judge of Kandy, on the 26th day of August, 1903, in the presence of Mr. C. Jayetileke, Proctor, on the part of the petitioner Singappulitantrige Don Baba Singho Silva of Matale; and the affidavit of Wijeratne Mudiyanselage Don Charles Andradi of Matale, dated 21st August, 1903, having been read:

It is ordered that the petitioner Singappulitantrige Don Baba Singho Silva of Matale be and he is hereby declared entitled to letters of administration to the estate of the late Singappulitantrige Don Louis de Silva, deceased, of Matale, as the only brother of the said deceased, unless any person shall, on or before the 25th day of September, 1903, show sufficient cause to the satisfaction of this court to the contrary.

> C. A. LABROOY, Acting District Judge.

The 26th day of August, 1903,

#### In the District Court of Jaffna.

Order Nisi.

Testamentary Jurisdiction. No. 1,397.

In the Matter of the Estate of the late Harriet Tankammah, wife of Charles Ratnasingam Champion of Manipay, deceased.

Cyrus T. Mills of Manipay......Petitioner.

1, Paul L. Christian and wife 2, Margaret Ponnammah of Manipay; 3, J. K. Saravanamuttu and wife 4, Susan Chellammah of Manipay; 5, K. Modaliar A. Curtis and wife 6, Emily Ratnammah of Manipay

pay......Respondents.

THIS matter of the petition of Cyrus T. Mills of Manipay praying for letters of administration to the estate of the above-named deceased Harriet Tankammah.

wife of Charles R. Champion, coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 18th day of August, 1903, in the presence of Mr. Tambiah S. Cocke Proctor on the post of the activities and affiderit Cooke, Proctor, on the part of the petitioner; and affidavit of the petitioner, dated the 24th day of July, 1903, having been read: It is declared that the petitioner is the next of kin of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondent or any other person shall, on or before the 9th day of October, 1903, show sufficient cause to the satisfaction of this court to the contrary.

> W. R. B. SANDERS, District Judge.

The 18th day of August, 1903.

#### In the District Court of Jaffna.

Order Nisi.

Testamentary ) In the Matter of the Estate of the late Chankarapillai Veerakattiar of Jurisdiction. Karampaikurichy, deceased. No. 1,398.

Kathirasipillai, widow of Chankarapillai Veerakattiar of Karampaikurichy ...... Petitioner.

1, Arumugam Murugar of Sarasalai; 2, Arumugam Kanthar of Manthuvil; 3, Sithemparanatar Kathiresar of Karampaikurichy; 4, Ramanatar Murugar of Ka-

THIS matter of the petition of Kathirasipillai, widow of Chankarapillai Veerakattiar, praying for letters of administration to the estate of the above-named deceased Chankarapillai Veerakattiar coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 21st day of August, 1903, in the presence of Mr. Tambiah S. Cooke, Proctor, on the part of the petitioner; and affidavit of the petitioner, dated the 20th day of August, 1903, having been read: It is declared that the petitioner is the widow of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to her, unless the respondents or any other person shall, on or before the 9th day of October, 1903, show sufficient cause to the satisfaction of this court to the contrary.

> W. R. B. SANDERS. District Judge.

The 21st day of August, 1903.

#### In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Arumugam Nagamutto of Uduvil, deceased. No. 1,400.

Nakanather Kanakasabai of Uduvil......Petitioner.

Tankam, widow of Arumugam Nagamutto

of Uduvil ......Respondent.

THIS matter of the petition of Naganather Kanaka-sabai praying for letters of administration to the estate of the above-named deceased Arumugam. estate of the above-named deceased Arumugam. Nagamutto coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 28th day of August, 1903, in the presence of Mr. S. Katiresu, Proctor, on the part of the petitioner; and affidavit of the petitioner, dated the 25th day of August, 1903, having been read: It is declared that the petitioner is the creditor of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before the the respondents or any other person shall, on or before the 30th day of September, 1903, show sufficient cause to the satisfaction of this court to the contrary.

> W. R. B. SANDERS, District Judge.

This 28th day of August, 1903.

In the District Court of Jaffna.

Order Nisi.

Jurisdiction. No. 1,386.

In the Matter of the Estate of the late Saravanamutto Ampalavanar of Meesalay north, deceased.

Sithamperapillai Saravanamutto of Kodikamam......Petitioner.

1, Vairamutto Kurukkal Poothathamby
Kurukkal of Kodikamam; 2, Kathirasy,
daughter of Vairamutto of Kodikamam;
3, Valliammai, widow of Arumugam of
Tavalai Iyatalai; 4, Ayampillai Kasakar
of Kachchay; 5, Chinnathamby Ayampillai of Kachchay and wife 6, Ponnachy
of Kachchay; 7, Veeragathyar Kovinthy
of Kachchay; 8, Veeragathyar Kanapathypillai of Kachchay. .....Respondents.

THIS matter of the petition of the petitioner abovenamed praying for letters of administration to the estate of the above-named deceased Saravanamutto Ampalavanar coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 31st day of July, 1903, in the presence of Mr. K. Sivapirakasam, Proctor, on the part of the petitioner; and affidavit of the petitioner, dated the day 31st of July, 1903, having been read

It is declared that the petitioner is the father of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before the 26th day of August, 1903, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS, This 31st day of July, 1903. District Judge.

Time to show cause extended to 25th September, 1903.

W. R. B. SANDERS, District Judge.

In the District Court of Mullaittivu.

Order Nisi.

Testamentary
Jurisdiction
No. 36.

In the Matter of the Estate of the late Nakam Kandapper of Mullaittivu, deceased.

