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## Part II.—Legal.

*Separate paging is given to each Part in order that it may be filed separately.*

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### DRAFT ORDINANCE.

#### MINUTE.

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

#### An Ordinance for the more Effectual Prevention of Crime.

WHEREAS it is expedient to consolidate and amend the laws relating to the identification and supervision of criminals and their more effective punishment and for their prolonged detention, and also to provide for enlarging convicts upon licenses and controlling them when at large: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Preamble.

1 This Ordinance may be cited for all purposes as "The Prevention of Crimes Ordinance, No. of 1925," and shall come into operation on such date as the Governor shall, by Proclamation in the "Government Gazette," appoint.

Short title.

2 (1) The Habitual Criminals and Licensed Convicts Ordinance, No. 32 of 1914, is hereby repealed.

Repeal.

(2) All rules which were in force in pursuance of the said Ordinance at the commencement of this Ordinance shall continue to be in force, until they are rescinded or superseded by rules made under this Ordinance.

#### Definitions and Rules.

3 In this Ordinance, unless the context otherwise requires—

Definitions.

"Crime" shall mean a breach of any one of the sections of the Penal Code included in the Schedule A hereto.

"Criminal" shall mean a person who has been convicted of a crime.

"Registered Criminal" shall mean a person registered under this Ordinance as a criminal.

"Peace Officer" and "Police Officer" shall have the same meaning as in "The Criminal Procedure Code, 1898."

Rules to be made by the Governor.

- 4 (1) The Governor in Executive Council may make rules:
- (a) For the registration of criminals and for the appointment of officers by the Inspector General of Police to superintend the carrying out of such registration, the photographing of criminals, such other measures as may be suitable and the taking of identification of criminals.
  - (b) Prescribing the method of identifying registered criminals so registered.
  - (c) Prescribing the measures to be taken for or suspected criminals under observation by peace officers and police officers.
  - (d) Regulating the supervision of persons subject to police supervision under section 8 of this Ordinance.
  - (e) Regulating the treatment of persons undergoing sentences of preventive detention, the conditions of going to discharge, and their supervision by special supervisors after their discharge.
  - (f) Prescribing the conditions under which convicts licensed to be at large under this Ordinance may be
- (2) All rules so made, revoked, annulled, altered or amended as hereinafter provided shall be published in the "Government Gazette," and shall thenceforth have the force of law.
- (3) All such rules shall be laid before the Legislative Council as soon as conveniently may be, and may at any of the three meetings of the Legislative Council be rescinded by resolution, without prejudice to anything that may be done thereunder, and if not so rescinded, shall be deemed to be valid.

*Identification of Persons previously convicted.*

Power to remand persons charged for purposes of identification.

- 5 When a person charged with a crime, upon prima facie evidence led, is suspected of having been previously convicted of a crime, it shall be lawful for the complainant or a police officer at any time before sentence is passed to apply to the Police Magistrate before whom such person stands charged for an order of remand for purposes of inquiry and identification; and the Police Magistrate, if satisfied that it is a proper case, shall remand such person from time to time for such period, as to the Police Magistrate shall seem necessary, provided no person shall be remanded at any one time for a period longer than three weeks or more often than three times for such purpose.

Procedure where previous convictions brought to notice of Magistrate.

- 6 In any case in which a certificate is produced to a Magistrate purporting to be signed by the Registrar of the Police Finger Prints Identification Office, and certifying that the finger prints upon any document forming part of or attached to the certificate are identical with finger prints in the records of his said office recorded as being the finger prints of a person who is a registered criminal and has been convicted of a person oftener of a crime and sentenced to undergo a term or terms of rigorous imprisonment exceeding six months or more than one sentence or in the aggregate as the result of more than one sentence, the Police Magistrate shall observe the following procedure:

- (i) (a) If the proceedings are non-summary, the Police Magistrate shall call upon the accused either to admit or deny the previous convictions cited in the certificate, and shall record any statement made by the accused in manner provided by section 302 of "The Criminal Procedure Code, 1898"
- (b) Any statement so made may be put in evidence at the trial of the accused and read as such time as it becomes material to inquire into the previous convictions of the accused, but not earlier than the previous convictions.
- (c) If the accused does not admit the previous convictions recorded in the certificate, or any of them, the Police Magistrate shall record evidence with reference to such of the said convictions as the accused does not admit.

- (ii.) If the proceedings are summary, the Police Magistrate shall discontinue such proceedings and take non-summary proceedings, and in such proceedings shall follow the procedure hereinbefore prescribed. If a verdict of conviction has been entered before the production of the certificate, such verdict shall be deemed to be null and void.

7 The fact that any person has been previously convicted of a crime may be proved by the production of a certificate purporting to be signed by the chief clerk, secretary, or registrar of a court stating the substance and effect of the charge and conviction, and certifying—

- (a) That such person was so previously convicted before the court; or  
 (b) That on an occasion when such person was convicted by the court, of another offence, he admitted that he was so previously convicted, or was proved to have been so previously convicted;

and by proof of the identity of the person against whom a previous conviction is sought to be proved, with the person named in the certificate.

Mode of proving previous conviction.

*Enhanced Sentence on Criminals previously convicted.*

8 (1) When a person is convicted of a crime and a previous conviction of a crime is proved against him, the court of trial may, in addition to any other punishment which it may award to him, direct that he shall be subject to the supervision of the police for a period not exceeding seven years, commencing immediately after his discharge from jail. Provided that the provisions of this section shall not apply in the case of any person sentenced to preventive detention under section 10 of this Ordinance.

Power of court to direct supervision of previously convicted criminals after discharge from jail.

(2) Every such person contravening any rule made under section 4 of this Ordinance dealing with persons subject to police supervision, shall in every case, unless he satisfies the court that he did his best to act in conformity with the said rule, be guilty of an offence under this Ordinance, and be liable on conviction to imprisonment of either description for any period not exceeding six months.

Punishment for neglect of such duty.

9 If any person who has previously twice or oftener been convicted of a crime and has been sentenced to undergo terms of rigorous imprisonment exceeding in the aggregate six months, is again convicted of a crime before the Supreme Court or before a District Court, such court, in any case in which it would not otherwise have jurisdiction so to do, shall have jurisdiction, anything in "The Criminal Procedure Code, 1898," "The Ceylon Penal Code," or any other Ordinance to the contrary notwithstanding, to sentence him to rigorous imprisonment for a period not exceeding four years, in addition to any punishment other than imprisonment to which he may be liable.

Sentence to be passed on criminals previously convicted.

10 (1) In the case of a person who is convicted of a crime, and has since attaining the age of sixteen years been at least three times previously convicted of a crime, the court, if of opinion that it is expedient for the protection of the public that the offender should be kept in detention for a lengthened period, in addition to any period of imprisonment to which he may be sentenced, may pass a further sentence ordering that on the determination of such period of imprisonment he be detained for such further period not exceeding five nor less than three years as the court may determine, and such detention is herein referred to as preventive detention.

Preventive detention.

(2) For the purposes of this section, when an accused person has been convicted, the court may before passing such sentence admit evidence as to the character and repute of the accused, and the accused may tender similar evidence; and for this purpose the court may postpone the case from time to time, and remand the accused or admit him to bail.

Evidence of character and repute.

(3) For the purposes of this section "the court" shall mean the Supreme Court or the District Court.

Meaning of "court."

(4) A person sentenced to preventive detention by a District Court may appeal to the Supreme Court against such sentence.

Appeal.

Governor may commute rigorous imprisonment to a sentence of preventive detention.

11 Where a person has been sentenced, whether before or after the passing of this Ordinance, to rigorous imprisonment for a term of five years or upwards, and he appears to have been at the date of such sentence a person liable to a sentence of preventive detention under section 10 of this Ordinance, the Governor may, if he thinks fit, at any time after three years of the term of rigorous imprisonment have expired, commute the whole or part of the residue of the sentence to a sentence of preventive detention, so, however, that the total term of sentence when so commuted shall not exceed the term of rigorous imprisonment originally awarded.

Preventive detention to commence after imprisonment.

12 Every sentence of preventive detention shall take effect immediately on the determination of the period of imprisonment to which the convict has also been sentenced, whether such determination take place by effluxion of time or by order under the last preceding section, or by a remission of any part of the sentence under the prison rules or otherwise.

Governor may set apart prison for preventive detention.

13 Persons undergoing preventive detention shall be confined in any prison or part of a prison which the Governor may set apart for the purpose, and shall be subject to the law for the time being in force with respect to rigorous imprisonment as if they were undergoing rigorous imprisonment, subject to such modifications as may be prescribed by rules framed under section 4 of this Ordinance.

#### *Release on License.*

Grant of licenses to convicts at large.

14 It shall be lawful for the Governor, by an order in writing, to grant to any convict undergoing sentence of imprisonment or preventive detention in any prison in this Colony a license, in the form set forth in Schedule B or Schedule C hereto respectively, to be at large in the Colony or in any part thereof during such portion of his period of imprisonment or preventive detention, and upon such conditions, as to the Governor shall seem fit. The Governor may, if he thinks fit, revoke or alter such license or vary the conditions thereof. Every such license may be granted and every revocation or alteration of a license or variation of the conditions thereof may be made by an order in writing under the hand of the Colonial Secretary or an Assistant Colonial Secretary.

Reasons involving forfeiture of licenses.

15 If any holder of a license granted as aforesaid is convicted of any crime, his license shall be forthwith forfeited by virtue of such conviction.

Non-production of license or breach of any conditions of license declared an offence.

