



# Ceylon Government Gazette

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PART I.—General Orders, Proclamations, Appointments, and General Government Notifications.

PART II.—Legal and Judicial.

PART III.—Provincial Administration.

PART IV.—Marine and Mercantile.

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.

Testamentary Jurisdiction.  
No. 2,016.

In the Matter of the Joint Last Will and Testament of Wannekuwattewaduge Andris Fernando of Rosmead place, Cinnamon Gardens, Colombo, deceased, and his wife Maria Apolonia Fernando, also of Rosmead place aforesaid.

THIS matter coming on for disposal before Joseph Grenier, Esq., District Judge of Colombo, on the 2nd day of December, 1903, in the presence of Messrs. Peiris & De Mel on the part of the petitioner Maria Apolonia Fernando; and the affidavit of the petitioner, dated 1st December, 1903, having been read:

It is ordered that the will of Wannekuwattewaduge Andris Fernando, deceased, dated 9th October, 1900, be and the same is hereby declared proved, unless any person interested shall, on or before the 17th day of December,

1903, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Maria Apolonia Fernando is the executrix named in the said will, and that she is entitled to have probate of the same issued to her accordingly, unless any person interested shall, on or before the 17th day of December, 1903, show sufficient cause to the satisfaction of this court to the contrary.

JOSEPH GRENIER,  
District Judge.

The 2nd day of December, 1903.

The date for showing cause against the *Order Nisi* is extended to 4th February, 1904.

JOSEPH GRENIER,  
District Judge.

December 17, 1903,

In the District Court of Colombo.  
*Order Nisi declaring Will proved, &c.*

Testamentary Jurisdiction. } In the Matter of the Last Will and Testament of Elizabeth Temple, deceased, of 67, Clifton Hill, Marlborough road, in the County of Middlesex.  
No. 2,031.

**T**HIS matter coming on for disposal before Joseph Grenier, Esq., District Judge of Colombo, on the 18th day of December, 1903, in the presence of Mr. F. C. Loos on the part of the petitioner and Frank Mitchell Mackwood; and the affidavit of the petitioner, dated 16th December, 1903, having been read :

It is ordered that the aforesaid petitioner, as attorney of Newton Evelyn Temple and Frediswid Worthington, be declared entitled to have letters of administration to the estate of Elizabeth Temple issued to him, unless any person interested shall, on or before the 28th day of January, 1904, show sufficient cause to the satisfaction of this court to the contrary.

JOSEPH GRENIER,  
District Judge.

The 18th day of December, 1903.

In the District Court of Colombo.  
*Order Nisi declaring Will proved.*

Testamentary Jurisdiction. } In the Matter of the Last Will and Testament and Codicil of Margaret Beard, deceased, late of Colombo.  
No. 2,035.

**T**HIS matter coming on for disposal before Joseph Grenier, Esq., District Judge of Colombo, on the 21st day of December, 1903, in the presence of Messrs. R. F. de Saram & Alvis on the part of the petitioners George Barclay Leechman, Frederick Edward de Silva, and Ebenezer Garnier Rusbridge; and the affidavit of the third petitioner, dated 15th December, 1903, having been read: It is ordered that the will and testament and codicil of Margaret Beard, deceased, dated respectively the 23rd September, 1901, and 11th November, 1903, be and the same are hereby declared proved, unless any person interested shall, on or before the 21st day of January, 1904, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said George Barclay Leechman, Frederick Edward de Silva, and Ebenezer Garnier Rusbridge are the executors named in the said will and codicil, and that they are entitled to have probate of the same issued to them accordingly, unless any person interested shall, on or before the 21st day of January, 1904, show sufficient cause to the satisfaction of this court to the contrary.

JOSEPH GRENIER,  
District Judge.

The 21st day of December, 1903.

In the District Court of Kalutara.  
*Order Nisi declaring Will proved, &c.*

Testamentary Jurisdiction. } In the Matter of the Joint Last Will and Testament of Bemminihennedigeey Jacovis Peeris Gunawarnesuria Ratnabarti Arachchy, deceased, of Walane in Panadure, and his wife Tantullegey Madelena Fernando Wickremesuria Hamine of Walane in Panadure.  
No. 357.

Tantullegey Madelena Fernando Wickremesuria Hamine of Walane ..... Petitioner.

And  
1, Bemminihennedigeey Charles Henry Peeris of Wekade; 2, Bemminihennedigeey Simon Peeris of Walane ..... Respondents.