Kandapper Vallipuram of Mullaittivu...... Petitioner.

THIS matter of the petition of Kandapper Vallipuram of Mullaittivu praying for letters of administration of the estate of the above-named deceased coming on for disposal before R. A. G. Festing, Esq., District Judge of Mullaittivu, on the 28th day of August, 1903; and the affidavit of the petitioner, dated 28th day of August, 1903, having been read: It is declared that the petitioner is the son of the said intestate, and is entitled to have letters of administration to the estate of the said intestate is pled to him, unless the respondents or any other persons shall, on or before the 25th day of September, 1903, show sufficient cause to the satisfaction of this court to the contrary.

R. A. G. FESTING,
This 28th day of August, 1903. District Judge.

In the District Court of Matara.

Order Nisi.

Testamentary
Jurisdiction.
No. 1,381.
In the Matter of the Estate of the late
Koggala Hewa Pattinige Matheshamy,
deceased of Pamburena.

THIS matter coming on for disposal before J. H. Leak, Esq., District Judge of Matara, on the 26th day of August, 1903, on the motion of Mr. Proctor D. Samaraweera, Proctor, on the part of the petitioner Koggala Hewa Pattinige Edorishamy of Pamburena; and the affidavit of the said petitioner, dated 24th August, 1903, having been

read: It is ordered that the said Koggala Hewa Pattinige Edorishamy be and he is hereby declared entitled to have letters of administration to the estate of the deceased K. H. P. Matheshamy, issued to him, as a son of the said deceased, unless (1) Dioguhennedige Kirihami, (2) Koggala Hewa Pattinige Dowanhamy, (3) Koggala Hewa Pattinige Thomishamy, (4) Koggala Hewa Pattinige Dintuhamy, (5) Koggala Hewa Pattinige Suhehamy, all of Pamburena, (6) Koggala Hewa Pattinige Anohamy of Fort, Matara, (7) Galappattige Leisihamy, (8) Galappattige Tiselhamy, 9) Galappattige Samitchi Appu, all of Pamburena, shall, on or before the 7th day of October, 1903, show sufficient cause to the satisfaction of this court to the contrary.

The 26th day of August, 1903.

J. H. LEAK, District Judge.

In the District Court of Kurunegala.

Order Nisi.

Testamentary
Jurisdiction.
No. 747.

In the Matter of the Intestate Estate
of the late Liane Patirennehelage
Mudelihami Vidane of Dambadeniya,
deceased.

Ranasinghe Mudianselage Siyatu Banda of Dambadeniya......Petitioner.

And

THIS matter coming on for disposal before P. Arunachalam, Esq., District Judge of Kurunegala, on the 27th day of August, 1903, in the presence of Mr. F. N. Daniels on the part of the petitioner Ranasinghe Mudianselage Siyatu Banda of Dambedeniya; and the affidavit and petition of the said Siyatu Banda, dated the 25th and 26th days of August, 1903, respectively, having been read: It is ordered that the petitioner aforesaid be declared entitled to have letters of administration to the estate of the deceased Liane Patirennehelage Mudelihami of Dambadeniya issued to him, as son and one of the heirs, unless the respondents shall, on or before the 25th day of September, 1903, show sufficient cause to the satisfaction of the court to the contrary.

The 27th August, 1903.

P. ARUNACHALAM,
District Judge.

In the

In the District Court of Batticaloa.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. No. 374. In the Matter of the Last Will and Testament of the late Mamonalevvapody Udomalevvapody of Kattankudy, deceased.

Udomalevvapody Mamonalevvapody of Kattankudy......Petitioner.

And

1, Udomalevvapody Tomputor Mohamado Yusuflevvai; (2) Udomalevvapody Asiaumma, (3) Udomalevvapody Mariampullai, (4) Udomalevvapody Sainapunachchie, (5) Udomalevvapody Pattummah,

Kalenderlevvai Marikar having been taken: It is ordered that the will of Mamonalevvapody Udomalevvapody, dated the 15th December, 1902, and now deposited in this court, be and the same is hereby declared proved.

Sinnetampi, Sinnetampi Mohamado (Cassim, and P.

It is further declared that the petitioner Udomalevvaipody Mamonalevvaipody is entitled to have letters of administration to the estate of the deceased Mamonalevvapody Udomalevvapody issued to him, with a copy of the will, unless the respondents shall on or before the 22nd day of September, 1903, show sufficient cause to the satisfaction of this court to the contrary.

This 25th August, 1903.

T. B. RUSSELL. District Judge.

In the District Court of Batticaloa. Order Nisi declaring Will proved.

Jurisdiction.

.No. 380.

Testamentary ) In the Matter of the Last Will and Testament of Tolipodi Sinnepodiar of Putukudiyirippu, deceased.

Sinnepodiar V. V. Alakippodi of Putuku-

diyiruppu.....Petitioner.

 Sinnepodiar Mailippodi;
 Sinnepodiar Kathirammai;
 Sinnepodiar Teviamai;
 Sinnepodiar Teviamai; Moottammai, all of Putukudiyiruppu.....Respondents.

THIS matter coming on for disposal before T. B. Russell, Esq., District Judge of Batticaloa, on this 18th day of July, 1903, in the presence of Mr. A. M. Sheriff, Proctor, on the part of the petitioner Sinnepodiar Vaddai Vidhan Alakippodi; and the affidavit of the petitioner, dated 30th May, 1903, and the evidence of Sinnetamby Velapodi, Kannapper Palipodi, Registrar, Sinnetampipodi Ana, Kathiramapodi, Virakutti Sinnetampi, and of K. Kathiramapodi having been read:

It is ordered that the will of Tolipodi Sinnepodiar, deceased, dated the 23rd May, 1903, and now deposited in this court, be and the same is hereby declared proved.