16 If any holder of a license granted as aforesaid—

- (a) Fails to produce his license when required to do so by any Judge or Police Magistrate before whom he may be brought charged with any offence, or by the police officer in whose custody he may be, and fails to make any reasonable excuse for not producing the same; or
- (b) Breaks any of the other conditions of his license that are not of themselves punishable either upon indictment or upon summary conviction—

he shall be guilty of an offence, and be liable on conviction to imprisonment, either rigorous or simple, for any period not exceeding six months.

Arrest of license holder on suspicion.

17 Any peace officer may without warrant take into custody any holder of a license granted as aforesaid whom he may reasonably suspect of having committed any offence or having broken any of the conditions of his license, and may detain him in custody until he can be taken before a competent Magistrate and dealt with according to law.

Duty of Magistrate to report conviction to Governor.

18 When any holder of a license granted as aforesaid is convicted of an offence punishable under section 16, the Magistrate convicting the prisoner shall report such conviction to the Governor, whereupon it shall be competent to the Governor to revoke the license of such prisoner.

Consequences of forfeiture or revocation.

19 When any license granted as aforesaid is forfeited in terms of section 15, or is revoked in pursuance of a conviction under section 16, a person whose license is so forfeited or revoked shall, after undergoing any other punishment to which he may be sentenced for the offence in consequence of

which his license is forfeited or revoked, further undergo a term of imprisonment or preventive detention equal to the portion of his term of imprisonment or preventive detention that remained unexpired at the time of the grant of the license.

## SCHEDULE A. (Section 3.)

Section of Penal Code.	Nature of Offence.
From 226 to 256 (inclusive) ..	Offences relating to coin and Government stamps.
296, 297, 300, 301 ..	Culpable homicide, &c.
From 315 to 324 (inclusive) ..	Voluntarily causing hurt by dangerous weapons, &c.
From 367 to 371 (inclusive) ..	Theft, theft of cattle, &c.
From 373 to 378 (inclusive) ..	Extortion, &c.
From 380 to 385 (inclusive) ..	Robbery, &c.
387 ..	Criminal misappropriation.
From 389 to 392 (inclusive) ..	Criminal breach of trust.
From 394 to 397 (inclusive) ..	Dishonestly receiving stolen property.
From 400 to 403 (inclusive) ..	Cheating.
From 411 to 426 (inclusive) ..	Mischief, &c.
From 435 to 451 (inclusive) ..	House-trespass, house-breaking, &c.
From 452 to 466 (inclusive) ..	Forgery, &c.
101 and 490 ..	Abetting or attempting the breach of any of the sections above specified in this schedule.

## SCHEDULE B. (Section 14.)

## Order of License to a Convict sentenced to Imprisonment.

We, \_\_\_\_\_, Governor of Ceylon, hereby grant to \_\_\_\_\_, who was convicted of the offence of \_\_\_\_\_ in the \_\_\_\_\_ Court of \_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and was then and there sentenced to \_\_\_\_\_ imprisonment for the term of \_\_\_\_\_, and is now confined in \_\_\_\_\_, a license to be at large from the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, during the remaining portion of his said term of imprisonment, unless the said \_\_\_\_\_ shall, before the expiration of the said term, be convicted of any crime set forth in the Schedule A to the Prevention of Crimes Ordinance, No. \_\_\_\_\_ of 1925, in which event this license shall be forthwith forfeited, or unless it shall please Us sooner to revoke or alter this license.

This license is given subject to the conditions endorsed upon the same, upon the breach of any of which it shall be liable to be revoked, whether such breach is followed by conviction or not.

Given this \_\_\_\_\_ day of \_\_\_\_\_, One thousand Nine hundred and \_\_\_\_\_.

(Signed) \_\_\_\_\_,  
Colonial Secretary,  
(or Assistant Colonial Secretary).

## SCHEDULE C. (Section 14.)

## Order of License to a Convict sentenced to Imprisonment or Preventive Detention.

We, \_\_\_\_\_, Governor of Ceylon hereby grant to \_\_\_\_\_ who was convicted of the offence of \_\_\_\_\_ in the \_\_\_\_\_ Court of \_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and was then and there sentenced to \_\_\_\_\_ imprisonment for the term of \_\_\_\_\_, and also to preventive detention for the term of \_\_\_\_\_, and is now detained in \_\_\_\_\_, a license to be at large from the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, during the remaining portion of his said term of \_\_\_\_\_, unless the said \_\_\_\_\_ shall, before the expiration of the said term be convicted of any crime set forth in the Schedule A to the Prevention of Crimes Ordinance, No. \_\_\_\_\_ of 1925, in which event this license shall be forthwith forfeited, or unless it shall please Us to revoke or alter this license.

This license is given subject to the conditions endorsed upon the same, upon the breach of any of which it shall be liable to be evoked, whether such breach is followed by conviction or not.

Given this \_\_\_\_\_ day of \_\_\_\_\_, One thousand Nine hundred and \_\_\_\_\_.

(Signed) \_\_\_\_\_,  
Colonial Secretary,  
(or Assistant Colonial Secretary).

By His Excellency's command,

Colonial Secretary's Office,  
Colombo, January 29, 1925.

CECIL CLEMENTI,  
Colonial Secretary.

*Statement of Objects and Reasons.*

THE provisions of the Habitual Criminals and Licensed Convicts Ordinance, No. 32 of 1914, are taken, with modifications, from those of the Prevention of Crimes Act, 1871 and 1908, of the Imperial Parliament.

2. These acts allow of measures being taken to prevent the commission of crimes, either by means of police action or of enhanced sentences on convicted persons or of special discipline in prison.

3. In cases where a person has, since attaining the age of sixteen, been at least three times previously convicted of a crime and is leading persistently a dishonest or criminal life, an English Court is empowered to impose a sentence of preventive detention for not more than ten years or less than five in addition to any sentence of penal servitude on such person who is designated in section 8 of the Prevention of Crimes Act, 1908, as a habitual criminal.

4. This expression, as pointed out by a Committee appointed to report on the definition of habitual criminal as used in Ordinance No. 32 of 1914, has a very different meaning in local legislation to what it bears in England. Under the former, every person who is convicted of a crime scheduled to Ordinance No. 32 of 1914 after a previous conviction for a similar crime becomes automatically a habitual offender. The result is a very serious one, because a very large number of persons who never would be considered as falling within the category of habitual criminals in England, are so labelled in Ceylon; and although the Committee above referred to stated that according to the English definition of that term there were only ninety-five habitual criminals in Welikada jail, they called attention to the fact that, owing to the much more severe definition in force in Ceylon there were said to be 7,728 habitual criminals in the Colony. It is proposed by the Bill to do away with a term which has been so unduly extended, and it will be seen that neither in the Bill itself nor in the rules to be made under it does the term appear.

5. The main provisions of the Bill are re-enactments of Ordinance No. 32 of 1914, slightly modified in respect of phraseology and sequence; the principle amendment proposed by the Bill appears in section 4 (1) (a) which provides for the photographing of criminals and the taking of suitable measures to insure their identification and in section 4 (1) (d) which allows of special steps being taken to look after persons released from preventive detention by means of persons or associations interested in their welfare.

Attorney-General's Chambers,  
Colombo, December 16, 1924.

L. H. ELPHINSTONE,  
Attorney-General.

**DISTRICT AND MINOR COURTS NOTICES.****Return of Uncertificated Insolvents for the Half-Year ended December 31, 1924.**

In the District Court of Badulla.

Nil.

District Court, Badulla, January 8, 1925.

C. E. DE PINTO, District Judge.

In the District Court of Batticaloa.

Nil.

District Court, Batticaloa, January 7, 1925.

J. KADRAMATAMBY, District Judge.

In the District Court of Hatton.

Date of institution: September 1, 1923—Case No. 14—Name and address of insolvent: G. C. Bliss, Wallaha estate, Lindula—Remarks: Order *re* grant of certificate reserved.

Date of institution: November 7, 1924—Case No. 15—Name and address of insolvent: R. N. Downall, Comar Group, Watawala—Remarks: For appointment of assignee on February 5, 1925.

District Court, Hatton, January 12, 1925.

A. N. STRONG, District Judge.

## In the District Court of Kegalla.

District Court, Kegalla, January 19, 1925. Nil. V. COOMARASWAMY, District Judge.

## In the District Court of Kurunegala.

District Court, Kurunegala, January 9, 1925. Nil. A. BEVEN, District Judge.

## In the District Court of Mannar.

District Court, Mannar, January 5, 1925. Nil. C. L. WICKREMESINGHE, District Judge.

## In the District Court of Matara.

District Court, Matara, January 13, 1925. Nil. A. P. BOONE, District Judge.

## In the District Court of Mullaittivu.

District Court, Mullaittivu, January 31, 1925. Nil. R. S. V. POULIER, District Judge.

## In the District Court of Nuwara Eliya.

District Court, Nuwara Eliya, January 6, 1925. Nil. A. N. STRONG, District Judge.

## In the District Court of Ratnapura.

District Court, Ratnapura, January 21, 1925. Nil. H. W. CODRINGTON, District Judge.

## In the District Court of Trincomalee.

District Court, Trincomalee, January 5, 1925. Nil. W. L. MURPHY, District Judge.

**Return of Testamentary Cases under Official Administration for the Half-Year ended December 31, 1924.**

## In the District Court of Nuwara Eliya.

Case No. 140—Name of deceased : J. K. W. Mudiyansele Tikiri Bandara—Value of estate : Rs. 5,466.

District Court, Nuwara Eliya, January 6, 1925. Nil. A. N. STRONG, District Judge.

