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Part II.—Legal.

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PASSED ORDINANCES.

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

No. 31 of 1919.

An Ordinance to amend "The Criminal Procedure Code, 1898."

W. H. MANNING.

Preamble.

WHEREAS it is expedient to amend "The Criminal Procedure Code, 1898," in certain particulars: 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 Criminal Procedure Code (Amendment) Ordinance, No. 31 of 1919," and shall come into operation on such date as the Governor shall, by Proclamation in the *Government Gazette*, appoint.

Amendment of section 3 of principal Ordinance.

2 In section 3 of the principal Ordinance—

(a) The definition of "Police Magistrate" and "Magistrate" shall be struck out and the following inserted in lieu thereof:

"'Police Magistrate' and 'Magistrate' mean a Magistrate appointed to a Police Court, and include Municipal Magistrates."

(b) After the definition of Police Magistrate insert the following: "Government Agent" or "Government Agent of the Province" includes "the Assistant Government Agent of the district."

Amendment of section 49 of principal Ordinance.

3 (a) In line 3 of section 49 (1) of the principal Ordinance after the word "oath" there shall be added the words "or affirmation."

(b) Immediately after sub-section (2) of section 49 the following sub-section shall be added:

(3) Any person appointed by the Governor in that behalf is hereby authorized to administer the oath or affirmation which is requisite to the making of the affidavit mentioned in sub-section (1) of this section.

Amendment of section 59 (2) of principal Ordinance.

4 The following amendments shall be made in section 59 (2) of the principal Ordinance:

(i.) In the first line of sub-section (a), between the words "it" and "shall," there shall be inserted the words "or a translation in Sinhalese or Tamil."

(ii.) In the first line of sub-section (b), between the words "it" and "shall," there shall be inserted the words "and a translation in Sinhalese and Tamil."

(iii.) In the first line of sub-section (c), between the words "copy" and "thereof," there shall be inserted the words "and a translation in Sinhalese and Tamil."

5 The following sub-section, numbered (2), shall be added to section 62 of the principal Ordinance, the said section being numbered 62 (1):

(2) Provided the court may make it a condition of the issue of a warrant under this section that the person applying for it shall deposit such sum as the court may deem reasonable for the purpose of defraying any expenditure that may be incurred in executing the warrant.

6 The following section shall be inserted immediately after section 126 of the principal Ordinance:

126 A. (1) Whenever an investigation under this chapter cannot be completed within the period of twenty-four hours fixed by section 37, and there are grounds for believing that the information is well founded, the officer in charge of the police station or the Inquirer shall forthwith transmit to the Police Magistrate having jurisdiction in the case a report of the case, together with a summary of the statements, if any, made by each of the witnesses examined in the course of such investigation relating to the case, and shall at the same time forward the accused to such Magistrate.

(2) The Magistrate to whom an accused is forwarded under this section may from time to time authorize the detention of the accused in the custody of the Fiscal for a term not exceeding fifteen days in the whole.

(3) If the Magistrate considers further detention unnecessary, he may either withdraw the case from the Inquirer and himself try such case, or inquire into it with a view to committal, or may require the accused to execute a bond, with or without sureties, to appear if and when so required.

7 The following sub-section shall be added to section 168 of the principal Ordinance, the said section being numbered 168 (1):

(2) When the accused is charged with criminal breach of trust or dishonest misappropriation of money, it shall be sufficient to specify the gross sum in respect of which the offence is alleged to have been committed, and the dates between which the offence is alleged to have been committed, without specifying particular items or exact dates, and the charge so framed shall be deemed to be a charge of one offence within the meaning of section 179. Provided that the time included between the first and last of such dates shall not exceed one year.

8 In section 178 of the principal Ordinance, for the words "except in the cases hereinafter in this chapter mentioned," there shall be substituted the words "except in the cases mentioned in sections 179, 180, 181, and 184, which said sections may be applied either severally or in combination."

9 The following proviso shall be added to section 195 of the principal Ordinance:

Provided, however, that nothing herein contained shall be taken to extend the powers of a Magistrate to allow the compounding of offences under the provisions of section 290.

10 The following sub-section shall be added to section 210 of the principal Ordinance, the said section being numbered 210 (1):

(2) If the accused or his pleader announces his intention not to adduce evidence, the prosecuting counsel may address the court a second time in support of his case for the purpose of summing up the evidence against the accused.

11 In the sub-section lettered (g), which was added to section 256 of the principal Ordinance by "The Criminal Procedure Code (Amendment) Ordinance, No. 8 of 1913," after the words "Public Service" there shall be inserted the words following: "or in the service of any local authority."

Addition of proviso to section 62 of principal Ordinance.

Court may require deposit to meet expenses of executing warrant.

Addition of new section 126 A to principal Ordinance.

Procedure when investigation cannot be completed in twenty-four hours.

Addition of sub-section to section 168 of principal Ordinance.

Amendment of section 178 of principal Ordinance.

Addition of proviso to section 195 of principal Ordinance.

This section not to extend powers of Magistrate under section 290.

Addition of sub-section to section 210 of principal Ordinance.

Amendment of section 256 of principal Ordinance.

Addition of new sub-sections to section 299 of principal Ordinance. Certifications of depositions by Magistrates.

12 The following sub-sections shall be added to section 299 of the principal Ordinance :

(5) When a deposition has been read over to a witness and acknowledged to be correct, the Magistrate shall append to the evidence of the witness a certificate, signed with his signature or initials, to the following effect, that is to say :

(a) In the case of an English-speaking witness : " Read over to the witness in open court in the presence of the accused and admitted by the witness to be correct " ; and

(b) In the case of other witnesses : " Read over and interpreted to the witness in open court in the presence of the accused and admitted by the witness to be correct."

(6) The absence of such a certificate in a deposition shall not be a bar to the deposition being received in evidence in any case in which it is desired to tender the deposition in evidence, if it is proved by other evidence that the other requirements of this section were in fact complied with.

Substitution of new paragraph for 1 (d) of section 312 of principal Ordinance.

13 For paragraph (d) of sub-section (1) of section 312 of the principal Ordinance the following paragraph shall be substituted :

(d) The imprisonment which the court imposes in default of payment of a fine may be of any description to which the offender might have been sentenced for the offence ; if the offence be punishable with fine only, the imprisonment shall be simple.

Amendment of section 312 of principal Ordinance

14 Section 312 of the principal Ordinance is amended in the following respects :

(a) By striking out sub-section (3) thereof ;

(b) By re-numbering sub-section (4) as (3) ;

(c) By striking out sub-section (5) and inserting in lieu thereof the following, numbered (4) :

(4) (a) Where an offender has been sentenced to fine only, and to imprisonment in default of the fine, the court may do all or any of the following things :

(1) Allow time for the payment of the said fine ;

(2) Direct payment to be made of the said fine by instalments ;

(3) Direct that the person liable to pay the said fine shall be at liberty to give to the satisfaction of the court a bond, with or without a surety or sureties, for the payment of the said fine or any instalment thereof, and such bond may be given and enforced in manner provided by this Ordinance.

(b) When a fine is directed to be paid by instalments, and default is made in the payment of any one instalment, the same proceedings may be taken as if default had been made in payment of all the instalments then remaining unpaid.

Amendment of section 315 of principal Ordinance.

15 In section 315 of the principal Ordinance, for the words "subject to the provisions of section 319," there shall be substituted the words "subject to the other provisions of this chapter."

Substitution of new section for section 316 of principal Ordinance. Whipping not to be inflicted until after ten days.

16 The following section shall be substituted for section 316 of the principal Ordinance :

316. (1) When the accused is sentenced to whipping, the sentence shall not be carried out until after the expiration of ten days from the date of the pronouncement thereof, or (if an appeal is presented within that time) until the order of the Supreme Court shall have been notified to the accused, and the execution of the sentence shall be subject to the terms of such order.

Provided that no sentence of whipping shall be inflicted until the Governor has made order thereon, and the execution of the sentence shall be subject to, and in accordance with, such order.

(2) Subject to the provisions of the last preceding sub-section and to the provisions of section 315 (1), the whipping shall be inflicted as soon as practicable after the receipt of the order of the Governor.

(3) This section shall not apply to sentences of whipping passed on male offenders under sixteen years of age.

Substitution of new chapter for chapter XXVI. of principal Ordinance.

17 The following chapter shall be substituted for chapter XXVI. of the principal Ordinance :

CHAPTER XXVI.

Release of Offenders on Probation.

Power of courts to permit conditional release of offenders.

325. (1) Where any person is charged before a Police Court with an offence punishable by such court, and the court thinks that the charge is proved, but is of opinion that, having regard to the character, antecedents, age, health, or mental condition of the person charged, or to the trivial nature of the offence, or to the extenuating circumstances under which the offence was committed, it is inexpedient to inflict any punishment or any other than a nominal punishment, or that it is expedient to release the offender on probation, the court may, without proceeding to conviction, either—

- (a) Order such offender to be discharged after such admonition as to the court shall seem fit; or
- (b) Discharge the offender conditionally on his entering into a recognizance, with or without sureties, to be of good behaviour, and to appear for conviction and sentence when called on at any time during such period, not exceeding three years, as may be specified in the order of the court.

(2) Where any person has been convicted on indictment of any offence punishable with imprisonment, and the court is of opinion that, having regard to the character, antecedents, age, health, or mental condition of the person charged, or to the trivial nature of the offence, or to the extenuating circumstances under which the offence was committed, it is inexpedient to inflict any punishment, or any other than a nominal punishment, or that it is expedient to release the offender on probation, the court may, in lieu of imposing a sentence of imprisonment, make an order discharging the offender conditionally on his entering into a recognizance, with or without sureties, to be of good behaviour, and to appear for sentence when called on at any time during such period, not exceeding three years, as may be specified in the order.

(3) The court may, in addition to any order it may make under either of the two last preceding sub-sections, order the offender to pay, within such time or by such instalments as it may direct, such damages for injury or compensation for loss (not exceeding in the case of a Police Court one hundred and fifty rupees, or, if a higher limit is fixed by any enactment relating to the offence, that higher limit), and to pay such costs of the proceedings as the court thinks reasonable, and, if the offender is under the age of sixteen years, and it appears to the court that the parent or guardian of the offender has conduced to the commission of the offence, the court may order payment of such damages and costs by such parent or guardian.

(4) Where an order under this section is made by a Police Court, the order shall, for the purpose of re-vesting or restoring stolen property, and of enabling the court to make orders as to the restitution or delivery of property to the owner and as to the payment of money upon or in connection with such restitution or delivery, have the like effect as a conviction.

Probation orders and conditions of recognizances.

326. (1) A recognizance ordered to be entered into under this chapter shall, if the court so order, contain a condition that the offender be under the supervision of such person as may be named in the order during the period specified in the order and such other conditions for securing such supervision as may be specified in the order, and an order requiring the insertion of such conditions as aforesaid in the recognizance is in this chapter referred to as a probation order.