It is further declared that the petitioner Sinnepodiar V. V. Alakippodi is entitled to have probate, with a copy of the will annexed, unless the respondents shall, on or before the 22nd day of September, 1903, show sufficient cause to the satisfaction of this court to the contrary.

> T. B. RUSSELL. District Judge.

This 18th day of July, 1903.

#### NOTICES OF INSOLVENCY.

#### In the District Court of Colombo.

No. 2,091.

In the matter of the insolvency of Avoo Lebbe Marikar Mohamado Haniffa of Colombo.

TOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on October 15, 1903, for the grant of a certificate to the above-named insolvent.

By order of court,

J. B. Misso.

Colombo, September 10, 1903.

Secretary.

No. 2,093.

In the matter of the insolvency of George Samuel Don of Dematagoda.

TOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on October 15, 1903, for the grant of a certificate to the above-named insolvent.

By order of court,

J. B. Misso;

Colombo, September 10, 1903.

Secretary.

#### In the District Court of Negombo.

No. 61. In the matter of the insolvency of Benedict de Croos of Kochchikada.

OTICE is hereby given that a public sitting will be held on October 2, 1903, at 11.30 in the forenoon, for the purpose of considering the auditor's report and declaring dividends.

By order of court,

D. GUNAWARDANA, Secretary.

Galle, September 14, 1903.

By order of court,

D. M. JANSZ,

Secretary.

Negombo, September 15, 1903.

In the District Court of Kalutara.

No. 105.

In the matter of the insolvency of Owen Mendis Obeyesekara of Nagoda.

TOTICE is hereby given that the second sitting of this court in the above matter has been adjourned to October 8, 1903.

By order of court,

WM. DE SILVA,

Kalutara, September 8, 1903.

Secretary

In the District Court of Galle.

No. 343. In the matter of the insolvency of Hendamarakkala Andiris of Ratgama.

HEREAS Hendamarakkala Andiris of Ratgama has filed a declaration of insolvency, and a petition for the sequestration as insolvent of his own estate, under the Ordinance No. 7 of 1853, and it appears that he has been in actual custody within the walls of a prison for debt for more than 21 days: Notice is hereby given that the said court has adjudged him an insolvent accordingly, and that two public sittings of the court, to wit, on October 12 and November 4, 1903, will take place for the insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

# NOTICES OF FISCALS' SALES.

#### Western Province.

In the District Court of Colombo. Sayna Seena Nawana Ramanathan Chetty of Sea street, Colombo ......Plaintiff. No. 18,747 C.  $V_{s.}$ Kawenna Muna Peana Peer Mohamado of Veyangoda......Defendant. OTICE is hereby given that on Monday, October

12, 1903, at 12 o'clock noon, will be sold by public auction at the boutique of the said defendant at Hiripitiya (Veyangoda) the following mortgaged property, for the recovery of the sum of Rs. 10,000, with interest thereon at 18 per cent. per annum from July 30, 1903, till August 4, 1903, and thereafter at 9 per cent. per annum till payment in full, viz :-

755 yards in 61 pieces of Cannanore cloth 170 yards in 23 pieces of Cannanore cloth

280 yards in 21 pieces of Assam cloth

35 sarong cloths 31 camboy cloths

140 yards in 31 pieces of mixed silk cloth 142 camboy cloths

122 sarong cloths 10 soman cloths

45 pieces (sambu) hand-kerchiefs

121 mixed camboy cloths

43 sarong cloths

46 lengths white cloth 16 lengths chintz cloth

6 lengths chintz cloth

3 lengths chintz cloth (seda)

70 yards in 12 pieces Cannanore cloth

23 Tamil shawls

123 mixed sarong and camboy cloths

7 Tamil handkerchiefs 38 lengths white cloth

39 lengths gray cloth 12 lengths casa cloth

64 lengths chintz cloth 14 lengths linen cloth

59 woollen shawls

48 vaity shawls 18 ladies' shawls

33 bundles socks banians 27 pieces (sambus) silk

handkerchiefs 20 silk sarong cloths

17 silk camboy cloths 42 yards sheeting cloth

9 lengths drill cloth

38 sarong cloths

20 sambus white towels

8 table cloths

6 woollen shawls

9 Tamil handkerchiefs

3 pieces, casa cloth 11 sambus handkerchiefs 7 large palagan plates

127 large palagan plates 32 half plates

116 soup plates 28 flat plates

42 cheese plates 13 big cups

11 small cups

40 pairs cups and saucers

14 saucers 4 decanters

4 fruit dishes 8 tumblers 2 big brasspots

8 small brasspots

6 brass chatties brass betel server

6 table lamps 1 hanging lamp

10 pictures with frames 1 clock

12 weights 1 scale

43 bags rice 9 bags raw rice

5 bags rice open

1½ cwt. poonac 2 bags salt

15 pieces iron 8 umbrellas 1 lot shop goods

glass almirahs

1 large jakwood box 2 small jakwood boxes

1 table with 3 drawers 1 lot cloth, &c., in various lengths

1 lot boutique fittings

H. W. D. BANDARANAYAKE, Deputy Fiscal.

Deputy Fiscal's Office, Henaratgoda, September 14, 1903.

In the District Court of Negombo. Munasinachchilekemalage Thepanis Appuhamy of Udugampola.....Plaintiff.

Senaratgunasekera Vidanaralalage Yohanis Appuhamy of Goigama ...... Defendant.