## In the District Court of Ratnapura.

Case No. 757—Whose estate : Chandrasekera Herat Mudiyansele Kiribanda of Mudduwa.

District Court, Ratnapura, January 21, 1925. Nil. H. W. CODRINGTON, District Judge.

## In the District Court of Trincomalee.

District Court, Trincomalee, January 5, 1925. Nil. W. L. MURPHY, District Judge.

**Return of all Moneys received and paid on account of Estates under Official Administration for the Half-Year ended December 31, 1924.**

## In the District Court of Trincomalee.

District Court, Trincomalee, January 5, 1925. Nil. W. L. MURPHY, District Judge.

**Return of Trustees appointed under Ordinance No. 7 of 1891 for the Half-Year ended December 31, 1924.**

## In the District Court and Court of Requests of Trincomalee.

District Court, Trincomalee, January 5, 1925. Nil. W. L. MURPHY, District Judge.

IN terms of section 6 of the Ordinance No. 12 of 1894, notice is hereby given that all summary and non-summary cases over five years old, and all money cases over ten years old, of this court, will be destroyed three months hence. Any person interested in any record may claim personally, or by proctor, or by duly authenticated petition, upon good cause shown, that such record should not be destroyed.

Police Court,  
Panadure, January 31, 1925.

R. ALUWIHARE,  
Police Magistrate.

## NOTICES OF INSOLVENCY.

*Root*  
In the District Court of Colombo.  
No. 3,257. In the matter of the insolvency of Arunachalam Vaitilingam of Cinnamon Gardens, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on February 17, 1925, for proof of claim of A. H. Vallimohamed & Co.

By order of the court, P. DE KRETZER,  
Colombo, January 30, 1925. Secretary.

*Root*  
In the District Court of Colombo.  
No. 3,261. In the matter of the insolvency of J. N. Roche and Joseph Devotta, carrying on business under the name, style, and firm of Roche & Devotta at Main street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvents will take place at the sitting of this court on February 24, 1925, to appoint an auditor and declare a dividend.

By order of court, A. E. PERERA,  
Colombo, February 3, 1925. for Secretary.

*Root*  
In the District Court of Colombo.  
No. 3,318. In the matter of the insolvency of John Alvin Obeysekera of Francis road, Wellawatta.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on February 24, 1925, for proof of claim of Topunsing Mootoomull & Co.

By order of court, A. E. PERERA,  
Colombo, February 4, 1925. for Secretary.

In the District Court of Colombo.  
No. 3,320. In the matter of the insolvency of Mana Muttusamy Nayakar Kangany of Caffier's lane, Pettah.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on March 10, 1925, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,  
Colombo, February 7, 1925. for Secretary.

In the District Court of Colombo.  
No. 3,380. In the matter of the insolvency of Charles William Perera of No. 13, Jail road, Maradana.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on March 10, 1925, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,  
Colombo, February 7, 1925. for Secretary.

In the District Court of Colombo.  
No. 3,383. In the matter of the insolvency of Muna Meyna Alia Marikar of No. 16, Main street, Kalutara South, presently at Grandpass.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on March 10, 1925, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,  
Colombo, February 7, 1925. for Secretary.

In the District Court of Colombo.

No. 3,394A. In the matter of the insolvency of D. C. W. Abeysekera, carrying on business under the name, style, and firm of The Negombo Trading Company, Colombo.

WHEREAS D. C. W. Abeysekera has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by J. and A. Toriel, Alexandria, Egypt, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said D. C. W. Abeysekera insolvent accordingly; and that two public sittings of the court, to wit, on March 24, 1925, and on April 7, 1925, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,  
Colombo, February 7, 1925. for Secretary.

In the District Court of Colombo.

No. 3,405. In the matter of the insolvency of Pahendra-dewage Cornelius Fernando of Dias place.

WHEREAS P. C. Fernando has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by S. P. S. Wijewardene of 5th Cross street, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said P. C. Fernando insolvent accordingly; and that two public sittings of the court, to wit, on March 10, 1925, and on March 24, 1925, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,  
Colombo, February 7, 1925. for Secretary.

In the District Court of Colombo.

No. 3,406. In the matter of the insolvency of Lanka-pathirage Julius Fernando of No. 191, Vine street, Mutwal.

WHEREAS L. J. Fernando has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by D. Timothy Fernando of No. 63, Muhandiram's road, Colpetty, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said L. J. Fernando insolvent accordingly; and that two public sittings of the court, to wit, on March 10, 1925, and on March 24, 1925, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,  
Colombo, February 7, 1925. for Secretary.

In the District Court of Colombo.

No. 3,407. In the matter of the insolvency of Oduma Lebbe Marikar, Mohamado Mohideen of Maradana.

WHEREAS O. L. M. Mohamado Mohideen has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by S. L. Fuard, under the Ordinance No. 7 of 1853: Notice is hereby given that



the said court has adjudged the said O. L. M. Mohamado Mohideen insolvent accordingly; and that two public sittings of the court, to wit, on March 10, 1925, and on March 24, 1925, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,  
Colombo, February 7, 1925. for Secretary.

In the District Court of Colombo.

No. 3,408. In the matter of the insolvency of Liyanawaduge Don Edwin Silva of No. 16, Van Rooyen street.

WHEREAS L. D. E. Silva has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by W. S. Perera of Kesbewa, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said L. D. E. Silva insolvent accordingly; and that two public sittings of the court, to wit, on March 10, 1925, and on March 24, 1925, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,  
Colombo, February 7, 1925. for Secretary.

In the District Court of Colombo.

No. 3,409. In the matter of the insolvency of M. S. M. Mohamadu Sheriff and M. S. M. S. M. Seyadu Abdul Rahaman, both of Dias place.

WHEREAS M. S. M. Mohamado Sheriff and M. S. M. S. M. Seyadu Abdul Rahaman have filed a declaration of insolvency, and a petition for the sequestration of their estate has also been filed by A. S. C. S. Ibrahim Saibo of Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said M. S. M. Mohamado Sheriff and M. S. M. S. M. Seyadu Abdul Rahaman insolvents accordingly; and that two public sittings of the court, to wit, on March 10, 1925, and on March 24, 1925, will take place for the said insolvents to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,  
Colombo, February 7, 1925. for Secretary.

In the District Court of Kalutara.

No. 187. In the matter of the insolvency of Bennett Francis Abeyasekera of Kalutara.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on February 23, 1925, for proof of claims.

By order of court, G. C. SAMARANAYAKE,  
Kalutara, February 11, 1925. Secretary.

In the District Court of Nuwara Eliya holden at Hatton.

No. 15. In the matter of the insolvency of Reginald Henry Downall of Comar Group, Watawala.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court at Hatton on March 27, 1925, for the examination of the insolvent.

By order of court, A. W. LUDEKENS,  
Hatton, February 8, 1925. Secretary.

In the District Court of Galle.

No. 533. In the matter of the insolvency of Lelwala Godakande Kankanange Brampy of Pettigalawatta, Galle.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on March 9, 1925, for the public examination of the insolvent.

By order of court, C. W. GOONEWARDENE,  
Galle, February 9, 1925. Secretary.

In the District Court of Galle.

No. 537. In the matter of the insolvency of Kaluwa Badu Vidanage Deonis Appu of Kottegoda, Matara.

WHEREAS Kaluwa Badu Vidanage Deonis Appu of Kottegoda, Matara, has filed a declaration of insolvency, and a petition for the sequestration as insolvent of his own estate, under the Ordinance No. 7 of 1853, and it appears that he has been in actual custody within the walls of a prison for debt for more than 21 days: Notice is hereby given that the said court has adjudged him an insolvent accordingly; and that two public sittings of the court, to wit, on March 2, 1925, and on March 16, 1925, will take place for the insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, C. W. GOONEWARDENE,  
Galle, February 9, 1925. Secretary.

In the District Court of Galle.

No. 538. In the matter of the insolvency of Yalalamatte Vilegoda Aratchige Albert de Silva of China Garden, Galle.

WHEREAS Yalalamatte Vilegoda Aratchige Albert de Silva of China Garden, Galle, has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Appuwa Handi Gabriel de Silva of Seenigama, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Yalalamatte Vilegoda Aratchige Albert de Silva insolvent accordingly; and that two public sittings of the court, to wit, on February 23, 1925, and on March 16, 1925, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, C. W. GOONEWARDENE,  
Galle, February 9, 1925. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the Police Court of Colombo.

The King ..... Plaintiff.  
No. 3,134. Vs.

Weerasinghe Arachchige Lawrence Perera of, Silver Smith lane, Colombo ..... Surety.

NOTICE is hereby given that on Thursday, March 12, 1925, at 3 P.M., will be sold by public auction at the premises the right, title, and interest of the said surety in the following property for the recovery of the sum of Rs. 3,000, viz. :-

All that premises bearing assessment Nos. 6/606, 6/107, 6/111, 6/113, and 6/114, and now bearing Nos. 439A, 16/8, 16/7, 16/6, 16/5, 16/4, and 16/3, situated at Silversmith lane, within the Municipality of Colombo; and bounded on the north by the property of Suppen Chetty, east by lots B and B 1 allotted to Ramasamy, south by lot T and Silver Smith lane, and west by the property of Kaliappa Chetty and Muttu Caruppen Chetty bearing assessment No. 15; containing in extent 18 84/100 perches more or less. Title deed No. 497 of November 21, 1919, attested by A. L. de Witt, Notary Public.

Fiscal's Office,  
Colombo, February 10, 1925.

R. O. DE SARAM,  
Deputy Fiscal.

In the District Court of Colombo.