(2) A recognizance under this chapter may contain such additional conditions as the court may, having regard to the particular circumstances of the case, order to be inserted therein with respect to all or any of the following matters :

- (a) For prohibiting the offender from associating with thieves and other undesirable persons, or from frequenting undesirable places :

- (b) As to abstention from intoxicating liquor, where the offence was drunkenness or an offence committed under the influence of drink ;
- (c) Generally for securing that the offender should lead an honest and industrious life ;
- (d) Providing that the offender, with his surety or sureties, if any, shall appear in chambers before the Judge or Magistrate of the court, or before the Magistrate of any Police Court, at such intervals as may be specified in the order.

(3) The court by which a probation order is made shall furnish to the offender a notice in writing stating in simple terms the conditions he is required to observe.

Probation officers.

326 A. (1) There may be appointed as probation officer or officers for any judicial district or division such person or persons of either sex as the Governor may determine, and a probation officer when acting under a probation order shall be subject to the control of the court making the order.

(2) The person named in any probation order shall be selected from among the probation officers, if any, appointed for the judicial division or district in which the offender resides. Provided that, if the court considers it expedient in view of the special circumstances of the case, the person named may be a probation officer of any other judicial district or division, or may be specially nominated as probation officer by the court.

(3) The person named in a probation order may at any time be relieved of his duties, and in any such case or in case of the death of the person so named, another person may be substituted by the court before which the offender is bound by his recognizance to appear for conviction or sentence.

Duties of probation officers.

326 B. It shall be the duty of a probation officer, subject to the directions of the court—

- (a) To visit or receive reports from the person under supervision at such reasonable intervals as may be specified in the probation order, or, subject thereto, as the probation officer may think fit ;
- (b) To see that he observes the conditions of his recognizance ;
- (c) To report to the court as to his behaviour ;
- (d) To advise, assist, and befriend him, and, when necessary, to endeavour to find him suitable employment.

Power to vary conditions of release.

326 C. The court before which any person is bound by his recognizance under this Ordinance to appear for conviction or sentence may, after notice to the offender, vary the conditions of the recognizance, and may, on being satisfied that the conduct of that person has been such as to make it unnecessary that he should remain longer under supervision, discharge the recognizance.

Provision in case of offender failing to observe conditions of release.

327. (1) If the court before which an offender is bound by his recognizance under this chapter to appear for conviction or sentence, or any Police Court, is satisfied by information on oath that the offender has failed to observe any of the conditions of his recognizance, it may issue a warrant for his apprehension, or may, if it thinks fit, instead of issuing a warrant in the first instance, issue a summons to the offender and his sureties (if any) requiring him or them to attend at such court and at such time as may be specified in the summons.

(2) The offender, when apprehended, shall, if not brought forthwith before the court before which he is bound by his recognizance to appear for conviction or sentence, be brought before a Police Court.

(3) The court before which an offender on apprehension is brought, or before which he appears in pursuance of such summons as aforesaid, may, if it is not the court before which he is bound by his recognizance to appear for conviction or sentence, remand him to custody or on bail until he can be brought before the last-mentioned court.

(4) A court before which a person is bound by his recognizance to appear for conviction and sentence, on being satisfied that he has failed to observe any condition of his recognizance, may forthwith, without further proof of his

guilt, convict and sentence him for the original offence; or, if the case was one in which the court in the first instance might, under section 19 of "The Youthful Offenders Ordinance, 1886," have ordered the offender to be sent to a reformatory or a certified industrial school, and the offender is still apparently under the age of sixteen years, make such an order.

Power to make rules.

327 A. The Governor may make rules for carrying the provisions of this chapter into effect, and in particular for prescribing such matters incidental to the appointment, resignation, and removal of probation officers, and the performance of their duties, and the reports to be made by them, as may appear necessary.

Addition of proviso to section 352.

18 The following proviso shall be added at the end and in continuation of section 352 of the principal Ordinance :

Provided that in no case shall such an order be made against the Attorney-General or the Solicitor-General.

Addition of new section 362 A to principal Ordinance.

19 The following section shall be inserted immediately after section 362 of the principal Ordinance, and shall be numbered 362 A :

Powers of Inquirer.

362 A. (1) Any Inquirer may, for the purpose of any inquiry under this chapter, if he considers it expedient, issue process to compel the attendance of any witness to give evidence before him, or to produce any document or other thing.

(2) If any person so summoned fails or neglects to attend at the time and place specified in such summons, the Inquirer may issue his warrant for the apprehension and production before him of such person.

(3) Every person who so fails to attend, or who refuses to take the oath of a witness, or refuses to answer any question which shall be legally asked of him, or fails or refuses to produce any document or other thing, shall be guilty of an offence, and shall be liable on conviction thereof to a fine not exceeding fifty rupees, or to imprisonment of either description for any period not exceeding three months, or to both.

Amendment of section 365 (1) of principal Ordinance.

20 The following amendments shall be made in sub-section (1) of section 365 of the principal Ordinance :

(a) After the words "Police Magistrate" in the first place in which the said words occur there shall be inserted the words "or any Inquirer empowered in that behalf by the Governor."

(b) After the said words in the second place in which they occur there shall be inserted the words "or Inquirer."

Amendment of section 424 of principal Ordinance.

21 In section 424 of the principal Ordinance, immediately before the word "accused" in line 6, there shall be inserted the words "witness or."

Amendment of tabular statement of offences in schedule II. of principal Ordinance.

22 The tabular statement of offences in schedule II. of the principal Ordinance shall be amended as follows :

(a) In the statement relating to section 180 of the Ceylon Penal Code the words "one thousand rupees" shall be substituted for the words "one hundred rupees" in the seventh column.

(b) In the statement relating to section 382 of the Ceylon Penal Code the words "Police Court, where the value of the property in respect of which the offence is committed does not exceed one hundred rupees, and where the hurt caused is simple hurt, which hurt would be otherwise triable under section 314," shall be inserted in the eighth column, immediately after the words "District Court."

(c) Immediately after the statement relating to section 360 of the said Ceylon Penal Code there shall be inserted the statement in the schedule to this Ordinance relating to section 360 A of the said Code.

(d) Immediately after the statement relating to section 364 of the said Ceylon Penal Code there shall be inserted the statement in the schedule to this Ordinance relating to section 364 A of the said Code.

(e) Immediately after the statement relating to section 466 A of the said Ceylon Penal Code there shall be inserted the statement in the schedule to this Ordinance relating to section 467 of the said Code.

SCHEDULE.

1	2	3	4	5	6	7	8
Section.	Offence.	Whether Peace Officer may arrest without Warrant or not.	Whether a Warrant or a Summons shall ordinarily issue in first instance.	Whether bailable or not.	Whether compoundable or not.	Punishment under the Penal Code.	By what Court other than Supreme Court triable.
360 A	Procuring or attempting to procure any girl or woman under twenty years of age to leave the Colony, with or without her consent, with a view to illicit intercourse, &c.	Shall not arrest without warrant	Warrant	Not bailable	Not compoundable	Imprisonment of either description for two years, and if a male, in addition to any such imprisonment, to be whipped	District Court
364 A	Carnal knowledge of any girl of or above the age of twelve years and under the age of fourteen years	Same	Same	Same	Same	Imprisonment of either description for two years, whipping in addition	District Court
467	Possessing any imitation of an Indian currency note	Same	Summons	Same	Same	Imprisonment of either description for two years, or fine, or both	District Court Police Court

Passed in Council the Tenth day of December, One thousand Nine hundred and Nineteen.

W. T. SOUTHOBN,
Clerk to the Council.

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

GRAEME THOMSON,
Colonial Secretary.

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

No. 32 of 1919.

An Ordinance further to amend "The Stamp Ordinance, 1909."

W. H. MANNING.

Preamble.

WHEREAS it is expedient to amend in certain particulars "The Stamp Ordinance, 1909": 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 and commencement.

1 This Ordinance may be cited as "The Stamp (Amendment) Ordinance, No. 32 of 1919," and shall come into operation on such date as the Governor may fix by Proclamation in the *Government Gazette*.

Addition to section 3 of the principal Ordinance.

2 The following shall be inserted as sub-section (8 A) of section 3 of the principal Ordinance:

(8 A) "Commissioner of Stamps" includes any officer of his Department authorized by him in writing in respect of any particular matter or any provision of this Ordinance.

Addition of heading "Chapter V."

3 Immediately after section 50 of the principal Ordinance there shall be added the heading "Chapter V."

Amendment of Part I. of Schedule B of the principal Ordinance.

4 Part I. of Schedule B of the principal Ordinance, as the same is set forth in section 2 of "The Stamp (Amendment) Ordinance, No. 10 of 1919," is hereby amended in the following respects:

(1) By inserting immediately before item 4 (a) thereof and at the end of the heading "Exemptions from the preceding and all other Stamp Duties" the following:

Declarations made in compliance with, or under the provisions of, Ordinance No. 17 of 1869, intituled "An Ordinance for the General Regulation of Customs in the Island of Ceylon."

Declarations made under section 21 of Ordinance No. 13 of 1889, as amended by "The Indian Coolies Ordinance, 1909."

Declarations made under sections 12 (2), 14, and 25 of "The Marriage Ordinance, 1907."

Declarations made by a consignor of petrol for conveyance by rail under "The Ceylon Railways Ordinance, 1902."

Declarations made by candidates on applications for permission to compete for the entrance examination for employment in the Third Class of the Railway Clerical Service.

(2) By inserting in item 4 (a) thereof at the end of the heading "Exemptions from the preceding and all other Stamp Duties" the following :

Agreements made in compliance with, or under the provisions of, Ordinance No. 17 of 1869, intituled "An Ordinance for the General Regulation of Customs in the Island of Ceylon."

(3) By inserting after item 22 (b) thereof the following item :

(b 1) Conveyance or transfer of property by way of trust.—The same duty as on a conveyance or transfer for a pecuniary consideration equal to the value of the property as set forth in such instrument.

(4) By inserting after item 22 (d) thereof the following :

(d 1) Conveyance or transfer of shares by a broker acting as such in favour of the actual buyer—

Where the value of the shares does not exceed Rs. 1,000, as on a conveyance (22 (b)) ; and

In any other case Rs. 10.

(5) By striking out all words after the heading "Exemptions from the preceding Stamp Duties" in item 22 (e) thereof and inserting in lieu thereof the following :

All conveyances and transfers by His Majesty, or by any person for or on behalf of His Majesty.

Transfers of bills of exchange and promissory notes by endorsement.

(6) By inserting after item 22 thereof the following item :

22 A. Copy or extract, certified, of any document issued by a public officer not otherwise specially provided for, Re. 1.

(7) By inserting at the end of item 25 thereof the following proviso :

Provided always that in case such declaration is in fact and substance a conveyance or transfer on sale, the same duty as on a conveyance or transfer for a pecuniary consideration equal to the value of the property as set forth in such instrument shall be payable.

(8) By striking out item 27 thereof and inserting in its place the following :

27. Deed for the exchange of land between co-heirs—

	Rs. c.
(a) If of equal value	1 0
(b) If pecuniary consideration for equality be given.. .. .	The same duty as on a conveyance or transfer of immovable property for the consideration so given.

(9) By inserting at the end of item 28 thereof the following :

Exemptions from the above Stamp Duties.

All wills, testaments, and codicils, whether notarial or otherwise.