OTICE is hereby given that on November 7, 1903, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :-

An undivided  $\frac{1}{3}$  of the land called Higgahawatta alias An undivided \$\frac{2}6\$ of the land caused Higganawatta awas Kalahugahawatta, situate at Goigama in Dasiya pattu of Alutkuru korale; the entire land is bounded on the north by the live fence of the land belonging to Don Lewis Vedarala, on the east by the ditch and the live fence of the land belonging to Don Carolis Appuhamy and others, on the south by the ditch of the land formerly belonging to Don Johannes Jayetileka Arachchi and now belonging to America Appuhamy, and on the west by the belonging to Amaris Appuhamy, and on the west by the land belonging to Istakko Kapurala and a dewata road; containing in extent 12 acres more or less.

Amount to be levied Rs. 1,741.37, and interest on Rs. 910 at 25 per cent. per annum from September 5, 1902, to January 27, 1903, and thereafter at 9 per cent. per annum till payment.

FRED. G. HEPPONSTALL. Deputy Fiscal's Office, Deputy Fiscal. Negombo, September 16, 1903.

In the District Court of Negombo. Sina Kana Runa Avenna Murugappa Chetty, by his attorney Muna Runa Ravenna Mana Muna Runa Ramanadan Chetty of Negombo......Plaintiff.

No. 4,756. Vs.

1, Mehidukulasuriya Patabendige Ana Mathes, and 2, Mehidukulasuriya Patabendige Lucia Kurera, both of 1st Division

Hunupitiya in Negombo...... Defendants.

O'TICE is hereby given that on October 22, 1903, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the following property, specially hypothecated by bond No. 26,089, dated September 9, 1899, viz.:-

An undivided 3 of all those three contiguous portions of land called Ratadelgahawatta and of the buildings standing thereon, situate at 1st Division Hunupitiya, within the gravets of Negombo; bounded on the north by the land of John Aserappa, on the east by the land of Mr. Koertz, on the south by the high road, and on the west by the land of Diyagu Kurera; containing in extent 3 roods and 13 perches more or less; and declared liable to be sold in satisfaction of the decree entered in the above case.

Amount to be levied Rs. 4,565.62, and interest on Rs. 3,000 at 18 per cent. per annum from October 9 to December 11, 1902, and thereafter at 9 per cent. per annum till payment.

FRED. G. HEPPONSTALL, Deputy Fiscal's Office. Deputy Fiscal. Negombo, September 16, 1903.

In the District Court of Negombo.

1, John William Amarasekera Jayawardena of Ekala; and 2, Fredrick Gunasekera Senanayaka of Kehelwella......Defendants.

OTICE is hereby given that on October 24, 1903, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the following property, specially hypothecated by bond No. 7,079, dated October 12, 1900, viz. :

1. The land called Ekalawatta, situate at Ekala in Ragam pattu of Alu: kuru k rale; bounded on the north by the field belonging to the first defendant and by the field of Harmanis Silva and others, on the east by Urumullekumbura. of Grigoris Perera Annavirala and others, on the south by the field of Grigoris Perera

Annavirala and others, and on the west by the oya called Medellewetiya; containing in extent 11 acres 2 roods and  $31\frac{s}{10}$  perches more or less (excluding there-

from one-half share).

2. An undivided \( \frac{1}{3} \) share of the field of Elhenegodella-kumbura, situate at Ekala in Ragam pattu of Alutkuru korale; bounded on the north by the Otta and Wella belonging to the Crown, ont he east by the oya and by field of James de Abrew Abeyesinha, on the south by the high road, and on the west by land and owita ground of John Simon Perera Wijeyesundara Seniveratne; containing in extent 40 bushels of paddy sowing extent more or less (excluding one and a half share therefrom); and declared liable to be sold in satisfaction of the decree entered in the above case.

Amount to be levied Rs. 1,473.37, and interest on Rs. 1,000 at 18 per cent. per annum from January 12 to June 17, 1903, and thereafter at 9 per cent. per annum till payment.

FRED. G. HEPPONSTALL, Deputy Fiscal's Office, Deputy Fiscal. Negombo, September 16, 1903.

In the District Court of Negombo.

1, Vena Rayenna Mana Ana Runa Arunasalam Chetty of Negombo and another ...... Plaintiffs.

1, Sakkarawarthige Elaris Fernando; 2, Sakkarawarthige Davith Fernando; 3, Śakkarawarthige Sokino Fernando, all of Andimulla; 4. Sakkarawarthige Jagirias Fernando of 3rd Division Bolawalana in Negombo...... Defendants.

OTICE is hereby that on October 26, 1903, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the following property, specially hypothecated by bond No. 10,347, dated November 13, 1895, viz.:-

1. The land consisting of the following several contiguous lots, to wit:—Makullegahawatta alias Daminnagahawatta, 3 of Makullegahawatta, 3 of Makullegahawatta, 3 of Makullegahawatta, 3 of Makullegahawatta, of the land called Migahawatta alias Bulathpathiya, of the land described in the deed bearing No. 875, and the portion of land appearing in the deed bearing date August 5, 1862, situate at Andimulla in Dunagaha pattu of Alutkuru korale; bounded on the north by Maha-oya, on the east by the land belonging to Mayie Vedarala, Gabriel Silva Appuhamy, and also belonging to the heirs in the name of Lintottage Carolis Fernando, on the south by the land belonging to the heirs in the name of Lintottage Carolis Fernando and by the fields, and on the west by lands belonging to Sakkarawarthige Anthoni Fernando and Anathasiya Fernando; containing in extent 8 acres more or less.