Stanislaus Joseph Muniaram of Jampettah street, Colombo ..... Plaintiff.

No. 7,048. Vs.

(1) Paskalkankanamalage Dona Rosaline, wife of (2) Balapuwadu Manukulasuriya Peter Joseph Mendis, both of Alutmawata in Colombo..... Defendants.

NOTICE is hereby given that on Monday, March 9, 1925, will be sold by public auction at the respective premises the following property mortgaged and decreed and ordered to be sold by the order of court dated June 18, 1924, for the recovery of the sum of Rs. 1,795, with interest on Rs. 1,000 and Rs. 500 at the rate of 18 per cent. per annum from November 28, 1922, to date of decree, November 23, 1923, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full, and costs of suit, viz. :-

At 2 P.M.

(1) An undivided 1/2 part of an undivided 1/2 share or portion of Rajamalwatta and of the buildings standing thereon, situated at Mutwal, more correctly 125, Alutmawata road, within the Municipality and in the District of Colombo, Western Province; and bounded on the north by portion of this land belonging to Paranapatabendige Engeltina Fernando, on the east by the high road to Matakuliya, south by the portion of this land belonging to Paranapatabendige Francina Fernando, and on the west by the property of Ranmutugallage Silvestri Rodrigo; containing in extent 5 square perches.

At 2.30 P.M.

(2) An undivided 1/2 part or share of all that portion of a garden called Nugagahawatta and of the buildings standing thereon bearing assessment No. 332, situated at Mutwal aforesaid, more correctly 123, Alutmawata road; and bounded on the north by a portion of this garden belonging to Sattakku Fernando, east by a road called Alutmawata road, on the south by a lane 5 links wide, and on the west by remaining portion of this garden; containing in extent 10 95/100 square perches.

At 3 P.M.

(3) An undivided 1/2 part of all that portion of the land called Nugagahawatta alias Rajamalwatta and of the buildings standing thereon, situated at Mutwal aforesaid, more correctly 124, Alutmawata road; and bounded on

the north-east by a part of the same garden belonging to Merennege Pavistina Vaas, on the south-east by high road, on the west by the portion of the Paranapatabendige Isan Fernando, on the north-west by property of Kurukulasuriya Ranwelage Silvestri Fernando; containing in extent 4 74/100 perches.

At 3.30 P.M.

(4) An undivided 1/2 part of all that portion of the land Nugagahawatta alias Rajamalwatta and of the buildings standing thereon bearing assessment No. 332, situated at Mutwal aforesaid, more correctly 123, Alutmawata road; bounded on the north by a portion of the land belonging to Don Peduru, on the east by the land of P. Don Peduru, on the south by a footpath, and on the west by a remaining portion of this land; containing in extent, east to west 6 yards in breadth, from north to south 13 1/2 yards in length, and all the right, title, interest, and claim whatsoever of the 2nd defendant in, to, upon, or out of the said several premises. Prior registration A 117/231, 144/270, 271, A 117/233.

Fiscal's Office,  
Colombo, February 10, 1925.

R. O. DE SARAM,  
Deputy Fiscal.

In the District Court of Colombo.

The Motor Union Insurance Company, Ltd. .... Plaintiffs.

No. 12,286. Vs.

(1) Percy Harold Fradd, (2) Leonard Collins William Fradd, both of Colombo, carrying on business at the Eastern Bank building, Chatham street, Fort, Colombo, under the name, style, and firm of P. H. Fradd & Company ..... Defendants.

NOTICE is hereby given that on Wednesday, March 11, 1925, at 10.30 A.M., 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. 7,302.94, with interest thereon at the rate of 9 per cent. per annum from June 4, 1924, to date of decree (November 4, 1924), and thereafter on the aggregate amount of the decree at the same rate till payment in full, and costs of suit, viz. :-

All that land called and known as Torbay Stores and premises, situated at Matakuliya, within the Municipality and District of Colombo, Western Province; bounded on the north by premises bearing assessment No. 999/42, St. Mary's lane, said to belong to D. J. Rajapakse, on the east by the Kelani river, on the south by the premises bearing assessment No. 953/37 said to belong to F. S. de Fonseka and F. E. Abeyesekera, and Ferguson road, on the west by Baptist chapel and grounds, premises bearing assessment No. 963/13 said to belong to the heirs of Juanis Fernando, premises bearing assessment No. 993/80, Nell's lane, said to belong to B. M. Fernando, premises bearing assessment No. 994/84, Nell's lane, said to belong to W. Elizabeth Fernando, and premises bearing assessment No. 1000/43, St. Mary's lane, said to belong to Robertina Grero; containing in extent 4 acres 1 rood and 13 perches.

Fiscal's Office,  
Colombo, February 12, 1925.

R. O. DE SARAM,  
Deputy Fiscal.

In the District Court of Colombo.

S. P. V. S. Velaiden Chetty of Sea street, Colombo. Plaintiff.

No. 13,943. Vs.

Paththinihennedige Eugina Caroline Rodrigo of Korawalwella, Moratuwa, administratrix of the estate of the late W. Peter de Mel ..... Defendant.

NOTICE is hereby given that on Friday, March 13, 1925, at 3 P.M., 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. 793.75, with

interest thereon at 9 per cent. per annum from November 1, 1924, till payment in full, and costs, viz. :—

A part or share of the land called Madangahawatta bearing assessment No. 454, situated at Korawella in Moratuwa, in the Palle pattu of Salpiti korale, of the District of Colombo, Western Province; bounded on the north by the garden belonging to the heirs of late Anthony Perera, on the east by the cart road from Panadure to Colombo, on the south by the garden belonging to William Edmund Rodrigo, and on the west by the land belonging to the late W. Peter de Mel; containing in extent 1 rood and  $5 \frac{85}{100}$  perches, and all the plantations and buildings standing thereon.

Fiscal's Office,  
Colombo, February 10, 1925.

R. O. DE SARAM,  
Deputy Fiscal.

In the District Court of Colombo.

P. R. N. K. R. Nalla Caruppen Chetty of Sea street,  
Colombo ..... Plaintiff.

No. 14,012. Vs.

(1) J. W. E. D. Perera, and (2) J. Elster Perera, both of  
Glencroft, Messenger street, Colombo ..... Defendants.

NOTICE is hereby given that on Wednesday, March 11, 1925, at 3 P.M., will be sold by public auction at No. 45, Messenger street, Colombo, the following movable property, for the recovery of the sum of Rs. 6,221.56, with interest thereon at 9 per cent. per annum from November 10, 1924, till payment in full, and costs, viz. :—

3 rattan chairs	6 bentwood chairs
4 lounges	4 chairs
2 chairs	1 chiffonier
2 teapots	3 almirahs
1 gramophone	12 armchairs
1 piano	4 pairs antlers
2 foreign wood settees	2 toilet tables
2 ebony chairs	1 large mirror
1 ebony teapoy	12 pictures
3 rattan chairs	20 pots with flower plants

Fiscal's Office,  
Colombo, February 10, 1925.

R. O. DE SARAM,  
Deputy Fiscal.

In the District Court of Negombo.

Sena Sina Nawanna Ramanathan Chetty, by his attorney  
Kawanna Suppiah of Negombo ..... Plaintiff.

No. 15,776.

(1) J. E. de Soysa, (2) L. de Soysa, both of  
Negombo ..... Defendants.

NOTICE is hereby given that on Tuesday, March 10, 1925, 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 2nd defendant in the following property, viz. :—

1. All that defined and divided  $\frac{1}{2}$  parts or shares of the land called kongahalanda *alias* Kebellawatta, situated at Tammita in Dunagaha pattu of Alakkuru korale, in the District of Negombo; which said  $\frac{1}{2}$  parts are bounded on the north by Kuda-oya and land belonging to Menahamy and others, south by land belonging to J. E. de Soysa, Proctor, and land belonging to Itakawa and Hattuwa, east by field belonging to Menahamy and others, and west by the field claimed by Hattuwa; containing in extent 18 acres.

2. All those three contiguous allotments of land situated at Welangana in Dunagaha pattu aforesaid; the entire land being bounded on the north by lands claimed by H. Podi Naide, Jeelis Appu, and Don Cornelis, Police Vidane, and land said to belong to the Crown, east by the land said to belong to the Crown, lands described in plans Nos. 64,446, 64,445, and 111,919, and land claimed by K. Punchi Appu, south by a water-course, south-west by lands claimed by Don Cornelis, Police Vidane, and others, Sanchi Appu, and S. A. Sanchi Appu and another, by a road, and west by a water-course; in extent 65 acres 1 rood and 9 perches.

3. All that land called Paragahalanda, situated at Welangana aforesaid; bounded on the north by land appearing in plan No. 59,598, east by land appearing in plan No. 64,453, south by land said to belong to the Crown and land belonging to Mudalihamy, and west by land appearing in plan No. 64,436; in extent 17 acres 1 rood and 9 perches.

4. All that allotment of land situate at Welangana aforesaid; bounded on the north and north-east by the road, south-east by the land claimed by Ungurula and others, south by the land claimed by Ungurula and others, and by the Kuda-oya, west by Kuda-oya and by land claimed by L. Amiri; in extent 8 acres 3 roods and 10 perches.

5. All those 5 contiguous allotments of lands called Kongahalanda, Imbulgahawala, Kalumaswaladeniya, Mahaparagahalanda, and Kalumaswalaowita, situate at Welangana aforesaid; the entire land being bounded on the north by lands in plans 64,456 and 64,455, and land claimed by J. Allis Appu, east and south-east by lands claimed by J. Allis Appu and K. Mudalihamy, south by land claimed by K. Mudalihamy and lands in plans Nos. 64,448 and 130,315, south-west by lands in plans Nos. 130,314 and 111,971, and west by land claimed by Don Cornelis, Police Vidane, and land described in plans Nos. 130,343, 64,457, and 64,456; containing in extent 8 acres 3 roods and 24 perches.