(10) By inserting at the end of item 31 thereof the following :

Exemptions from the preceding Stamp Duties.

All leases or agreements for leases of any property by His Majesty, or by any person for or on behalf of His Majesty.

(11) By inserting after the word "instrument" in item 39 thereof the words "other than a copy or extract from any will or codicil or of any document mentioned in Part III. of this schedule."

(12) By inserting at the end of item 51 (b) thereof the following proviso :

Provided that in the case of a transfer or assignment of debentures by a broker acting as such in favour of the actual buyer—

Where the face value of the debentures does not exceed Rs. 5,000, the duty shall be as on a transfer of debentures (51 (b)); and

In any other case Rs. 10.

(13) By inserting immediately after item 51 thereof the following items :

51 A. Transfer or assignment of any policy of insurance for any consideration, the same duty as on a conveyance (22 (b)), provided that for purposes of calculation of duty the value of the policy shall be its surrender value at the time of execution of the transfer.

51 B. Transfer or assignment by way of gift of any policy of insurance, the same duty as on a gift (30), provided that for purposes of calculation of duty the value of the policy shall be its surrender value at the time of execution of the transfer.

51 C. Transfer or assignment of any marketable security by way of security for money advanced or to be advanced by way of loan or for an existing or future debt, the same duty as on a bond or mortgage (15 (b)).

51 D. A release or discharge of any such transfer or assignment, or a re-transfer or re-assignment for the purpose of such release or discharge, Rs. 10.

5 Part II. of Schedule B of the principal Ordinance, as the same is set forth in section 2 of Ordinance No. 10 of 1919, is amended in the following respects :

(1) By striking out in lines 2, 3, and 4 of the column headed "In the Supreme Court.—In Civil Proceedings" the words "Petition of review preparatory to appeal to the King in Council," and by inserting in lieu thereof the words : "Application for conditional leave to appeal to the Privy Council—Application for final leave to appeal to the Privy Council under 'The Appeals (Privy Council) Ordinance, 1909.'"

(2) By inserting after the word "order" in line 11 of the said column the words "of any description, including rule nisi or absolute, order of transfer, injunction, mandate or writ of *mandamus quo warranto procedendo* and prohibition," and by striking out the words beginning "rule nisi" and ending "and prohibition" in lines 17, 18, 19, and 20.

(3) By inserting in line 4 of the column headed "In the District Courts.—In Civil Proceedings," immediately after the words "next friend," the words "or legal representative."

(4) By inserting in line 7 of the said column, immediately after the word "property," the words "Order to sell property."

(5) By inserting in line 4 of the column headed "In the Court of Requests," immediately after the word "property," the words "Order to sell property."

(6) By inserting in line 8 of the said column, immediately after the word "recognizance," the words "Warrant against the person."

(7) By inserting after the word "exhibit" in line 1 under the heading "Exhibits" the words "or translation thereof."

(8) By striking out the first paragraph under the heading "Miscellaneous," commencing "Poundage shall be recovered" and ending "1.2 per centum less than 6 cents," and inserting in lieu thereof the following :

(i.) Poundage shall be recovered by and payable to the Fiscal or his deputy at the rate of six cents on every five rupees or part thereof—

(a) On the value of all property sold by him in execution or by virtue of a decree in a mortgage suit not exceeding the amount of the judgment debt, even though the creditor becomes purchaser of the property sold and obtains credit for the purchase money in reduction of the writ ; and

Amendment of
Part II. of
Schedule B of
the principal
Ordinance.

(b) On all moneys paid by the debtor in satisfaction or part satisfaction of the judgment debt to the Fiscal or his deputy.

(ii.) In the case of a sale by any other person authorized to sell property by virtue of a decree in a mortgage suit, poundage at the rate of six cents on every five rupees or part thereof on the value of all property sold by him not exceeding the amount of the judgment debt shall be recovered by and payable to such person in manner hereinafter provided for, even though the mortgagee becomes the purchaser of the property sold and obtains credit for the purchase money in reduction of the amount of the decree.

(iii.) In the case of a sale, poundage shall be recovered from and payable by the purchaser; and in the case of payment of the judgment debt, the same shall be recovered from and payable by the debtor.

(iv.) In the case of paragraph (i.) above, the Fiscal or his deputy shall deposit the amount of poundage so recovered by him in the nearest kachcheri to the credit of revenue, and shall produce to court with his report the official receipt.

(v.) In the case of paragraph (ii.) above, the purchaser shall deposit the amount of the poundage payable by him in the nearest kachcheri to the credit of revenue, and shall produce to the person authorized to sell the official receipt. It shall be the duty thereupon of the person authorized to sell to transmit to court a sale report, together with the receipt aforesaid.

(9) By inserting immediately after the word "affirmations" in line 1, under the heading "Exemptions," the words "by process servers."

Amendment of Part III. of Schedule B of the principal Ordinance.

6 Part III. of Schedule B of the principal Ordinance, as the same is set forth in section 2 of Ordinance No. 10 of 1919, is amended in the following respects:

(1) By striking out the words beginning "Copy of decree nisi" and ending "or any other decree" in lines 4, 5, 6, and 7 of the first column thereof, and by inserting in lieu thereof "Every decree nisi, order nisi, interlocutory order, and decree absolute, and all other decrees, and each and every copy thereof."

(2) By inserting for the first proviso the following proviso:

Provided that in the case of the estates of persons whose deaths occurred before the First July, 1919, in determining the value of such estates, the amount of the debt due by the deceased under mortgage or other notarial bonds shall be deducted, and also the value of any property to which the deceased was entitled, or of which he was in possession as trustee for any other person or persons and not beneficially.

In all other cases the value of the estate shall be taken to be its value as determined under "The Estate Duty Ordinance, No. 8 of 1919."

(3) By adding after the word "schedule" in the last line in this part the words "and every certified copy of letters of administration or of probate."

Validation of certain past recoveries.

7 All stamp duties levied prior to the commencement of this Ordinance on copies or extracts of any documents issued by public officers shall be deemed to have been validly levied.

Passed in Council the Tenth day of December, One thousand Nine hundred and Nineteen.

W. T. SOUTHORN,
Clerk to the Council.

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

GRAEME THOMSON,
Colonial Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Sarah Sela of Buller's road, Colombo Plaintiff.

No. 52,320. Vs.

Condagamage Pawlis Kulatillaka of Galkissa in Colombo Defendant.

NOTICE is hereby given that on Thursday, February 5, 1920, will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 390 dated March 28, 1918, and decreed to be sold by the decree entered in the above action for the recovery of the sum of Rs. 2,231.25, with interest on Rs. 2,000 at the rate of 15 per cent. per annum from January 29, 1919, to October 22, 1919, and thereafter further interest on the aggregate amount at the rate of 9 per cent. per annum till payment in full, and costs of suit, viz. :—

At 9 A.M.

1. (a) All that portion of the land called Meegahawatta, with the buildings and plantations standing thereon, situated at Watarappola in Galkissa, in the Palle pattu of Salpiti korale, in the District of Colombo, Western Province; bounded on the north by a portion of this same land, on the east by a portion of this same land and the house of the late Ranasinha Don Abraham, on the south by a minor road between this garden and Kongahawatta, and on the west by the high road leading to Galle; containing in extent 19.24 square perches.

(b) All that undivided 1/5 part or share of the land called Meegahawatta, situated at Watumulla, in Galkissa aforesaid; bounded on the north by the property of Segu Pasedura, on the east by the property of Bomiriyage family, on the south by the property of Nugegodage Hendrick Silva, and on the west by the high road leading to Galle; containing in extent 24 square perches, which said portions of land called Meegahawatta (a) and (b) hereinbefore described are now together described as follows :—

A portion of land called Meegahawatta and the buildings standing thereon, situated in the village Watarappola, in the Palle pattu of Salpiti korale aforesaid; bounded on the north by a portion of Meegahawatta, on the east by a portion of Meegahawatta and a part of this land, on the south by a small road 10 links wide which separates this land and Kongahawatta, and on the west by a road leading to Galle; containing in extent 25 square perches according to the survey plan bearing date March 6, 1890, and made by N. P. Rupasingha, Surveyor.

At 9.30 A.M.

(2) All that land called Mohamawattabodakongahawatta alias Kongahawatta, with the tiled house and plantations standing thereon, situated at Watarappola aforesaid; bounded on the north by the garden of Kodimarakkalage people, on the east by Nelligahawatta, on the south by Bintotagewatta, and on the west by the high road to Galle; containing in extent sufficient to plant about 25 coconut trees.

At 10.30 A.M.

(3) All those undivided 6/7 parts or shares of all that western defined part of the garden called Ketakelagahawatta, and of the plantations standing thereon, situated at Galkissa aforesaid; and bounded on the north by dewata road, on the east by the remaining 1/7 of this same land, on the south by Deluwatta, and on the west by Madangahawatta; containing in extent sufficient to plant 75 coconut trees.

Fiscal's Office,
Colombo, January 6, 1920.W. DE LIVERA,
Deputy Fiscal, W. P.

In the District Court of Colombo.

Eastern Garage and Colombo Taxi Cab Co., Ltd.,
Colombo Plaintiffs.

No. 53,075. Vs.

J. E. Amarasekara, Hanwella Walawwa, Hanwella Defendant.

NOTICE is hereby given that on Friday, February 6, 1920, at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 414.70, with interest thereon at 9 per cent. per annum from May 23, 1919, till payment in full, and costs and poundage, and less Rs. 110.

All that property called Walawwewatta, situated at Hanwella in the Meda pattu of Hewagam korale; bounded on the east by the ditch and high road leading to and from Nambapana, on the south, west, and north by ditches; containing in extent about 50 bushels of paddy sowing or 6 acres and 25 perches, together with all plantations, produce, and buildings thereon.

Fiscal's Office,
Colombo, January 6, 1920.W. DE LIVERA,
Deputy Fiscal, W. P.

In the Court of Requests of Colombo.

C. E. Karunaratne of Dam str et, Colombo Plaintiff.
No. 69,413. Vs.E. Iorbina Silva and her husband (2) H. A. C. Fernando,
both of No. 126, Alutmawata, Colombo Defendants.

NOTICE is hereby given that on Tuesday, February 3, 1920, at 2 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 for the recovery of the sum of Rs. 34.66, together with legal interest thereon from June 26, 1919, till payment in full, and costs of suit taxed at Rs. 10.45, less a sum of Rs. 15 paid by the defendants to the plaintiff, viz. :—

All that defined 1/3 part of the land called Kongahawatta alias Nugagahawatta alias Mahawatta, together with the tiled house thereon, situated at Wattala, in the Ragam pattu of Alutkuru korale, in the District of Colombo, Western Province; bounded on the north by the limit of the garden belonging to Walimuni Fonseka Gunasekara, Peace Officer, on the east by the limit of the garden of Robert de Silva Karunanayaka, Arachchi, deceased, on the south by the limit of 1/3 share of this land belonging to Attanayaka Tepanis Perera, Police Vidane, on the west by the high road from Colombo to Negombo; containing in extent 1 rood and 13 perches.

Fiscal's Office,
Colombo, January 6, 1920.W. DE LIVERA,
Deputy Fiscal, W. P.