2. The land called Millegahawatta, situate at ditto; bounded on the north and east by the land formerly of Sayaneris Officer and now of Gabriel Silva Appuhamy, on the south by the land belonging to Sakkarawarthige Davith Fernando Annavi, and on the west by dewata road; containing in extent 3 roods and 36 perches or 1 acre

~ hore or less.

3. The land called Millegahawatta, with all the buildings standing thereon, situate at ditto; bounded on the north by the land belonging to the second defendant, on the east by the land of Saradial Fernando, on the south by the land of Gabriel Fernando, and on the west by Dominikku Fernando's land; containing in extent 1 acre more or less.

4. The portion of Millagahawatta, situate at Halpe in ditto; bounded on the north by the portion of this land belonging to Rosa Fernando, on the east by a portion of this land belonging to Saradial Fernando, on the south by the portion of this land belonging to the second defendant and by Salbina Fernando's garden, and on the west by the road leading to Kopiwatta; containing in extent l acre more or less.

5. The undivided of the land called Millagahawatta, situate at Halpe alias Andimulla in ditto; bounded on the north and east by the garden of Sandodura Paulu Silva, on the south by the garden of Sakkarawarthige Istaki Fernando, and on the west by the road leading to Mahaoya; containing in extent 3 roods and 35 perches more or less,; and declared liable to be sold in satisfaction of the decree entered in the above case.

Amount to be levied Rs. 4,147.62, and interest on Rs. 3,000 at 16 per cent. per annum from April 6 to June 18, 1903, and thereafter at 9 per cent. per annum till payment.

FRED. G. HEPPONSTALL, Deputy Fiscal.

Deputy Fiscal's Office Negombo, Šeptember 16, 1903.

#### Central Province.

In the District Court of Kandy.

Migel Kellaart of Bowwagama.....Plaintiff.

Nos. 14,380 and 15,540 Vs.

(1) Artigalage Dona Selestina Perera Hamine, (2) D. Don Johanes Annavi of No. 109, Ambagamuwa road, Nawalapitiya......Defendants

OTICE is hereby given that on October 13, 1903, at 12 o'clock noon, will be sold by public auction at the premises the following property mortgaged upon bond No. 7,526, dated May 23, 1898, and decreed to be sold by the judgment entered in the case No. 15,540:—

The tea estate Durayahena alias watta, consisting of three allotments contiguous to one another of 15 acres 3 roods and 10 perches in extent, situate at the village of Bopitiya in Rambukpitiya of Pasbage korale in Upper Bulatgama, in the Central Province, being land at present cultivated with tea; and bounded on the east by land belonging to Sergeant Amith, on the south by Rantilekegedara Sirimala's field and the wella (bank or ridge) of Kira's field, on the west by Siriya's and Suppremanian Chetty's land and C. B. D. Silva's land, and on the north by the demata tree, the kahata tree, and the rock on the Crown land, excluding therefrom the northern portion belonging to Crown.

Amount of writ No. 15,540, Rs. 1,047. Amount of writ No. 14,380, Rs. 1,213.30.

Fiscal's Office, Kandy, September 16, 1903. JOHN SCOTT, Deputy Fiscal.

In the District Court of Kandy

Ana Ana Runa Arunasalam Pulle; 2, Suna Pana Una Welaiyeden Chetty; 3, Suna Pana Una Olaggappa Chetty, all of No. 38, Sea street, Colombo......Plaintiffs.

1, Hettihewage Dona Selestina de Silva; 2, Samarasekere Dissanayakage William de Silva, both of Kohonsiya pattu in Matale...Defendants.

OTICE is hereby given that on October 12, 1903, commencing at 12 o'clock noon, will be sold by public auction at the premises the following property mortgaged upon bond No. 15,017, dated February 26, 1899 and decreed to be sold by the judgment entered in the above case, viz :-

(1) Out of one-third share, in extent 2 nellies of kurakkan sowing, of Dehigahakotuwawatta, situate at Pannagama in Kohonsiya pattu of Matale, an undivided five-sixth

(2) Out of Dehigahakotuwawatta of 4 nellies of kuarakkan sowing extent, situate at Pannagama aforesaid, undivided western one-third share.

(3) Out of Dehigahakotuwawatta of 4 nellies of kurakkan sowing extent, situate at Pannagama aforesaid, middle 2 nellies of kurakkan sowing.

(4) The land called Pahalawatta of about 6 nellies of

kurakkan sowing extent, situate at Pannagama aforesaid.
(5) Out of the land called Mutuwayamanagewatta of

about 4 nellies of kurakkan sowing extent, situate at Pannagama aforesaid, western one-fourth share.

(6) Out of Mutuwayamanagewatta of 4 nellies kurakkan sowing extent, situate at Pannagama aforesaid, threefourth shares.

(7) Out of the land called Siambalagahakotuwa, situate at Pannagama aforesaid, a portion 18 ft. wide on the roadside.

(8) Out of Tennekambarangagahamulahena, a portion 32 ft., wide on the eastern side, situate at Gongawala

aforesaid.

(9) The land called Hendeniyawatta of about 6 nellies of kurakkan sowing extent, situate at Pannagama.

(10) Out of the land called Kotuwa having a road frontage of 77 ft. and 6 in. in length, situate near Panuagama road in Gongawala aforesaid, the southern just half

(11) Out of the land bearing No. 60, containing in extent

5 acres 3 roods and 29 perches, situate at new road in the said pattu, excluding the portion marked with red ink in the plan thereof, the remaining land.

All the aforesaid lands are adjoining each other and forming one land, the same now bounded on the east by King street and Crown lands, on the south by Gansabhawa road leading to Pannagama, on the west by Ukkuwa's land and Gansabhawa road, and on the north by lands belonging to Mr. Kotalawala and Kataragama Dewale; containing in extent about 10 acres, with all the buildings and plantations and everything thereon.