6. All that allotment of land called Kahatagahalanda, situate at Welangana aforesaid; and bounded on the north-east by lands in plans Nos. 130,316 and 130,315, east by land in plan No. 130,315, south by land in plan No. 84,175, south-west by land in plan No. 64,446, and north-west by land in plan No. 111,971; containing in extent  $\frac{1}{2}$  acre 2 roods and 13 perches.

7. All that land called Mahahenamukalana, situate at Welangana aforesaid; and bounded on the north by Crown land, east by land said to belong to S. Babappu and Crown land, and west by land described in plan No. 64,455; containing in extent 4 acres and 18 perches.

8. All that portion of land called Kongahawatta, situate at Welangana aforesaid; the said portion being bounded on the north-east by land described in plan No. 130,316, south-west by land described in plan No. 130,316 and field claimed by Don Cornelis, Police Headman, and on the north-west by field claimed by Don Cornelis, Police Headman; containing in extent 35 perches.

9. An undivided portion in extent 1 acre from and out of the land called Imbulgahalanda, situate at Welangana aforesaid; and bounded on the south-west by land belonging to I. Punchi Appu Kankanama and land described in plan No. 64,445, west by Crown lands, and on all other sides by land belonging to Inniya Arachchige Pinhamy Vedarala; containing in extent 11 acres.

10. All that field called Kalumaswalakumbura, now planted with coconuts, situate at Welangana aforesaid; and bounded on the north by the land of Mr. Soysa, east and south by land of Rajapakse Mudaliyar, and west by the liminary dam of the field of Arachchi Appu; containing in extent 3 bushels of paddy sowing ground.

11. All that divided  $\frac{4}{8}$  share of the land called Kongahalanda *alias* Kongahawatta, situate at Tammita in Dunagaha pattu aforesaid; the said divided portion being bounded on the north by Kuda-oya, by the property of Cornelis Appu Malhamy and others, and a water-course, east by Kuda-oya and by the property of Cornelis Appu Malhamy and others and property of Carolis, Police Vidane, south and south-east by the remaining portion of this land of Silpa and others, and west by the properties claimed by H. Ungurula, B. Kalu, B. Batta, and Abanchia, and by Crown land; containing in extent about 17 acres.

12. All that land called Malhena, situate at Wekada in Dunagaha pattu aforesaid; and bounded on the north by land said to belong to the Crown, east by lands described in plans Nos. 59,598 and 64,455, south by land said to belong to the Crown and by the land described in plan No. 64,457, and west by land described in plan No. 64,457; containing in extent 11 acres 3 roods and 5 perches.

13. All that land called Kosgahawatta, situate at Wekada aforesaid; and bounded on the north, north-east, and north-west by Crown land purchased by Mr. de Soysa, south (south-west) by the paddy field of Suduhakurudevage Sanchia, and west (south-west) by land described in plan No. 64,034 of the Crown survey; containing in extent 10 acres 3 roods and 30 perches.

14. All those 2 contiguous portions of land called portion of Polhena and Ketakelagahawatta, situate at Wekada aforesaid; and the entire land being bounded on the north by the land of Rendrickiya and the land of Mr. Soysa, east also by the land of Mr. Soysa, south by Kajmoda of another portion of the land allotted to Sudda, and west by the live fence of Paragahawatta belonging to S. Podiya and others; containing in extent about 1 acre and 1 rood.

15. All that allotment of land called Tammittagodella alias Galwalagodella, situate at Delwagura in Dunagaha pattu aforesaid; and bounded on the north by lands in plans Nos. 59,910, 239,933, 239,934, and 130,327, east by land claimed by natives and a footpath, south by land in plans Nos. 239,932 and 130,329, land claimed by natives, lots 15,880 and 15,879 in plans Nos. 12,319 and lots 9,237½ in plan No. 4,105, and on the west by land in plan No. 130,330; containing in extent (exclusive of the footpath passing through the land) 31 acres 2 roods and 20 perches, but according to the figure of survey No. 441 dated April 27, 1908, made by J. G. Lorage, Licensed Surveyor, 32 acres 2 roods and 30 perches.

16. All that allotment of land called and known as Delgahalanda or Kahatagahawatta, situate at Welangana aforesaid; and bounded on the north by land said to belong to the Crown and land claimed by Seenchia and others, east by a road and by land described in plan No. 64,453, south by land claimed by Allis Appu and by land described in plan No. 64,453, and west by land described in plan No. 59,598 and by land said to belong to the Crown; containing in extent 23 acres 2 roods and 36 perches.

17. An undivided 3/10 share of all that land called Horagahalanda, situate at Welangana aforesaid; and bounded on the north by Crown land and a road, east by a road, south by Crown land, and west by land depicted in plan No. 64,451 and the Crown land; containing in extent 16 acres; the said undivided portion is dividedly possessed on the same according to plan No. 540, dated April 5, 1910, made by J. J. Lorage, Licensed Surveyor; and bounded on the north by the property of Mr. J. E. de Zoysa, east by the land of the villagers, south by the garden of Migel Appuhamy, and west also the property of Mr. J. E. de Zoysa; containing in extent 5 acres and 30 perches.

18. All those 2 contiguous allotments of land called Kajuwawala and Horagahalanda, now forming one land called Kajuelawawatta, situate at Welangana aforesaid; and bounded on the north by the property of Abilino Appuhamy, east by the dewata road, south by the field of Emiyakankanamalage Mudalihamy Appuhamy, and west by the property of Mr. J. D. S. Rajapakse Mudaliyar and Abilino Appuhamy; containing in extent 8 acres and 30 perches.

19. All that undivided ½ share of the land called Munalgahawatta, situate at Wekada aforesaid; bounded on the north by field, east by land of Noni and others, south by land of the late Mr. John de Silva Rajapakse, and west by land of Buriya; containing in extent about 5 acres, and which is now dividedly possessed and depicted as A 2 in plan No. 2,119 dated May 12, 1911, made by J. C. Fernando, Licensed Surveyor.

20. All that undivided extent of 3 acres 2 roods and 20 perches from and out of the land called Mahahena, situate at Wekada aforesaid; and bounded on the north by land described in plan No. 130,332 and Crown land, east by land described in plan No. 59,598, south by land described in plan No. 64,456, and west by land claimed by S. D. Unga; containing in extent 5 acres 2 roods and 5 perches, and which is now dividedly possessed and depicted as B in plan No. 2,120 dated May 12, 1911, made by J. C. Fernando, Licensed Surveyor.

21. All that field called Paragaha alias Deniyakumbura, situate at Welangana aforesaid; bounded on the north by garden of Mr. W. Hugo de Silva, east by the field called Kalumaswalekumbura of Arachchi Appu and others, south land of John Mudaliyar, and west by the field of Juanis Sinno; containing in extent 2 parras of paddy sowing ground.

Amount to be levied Rs. 12,500·68, with interest on Rs. 12,000 at 10 per cent. per annum from December 26, 1922, till January 24, 1923, and thereafter at 9 per cent. per annum.

Deputy Fiscal's Office,  
Negombo, February 10, 1925.

M. EDIRIWIRA,  
Deputy Fiscal.

In the District Court of Colombo.

S. P. V. S. Sockalingam Chetty of Sea street,  
Colombo ..... Plaintiff.

No. 11,660.

Vs.

D. H. Peiris of Gorakapola ..... Defendant.

NOTICE is hereby given that on Tuesday, March 17, 1925, at 4 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of Rs. 800·10, with legal interest thereon from March 21, 1924, till payment in full, and costs, viz. :—

All that portion of land marked B called and known as Kahatagahawatta, with all the buildings, plantations, and trees standing thereon, situated in the village Gorakapola of Panadure badda in Panadure totamune, in the District of Kalutara, Western Province; bounded on the north by Aratchiwatta and the lot marked letter A separated and described in plan mentioned herein, on the east by the high road, on the south by lot marked letter C separated and described in the said plan, and on the west by three-eighth portions of Kahatagahawatta belonging to Beminahenne-dige people; containing in extent 1 rood and 38 11/42 perches according to the figure of survey bearing No. 6,159 dated April 28, 1920, made by B. M. Flamer Caldera, Licensed Surveyor.

Deputy Fiscal's Office,  
Kalutara, February 10, 1925.

H. SAMERESINGHA,  
Deputy Fiscal.

Central Province.

In the District Court of Colombo.

M. T. P. L. Sokalingam Chetty of Sea street,  
Colombo ..... Plaintiff.

No. 13,869.

Vs.

M. S. Muttiah Pillai of Primrose Hill estate,  
Kandy ..... Defendant.

NOTICE is hereby given that on Saturday, March 7, 1925, at 12 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. 23,741·64, together with interest on Rs. 23,623·53 at 12 per cent. per annum from October 24, 1924, to November 12, 1924, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full, and costs and poundage, viz. :—

All that and those the estate and premises called and known as Primrose, comprising all that allotment of land marked A, situated at Pitakanda road in the Gangawata korale of Yatinuwara, within the town and Municipal limits of Kandy, Central Prov. in the Island of Ceylon; and which said allotment is bounded on the north by Mulgampolahena and Teyesekera, belonging to Mr. J. B. Blaze, on the east by the road and ground which divided it by the remaining portion of land marked B, on the south by the land claimed by the said defendant and the property of Nata Dewala, and on the west by Mahaweli-ganga; containing in extent 155 acres and 34 perches more or less, as per plan of survey dated October 18, 1886, made by S. W. Spencer, Licensed Surveyor, together with the buildings, bungalow, factory, machinery, goods, tools, implements, fittings, and all other goods, and all materials found on the estate belonging to the defendant.