In the District Court of Kalutara.

Palamandadige Davith Peiris or Panadure Plaintiff.
No. 8,398. Vs.Warusahennedige James Fernando Vedatala of
Panadure Defendant.

NOTICE is hereby given that on Tuesday, February 3, 1920, at 11 o'clock in the forenoon, will be sold by public auction at the residence of the defendant the following movable property for the recovery of Rs. 670, with interest thereon at the rate of 9 per cent. per annum from November 7, 1918, till payment in full, viz. :—

One jakwood glass almirah, 2 jakwood glass almirahs, 1 old jakwood table with 3 drawers, 3 old jakwood chairs, 1 jakwood lounge, 1 nadun teapoy, 1 Seth Thomas wall clock, 1 coconut oil reading lamp, 1 small copper pan, 1 Hup motor car bearing No. C 2416, and 1 stone mortar.

Deputy Fiscal's Office,
Kalutara, January 6, 1920.H. SAMERESINGHA,
Deputy Fiscal.

In the District Court of Colombo.
 Mathiaparanam Mootatamby of Cinnamon Gardens,
 Colombo Plaintiff.
 No. 53,647. Vs.
 Peyna Reena Seena Moona Muttiah Chetty of Sea street,
 Colombo Defendant.

NOTICE is hereby given that on Saturday, February 7, 1920, 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 (mortgaged by the defendant with the plaintiff and declared bound and executable for the decree entered in the said case) for the recovery of the sum of Rs. 13,720, with interest on Rs. 12,000 at the rate of 12 per cent. per annum from August 26, 1914 to August 26, 1919, and thereafter further interest on the aggregate amount at the rate of 9 per cent. per annum till payment in full, and costs, viz. :—

All that allotment of land called Pokunewatta, together with the buildings and plantations thereon, situated at Horetuduwa in Panadurebadde of the Panadure totamune, in the Kalutara District; which entire land is bounded on the north by the portion of the same land which had been purchased by Don Elias Fernando and now belonging to Colombapatabendige Francisco (Francis) Perera, on the east by the portion which had been sold to Colombapatabendige Abraham Perera and now belonging to Colombapatabendige Simon Perera, on the south by the portion of this land belonging to Vidanelage Anthony de Mel and Wijetunga Pedro Soysa, and on the west by the portion of this land belonging to Vidanelage Bastian de Mel and pokuna; containing in extent 1 rood and 10 perches.

Deputy Fiscal's Office, H. SAMERESINGHA,
 Kalutara, January 6, 1920. Deputy Fiscal.

In the District Court of Negombo.

(1) Sandapaladewage Albina Fernando, (2) Muna-
 sshedewage Benthina Fernando, and (3) Pinpura-
 dewage Mariano Fernando, all of Dagonna.... Plaintiffs.

No. 11,949. Vs.

(2) Wairamuni Christian Silva of Dagonna.... Defendant.

NOTICE is hereby given that on February 7, 1920, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said plaintiffs in the following property, viz. :—

The land called Dambugahawatta *alias* Delgahawatta and the buildings standing thereon, situate at Dagonna, in Dunagaha pattu of Alutkuru korale; and bounded on the north by land belonging to Christian Silva and land belonging to the heirs of Lawaris Fernando, east by land belonging to the heirs of Lawaris Fernando, south by the high road, and on the west by land belonging to Juse Arachchirala and lands belonging to the heirs of Lawaris Fernando; containing in extent about 2½ acres, subject to mortgage for Rs. 500.

Amount to be levied Rs. 235.95, less Rs. 23.75 and poundage.

Deputy Fiscal's Office, FRED. G. HEPPONSTALL,
 Negombo, December 23, 1919. Deputy Fiscal.

In the District Court of Negombo.

K. R. V. E. P. L. Wairawan Chetty of Negombo.. Plaintiff.
 No. 12,495. Vs.

(1) Manuelperiswaduge Juan Peris of Tudella, (2)
 Mihidukulasuria Andaradige Manuel Fernando of
 4th Division, Bolawalana, Negombo Defendants.

NOTICE is hereby given that on January 30, 1920, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, subject to a mortgage, viz. :—

(1) The land called Madangahawatta, situate at 4th Division, Bolawalana, within the gravets of Negombo; and bounded on the north and east by the land of the late Santiago Tissera, south by road leading to Veyangoda, and west by land of Maria Fernando; containing in extent about 1 rood.

(2) The land called Madangahawatta, situate at 4th Division, Bolawalana, aforesaid; and bounded on the north by land of Philippu Santiago Tissera, east by land of Martino Fernando, south by the road leading to Minuwangoda, and on the west by land of Domingo Fernando and others; containing in extent about 1½ roods.

(3) The land called Talgahawatta *alias* Kadurugahawatta, situate at 4th Division, Bolawalana, aforesaid; and bounded on the north by land belonging to the church, east by land of Juan Waas, south by road leading to Veyangoda, and on the west by the land of Juan Perera; containing in extent about 3 roods.

(4) The land called Kadurugahawatta, situate at 4th Division, Bolawalana aforesaid; and bounded on the north and west by land of Juan Waas, east by dewata road, and on the south by the other portion of this land; containing in extent about 2 roods.

(5) The land called Ambagahawatta, situate at 2nd Division, Tammita, within the gravets of Negombo; and bounded on the north-east by the land of Bulatwelage Sawari Fernando and others, south-east by land of Kaluwaduge Don Cornelis Vedarala, south-west by fields of Rodrigo and others, and on the north-west by land of Kongodage Migel Fernando and others; containing in extent about 1½ acres.

Amount to be levied Rs. 1,468.50, with interest on Rs. 1,337.48 at 9 per cent. per annum from February 18, 1918, till payment, less a sum of Rs. 620.

Deputy Fiscal's Office, FRED. G. HEPPONSTALL,
 Negombo, January 6, 1920. Deputy Fiscal.

In the District Court of Negombo.

V. R. R. M. Sokkalingam Chetty of Negombo.... Plaintiff.

No. 13,593. Vs.

(1) Adikari Appuhamilage Agonis Appuhami of Watina-
 paha, and (2) Adikari Appuhamilage Yohanis Appu-
 hami of Wankepumulla..... Defendants.

NOTICE is hereby given that on January 31, 1920, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the following property ordered to be sold by the decree entered in the above case, viz. :—

1. An undivided portion in extent 1 acre, with all the plantations and buildings standing thereon, from and out of the undivided 1/16 share of the land called Ratupaspolawa, situate at Wankepumulla, in Dasiya pattu of Alutkuru korale; which said land is bounded on the north by the land of Don Davith, Police Vidane, and others, east by Devidalupotha, south by land Ambagahawatta belonging to Caranis Appu and others, and on the west also by Ambagahawatta; containing in extent about 41 acres, as a primary mortgage.

2. A portion of land called Ratupaspolawa, situate at Wankepumulla aforesaid; which said portion is bounded on the north by land of Don Davith, *ex*-Vidane, east by a portion of this land belonging to Baronchi Vedarala and others, south by the portion of this land belonging to Siman Appu, and on the west by the portion of this land belonging to Daniel Appu; containing in extent about 1 acre and 1 rood, and the plantations and buildings standing thereon, as a primary mortgage.

(3) An undivided ½ share of the western undivided portion, in extent about 1½ acres, and of the plantations and buildings standing thereon, of the land called Kadumberiyagahalanda, situate at Wankepumulla aforesaid; which said land is bounded on the north by the ditch of the land of Tembiliya, east by the survey line of the land of Girigoris Appuhami, south by the land of Siman Appuhami and others, and on the west by the ditch of the land of Baba Appuhami and others; containing in extent about 4½ acres, as primary mortgage.

(4) An undivided ½ share of the allotment of land, situate at Watinapaha in Dasiya pattu aforesaid; which said allotment of land is bounded on the north by the land of Etanahami, and on the east, south, and west by land of A. Harmanis Appuhami and others; containing in extent 2 roods and 23 perches, and of the plantations and buildings standing thereon, as a primary mortgage.

Amount to be levied Rs. 577.50, with interest on Rs. 300 at 30 per cent. per annum from May 23, 1919, to July 17, 1919, and thereafter at 9 per cent. per annum on the aggregate amount till payment.

Deputy Fiscal's Office, FRED. G. HEPPONSTALL,
Negombo, December 23, 1919. Deputy Fiscal.

In the District Court of Negombo.

Theodore Koertz Carron of Negombo..... Plaintiff.
No. 13,801. Vs.

(1) Rampatidewage Marcelina Fernando, (2) Wirasirige Stephen Fernando, both of 3rd Division, Hunupitiya..... Defendants.

NOTICE is hereby given that on February 3, 1920, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the following property ordered to be sold by the decree entered in the above case, viz. :—

All that land comprised of the contiguous allotments of land called Ambagahawatta, Meegahawatta, Siyambalagahawatta, Kotukumbura, described under headings (a), (b), (c), (d), (e), and (f) immediately hereunder written, depicted in plan No. 213 dated March 2, 1918, made by Mr. W. R. S. Fernando, Licensed Surveyor, situate at 3rd Division, Hunupitiya, within the gravets of Negombo; and bounded on the north by lands of Kotalahewage Isabel, Liyanadurage Komisal, Weerapurage Ana Fernando, and U. L. W. W. Suppiah Pulle, east by lands of Liyanadurage Komisal, Weerapurage Ana Fernando, U. L. W. W. Suppiah Pulle, and W. Rokinu Fernando, south by land of W. Rokinu Fernando, and on the west by high road; containing in extent 1 acre 1 rood and 38.5 perches, with all the buildings standing thereon, which said premises as above described are comprised of the following contiguous allotments, to wit :—

(a) $\frac{1}{2}$ of all that two contiguous portions of land called Ambagahawatta, situate at 3rd Division, Hunupitiya aforesaid, containing in extent 3 roods and 12 perches.

(b) An undivided $\frac{31}{120}$ of the allotment of land called Meegahawatta, situate at 3rd Division, Hunupitiya aforesaid, containing in extent 1 rood and 36 perches.

(c) All that portion of land called Siyambalagahawatta, situate at 3rd Division, Hunupitiya aforesaid, containing in extent 1 rood.

(d) All that undivided $\frac{3}{8}$ shares of the land called Kotukumbura, situate at 3rd Division, Hunupitiya aforesaid, containing in extent 2 acres and 33 perches.

(e) All that $\frac{3}{32}$ shares of the land called Kotukumbura, situate at 3rd Division, Hunupitiya aforesaid, containing in extent 2 roods and 33 perches.

(f) An undivided $\frac{3}{8}$ of the southern half of the land called Ambagahawatta, situate at 3rd Division, Hunupitiya aforesaid, containing in extent 3 roods and 12 perches.

Amount to be levied Rs. 2,187.50, with interest on Rs. 1,750 at 25 per cent. per annum from September 5, 1919, to October 31, 1919, and thereafter at 9 per cent. per annum on the aggregate amount till payment.

Deputy Fiscal's Office, FRED. G. HEPPONSTALL,
Negombo, December 23, 1919. Deputy Fiscal.

In the Court of Requests of Negombo.