On October 14, 1903, at 12 o'clock noon, at the premises, the following property:-

I .- Galketiyahena and Kanatewatta adjoining one another, and containing in extent 39 acres 1 rood and 26 perches, situated at Kalalpitiya in Medasiya pattu of Matale; bounded on the east by high road leading to Elkaduwa, south by the ditch and dry stream, west by Welkandekele and Dewapassayagewatta, and on the north by Nicholas Fernando's garden, Migahamulawatta, and high road leading to Elkaduwa tagateur with all the and high road leading to Elkaduwa, together with all the plantations and buildings thereon.

On October 16, 1903, at 12 o'clock noon, at the premises, the following property:-

II.—The land called Muhammadugewatta alias Sinnaiyagewatta of about 5 acres in extent, situate at Kalalpitiya aforesaid; and bounded on the east by fence of Nuhugu Lebbe's garden or the fence of the garden belonging to Wella Tamby, south by fence of Kannappa Chetty's garden, west by Kaluwa's garden and Cader Mastan's garden, and on the north by high road, together with everything thereon.

III.—Dambagahamulahena alias Kabaragalahena of about 3 acres in extent, situate at milepost No. 12 in Kalalpitiya aforesaid; and bounded on the east by fence of Uduma's garden, south by the fence of Kannappa Chetty's garden, west by fence of Kannappa Chetty's garden, and on the north by high road, together with

everything thereon.
IV.—The land called Nikulagewatta alias Yaddessagewatta of about 1; acre in extent, situate at Kalalpitiya aforesaid; bounded on the east by fence of Nikulagewatta and the fence of Siman Appu Renter's garden, south and west by the boundary of Siman Appu Renter's land, and west by the boundary of Siman Appu Renter's land, and west by the boundary of Siman Appu Renter's land, and west by the boundary of Siman Appu Renter's land, and west by the boundary of Siman Appu Renter's land, and west by the boundary of Siman Appu Renter's land, and west by the boundary of Siman Appu Renter's land, and we should be seen that the same of and on the north by Kandepihille-ela, together with

everything thereon.

V.—Palliyagawawatta of about 3 acres in extent, situate at Warakamuray aforesaid; and bounded on the east by Wedikarayagewatta and enduru fence, on the south by Panikkiyagewatta and fence of Adam Pulle Arachchi's garden, on the west by high road from Kandy to Trincomalee, and on the north by Mason's garden, together with everything thereon.

On October 16, 1903, at 12 o'clock noon, at the premises, the following property:-

VI.—The paddy field called Attikkagasyayekumbura of about 9 amunams of paddy sowing extent, situate at Nalande Udusiya pattu of Wagapanaha korale of Matale north; bounded on the east by river, on the south by Kiriwanapatana, west by water-course near jak fence, and on the north by water-course which irrigates Attikkagasyaya.

Amount of writ, Rs. 7,129 05 and interest.

JOHN SCOTT Fiscal's Office, Deputy Fiscal. Kandy, September 16, 1903.

#### Southern Province.

In the District Court of Galle.

P. L. R. M. A. Seeniwasagam of Galle......Plaintiff. No. 6,231. Vs.

Passikkuhannedige Podihamy and another

of Dodanduwa.....Defendants.

TOTICE is hereby given that on Monday, October 19, 1903, commencing at 2.30 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz .:-

1. All that undivided 2 parts of the land called Goda-paragahawatta, situate at Tiranagama, in extent about 28

2. All that ½ part of the tiled boutique of 13 cubits in length and 16 cubits in breadth, built of stones, bordering the high road, and ½ part of the soil on which the said boutique stands of the lot No. 3 of the garden Weliabodawatta, in extent 1 rood, at Degalla.

3. All that \( \frac{1}{2} \) part of the soil and fruit trees of lots Nos. 45 and 52 of the garden called Modarawatta, together with the tiled boutiques of 17 cubits in length and 25 cubits in breadth, built of stones, bordering the high road

at Degalla, in extent of about 2 roods.

Amount Rs.  $1,088.92\frac{1}{2}$ , with interest on Rs. 950 at 9 per cent. from August 3,1901.

· C. I'. LEEMBRUGGEN, for Fiscal.

Fiscal's Office, Galle, September 16, 1903.

#### North-Western Province.

In the District Court of Chilaw.

Pana Lana Sena Karthan Chetty of Madampe......Plaintiff.

No. 2,769.

Waranakulasuriya Ichchampulige Silvestry
Fernando Muppurala of Katuneriya......Defendant.

OTICE is hereby given that on Tuesday, October 20, 1903, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property,

The defendant's residing garden of 1½ acre in extent, with the plantations and buildings standing thereon, situate at Katuneriya in Kammal pattu, Chilaw District; bounded on the north by garden of Bustian Coste and others, east by garden of the defendant and others, south by garden of the defendant and Simon Fernando, west by high road.

Amount to be levied Rs. 340.50, with interest on Rs. 300 at 13; per cent. per annum from November 7, 1902, up to December 2, 1902, and further interest on the aggregate sum at 9 per cent. per annum from December 2, 1902, and

Deputy Fiscal's Office, Chilaw, September 15, 1903.

H. R. FREEMAN, Deputy Fiscal.

In the District Court of Chilaw.

Muttu Kana Runa Muna Ramen Chetty of

Madampe.....Plaintiff.

Warnacularsuriya Ichchampulige Silvestry Fernando Muppurala of Katuneriya..... Defendant.