Fiscal's Office,  
Kandy, February 11, 1925.

A. RAMESINGHE,  
Additional Deputy Fiscal.

In the District Court of Kandy.

(1) Kirindeliyana Araccige Dona Elizabeth de Silva, and (2) Dehiwalahanage Martin de Silva Atanayake, executors of the last will and testament of Don Charles de Silva, deceased ..... Plaintiffs.

No. 30,855.

Vs.

(1) Tikiri Banda Madugalle, trustee of the Nata dewale, Kandy, (2) G. Missier of Kandy ..... Defendants.

NOTICE is hereby given that on Saturday, March 14, 1925, at 12 noon, will be sold by public auction at premises

the right, title, and interest of the said 1st defendant in the following property for the recovery of the sum of Rs. 2,203·15 and poundage, viz:—

All that allotment of land called Udutala-ange of 3 roods and 16 perches in extent, with the houses thereon bearing Municipal assessment Nos. 98, 98 A to C, 99, 100, 100 A to C, 101, 101 A to H, 102, situate at Deiyannewela in the Gangawata korale of Yatinuwara, within the town, Municipality of Kandy, in the District of Kandy, Central Province; and bounded on the north by military reserve, on the east by village boundary, on the south by Ambagahawatta the property of the Kandy Nata dewale, and on the west by railway reserve, excluding therefrom the houses Nos. 97 and 97A and the plot of ground between the ela opposite to house No. 97 and Ambagahawatta in a straight line from the house No. 97 up to the eastern boundary, with everything thereon.

Fiscal's Office, Kandy, February 10, 1925. D. J. PERUSINGHE, Additional Deputy Fiscal.

In the District Court of Colombo.

Walker Sons & Company, Limited., Colombo . . Plaintiffs.  
No. 11,910. Vs.

C. C. Wilson of Diyanilla estate, Halgranoya . . Defendant.

NOTICE is hereby given that on Monday, March 9, 1925, at 12 noon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz:—

The property called Diyanilla estate, situated in Oodapalata in Walapane, in Nuwara Eliya District, Central Province, purchased by James Blair Preston, Esq., and bounded on the north, south, and east by Government patana land, and west by land applied for by Dr. Preston; containing in extent 577 acres, surveyed in November, 1841, by T. Dwyer, Surveyor, as depicted in Government title plan No. 45,871.

Amount of writ Rs. 7,961·86, with interest on Rs. 7,320·70, at 9 per cent. per annum from April 16, 1924, to date of decree (September 30, 1924), and thereafter on the aggregate amount of the decree at 9 per cent per annum till payment in full, and costs Rs. 379·25 and poundage.

Deputy Fiscal's Office, Nuwara Eliya, February 4, 1925. W. HOLMES, Additional Deputy Fiscal.

In the District Court of Colombo.

Brown & Company, Limited, of Colombo . . . . . Plaintiffs.  
No. 13,034. Vs.

B. A. Thornhill of Glennie street, Slave Island, carrying on business under the name and style of Colombo Rubber Works . . . . . Defendant.

NOTICE is hereby given that on Thursday, March 12, 1925, at 12 o'clock in the noon will be sold by public auction at the premises, the right, title, and interest of the said defendant in the following property, viz:—

All that portion of land situated at Nuwara Eliya containing in extent 1 acre 2 roods and 26 perches; and bounded on the south and south-east by live fence and the portion of the said land that is being purchased by F. G. Saunder, south by high road from Badulla to Nuwara Eliya, north and north-west by ditch and the remaining portion of the said land purchased by Miss Julia Layard, and west by remaining portion of the said land purchased by Miss Julia Layard together with the building standing thereon.

Amount of the writ Rs. 1,603·09, with interest on Rs. 1,552·23 at 9 per cent. per annum from August 15, 1924, till date of decree (December 2, 1924), and thereafter on the aggregate amount of decree at 9 per cent. per annum till payment in full, and costs and poundage.

Deputy Fiscal's Office, Nuwara Eliya, February 4, 1925. W. HOLMES, Additional Deputy Fiscal.

### Southern Province.

In the Court of Requests of Galle.

Sarukkali Mahavidanage Babunhami and others . . Plaintiffs.

No. 4,786. Vs.

Arnolis Gunasekara of Hikkaduwa . . . . . Defendant.

NOTICE is hereby given that on Tuesday, March 10, 1925, at 2 o'clock in the afternoon, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property, viz:—

All that 15 cubits tiled house built by the defendant and standing on the land called Maradanewatta, lot No. 2, situate at Hikkaduwa; bounded on north by lot No. 8 and Maradanewatta, east by rail road, south by lot No. 3A, west by high road to Colombo.

Writ amount Rs. 171·25, with legal interest on Rs. 150 from January 8, 1925.

Fiscal's Office, Galle, February 9, 1925.

J. A. LOURENSZ, Deputy Fiscal.

In the District Court of Matara.

Nandiris de Silva Karunanayaka of Radeniara, administrator . . . . . Plaintiff.

No. 2,361. Vs.

Wattu Hewa Kowis de Silva Samarasekera of Talalla, as curator of the minor, Alice Nona, and others . . . . . Defendants.

NOTICE is hereby given that on Tuesday, March 17, 1925, at the time specified below, will be sold by public auction at the premises the right, title, and interest of the said administrator in the following property for the recovery of Rs. 1,206·11, with poundage and Fiscal's charges, viz:—

At Radeniara at 10 A.M.

1. The southern portion of Bogahakoratuwa at Radeniara; and bounded on the north by portion of same land, east by Ketakelagahawatta, south by Gorakagahena, and west by Ambagahahena; in extent about 3 acres. Valuation Rs. 1,000.

At Ruwellegoda at 11 A.M.

2. The land called Welimeyanpalehena, situated at Ruwellegoda; and bounded on the north by Kirama-oya, east by Muttettuwa, south by wela, and west by Keballagahaliyadda; in extent about 6 acres. Valuation Rs. 900.

At Etpitiya at 2 P.M.

3. The field called Talakolahena, situated at Etpitiya; and bounded on the north by Warapittenna alias Alut-gama and ela, east by Nanuwela, south by Katurenda, and west by Kirama-oya; in extent about 2 amunams of paddy sowing. Valuation Rs. 680.

At Walasmulla at 4 P.M.

4. Thirty kurunies sowing extent of Etakunawa situated at Walasmulla; and bounded on the north by Mahawelamune-inniyara, east by Puwakgedarawatta-badawetiya, south by Mekiliyagahakumbure-inniyara, and west by Dambekumbura-inniyara. Valuation Rs. 300.

Deputy Fiscal's Office, Tangalla, February 10, 1925.

J. E. SENANAYAKA, Deputy Fiscal.

In the District Court of Matara.

Nandiris de Silva Karunanayaka of Radeniara, administrator . . . . . Plaintiff.

No. 2,361. Vs.

Wattu Hewa Kowis de Silva Samarasekera of Talalla, as curator of the minor, Alice Nona, and others . . . . . Defendants, Respondents.

NOTICE is hereby given that on Wednesday, March 18, 1925, at the time specified below, will be sold by public auction at the premises the right, title, and interest of the

second respondent in the following property for the recovery of Rs. 1,064.40, with poundage and Fiscal's charges, to wit. :—

At Radeniara, at 10 A.M.

1. The land called Kahatagahahena *alias* Parana-gedarawatta, situated at Radeniara; and bounded on the north by Narangahahena, east by Katupathewatta, south by Rangodageruppa and west by Ketakalagahawatta *alias* Pelawatta; containing in extent about 4 acres. Valuation Rs. 800.

At Radeniara at 11 A.M.

2. An undivided  $\frac{1}{2}$  part of Muttettuwatta at Radeniara, in extent about 12 acres, save and except the planter's share of the plantation thereof; bounded on the north by oya, east by oya and Kunukura-ela, south by Egoda-watta, and west by Welimeyanpalahena and oya. Valuation Rs. 1,200.

At Namaneliya at 2 P.M.

3. The field called Pahalawewa, situated at Namaneliya, in extent about 24 kurinies of paddy sowing; and bounded on the north by Kahatagahakoratuwa and Babigenawewa, east by Bakinigahakumbura and Wewehena, south by Pallokanawela, and west by Gouagahaliyadda. Valuation Rs. 180.

At Horewela at 3 P.M.

4. The field called Danduakula, situated at Horewela, in extent about 24 kurinies of paddy sowing; bounded on the north by Panwaladeniya, east by Bemayagewatta and Malittagoda, south by Hina's citronella land, and west by Etambagahadeniya. Valuation Rs. 180.

Deputy Fiscal's Office,  
Tangalla, February 10, 1925.

J. F. SENANAYAKA,  
Deputy Fiscal.

Northern Province

In the District Court of Jaffna.

The Jaffna Commercial Corporation, Ltd., Jaffna. Plaintiffs.  
No. 19,081. Vs.

Kandasamy Chettiar Rasiah Chettiar of Vannar-pannai East. Defendant.