Kawanna Suna Pana Suppramanian Chetty of
Negombo Plaintiff.
No. 27,342. Vs.

(1) Philip Fernando Mihidukulesuria of Katuwapitiya, (2) Mihidukulesuria Patabendige Emmanel Fernando of Tammitta in Negombo..... Defendants.

NOTICE is hereby given that on February 10, 1920, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz. :—

The land and the buildings thereon bearing assessment No. 42, situate at 2nd Division, Tammitta, within the gravets of Negombo; and bounded on the north by lands belonging to Eusenia Fernando and Natchiappa Chetty and others, east by lands belonging to Kongodage Madalena

Fernando and Lilian Veronica Perera, south by lands belonging to Liyanage Manuel Fernando and others, and on the west by lands belonging to Eusenia Fernando and others; containing in extent about $1\frac{1}{2}$ acres, subject to the mortgage in favour of the plaintiff for Rs. 3,000.

Amount to be levied Rs. 109, with interest on Rs. 60 at 30 per cent. per annum from January 10, 1919, to February 5, 1919, and thereafter at 9 per cent. per annum till payment.

Deputy Fiscal's Office, FRED. G. HEPPONSTALL,
Negombo, December 23, 1919. Deputy Fiscal.

In the Court of Requests of Negombo.

Byanwilage Marku Perera of Manawariya..... Plaintiff.
No. 28,040. Vs.

Anthony Fernando Philippu Pulle of Udangawa. Defendant.

NOTICE is hereby given that on February 6, 1920, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :—

1. The land called Maragahadeniya alias Agarewatta, situate at Heinmulla, in Dunagaha pattu of Alutkuru korale, and bounded on the north-east by a portion of this land belonging to Bastian Fernando Ananden and two others; east and south-east by the land belonging to Jacob Fernando Philippu Pulle, south-west also by a land belonging to Jacob Fernando Philippu Pulle, and on the north-west by the land belonging to Siman Silva, Patti Vidane, and the land belonging to Ana Fernando and others; containing in extent about 1 acre and 24 perches.

2. An undivided $\frac{1}{3}$ share of the land called Gorakagahawatta alias Makullagahawatta, situate at Udangawa, in Dunagaha pattu aforesaid; and bounded on the north by the land of Anthony Fernando Philippu Pulle and others, east by the high road, south by the land of Saviel Fernando, Aththachchi, and others, and on the west by land of Pedro Fernando Anandan; containing in extent about 3 roods.

3. The land called Bogahaowita, situate at Udangawa aforesaid; and bounded on the north by owita belonging to the heirs of Siman Silva, Patti Vidane, east by land belonging to Bastian Silva Maththes Pulle, south by the lands belonging to the heirs of Siman Silva, Patti Vidane, and others, and on the west by field belonging to the heirs of Don Samel Vedarala and the lands of others; containing in extent about 2 acres.

Amount to be levied Rs. 148.05, with interest on Rs. 120 at 9 per cent. per annum from August 25, 1919, till payment.

Deputy Fiscal's Office, FRED. G. HEPPONSTALL,
Negombo, January 6, 1920. Deputy Fiscal.

Central Province.

In the Additional Court of Requests of Kandy.

M. L. Abdul Hameed, general merchant, No. 139,
Colombo street, Kandy Plaintiff.
No. 9,426. Vs.

Mr. Peter Jansza (administrator of the estate of the late J. W. H. Perera), Industrial School, Kandy Defendant.

NOTICE is hereby given that on Saturday, February 7, 1920, at 12 clock noon, will be sold by public auction at the premises the right, title, and interest, of the said defendant in the following property for the recovery of the sum of Rs. 236.29, with legal interest on Rs. 210.04 from September 5, 1918, till payment in full, and poundage viz. :—

All that garden called and known as Siyambalagastennepolwatta or Ganamullewatta, together with the buildings, plantations, and other things thereon, presently bearing assessment No. 25, situate at Siyambalagasienna or Nittawala, in the Gangawata korale of Yatinuwara, within the Municipality of Kandy; and bounded on the east by land said to belong to Ena Abdul Rahiman, on the south

by a live fence, by an ela or water-course, and by land said to belong to the Kandy Municipality, on the west by the edge of the double cutting through which the railway line runs, and on the north by land said to belong to Madar Saibo Sadayan and by land said to belong to Cassi Lebbe : containing in extent 6 acres 1 rood and 30 perches according to Mr. J. T. Trowell's plan of survey dated October 18, 1902.

Fiscal's Office,
Kandy, January 6, 1920.

D. J. PERUSINGHE,
Deputy Fiscal.



In the District Court of Kandy.

Ana Ravana Mana Ana Ramen Chetty of Kandy.. Plaintiff.
No. 27,345. Vs.

Walpolagolle Paniki Mudiyanselegedera Pinchy Banda of Muruddeniya in Ganatapalata of Tumpene Defendant.

NOTICE is hereby given that on Saturday, February 7, 1920, commencing at 12 the noon, will be sold by public auction at respective premises the right, title, and interest of the said defendant in the following property mortgaged upon bond No. 342 dated February 21, 1919, and attested by A. V. Perera of Kandy, Notary Public, for the recovery of the sum of Rs. 2,682, with legal interest thereon from August 12, 1919, viz. :—

(1) Four undivided $\frac{1}{5}$ parts or shares of and in all that property called Urapola Aratchilalagegederakumbura of about 3 pelas and 6 lahas paddy sowing extent, and of the appurtenant garden of about 6 lahas paddy sowing extent, both adjoining each other and forming one property, of the aggregate extent of 1 paddy amunam and 2 lahas, situate at Kobbekaduwa, in the Gangapalata of Yatinuwera, in the District of Kandy, Central Province; and bounded on the east by Dipawella or water-course of Mandamulla and fence of the garden, south by the fence of Pallepitiawatta, west by the fence of Ambadeniagodawatta and the ridge of the Mahaliyadde of the Aswedduma, and on the north by an ella or bank.

(2) An undivided $\frac{1}{2}$ share of Balawitagewatta of about 1 paddy amunam in extent in the whole, situate at Muruddeniya, in the Ganatapalata of Tumpene, in the District of Kandy aforesaid; and bounded on the east by the ditch and a stone fence, on the south by the Elawella, on the west by a stone fence, and on the north by Hiddadenia-ela.

(3) Three undivided fifth parts or shares of and in all that land called Weleangehena, of about 2 pelas paddy sowing extent, situate at Kobbekaduwa aforesaid; and which said entire land is bounded on the east by the limit of Pallewauwehena, south and west by the limit of Heratgederahena, and on the north by the limit of Talwatte Mahatmaya's property.

(4) Three undivided fifth parts or shares of and in all that land called Egodapitia, of 2 pelas paddy sowing extent, situate at Kobbekaduwa aforesaid; and bounded on the east by Kumbure-ella, south by the fence of the garden of Kiri Honda and the fence of the garden of Tikiri Banda, west by the limit of Palugalawatta, and on the north by the limit of Mahawalauwewatta.

Fiscal's Office,
Kandy, January 6, 1920.

D. J. PERUSINGHE,
Deputy Fiscal.

Southern Province.

In the District Court of Matara.

Janoris Marthenis Abayadeera, Police Officer of Pelena Plaintiff.
No. 7,963. Vs.

John Abraham Casinada Pujita Tillekewardana of Walgama Defendant.

NOTICE is hereby given that on Saturday, January 31, 1920, at 9 o'clock in the forenoon, will be sold by public auction at the spot the right, title, and interest of the said

defendant in the following mortgaged property for the recovery of Rs. 731.50 and the Fiscal's charges, viz. :—

1. The undivided $\frac{13}{72}$ parts of all the fruit trees and of soil and of the two tiled houses of 15 cubits each standing on Tambiligahawatta *alias* Viyangodalamayalagewatta and Sobanagewatta, both adjoining one another and forming one land, situate at Madihe, in the Four Gravets of Matara; and bounded on the north by Badullegewatta and Polpela-koratuwa, east by Durayagewatta, south by the high road, and on the west by Annasigewatta and Uswatta. Valuation Rs. 865.

On Thursday, February 5, 1920, at 9 A.M., at the spot.

2. The undivided 4 kurunies of paddy sowing extent of the undivided $\frac{1}{2}$ part of the undivided 10 kurunies of paddy sowing extent of Mahakumbura, in extent 5 bags and 6 kurunies of paddy sowing, situate at Meda Viyangoda or at Hatanuma, in the Gangaboda pattu of Matara District; and bounded on the north by Kobile, east by Depawella, south by Muttettuwe, and on the west by Kalowita pappela. Valuation Rs. 120.

On Tuesday, February 10, 1920, at 9 A.M., at the spot.

3. The entire soil and fruit trees of the divided portion B of the land Senewiratnewatta, in extent 12.5 perches, situate at Pelena, in the Weligam korale of Matara District; and bounded on the north by portion marked letter J of the same land, east by cart road, south by portion marked letter C of the same land, and on the west by portion marked letter A of the same land. Valuation Rs. 100.

4. The entire soil and fruit trees of the divided portion B of Wijekoonwatta, in extent 15.6 perches, situate at ditto; and bounded on the north by high road and the portion marked letter A of the same land, east by the portion marked letter A of the same land, south by the portion marked letter C of the same land, and on the west by the portion marked letter A of the same land. Valuation Rs. 120. Total Rs. 1,205.

Deputy Fiscal's Office,
Matara, January 5, 1920.

E. T. GOONEWARDENE,
Deputy Fiscal.

In the District Court of Matara.

Nugaduwa Vitanage Don Luwis de Silva Appuhami of Andugoda in Talpe pattu of Galle District..... Plaintiff.
No. 8,469. Vs.

Gangoda Gamage Don Siman de Silva, ex-Police Officer of Nidigama, and another..... Defendants.

NOTICE is hereby given that on Friday, February 6, 1920, at 9 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following mortgaged property, viz. :—

(1) All those undivided $\frac{1}{10}$ part or share of the soil and of fruit trees, excluding the planter's undivided $\frac{1}{2}$ share, of the land called Dankotiyehena *alias* Etambagahahena, situate at Midigama; and bounded on the north by Dantayawatta, east by Pondayawatta, Ihalakondakumbura, and Gammedemuttaideniya, south by Diyaheliyagahakoratuwa and Kotteduwewatta, and west by Kajjugahakoratuwa and Puwakwattamalalalawa; containing in extent about 12 acres. Valuation Rs. 250.

(2) All those undivided $\frac{1}{2}$ part or share of the soil and of fruit trees of the portion lying to the west of Tanahene-watta at Nidigama; and bounded on the north by Badaturumuttawatta, east by Tanahenewattemedakebella and Attapadinchikoratuwa, south by high road, and west by Awariwatta and Welikandewatta; containing in extent about $1\frac{1}{2}$ acres. Valuation Rs. 150.

The right, title, and interest of the said defendant in the following property :—

(3) All that undivided $\frac{1}{2}$ part of the paraveni fruit trees and of soil, together with planter's undivided $\frac{1}{2}$ share of the 3rd and 4th plantations of the land called Ihawatta *alias* Paniwidawatta, situated at Midigama, in Weligam korale; and bounded on the north by Paniwidamalalalawa, east by Bedunwatta and Sipawatta, south by Amuhenkanatta, west by Kandegederawatta, and the buildings standing thereon. Valuation Rs. 200.