**T**HIS matter coming on for disposal before W. L. Kindersley, Esq., District Judge of Kalutara, on the 17th day of December, 1903, in the presence of Mr. B. O. Dias, Proctor, on the part of the petitioner Tantullegey Madelena Fernando Wickremesuriya Haminey;

and the affidavit of the said petitioner, dated 16th December, 1903, having been read :

It is ordered that the joint last will and testament of Bemminihennedigeey Jacovis Peeris Gunawarnesuria Ratnabarti Arachchy, deceased, of Walane, and his wife Tantullegey Madelena Fernando Wickremesuria Haminey, dated the 20th day of November, 1895, deposited in this court, be and the same is hereby declared proved, unless any person interested shall, on or before the 27th day of November, 1904, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Tantullegey Madelena Fernando Wickremesuria Haminey is the executrix named in the said will, and that she is entitled to have probate of the same issued to her accordingly, unless any person interested shall, on or before the 27th day of January, 1904, show sufficient cause to the satisfaction of the court to the contrary.

W. L. KINDERSLEY,  
District Judge.

The 17th day of December, 1903.

In the District Court of Jaffna.  
*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late Vinasitampi Sapathipillai of Vannarponne west, late of Colombo, deceased.  
No. 1,439.

Nagamuttupillai, widow of Vinasitampi Sapathipillai of Vannarponne west ..... Petitioner.

1, Sapathipillai Sinnaturai of Vannarponnai, now residing at Kwala Lumpur; 2, Vinasitampi Chellappah of Vannarponne west; 3, Vinasitampi Ponnampalam of Vannarponne west; 4, Vinasitampi Seeniappu of Vannarponne west; 5, Vinasitampi Tambiah of Vannarponne west; 6, Vinasitampi Kandiah of Vannarponne west ..... Respondents.

**T**HIS matter of the petition of Nagamuttupillai, widow of Vinasitampi Sapathipillai, praying for letters of administration to the estate of the above-named deceased Vinasitampi Sapathipillai coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 30th day of November, 1903, in the presence of Mr. Tambiah S. Cooke, Proctor, on the part of the petitioner; and affidavit of the petitioner, dated the 21st 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 respondent or any other person shall, on or before the 12th day of January, 1904, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS,  
District Judge.

The 30th day of November, 1903.

In the District Court of Jaffna.  
*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late Ababukkar Nainapillai Marakair Mohammodo Lebbe Marakair of Vannarponnai, deceased.  
No. 1,441.

Meerasaibo Abubakkar Nainapillai Marakair of Vannarponnai ..... Petitioner.

Vs.

1, Meerasaibo Sagul Hameethu of Vannarponnai west; 2, Meerasaibo Segu Abdulkader of Vannarponnai west ..... Respondents.

**T**HIS matter of the petition of Meerasaibo Abubakkar Nainapillai Marakair praying for letters of administration to the estate of the above-named deceased Abubukkar Nainapillai Marakair Mohammodo Lebbe coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 14th day of December, 1903, in the presence of Messrs. Casippillai & Cathiravelu, Proctors,

on the part of the petitioner; and affidavit of the petitioner, dated the 14th day of December, 1903, having been read: It is declared that the petitioner is one of the heirs of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondent or any other person shall, on or before the 18th day of January, 1904, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS,  
District Judge.

This 14th day of December, 1903.

In the District Court of Jaffna.  
*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the  
No. 1,442. } late Julia Annamma, wife of Cathirithamby Joseph Muttukkumaru of Jaffna, deceased.

Cathirithamby Joseph Muttukkumaru of Jaffna.....Petitioner.  
Vs.

Susan Neonis of Jaffna town.....Respondent.

**T**HIS matter of the petition of Cathirithamby Joseph Muttukkumaru of Jaffna town praying for letters of administration to the estate of the above-named deceased Julia Annamma, wife of Cathirithamby Joseph Muttukkumaru, coming on for disposal before W. R. B. Sanders, Esq., District Judge, on the 16th day of December, 1903, in the presence of Messrs. Casippillai & Cathiravelu, Proctors, on the part of the petitioner; and affidavit of the petitioner, dated the 15th day of December, 1903, having been read: It is declared that the petitioner is the lawful husband of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondent or any other person shall, on or before the 19th day of January, 1904, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS,  
District Judge.

This 16th day of December 1903.