NOTICE is hereby given that on Saturday, March 21, 1925, at 1 o'clock in the afternoon, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property for the recovery of Rs. 425, with interest thereon at the rate of 9 per cent. per annum from June 6, 1924, and costs Rs. 72.34, poundage, and charges, viz. :—

A divided 4 acres and 2 roods equivalent to 72 lachchams varagu culture (excluding the ground taken for the rail road) of a piece of land situated at Muhamalai in Muhamalai Parish, Pachchilaippali division of the Jaffna District, Northern Province, called Ayannankai or Palaiya Asu-pathiri Valavu, containing or reputed to contain in extent 5 acres and 12 perches; the said 72 lachchams varagu culture with its appurtenances is bounded on the east by sand road, north by land belonging to the rail road and cooly lines, west by lane, and on the south by the property of Sellathuray Kanapathipillai and others.

Fiscal's Office,  
Jaffna, February 7, 1925.

A. VISVANADHAN,  
Deputy Fiscal.

Province of Sabaragamuwa.

In the District Court of Ratnapura.

Hettiyakandage Mary Catherine Soysa of Sandagiri, Moratuwa. Plaintiff.

No. 4,001. Vs.

(1) Milla Marikkar Kadija Umma and her husband  
(2) Mawanna Mahammadu Sharibu Lebbe, both of Asgangula. Defendants.

NOTICE is hereby given that on Saturday, March 7, 1925, commencing 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 for the recovery of Rs. 4,190.75, with interest on Rs. 3,000 at 18 per cent. per annum from September 21, 1923, till January 11, 1924, and thereafter legal interest on the aggregate amount till payment (reserving right to recover costs), viz. :—

(1) The land called Elimullewatta, situate at Asgangula in the Panawal korale of Three Korales, in the District of Kegalla, Province of Sabaragamuwa; and bounded on the north and south by Mala-dola, east by Galwetiya, west by oya; and containing in extent about 30 seers of kurakkan sowing.

(2) An undivided  $\frac{1}{2}$  share of the land called Aloewite-kumbura, situated at Asgangula aforesaid; and bounded on the north by Ihalaelloewiteinniyara, east by ela, south by Owaleinniyara and Gaswetiya, and on the west by Paragahaowita; and containing in extent about 3 pelas of paddy sowing.

Valuation Rs. 3,500.

Fiscal's Office,  
Avisawella, February 6, 1925.

CHARLES DE SILVA,  
Fiscal's Marshal.

In the District Court of Ratnapura.

William James Stewart of Ratnapura. Plaintiff.  
No. 3,693. Vs.

Samsadeen Marikar Kaladeen Marikar of Ratnapura, attorney of Wappusa Marikar Habibu Umma of Kalutara, administratrix of the estate of Awu Lebbe Marikar Mustapha Lebbe Marikar Hadjar, deceased. Defendants.

NOTICE is hereby given that on March 7, 1925, 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 specially mortgaged and decreed to be sold by the decree entered in the above case for the recovery of the balance sum of Rs. 2,871.03, with interest on Rs. 5,030.50 at 9 per cent. per annum from August 28, 1921, till payment, and poundage, viz. :—

1. An undivided  $\frac{1}{2}$  share of the soil and trees and of the buildings standing on the land called Deterapitiyewatta; bounded on the north by land belonging to Dimbulwitiye-kankanamalaye Balahamy, east by road leading to Dampayawatta, south by high road leading to Colombo, and west by land belonging to Asana Marikar Pakir Bawa and Unagahaliyadda; containing in extent about 2 acres, situate in the town of Ratnapura.

Fiscal's Office,  
Ratnapura, February 10, 1925.

R. E. D. ABEYRATNE,  
Additional Deputy Fiscal.

In the District Court of Colombo.

Lambert Louis Pieris of Colombo. Plaintiff.  
No. 51,372. Vs.

John Henry Meedeniya Dissawe of Ruanwella. Defendant.

NOTICE is hereby given that on March 7, 1925, commencing at the hours specified below, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property, viz. :—

On Saturday, March 7, 1925, at 8 A.M.

1. All that land called Hamunewelewita of about 20 acres in extent, situated at Morawatta in Dehigampal korale of Three Korales, of Kegalla District; and bounded on the east by oya and the high road, west by the ditch, north by the field, ditch, and oya, south by the high road.

On Saturday, March 7, 1925, at 10 A.M.

2. All that garden called Galamoney Kurakkan Thotam, situated at Niwunhella in Dehigampal korale aforesaid; bounded on the north by the garden called Rawattalage Nelam, on the east by the road to Ruanwella, on the south by the stream called Gala-moneyodey, and on the west by the field called Udadeniyakumbura; containing sufficient land to sow 22 seer measures of kurakkan in extent.

On Saturday, March 7, 1925, commencing at 2 P.M.

3. A portion in extent 2 acres of and from the land called Hewaka-achchillagekumburagawahena, situated at Lewangama Pahalagama in Dehigampal korale aforesaid; bounded on the east by Galatula, on the south by the boundary of Badahelayagehena, on the west by Hewaka-achchillagekumbura, and on the north by Badahelayagehena; containing 16 lahas of paddy sowing extent.

4. An undivided  $\frac{1}{2}$  part or share of the land and all those fields called Kadigomuwa, Muttettuwa, Pahala Muttettuwa, Mananabalana Muttettuwa, Vidane Muttettuwa, Welanwatta, Botalawatta, Mahakumbura, Delahitiyawekumbura, Hingalowita, Delahitiyawekumbura, and chena, and Nilapangu appertaining to the said four Muttettuwas, namely, Thennakongepanguwa, Gamagepanguwa, Kankanamagepanguwa, Panayagepanguwa, Acharigepanguwa, Nekatigepanguwa, Lokupidigepanguwa, Ilendaripedigepanguwa, Ranawaka-achchigepanguwa, Henaka-achchigepanguwa, Lekmalagepanguwa, Singapulgipanguwa, Dimbuluwawa, Morawakayagepanguwa, Paranamanalagepanguwa, Halgollanepanguwa, Badahelayagepanguwa, Radagepanguwa, Vitanagepanguwa, Pitarannehelagepanguwa, Dunumalagepanguwa, Gamagepanguwa, Acharigepanguwa, Badalagepanguwa, Godayagepanguwa, Meragalagepanguwa, Radagepanguwa, Nekathigepanguwa, Ambegalagepanguwa, Mandawalagepanguwa, and Duragepanguwa, all situated at Lewangama Nindagama in Dehigampal korale aforesaid; bounded on the east by Kadeima of Beligal korale, on the south by the village boundary of Niwunhella and Pottokande, on the

west by Lenagala and the village boundary of Walgampotha, and on the north by the village boundary of Kitlangomuwa and the Kadeima of Beligal korale; containing 305 amunams and 2 pelas of paddy sowing extent.

On Saturday, March 7, 1925, at 4 P.M.

5. An undivided  $\frac{1}{6}$  share of the land called Kahatakogahawatta and the trees standing thereon, situated at Magammama in Atulugam korale; and bounded on the north by the Kelani-ganga, east by the ditch, south by the field, and on the west by Heen-ela; containing an extent 6 pelas of paddy sowing.

On Saturday, March 7, 1925, at 5 P.M.

6. An undivided  $\frac{2}{9}$  shares of the land called Walawwewatta of about 8 pelas of paddy sowing in extent, situated at Karawdeniya in Dehigampal Korale Megoda of Three Korales aforesaid; and bounded on the north and east by the ditch, south by the fields belonging to Daigala and others, west by the high road leading to Kegalla.

To levy a sum of Rs. 30,759.50, with interest on Rs. 27,099.31 at 16 per cent. per annum from September 19, 1918, to December 13, 1918, and with further interest on the aggregate amount of the said principal and interest at 9 per cent. per annum from December 14, 1918; till payment in full, and costs of suit.

G. WIRARATNA,  
Deputy Fiscal's Office, Additional Deputy Fiscal.  
Kegalla, February 10, 1925.

## NOTICES IN TESTAMENTARY ACTIONS.

in the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. Abdul Majeed Sittie Raabiah, late of  
No. 2,086. St. Joseph's street, Colombo, deceased.

Cassim Lebbe Marikar Mudaliyar Abdul Majeed of  
St. Joseph's street, Colombo... Petitioner.

And

(1) I. L. M. Mohamed Alie of New Moor street, (2)  
Mohamed Alie Sittie Ayisha, (3) Mohamed Alie  
Aynul Marliah, both of St. Joseph's street,  
Colombo... Respondents.

THIS matter coming on for disposal before G. Koch, Esq.,  
Acting District Judge of Colombo, on November 18, 1924,  
in the presence of Mr. N. H. M. Abdul Cader, Proctor, on the  
part of the petitioner above named; and the affidavit of the  
said petitioner dated September 10, 1924, having been read:

It is ordered that the petitioner be and he is hereby  
declared entitled, as father of the above-named deceased, to  
have letters of administration to her estate issued to him,  
unless the respondents above named or any other person or  
persons interested shall, on or before February 19, 1925,  
show sufficient cause to the satisfaction of this court to the  
contrary.

November 18, 1924.

G. KOCH,  
District Judge.

in the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. Noor Mohamed Marikar Suweiba Umnia,  
No. 2,127. late of Messenger street in Colombo,  
deceased.

Meera Lebbe Marikar Noor Mohamed Marikar of  
Messenger street in Colombo... Petitioner.

THIS matter coming on for disposal before G. Koch, Esq.,  
Acting District Judge of Colombo, on December 18, 1924,

in the presence of Mr. N. H. M. Abdul Cader, Proctor, on the  
part of the petitioner above named; and the affidavit of  
the said petitioner dated December 16, 1924, having been  
read:

It is ordered that the petitioner be and he is hereby  
declared entitled, as father of the above-named deceased, to  
have letters of administration to her estate issued to him,  
unless any person or persons interested shall, on or before  
February 19, 1925, show sufficient cause to the satisfaction  
of this court to the contrary.