(4) All that undivided $\frac{1}{20}$ part of the paraveni fruit trees and of soil, together with the planter's undivided $\frac{1}{2}$ share of the fourth plantation of the (enclosure called Gedigewatta, in extent 1 acre, lying to the east), land called Balappupadinchigederawatta, situated at Midigama aforesaid; and bounded on the north by Ihalaruppa and Kandegedera, east by Ipillewatta and Henahuruwatta, south by high road, and west by Palutagahakoratuwa, Hunukoratuwa, and Pitakoratuwa; containing in extent about 5 acres. Valuation Rs. 100.

(5) All those undivided $\frac{1}{4}$ of 24/50 parts of the land called Turuminiyemullewatta, situated at Midigama aforesaid; and bounded on the north by high road, east by Gamimewatta, south by Tanigahahena, and west by Delgahawatta; containing in extent about 3 acres. Valuation Rs. 250.

(6) All that undivided $\frac{1}{2}$ part of the soil and of the fruit trees of the land called Kohombahgahakoratuwa, situated at Nidigama; and bounded on the north by Weliwatta *alias* Usweliwatta, east by deniya, south by Ketayaowita, and west by Iriyagahakoratuwa; containing in extent about $\frac{1}{4}$ of an acre. Valuation Rs. 20.

(7) All that undivided $\frac{1}{2}$ part of the soil and of the fruit trees of the contiguous land called Paluwatta and Sapugahakoratuwa, situated at Midigama aforesaid; and bounded on the north by Watteruppa and Usarambawedeniya, east by Dammalawatta and Kahakoratuwa, south by Gammaduwekoratuwa, and west by Ihalawatta and Temblichawatta; containing in extent about 1 acre. Valuation Rs. 100.

Writ amount Rs. 628.15, with legal interest from September 30, 1919, till payment in full, and Fiscal's charges.

Deputy Fiscal's Office, E. T. GOONEWARDENE,
Matara, January 6, 1920. Deputy Fiscal.

In the District Court of Matara.

Elsie Jayaweera *nee* de Livera and others..... Plaintiffs.

No. 8,674. Vs.

Theodias Ferdinandes Abeywardena Wickramasinha,
Vidane Arachchi of Aturaliya..... Defendant.

NOTICE is hereby given that on Monday, January 26, 1920, at 9 o'clock in the morning, will be sold by public auction at the premises the right, title, and interest of the defendant in the following property for the recovery of Rs. 2,101.08 $\frac{1}{2}$, and Fiscal's charges, viz. :—

The land called Nasnaraketiya and Galgodawatta adjoining each other and forming one property, in extent 4 kurunies of kurakkan sowing, situate at Aturaliya, in the Gangabattu pattu of Matara District, Southern Province; and bounded on the north by Jambughahakoratuwa, east by Galgodaowita and water-course, south by Nilwala river, and on the west by Walaowita and Kendagalgodawatta and the defendant's residing house on the land Galgodawatta. Valuation Rs. 3,000.

Deputy Fiscal's Office, E. T. GOONEWARDENE,
Matara, December 22, 1919. Deputy Fiscal.

North-Western Province.

In the District Court of Colombo.

Seena Kana Seena Adayappa Chetty of Sea street,
Colombo..... Plaintiffs.

No. 51,329. Vs.

(1) Meena Moora Mohideen Abdul Cader Seidu, (2) Meena Moona Mohideen Ebramsa, and (3) Meena Moona Sekadiar of Bankshall street, Colombo. Defendants

NOTICE is hereby given that on Wednesday, February 4, 1920, at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz. :—

Habarewewewatta of 124 acres 2 roods and 15 perches in extent, situate at Kekunawala and Korakahawetiya in Yagam pattu korale; and bounded on the west by the lands claimed by villagers and stream, north, south, and east by the lands claimed by villagers.

Amount to be levied Rs. 11,220, with interest on Rs. 8,250 at 9 per cent. per annum from September 26, 1918, till payment in full, and costs of suit.

The above land is under seizure under District Court, Colombo, writ No. 50,002.

Fiscal's Office, S. D. SAMARASINHA,
Kurunegala, January 5, 1920. Deputy Fiscal.

In the District Court of Colombo.

(1) V. K. N. M. Muttu Ramen Chetty, and 2. P. L. S. Annamalay Chetty, both of Sea street, in Colombo..... Plaintiffs.

No. 52,168. Vs.

Wismakarma Manam Muhandiramalago Jeewat Naide *alias* Juwan Naide of Bunnehepola, in Katugampola korale of Katugampola hatpattu, in the District of Kurunegala..... Defendants.

NOTICE is hereby given that on Saturday, February 14, 1920, commencing at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, mortgaged by bond No. 7,733 dated December 23, 1916, viz. :—

1. All that land called Wattermankadehena, situated at Palugamuwa, in Katugampola korale of Katugampola hatpattu, in the District of Kurunegala, North-Western Province; bounded on the north by oya, east by the village boundary of Bunnehepola, south by Mr. Daniel's estate, and on the west also by the land of Mr. Daniel and others; containing in extent of about 1 pela of kurakkan sowing, $\frac{2}{3}$ of which the defendant is entitled as planter's compensation, and the remaining $\frac{1}{3}$ share by right of three deeds.

2. An undivided $\frac{2}{3}$ shares of Ambagahawatta, situated at Bunnehepola, in Katugampola korale aforesaid; bounded on the north by the limitary ridge of Dangollewewa, east by the live fence of the garden of Mudalihamy and others, south by the fence of the garden of Appuhamy and others, and on the west by the fence of the land of Bandirala and others; containing in extent 1 bushel of kurakkan sowing.

3. An undivided $\frac{1}{2}$ share of Kahatagahamulawatta, situated at Bunnehepola aforesaid; bounded on the north by the fence of the land of Appu, east by the fence of the land of Herathamby Vidane and others, south by the fence of the garden of Kawnaide, and on the west by the fence of the land of Herathamby Vidane and others; containing in extent of about 6 seers of kurakkan sowing.

4. An undivided $\frac{5}{6}$ shares of Gorakagahawatta, situated at Bunnehepola aforesaid; bounded on the north by the ditch of the chena of Bandirala, east by the goraka tree of the land belonging to him, south by the land belonging to him and others, and on the west by the chena of Ukku Banda; containing in extent of about 3 kurunies of kurakkan sowing.

5. An undivided $\frac{1}{2}$ share of Gorakagahamulawatta, situate at Bunnehepola aforesaid; bounded on the north by the garden of Guruhamy and others, east by the field of Gunaratne Unnanse, south by the garden of Kiriyanatchire and others, and on the west by the garden formerly of Gabriel Perera Appuhamy, now belonging to the defendant; containing in extent 3 acres.

6. All that land called Kahatagahamulahena, situated at Bunnehepola aforesaid; bounded on the north by the chena of Jeewat Naide, east and south by the garden of Jeewat Naide, and on the west by the fence of the garden of Mudalihamy; containing in extent of about 5 seers of kurakkan sowing.

7. An undivided $\frac{5}{6}$ shares of Peellekumbura, of 25 beras of paddy sowing in extent, and its adjoining, *alias* of 2 seers of kurakkan sowing in extent, situated at Bunnehepola aforesaid; and both bounded on the north by Veeragaha-ela, east by the field formerly of Mudalihamy, now of Punchirala, south by Diwulgashena-ela, and on the west by the oya, Mara-ela.

8. All that land called and known as Padinchinugahamulawatta, situated at Bunnehepola aforesaid; bounded on the north by the land belonging to him, east by the garden of Guruwa Naide, south by the jungle land of Guruwa Naide, and on the west by the garden of Lokuappu; containing in extent 8 acres.

9. An undivided 5/6 shares of Galagawawatta, situated at Bunnehepola aforesaid; bounded on the north by the residing garden belonging to him, east by the land of Bernandu, south by the high road, and on the west by the barbed fence of the garden of Sockkanadar, Shroff; containing in extent about 15 acres.

10. An undivided 5/6 shares of Walakumbura, situated at Bunnehepola aforesaid; bounded on the north by oya, east by the field called Asseddumepitiyakumbura, south by Dalupota, and on the west by Dangollewewa; containing in extent of about 30 beras of paddy.

Amount, to be levied Rs. 8,835, with interest on Rs. 6,000 at the rate of 30 per cent. per annum from January 22, 1919, to March 4, 1919, and thereafter further interest on the aggregate amount from March 4, 1919, at the rate of 9 per cent. per annum till payment in full, and costs of suit.

Fiscal's Office, S. D. SAMARASINHA,
Kurunegala, January 5, 1920. Deputy Fiscal.

In the District Court of Colombo.

(1) S. P. Sinna Man Rawther and (2) S. P. Meera Canny Rawther, the surviving partners of the firm of Seena Peena Allapitche Rawther and Brothers, Bankshall street, in Colombo..... Plaintiffs.

No. 52,849.

Vs.

(1) Rajapaksemelhenage Don Carthial Appuhamy of Katugampola and (2) Nena Moona Sayna Mohideen Saibo of Kuliypitiya, both of Kurunegala District..... Defendants.

NOTICE is hereby given that on Saturday, February 7, 1920, commencing at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said 1st defendant in the following property, viz. :—

1. Ambagahamulawatta of about 2 acres in extent, with the plantations standing thereon, situate at Katugampola in Meda pattu korale east; and bounded on the north by the garden of Andiya Henaya, east by field, south by the land of Bandappu, and on the west by the land of Piries Appu and others.

2. Innawatta of about 1½ acres in extent, with the buildings standing thereon, situate at Katugampola aforesaid; and bounded on the north by the land of Dingiri Banda, east by the field of Podisinno Appu, south by the garden of Kiri Ettana, and on the west by the garden of Appusinro.

3. The land called Iswetiya of about 1 acre in extent, with the building standing thereon, situate at Katugampola aforesaid; and bounded on the north by tank, east by the land of Heranis Vidane, south by the Gansabhawa road, and on the west by the garden of Telenis.

4. Etambawatta of about 5 acres in extent, with the plantations standing thereon, situate at Katugampola aforesaid; and bounded on the north by the garden of Mr. Piries, east by the garden belonging to a company, south by the garden of Mr. Piries and others, and on the west by the land of Banduhamy.

Amount to be levied Rs. 1,809.02, with interest thereon at the rate of 15 per cent. per annum from April 8, 1919, till July 18, 1919, and thereafter at the aggregate amount of decree at the rate of 9 per cent. per annum till payment in full, and costs of suit.

Fiscal's Office, S. D. SAMARASINHA,
Kurunegala, January 5, 1920. Deputy Fiscal.

In the District Court of Puttalam.

Uwanna Chena Ahamado Ismail of Puttalam Plaintiff.

No. 3,072.

Vs.

Ana Mohamado Usen Ibrahim *alias* Kuppattamby of Puludiwasal..... Defendant.