In the District Court of Galle.  
*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Application of  
No. 2,284. } Charles William Karunanaik Jayewardana of Matara for a fresh grant of administration in respect of the Estate of Henry Baptist Karunanaik Jayewardana of Galle, deceased, and in the Matter of the Last Will of the said deceased.

**T**HIS matter coming on for disposal before G. A. Baumgartner, Esq., District Judge of Galle, on the 30th day of November, 1903, in the presence of Mr. D.

C. F. Obeyesekera, Proctor, on the part of the petitioner Charles William Karunanaik Jayewardana of Matara; and the affidavit of the said C. W. K. Jayewardana, dated 25th November, 1903, having been read: It is ordered that the said C. W. K. Jayewardana is the eldest son of the deceased, and that he is as such entitled to have letters of administration of the estate of the above-named deceased issued to him, with copy of the will annexed, unless the respondents—(1) Dona Francina de Lanerolle of Kataluwa, wife of (2) Dona Nickulas Karunanaik Jayewardana of Kataluwa, (3) Dona Caroline Jayewardana of Kataluwa, (4) Robert Louis Karunanaik Jayewardana of Galle—shall, on or before the 12th day of January, 1904, show sufficient cause to the satisfaction of this court to the contrary.

G. A. BAUMGARTNER,  
District Judge.

The 30th day of November, 1903.

In the District Court of Galle.  
*Order Nisi declaring Will proved.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late  
No. 3,482. } Andigodagamage Dondias, deceased, of Katukurunda.

**T**HIS matter coming on for disposal before G. A. Baumgartner, Esq., District Judge of Galle, on the 26th day of November, 1903, in the presence of Mr. A. D. Jayasundere on the part of the petitioner Pussewala Kankanage Karlinahami of Katukurunda; and the affidavit of Pussewala Kankanage Karlinahami of Katukurunda, dated 3rd September, 1903, having been read:

It is declared that the said Pussewala Kankanage Karlinahami of Katukurunda is widow of the deceased, and that she is as such entitled to have letters of administration of the estate of the said deceased issued to her accordingly, unless the respondents—(1) Andigodagamage Don Siman, prisoner No. 9 of 4,950 in Mutwal Jail, Colombo, (2) Andigodagamage Justinahami, (3) Deonis Goonesekere, both of Katukurunda, (4) Andigodagamage Francis of Galle bazaar, (5) Andigodagamage Emalihami, wife of (6) Don Andreas Goonesekere, both of Katukurunda, (7) Andigodagamage Davith, (8) Andigodagamage Nonahami, (9) Andigodagamage Carolis Appu, (10) Andigodagamage James Appu, (11) Andigodagamage Janehami, all of Katukurunda, the 7th, 8th, 9th, 10th, and 11th respondents being minors, by their guardian *ad litem* the 6th respondent—shall, on or before the 12th day of January, 1904, show sufficient cause to the satisfaction of this court to the contrary.

G. A. BAUMGARTNER,  
District Judge.

The 30th day of November, 1903.

## NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 2,115. In the matter of the insolvency of Pena Bena Kuna Pana Muttiah Chetty of No. 204, Sea street, Colombo.

**W**HEREAS Pena Bena Kuna Pana Muttiah Chetty has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Murugasar Veluppillai Ponnampalam, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged him, the said Pena Bena Kuna Pana

Muttiah Chetty, an insolvent accordingly, and that two public sittings of the court, to wit, on January 28 and February 11, 1904, will take place for the insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court,  
J. B. Misso,  
Secretary.

Colombo, December 29, 1903.

## NOTICES OF FISCALS' SALES.

## Western Province.

In the District Court of Negombo.

Suna Pana Kana Nana Suna Somasundaram  
Chetty, by his attorney Suna Pana Kana  
Kuppan Chetty of Negombo.....Plaintiff.  
No. 4,699. Vs.

Mehidukulasuriya Arachchige James de  
Mel and another, both of 3rd Division,  
Bolawalana.....Defendants.

NOTICE is hereby given that on February 2, 1904, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the following property, specially hypothecated by bonds No. 11,444 dated April 6, 1897, and No. 13,020 dated September 25, 1899, viz.:-

1. The land consisting of four lots called Gorakagahawatta, Ambagahawatta, and Halgahawatta and the buildings standing thereon, situate at 3rd Division, Bolawalana, within the old gravets of Negombo; and bounded on the north by the high road, on the east by the garden of Romel Silva and others, on the south by the garden of K. Jase Fernando and others, and on the west by the garden of W. Gordianu Peries and others; containing in extent 10 acres 1 rood and 5 perches more or less.