OTICE is hereby given that on Tuesday, October 20-1903, at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest

of the said defendant in the following property, viz.:—
The land called Padinchiwatta, with plantations standing thereon, situate at Katuneriya in Kammal pattu, Chilaw District; bounded on, the north by garden of Parties Costs and others with the defendance of the costs and others with the costs and others with the costs and others with the costs and the cos Bastian Coste and others, east by garden of the defendant and others, south by garden of the defendant and Simon Fernando, west by high road.

Amount recoverable Rs. 1,888:12, with interest on Rs 1,500 at 11 per cent. per mensem from October 30, 1902, up to December 2, 1902, and further interest on the aggregate sum at 9 per cent. per annum from December 2, 1902, and poundage.

H. R. FREEMAN. Deputy Fiscal.

Deputy Fiscal's Office. Chilaw, September 15, 1903.

In the District Court of Chilaw.

S. A. Pina Naide and another of Walaha-

pitiya.....Plaintiff.

No. 2,908.

Vs.

Herat Mudiyanselage Seralage Appusinno

Appuhamy of Puruduwella ......Defendant.

OTICE is hereby given that on Tuesday, October 20, 1903, at 1 o'clock in the afternoon, will be sold by public auction at the premises the interest of the said defendant in the following property, specially mortgaged by bond No. 6,843, dated August 11, 1899,

The land called Kadurugahawatta marked letter N, No. 380, in extent 3 roods and 11 perches, situate at Galamuna iu Yatakalan pattu, Chilaw District; and bounded on the north by land appearing in plan No. 126,407, east by land appearing in plan No. 126,407, south by land appearing in plan No. 126,393, and southwest by land purchased by Bandappu, north-west by land appearing in plan No. 126,383.

The land marked letter M 136, situate at Puruduwella,

in extent about 4 acres, with all the productive trees standing thereon; and bounded on the north by land belonging to Menuhamy and others, east by land belonging to Deogu Vedarala, south by land belonging to Babappu Vidanerala, and west by village limit af Puruduwella.

Amount to be levied Rs. 1,685, with interest on Rs. 1,000 at 11 per cent. per mensem from May 4, 1903, up to July 14, 1903, and further interest on the aggregate sum at 9 per cent. per annum from July 14, 1903, and poundage.

Deputy Fiscal's Office, Chilaw, September 15, 1903. E. LAWSON KOCH, Deputy Fiscal.

In the District Court of Negombo.

Pena Reena Chuna Kadaresen Chetty, by his attorney Kuppe Muttu Pulle, Negombo.......Plaintiff.

No. 4,546.

Mary Fernando, widow of the late Leon Elias Tissera and administratrix of his estate of Negombo......Defendant.

OTICE is hereby given that on Saturday, October 17, 1903, at 1 o'clock in the afternoon, will be sold by public auction at the premises the interest of

the said estate in the following property, specially mortgaged viz.:-

The land called Adapparawatupanguwa, situate at Ihala Katuneriya in Medapalata, Chilaw District; bounded on the north-west and north-east by land left for cattle, east by the portion of this garden belonging to Domingo Fer-nando, south by land belonging to Juan Kurera and others, west and south-west by the old road.

Amount recoverable Rs. 21,340.98, with interest on Rs. 20,000 at 13 per cent. per annum from April 26, 1902, till August 6, 1902, and thereafter at 9 per cent. per annum from August 6, 1902, and poundage.

Deputy Fiscal's Office, Chilaw, September 15, 1903.

No. 13,639 C.

H. R. FREEMAN, Deputy Fiscal.

#### Province of Sabaragamuwa.

In the District Court of Colombo.

Mananedewege Magiris Fernando of Prince street, Pettah, Colombo......Plaintiff.

Vs. 1, Bemenehennedige Daniel Pieris of Uyana in Moratuwa, the representative duly appointed to represent the estate of Bemenehennedige Johannes Pideceased, the first defendant; Pieris, Pieris; Bemenehennedige Harmanis 3, Bemenehennedige Kornelis Pieris of

Egoda Uyana in Moratuwa......Defendants.

OTICE is hereby given that on Saturday, October 10, 1903, at 11 A.M., will be sold by public auction at the premises the following property mortgaged, viz:—

All that tea estate called and known as Cherity Garden or Wattegala estate, situate in the village Mahalla in Dehigampal korale, in the District of Kegalla, which estate is differently described as follows, to wit:-

(a) All that estate called and known as Cherity Garden, situate at Mahalla in Dehigampal korale of Three Korales; and bounded on the east by Troy estate, on the south and west by native gardens, and on the north by Hakurugala estate; containing in extent 65 acres 2 roods more or less.

(b) All that estate called and known as Cherity Garden, situate at Mahalla aforesaid; and bounded on the north

by Gedaragawahena, on the east by Hakurugala estate, on the south by Udakumbura and Diyabone-ela, on the west by Troy estate, Harankahawa, and on the north-west by Wattegallehena; containing in extent 64 acres 3 roods and 28 perches.

Writ issued to recover the sum of Rs. 18,660, with interest on Rs. 1,5000 at 9 per cent. per annum from May 23, 1900, till payment in full, and costs.

Deputy Fiscal's Office, TIMOTHY F. ABAYAKOON, Kegalla, September 12, 1903. Deputy Fiscal.

# DISTRICT AND MINOR COURTS NOTICES.

OTICE is hereby given that a Sessions of the Badulla-Haldummulla Circuit Court will be held at Ban-darawela on the 16th, 17th, 22nd, and 23rd October, 1903, and at Haldummulla on the 19th, 20th, and 21st October,

R. N. THAINE, Badulla-Haldummulla Circuit Court, Police Magistrate. Badulla, September 14, 1903.

TOTICE is hereby given that a suit No. 6,007 has been instituted in the Court of Requests of Matale by Sokkan, Head Kangany of Craigon Hill estate, against the proprietors thereof, under the Ordinance No. 13 of 1889, for the recovery of his wages amounting to

Rs. 187.59, with interest thereon at 9 per cent. per annum from September 23, 1902, till payment and costs of suit.