NOTICE is hereby given that on February 6 and 7, 1920, at the time named below, will be sold by public auction at the premises the right, title, and interest of the said defendant :—

At 12 noon on February 6, 1920.

1. The land called Maduraiadikany, situate at Puludiwayal in Akkarai pattu south, in Puttalam District, in the North-Western Province, in extent about 1½ acres more or

less; and bounded on the north by land belonging to Segó Ibrahim Assana Wawa, on the east by sand mound, on the south by land belonging to Usuf Naina and others, and on the west by land belonging to Segó Mohideen Kuppe Kando and others; the entirety within these boundaries. Subject to mortgage.

At 12.30 P.M. on February 6, 1920.

2. A divided half of the garden called Passemadu, situate in the village Passemadu in the aforesaid pattu, in extent about 1½ acre more or less; and bounded on the north by land belonging to the heirs of Muttutamby Kattuwawa, on the east by the other half of the said garden belonging to the heirs of Thamby Mukuthan, on the south by garden belonging to Sinna Wawa and others, and on the west by garden belonging to Philip Britopillai; the entirety within these boundaries. Subject to a mortgage.

At 1 P.M. on February 6, 1920.

3. The garden called Passemadutotam in the aforesaid village, in extent 5 perches more or less; and bounded on the north by the common fence of the land belonging to Thamby Marikar Katchie Ibrahim, on the east by the common fence of the land belonging to Segalado Seramudaly, on the south by the land of Pitche Kasi Muhadin, and on the west by the land belonging to Philip Britopillai; the entirety within these boundaries. Subject to a mortgage.

At 1.30 P.M. on February 6, 1920.

4. The coconut garden called Maduraiadiwayal, situate in Pu'udiwasal in the aforesaid pattu, in extent about ½ acre more or less; and bounded on the north by the land belonging to Katchie Ibrahim Assan Wawa, on the east by channel, on the south by the land of the defendant, and on the west by lands of the defendant and others; the entirety within these boundaries. Subject to a mortgage.

At 10 A.M. on February 7, 1920.

5. The coconut garden called Nedunchenai in the village of Manjadicholai in the aforesaid pattu, containing in extent 3½ acres; and bounded on the north by the land of Segó Ibrahim Hadjiar Pitche Marikar, on the east and west by reservation, and on the south by the land of Mohamad Cassim; the entirety within these boundaries. Subject to a mortgage.

At 10.30 A.M. on February 7, 1920.

6. The garden called Katchiemaduranaku'ie, situate in Pu'udiwasal in the aforesaid pattu, in extent about 1 acre more or less; and bounded on the north by land belonging to Una Chena Seyathu Mohamado, on the east by land belonging to Wappo Kando Rawther and others, on the south by land belonging to Kader Meera Lebbe Mohaideen Kando Hadjiar, and on the west by land belonging to Waddaka Marikar Assan Ossan Ibrahim. Subject to mortgage.

At 2 P.M. on February 6, 1920.

7. The garden called Thakavadikany, situate at Puludiwayal aforesaid, in extent from east to west 75 yards and from north to south 32 yards, containing about 50 coconut trees; and bounded on the north by the land belonging to Ana Meera Saibo and others, east by reservation, on the south by the land belonging to Ana Meera Saibo, and on the west by reservation and the land belonging to Mohamado Saibo; the entirety within these boundaries.

At 2.30 P.M. on February 6, 1920.

8. The coconut garden called Sathaku Lebbe Marikar totam, situate at Puludiwayal in the aforesaid pattu, in extent about 5 acres; and bounded on the north by land belonging to the heirs of Ibrahim Saibo and others, on the east by water-course or channel, on the south by land belonging to Ibrahim Neina Marikar, and on the west by reservation. Within these boundaries an undivided ½ share of the land and all thing therein.

At 3 P.M. on February 6, 1920.

9. The coconut garden called Thakawadikany, situate at Puludiwayal aforesaid, measuring in extent from east to west 72 yards and from north to south 11½ yards; and bounded on the north by the land belonging to Suna Meera Saibo and others, on the east by reservation, on the south by the land belonging to Thayakker mosque called by the same name Thakkayar, and on the west by land belonging to Casie Muttu.

At 3.30 P.M. on February 6, 1920.

10. The garden called Manjadykany and Weetadykany, situate at Puludiwasal aforesaid, measuring in extent from north to south 17 yards and from east to west 21 yards; bounded on the north by land belonging to Asana Marikar Miskin, on the east by reservation, on the south by land belonging to Mohideen Ibrahim and others, and on the west by land belonging to Sena Seyanadin and others; the entirety within these boundaries.

At 4 P.M. on February 6, 1920.

11. The garden called Weeduwalavukany forming part of Manjadykany, measuring in extent from north to south 20 yards and east to west 32 yards, situate at Puludiwasal aforesaid, in extent 5 acres more or less, and the boundaries are on the north and west by the lands belonging to Sego Ibrahim Natchia and the wall of the building, on the east by footpath, and on the south by land belonging to Pitche Tamby Sego Sickander, with the house, well, and all other things contained within these boundaries.

At 4.30 P.M. on February 6, 1920.

12. The garden called Wayaladikany, situate at Puludiwasal aforesaid, about half bushel paddy sowing extent; and bounded on the north by the land belonging to Ena Kawanna Meera Lebbe and others, or the east by channel, on the south by the land belonging to Kuppe Pitche and others, and on the west by the land belonging to Usuou Neina and others.

Amount of writ Rs. 2,785.47 and interest, &c.

Deputy Fiscal's Office, S. M. P. VANDERKOEN,
Puttalam, December 23, 1919. Deputy Fiscal.

In the District Court of Puttalam.

M. Y. M. Avichy Chetty by his attorney M. Y. M. Meyappa Chetty of Puttalam Plaintiff.
No. 3,096. Vs.

(1) Naina Pillai Cassie Mohideen and (2) Nainapillai Peer Mohamado, both of Varuthodai Defendants.

NOTICE is hereby given that on February 3, 1920, 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. :—

At 12 noon.

1. An undivided $\frac{3}{4}$ share of the land called Amakulikany, situate in the village of Sembatta, in Akkarai pattu of the District of Puttalam, in the North-Western Province, containing in extent about 4 acres; and bounded on the north and east by land belonging to E. S. M. Mohamado Cassim Marikar and others, south by land belonging to M. Y. M. Avichy Chetty, and on the west by the Chilaw-Puttalam road, together with all things contained therein.

At 12.30 P.M.

2. The land called Karikadde, situate in the village of Karikadde in the aforesaid pattu, containing in extent about 10 acres; and bounded on the north by land belonging to K. T. M. M. Mohamado Mohideen Hadjar, east by the land belonging to the Crown and road, south by the lands belonging to the estate of Kalappa, and on the west by reservation; the entirety within these boundaries.

At 1 P.M.

3. The land called Karikaddekany in the above-named village, containing in extent about 6 acres; and bounded on the north by lands belonging to the defendants, east and west by Crown land and reservation, and on the south by land belonging to Pakeertamby Meeratamby; the entirety within these boundaries.

Amount of writ Rs. 1,254.75, with interest and cost.

Deputy Fiscal's Office, S. M. P. VANDERKOEN,
Puttalam, December 22, 1919. Deputy Fiscal.

In the District Court of Chilaw.

Muttu Kana Avenna Vena Seynna Ouna Ramanadan Chetty of Negombo, attorney of M. K. A. U. Sevugan Chetty Plaintiff.

No. 6,103. Vs.

Naguda Marikar Wappusa Marikar of Pudukudirippu Defendant.

NOTICE is hereby given that on Tuesday, February 10, 1920, commencing at 2 o'clock in the afternoon, will be sold

by public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :—

(1) An undivided $\frac{1}{4}$ share of the land called Jemanwawa Mohideen Saibo Undupanninatottam, with the tiled house standing thereon, situate at Pudukudirippu in Anaivilundan pattu of Pitigal korale north, in the District of Chilaw; and bounded on the north by fence of the land belonging to Thambi Marikar and fence of the land belonging to Pariyari and others, east by the garden belonging to the heirs of the late Elawa Tamby Nanda Marikar Arachchirala, south by the fence of the garden belonging to Adan Pulle, and west by ditch; containing in extent 10 acres.

(2) An undivided $\frac{1}{20}$ share of the garden called Vavun-senaitennaitottam, situate at Battulu-oya in Anaivilundan pattu aforesaid; and bounded on the north by the land belonging to the heirs of Elawa Thambi Nanda Marikar, Vidana Arachchi and others, east by reservation along the Puttalam road, south by land belonging to Mr. George Schrader, and west by bund of tank; containing in extent about 22 acres.

Amount to be levied Rs. 2,762.15, with legal interest on Rs. 2,466 from August 28, 1919, till payment in full, and poundage.

Valuation Rs. 1,400.

Deputy Fiscal's Office, CHARLES DE SILVA,
Chilaw, December 23, 1919. Deputy Fiscal.

Province of Sabaragamuwa.

In the District Court of Colombo.

Don Philip Alexander Wijewardene, Mubandiram, of Colombo Plaintiff.

No. 48,318. Vs.

Ahamath Ibrum Sammoon of Nelundeniya, in the Otara pattu of Beligal korale, in the District of Kegalla Defendant.

NOTICE is hereby given that on February 7, 1920, 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. :—

(1) One undivided sixth part or share of and in all those contiguous lands called Bunkadehenyaya, Dehigahamulatennehenyaya, Kalugalkonehenyaya, Nagahamulahlenyaya, Hulanhiggahamulahlenyaya, Jambugahamulahlenyaya, Paragahawalehena, Algankandewattehena, Peellamulahlena, Kajugahamulahlena, Panawellagahamulahlena, Kapukotuwehena; and Kongahamulahlena, Udadeniya-aramba and Pahala-aramba, situated at Talawatta in Otara pattu of Beligal korale, in the District of Kegalla, Province of Sabaragamuwa; together bounded on the east by Mellagahakapukotuwegalenda and Kahambiliyawalaganima, on the west by Mangedaraganima and Hunuwalaganima, on the north by Hunuwalakanda and Ragalaganima, on the south by Pinnagodakandeganima, with the plantations thereon; containing in extent 30 amunams of paddy sowing.

(2) One undivided half part or share of and in all those contiguous lands called Bunkadehenyaya, Dehigahamulatennehenyaya, Kalugalkonehenyaya, Nagahamulahlenyaya, Hulanhiggahamulahlenyaya, Jambugahamulahlenyaya, Paragahawalehena, Algankandewattehena, Peellamulahlena, Kajugahamulahlena, Panawellagahamulahlena, Kapukotuwehena, and Kongahamulahlena, situated at Talawatta aforesaid; and bounded on the east by Mellagahakapukotuwegalenda and Kahambiliyawalaganima, on the south by Pinnagodakandeganima, on the west by Mangedaraganima and Hunuwalaganima, and on the north by Hunuwalakanda and Ragalaganima; containing in extent 30 amunams of paddy sowing (exclusive of the arecanut aramba).

To levy Rs. 1,500, with interest at the rate of 9 per cent. per annum from August 4, 1917, till payment in full, and costs taxed at Rs. 241.82, and poundage.