2. The undivided  $\frac{1}{4}$  of the land consisting of three contiguous lots, viz., the two portions marked A and B of Kosagahawatta and the portion marked C of Ambagahawatta and of the buildings standing thereon, situate at 3rd Division, Udayartoppu, ditto; bounded on the north by the road leading to Kunupitiya, on the east and south by the garden formerly of Siman Fernando Mathes-Palle, now of the estate of Mendis Mudaliyar, and on the west by the land which belonged to Bulathunuge Panlu Fernando now of Mehidukulesuriya Juan Fernando; containing in extent 2 roods and 16  $\frac{1}{16}$  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. 3,652.62, and interest on Rs. 2,500 at 18 per cent. per annum from September 6 to November 14, 1902, and thereafter at 9 per cent. per annum till payment in full.

FRED. G. HEPPONSTALL,  
Deputy Fiscal's Office, Deputy Fiscal.  
Negombo, December 23, 1903.

In the District Court of Negombo.

Suna Pana Kana Ana Kana Nana Sana Anna-  
mata Chetty of Negombo.....Plaintiff.  
No. 4,735. Vs.

1, Mehidukulesuriya Juwan Marthinu Kurera  
and son 2, Mehidukulasuriya John Kurera,  
both of Negombo.....Defendants.

NOTICE is hereby given that on February 9, 1904, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz.:-

1. The portion of the land called Ihaladuawatta bearing letter E, situate at 1st Division, Bolawalana, within the old gravets of Negombo; and bounded on the north by the portion bearing letter D, on the east by the land of Juwan Perera, on the south by the portion bearing letter A, and on the west by the Negombo lake; containing in extent 7 acres and 1 rood more or less.

2. The portion of the land bearing letter D called Ihaladuawatta, situate at do.; and bounded on the north

by the portion marked letter C, on the east by the garden of Lorensu Appu, on the south by the portion marked letter E, and on the west by the Negombo lake; containing in extent 27 acres and 6 perches more or less.

Amount to be levied Rs. 1,578.87, and interest on Rs. 1,000 at 18 per cent. per annum from September 11, 1902, to May 16, 1903, and thereafter at 9 per cent. per annum till payment, less Rs. 400.

FRED. G. HEPPONSTALL  
Deputy Fiscal.

Deputy Fiscal's Office,  
Negombo, December 23, 1903.

In the District Court of Negombo.

Sawenna Thana Lena Muna Muttaiya Chetty  
of Negombo .....Plaintiff.  
No. 4,905. Vs.

Joseph Santiago Manuel Fernando of  
Negombo.....Defendant.

NOTICE is hereby given that on February 20, 1904, 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.:-

A portion of Katukendawatta, from the land called Mahawattarama, situate at Petigoda in Katukenda in the Dunagaha pattu of Alutkuru korale, the said portion of land being bounded on the north by Maha-oya, on the east by the second lot of 181 acres 3 roods and 1 perch belonging to the heirs of the late Domingo Tissera, on the south by the road which separates the lot No. 3 of this land in extent 340 acres 2 roods and 22 perches belonging to Clara Pinto, and on the west by Ma-oya; containing in extent 58 acres 2 roods and 28 perches more or less.

Amount to be levied Rs. 1,471.74, and interest on Rs. 1,220 at 15 per cent. per annum from January 31 to March 19, 1903, and thereafter at 9 per cent. per annum till payment in full.

FRED. G. HEPPONSTALL,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Negombo, December 23, 1903.

In the District Court of Negombo.

Suna Thana Kana Nana Sana Suppara-  
manian Chetty of Negombo.....Plaintiff.  
No. 4,985. Vs.

Mehidukulesuriya Anthony Fernando of  
Negombo.....Defendant.

NOTICE is hereby given that on February 13, 1904, 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.:-

All that divided portion of Katukenda estate, together with all the buildings standing thereon and the premises marked lot No. 7, situate at Katukenda in the Dunagaha pattu of Alutkuru korale; and bounded on the north by lot No. 5, on the east by lot No. 6, on the south by the road from Negombo to Giriulla, and on the west by lot No. 8; containing in extent 118 acres 1 rood and 1 perch more or less.

Amount to be levied Rs. 3,767.36, and interest on Rs. 3,600 at 9 per cent. per annum from March 26, 1903.

FRED. G. HEPPONSTALL,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Negombo, December 23, 1903.