> S. RANASINGHE, Chief Clerk.

Court of Requests. Matale, September 10, 1903.

NOTICE is hereby given that a suit No. 6,010 has been instituted in the Court of Requests of Matale by two labourers of Suduganga estate, against the proprietors thereof, under the Ordinance No. 13 of 1889, for the recovery of their wages amounting to Rs. 18.50.

S. RANASINGHE, This 16th day of September, 1903.

# NOTICE IN TESTAMENTARY ACTION.

(Continued from page 500.)

Af

In the District Court of Galle.

Order Nist.

Testamentary Jurisdiction. No. 3,419. In the Matter of the Joint Mutual Last Will of Kandebodage Don Teleuis de Silva and Assala Aratchige Dona Anona of Yatramulla.

HIS matter coming on for disposal before J. D. Mason, Esq., District Judge of Galle, on the 9th day of December, 1902, in the presence of Mr. H. Dias, Proctor, on the part of the petitioner Assala Aratchige Dona Anona of Yatramulla; and the affidavit of Assala Aratchige Dona Anona of Yatramulla, dated 26th February, 1902, having been read: It is ordered that the mutual last will of Kandebodage Don Telenis de Silva, deceased, and Assala Aratchige Dona Anona of Yatramulla, dated 22nd December, 1901, and now deposited in this court, be and the same is hereby declared proved. It is further ordered and declared that the said Assala Aratchige

Dona Anona of Yatramulla is widow of the above-named deceased, and that she is as such entitled to have letters of administration to the estate of the said deceased issued to her accordingly, with the copy of the will annexed, unless they have persons (1) Kandebodage Frederick de Silva, (2) Kandebodage Baron de Silva, (3) Kandebodage Dona Sophia, shall, on or before the 23rd day of January, 1903, show sufficient cause to the satisfaction of this court to the contrary.

J. D. Mason, District Judge.

The 9th day of December, 1902.

The above Order Nisi is extended to 20th September, 1903, for service of copies thereof on the respondents.

G. A. BAUMGARTNER, District Judge.

July 31, 1903.

### DRAFT ORDINANCES.

#### MINUTE.

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

An Ordinance to regulate the use of Wireless Telegraphy in Ceylon.

Preamble.

WHEREAS it is expedient to regulate the use of wireless telegraphy in Ceylon: 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 Wireless Telegraphy Ordinance, 1903."

Prohibition of use, &c., of wireless telegraphy without license of Governor. 2 From and after the passing of this Ordinance it shall be unlawful for any person to establish or use in Ceylon any apparatus or installation for transmitting or receiving messages by means of wireless telegraphy, unless a license in that behalf has been first granted to him by the Governor.

Power of Governor to grant licenses.

3 It shall be lawful for the Governor to grant licenses upon such terms and conditions as the Governor shall from time to time prescribe to establish, maintain, and use any such apparatus or installation as aforesaid, and every such license shall be revocable by the Governor on breach of any of the terms and conditions upon which it was granted.

Penalty.

4 Any person who establishes or uses any apparatus or installation for the purpose of transmitting or receiving messages by means of wireless telegraphy without the license of the Governor, or in contravention of the terms and conditions of such license, shall be guilty of an offence, and shall be liable on conviction thereof to a fine which may extend to seven hundred and fifty rupees, and the apparatus or installation in respect of which any such offence is committed shall be liable to confiscation.

By His Excellency's command,
EVERARD IM THURN,
Colonial Secretary.

Colonial Secretary's Office, Colombo, September 10, 1903.

# MINUTE.

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

An Ordinance to amend Ordinance No. 9 of 1872.

11 11 11 11

Preamble.

WHEREAS it is expedient to amend in certain particulars Ordinance No. 9 of 1872, hereinafter referred to as "the principal Ordinance": Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Short title.

- 1 This Ordinance may be cited as "The Commissions of Inquiry Ordinance, 1903," and shall be read and construed as one with the principal Ordinance, and this Ordinance and the said Ordinance may be cited together as "The Commissions of Inquiry Ordinance, 1872 and 1903."
- 2 For the words "shall be liable to the pains and penalties of perjury" at the end of section 3 of the principal Ordinance the following words shall be substituted, namely, "shall be guilty of the offence of giving false evidence under chapter XI. of the Ceylon Penal Code, and shall be liable to the penalties therein prescribed."
- $\bf 3$  The following section shall be added to section  $\bf 3$  of the principal Ordinance and numbered  $\bf 3$   $\bf A$ :
  - 3 A Every commissioner appointed under this Ordinance, and every person by law empowered to exercise the powers of such commissioner with regard to administering oaths or affirmations to persons examined before him, shall record the evidence of any person examined before him; and the presumptions which, under section 80 of "The Ceylon Evidence Ordinance, 1895," are applicable to the documents therein mentioned shall be applicable to every document produced before any court purporting to be a record or memorandum of the evidence or any part of the evidence given by a witness examined, whether before or after the commencement of this Ordinance, by such commissioner or person as aforesaid and purporting to be signed by such commissioner or person.

By His Excellency's command,

EVERARD IM THURN, Colonial Secretary.

Colonial Secretary's Office, Colombo, September 7, 1903.

Amendment of section 3 regarding to penalty. Presumption or

Presumption on production of record of evidence taken by commissioner.