Deputy Fiscal's Office, R. G. WIJETUNGA,
Kegalla, December 20, 1919. Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

204
 In the District Court of Colombo.
250
W. Wadsworth
 Order Nisi.

Testamentary In the Matter of the Intestate Estate of the Jurisdiction. late Don Henry Wickramaratne of No. 27, Alutmawata road in Colombo, deceased.

(1) Hettiaratchige Jane Bertile de Silva Wickramaratne of No. 240, Alutmawata road, Colombo, and (2) Hettiaratchige Edward de Silva of No. 204, Vine street, Mutwal, Colombo Petitioners.

And

(1) Pasquel Handi Don Johanis de Silva Wickramaratne of 3rd Division, Maradana, Colombo, (2) P. Charles Silva Wickramaratne, (3) P. Barlis Silva Wickramaratne, (4) P. Dona Pransina Wickramaratne, all of Totagamuwa near Hikkaduwa Respondents.

THIS matter coming on for disposal before William Wadsworth, Esq., District Judge of Colombo, on November 21, 1919, in the presence of Mr. W. H. W. Perera, Proctor, on the part of the petitioners above named; and the affidavit of the 2nd petitioner dated October 31, 1919, having been read:

It is ordered that the 1st petitioner be and she is hereby declared entitled, as the widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before January 15, 1920, show sufficient cause to the satisfaction of this court to the contrary.

November 21, 1919.

W. WADSWORTH,
 District Judge.

In the District Court of Colombo.
 Order Nisi.

Testamentary In the Matter of the Intestate Estate of the Jurisdiction. late R. S. Saravanaperumalpillai of No. 36, No. 20, St. John's road, in Colombo, deceased.

Valliammai, widow of the above-named deceased, of Puliamkulam, in Tinnevely District, South India Petitioner.

And

Arunasalampillai Kailasampillai of No. 20, St. John's road, Colombo Respondent.

THIS matter coming on for disposal before William Wadsworth, Esq., District Judge of Colombo, on December 8, 1919, in the presence of Mr. Palasandiran, Proctor, on the part of the petitioner above named; and the affidavit of the said attorneys of the said petitioner dated December 5, 1919, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as the widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondent above named or any other person or persons interested shall, on or before January 22, 1920, show sufficient cause to the satisfaction of this court to the contrary.

December 8, 1919.

W. WADSWORTH,
 District Judge.

In the District Court of Colombo.

Testamentary In the Matter of the Intestate Estate of the Jurisdiction. late G. Lakkan Dewasagayam Samuel of No. 933, Diggama estate, in Agrapatana estate, deceased.

Rasamma, daughter of Nazareth of Mulgampola, in Kandy Petitioner.

And

Johana, daughter of the deceased Samuel, formerly of Ulapane, and now of Lunawa in Moratuwa .. Respondent.

THIS action coming on for disposal before William Wadsworth, Esq., District Judge of Colombo, on December 8, 1919, in the presence of Messrs. Weerasooria & Somathapillai, Proctors, on the part of the petitioner above

named; and the affidavit of the said petitioner dated November 20, 1919, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as the widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before January 15, 1920, show sufficient cause to the satisfaction of this court to the contrary.

December 6, 1919.

W. WADSWORTH,
 District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Hettiappuhamilage Don Hendrick Appuhamy, deceased, of Kolamediriya. No. 1,227.

THIS matter coming on for disposal before Allan Beven, Esq., District Judge of Kalutara, on May 16, 1919, in the presence of Mr. C. S. Orr, Proctor, on the part of the petitioner Dona Emi Nona Mannaperuma of Kolamediriya; and the affidavit of the said petitioner dated May 6, 1919, having been read:

It is ordered that the petitioner be and he is hereby entitled, as husband of above-named deceased, to have letters of administration to her estate issued to him, unless the respondents—(1) Hettiappuhamilage Leti Nona and husband (2) Matara Arachchige Edonis Appuhamy of Homagama, (3) Hettiappuhamilage Emi Nona, (4) ditto Caroline Nona, (5) ditto David Singho, (6) ditto Medias Singho, (7) ditto Renis Singho, all of Kolamediriya, the 4th to 7th respondents minors by their guardian *ad litem* the 2nd respondent, or any other person or persons interested shall show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the 2nd respondent be and he is hereby appointed guardian *ad litem* over 5th and 7th respondents, unless any person or persons interested shall, on or before June 25, 1919, show sufficient cause to the satisfaction of this court to the contrary.

May 16, 1919.

ALLAN BEVEN,
 District Judge.

The date for showing cause against this Order Nisi is extended to July 23, 1919.

June 25, 1919.

ALLAN BEVEN,
 District Judge.

The date for showing cause against this Order Nisi is extended to September 10, 1919.

August 20, 1919.

A. DE ABREW,
 Acting District Judge.

The date for showing cause against this Order Nisi is extended to January 13, 1920.

December 9, 1919.

ALLAN BEVEN,
 District Judge.

In the District Court of Kalutara.

Order Nisi declaring the Will proved.

Testamentary In the Matter of the Estate of the late Jurisdiction. Henry Jones Erskine, deceased, of No. 1,260, Kurunegala.

THIS matter coming on for disposal before Allan Beven, Esq., District Judge of Kalutara, on December 9, 1919, in the presence of Mr. D. J. Goonetilleke, Proctor, on the part of the petitioner Samson Kitchener Erskine; and the affidavit of the said petitioner dated November 11, 1919, and of the attesting witness dated December 9, 1919:

It is ordered that the will of Henry Jones Erskine, deceased, dated November 19, 1919, 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 20, 1920, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Samson Kitchener Erskine is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless any person or persons interested shall, on or before January 20, 1920, show sufficient cause to the satisfaction of this court to the contrary.

December 9, 1919.

ALLAN BEVEN,
District Judge.

In the District Court of Kalutara.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Mandadige Hendrick David Fernando
No. 1,261. Gurunnanse, deceased, of Dibbedda.

THIS matter coming on for disposal before Allan Beven Esq., District Judge of Kalutara, on December 6, 1919, in the presence of Mr. F. A. C. Tirimanne, Proctor, on the part of the petitioner Ponnahennedige Victoria Martha Dias of Dibbedda; and the affidavit of the said petitioner and of the attesting witnesses dated October 23, 1917, having been read:

It is ordered that the will of Mandadige Hendrick David Fernando Gurunnanse, deceased, dated February 3, 1899, 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 15, 1920, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Ponnahennedige Victoria Martha Dias of Dibbedda 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 or persons interested shall, on or before January 15, 1920, show sufficient cause to the satisfaction of this court to the contrary.

December 6, 1919.

ALLAN BEVEN,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Estate and Effects
Jurisdiction. of Yagabamunu Nirolis Perera, Vidane
No. 1,827. Wachen of Madabavita in Udugaha
tattu of the Hapitigam korale, deceased.

THIS matter coming on for disposal before W. S. de Saram, Esq., District Judge of Negombo, on November 28, 1919, in the presence of Mr. Samaratunga, Proctor, on the part of the petitioner John Marselis Perera Wijewardana Jayatillaka of Udugampola; and the affidavit of the said petitioner dated November 14, 1919, having been read:

It is ordered that the Secretary of the District Court of Negombo be and he is hereby declared entitled to have letters of administration to the estate of the above-named deceased issued to him, unless the respondents—(1) Chandrasekara Mudalige Dingirimahatmaya of Madabavita, (2) Yagabamunu James Perera of Madabavita, (3) ditto Malthinu Perera of Madabavita, (4) ditto Sarpinu Perera, Notary Public of Rakwana, (5) ditto Dona Helena Perera of Yatiyana, (6) Ranasinghe Arachchige Sadiris Perera of Yatiyana, (7) Yagabamunu Dona Cornelia Perera of Madabavita, (8) ditto Juliana Perera of Kehelwella, (9) Sudasin Senanayaka Peter Perera of Kehelwella—or any other person or persons interested shall, on or before January 13, 1920, show sufficient cause to the satisfaction of this court to the contrary.

November 28, 1919.

W. S. DE SARAM,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Maipalamudalige Augustino Paaris Appu-
No. 1,829. hamy of Ambalayaya, deceased.

THIS matter coming on for disposal before W. S. de Saram, Esq., District Judge of Negombo, on December 11, 1919, in the presence of Messrs. Amarasinghe & Ranasinghe, Proctors, on the part of the petitioner Theodore

Koertsz Carron of Negombo, presently of Colombo; and the affidavit of the said petitioner dated November 27, 1919, having been read:

It is ordered that the Secretary of this court be and he is hereby declared entitled to administer the estate of the deceased above named, and that letters of administration do issue to him accordingly, unless the respondents—(1) Setunga Mudalige Dona Pilisindahan, (2) Maipalamudalige Elaris Paaris, (3) Maipalamudalige Don Paaris, all of Ambalayaya, (4) Maipalamudalige Marthina Paaris, assisted by her husband Don Hendrick, both of Katana, (5) Maipalamudalige Clara Paaris, assisted by her husband W. Don John, teacher, Negombo—or any other person or persons interested shall, on or before January 15, 1920, show sufficient cause to the satisfaction of this court to the contrary.

December 11, 1919.

W. S. DE SARAM,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Victoria Chellamma James of Katukele,
No. 3,581. deceased.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., District Judge of Kandy, on October 18, 1919, in the presence of Mr. V. M. Saravanamuttu, Proctor, on the part of the petitioner Deogupillar James of Katukele, Kandy; and the affidavit of the said petitioner dated August 16, 1919, and his petition having been read:

It is ordered that the petitioner above named, as husband of the deceased, be and he is hereby declared entitled to letters of administration to the deceased's estate, unless the respondents—(1) Benedicta Letitia Jessamine James, (2) Leonarda Theva Amirta Blossom James, by their guardian *ad litem* the 3rd respondent Joel Tampiah Porter of Katukele—or any person or persons interested shall, on or before November 20, 1919, show sufficient cause to the satisfaction of this court to the contrary.

October 18, 1919.

FELIX R. DIAS,
District Judge.

The date for showing cause is extended to January 22, 1920.

FELIX R. DIAS,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Perumalpillai Sinniahpillai of Grove Hill
No. 3,582. estate, Gampola, deceased.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., District Judge, Kandy, on October 23, 1919, in the presence of Mr. V. M. Saravanamuttu, Proctor, on the part of the petitioner S. Sittambalam of Grove Hill, Gampola; and the affidavit of the petitioner dated August 11, 1919, and his petition having been read: It is ordered that the petitioner above named, S. Sittambalam, as son-in-law of the deceased above named, be and he is hereby declared entitled to letters of administration to the deceased's estate, unless the respondents—(1) Letchmiammal, (2) Parpathiammal, (3) Carupiah, (4) Sellamma, (5) Rasiah, the 2nd, 3rd, 4th, and 5th respondents by their guardian *ad litem* Muttusamypillai Marimuttu of Attaragalla—or any person or persons interested shall, on or before November 27, 1919, show sufficient cause to the satisfaction of this court to the contrary.

October 23, 1919.

FELIX R. DIAS,
District Judge.

The date for showing cause is extended to January 29, 1920.

FELIX R. DIAS,
District Judge.