December 18, 1924.

G. KOCH,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the  
Jurisdiction. late Ranasinhage Don Agris, deceased.  
No. 2,087.

Ranasinhage Nepo Singho of Damppe in the Medapattu  
of Hewagam korale... Petitioner.

And

(1) Ranasinhage Herat Singho, (2) ditto David, (3)  
Mapitiyage Loku Hamy, all of Damppe aforesaid... Respondents.

THIS matter coming on for disposal before G. Koch,  
Esq., Acting District Judge of Colombo, on November 19,  
1924, in the presence of Mr. P. L. Jayawardena, Proctor,  
on the part of the petitioner above named; and the affidavit  
of the said petitioner dated October 21, 1924, having been  
read:

It is ordered and decreed that the petitioner be and he  
is hereby declared entitled, as son of the above-named  
deceased, to have letters of administration to his estate  
issued to him, unless the respondents above named or any

other person or persons interested shall, on or before January 15, 1925, show sufficient cause to the satisfaction of this court to the contrary.

November 19, 1924.

G. KOCH,  
District Judge.

The date for showing cause is extended to February 26, 1925.

January 15, 1925.

G. KOCH,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Rachel Daniel of Dehiwala, deceased. No. 2,128.

Peter Daniel of Dehiwala ..... Petitioner.

And

- (1) Lily Jesudasan, wife of (2) Masillamany Jesudasan, both of Ehaliyagoda, (3) Agnes Bastian, wife of (4) Albert Bastian, (5) Emily Shaddon, wife of (6) George Edwin Shaddon, all of Welikada, Colombo. (7) George Ephraims Daniel of Dehiwala. . . . Respondents.

THIS matter coming on for disposal before G. Koch, Esq., Acting District Judge of Colombo, on December 18, 1924, in the presence of Mr. W. D. N. Selvadurai, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated December 18, 1924, having been read:

It is ordered that the petitioner be and he is hereby declared entitled as father of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before February 19, 1925, show sufficient cause to the satisfaction of this court to the contrary:

December 18, 1924.

G. KOCH,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Kuruwita Aratchige Marthelis Appu of Bollate in the Ragam pattu of Alutkuru korale, deceased. No. 2,129.

Lokumeegodage Alice, Nona of Bollate afore-said ..... Petitioner.

And

- (1) Kuruwita Aratchige Don Sinchileenu Appu of Bollate aforesaid, (2) Lokumeegodage Don Marisal Appu of Yagoda in the Meda pattu of Siyane korale ..... Respondents.

THIS matter coming on for disposal before G. Koch, Esq., Acting District Judge of Colombo, on December 18, 1924, in the presence of Mr. M. E. P. Samarasinghe, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated December 17, 1924, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as 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 February 19, 1925, show sufficient cause to the satisfaction of this court to the contrary.

December 18, 1924.

G. KOCH,  
District Judge.

In the District Court of Colombo.

Testamentary In the Matter of the Last Will and Testa- Jurisdiction. ment of Wijesinghe Aratchige Dona No. 2,168. Francina Hamy of Nugegoda, deceased.

Hiripitiyage Don Stephen Perera of Nugegoda .. Petitioner.

THIS matter coming on for disposal before G. Koch, Esq., Acting District Judge of Colombo, on January 26, 1925, in the presence of Mr. David de Silva, Proctor, on the part

of the petitioner above named; and the affidavits (1) of the said petitioner dated January 16, 1925, and (2) one of the attesting witnesses also dated January 16, 1925, having been read:

It is ordered that the last will of Wijesinghe Aratchige Dona Francina Hamy, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said will and that he is entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before March 5, 1925, show sufficient cause to the satisfaction of this court to the contrary.

January 26, 1925.

G. KOCH,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate and Jurisdiction. Effects of Allibhai Chagla also known as Allibhai Chagla Karmani of Bombay. No. 2,175. deceased.

Currimbhai Allibhai Chagla of Bombay ..... Petitioner.

And

- (1) Jafferbhai Allibhai Chagla, (2) Fazalibhai Allibhai Chagla, both of Bombay ..... Respondents.

THIS matter coming on for disposal before G. Koch, Esq., Acting District Judge of Colombo, on January 28, 1925, in the presence of Messrs. P. D. A. Mack & Sons, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated January 20, 1925, and the order of the Supreme Court dated December 15, 1924, having been read:

It is ordered that Peter Daniel Anthonisz Mack of Colombo, the duly constituted attorney of the petitioner above named be and he is hereby declared entitled to have letters of administration to the estate of the above-named deceased issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before February 19, 1925, show sufficient cause to the satisfaction of this court to the contrary.

January 28, 1925.

G. KOCH,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate and Jurisdiction. Effects of the late Noordeen Hadjiar No. 7,293. Cadija Umma, deceased, of No. 23, Messenger street, in Colombo, deceased.

Noordeen Hadjiar Mohamedo Zubair of No. 23, Messenger street, in Colombo ..... Petitioner.

And

- (1) Sinne Lebbe Marikan Ummul Affan, (2) Abdul Latiff Ummul Kaira, both of 23, Messenger street, in Colombo, (3) Ummul Asma of Skinner's road south in Colombo, (4) Mahmooda Umma of Messenger street in Colombo, (5) Sitti Rameza of Silversmith street in Colombo, (6) Thahirathul Nabissa, (7) Ummul Salima, both of Messenger street, in Colombo. Respondents.

THIS matter coming on for disposal before G. Koch, Esq., Acting District Judge of Colombo, on February 3, 1925, in the presence of Mr. A. R. M. Razeen, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated August 15, 1923, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as brother of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before February 19, 1925, show sufficient cause to the satisfaction of this court to the contrary.

February 3, 1925.

G. KOCH,  
District Judge.



In the District Court of Negombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Estate and Effects of the late Mellawa Arachchige Jeelis Appu of Makkanigoda in Yatigaha pattu of the Hapitigam korale, deceased. No. 2,285.

THIS matter coming on for disposal before J. D. Brown, Esq., District Judge of Negombo, on January 27, 1925, in the presence of Messrs. Samaratunga & Pereira, Proctors, on the part of the petitioner, Mellawa Arachchige Bastian Appu of Makkanigoda aforesaid; and the affidavit of the said petitioner dated January 21, 1925, having been read:

It is ordered that the 5th respondent be and she is hereby appointed guardian *ad litem* over the minors, 6th, 7th, and 8th respondents, for the purpose of the above testamentary action, unless sufficient cause be shown to the satisfaction of this court to the contrary on or before the date mentioned herein below.

It is further ordered that the said petitioner be and he is hereby declared entitled, as a brother of the said deceased, to administer the estate of the deceased above named, and that letters of administration do issue to him accordingly, unless the respondents—(1) Aranpathpihanage Menchobamy of Makkanigoda, (2) Mellawa Arachchige Soidohamy of Malwattuhiripitiya, (3) ditto Podinona of Hapitigama, (4) ditto Yassohamy of Makkanigoda, (5) Hettichchikankanamalage Podihamy of ditto, (6) Mellawa Arachchige Dhammasena, (7) ditto Somawathi, and (8) ditto Ratnasekara, both of ditto—or any other person or persons interested shall, on or before February 20, 1925, show sufficient cause to the satisfaction of this court to the contrary.

And it is further ordered that the 5th respondent do produce the said minors before this court on February 20, 1925, in connection with this case.

January 27, 1925.

J. D. BROWN,  
District Judge.

In the District Court of Negombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Estate and Effects of the late Amarasinge Arachchige Don Gabriel Appuhamy of 4th Division Tammita within the gravets of Negombo. No. 2,295.

THIS matter coming on for disposal before J. D. Brown, Esq., District Judge of Negombo, on January 28, 1925, in the presence of Messrs. Samaratunga & Pereira, Proctors, on the part of the petitioner, Amarasinge Arachchige Don Marceline Appuhamy of 4th Division Tammita aforesaid; and the affidavit of the said petitioner dated January 26, 1925, having been read:

It is ordered that the said petitioner be and he is declared entitled, as a brother of the said deceased, to administer the estate of the deceased above named, and that letters of administration do issue to him accordingly, unless the respondents—(1) Kumarasinghe Hettiarachchige Maria Dassanayaka, (2) Paulu Peerislagge Dona Marihamy, (3) Amarasinge Arachchige Dona Lucihamy, all of 4th Division Tammita aforesaid, (4) ditto Don Francisu Appuhamy of Nambadaluwa, Veyangoda, and (5) ditto Don Joseph, Inspector, S. P. C. A., Negombo, presently of Chilaw—or any other person or persons interested shall, on or before February 25, 1925, show sufficient cause to the satisfaction of this court to the contrary.

January 28, 1925.

J. D. BROWN,  
District Judge.

In the District Court of Negombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Estate and Effects of the late Thaladhityagammarallage Sardiell Appu of Doranegoda in Dasiya pattu of the Alukuru korale, deceased. No. 2,289.

THIS matter coming on for disposal before J. D. Brown, Esq., District Judge of Negombo, on January 14, 1925,

in the presence of Messrs. Samaratunga & Pereira, Proctors, on the part of the petitioner, Thaladhityagammarallage Allis Appu of Doranegoda; and the affidavit of the said petitioner dated January 7, 1925, having been read:

It is ordered that the 7th respondent be and she is hereby appointed guardian *ad litem* over the minors, 8th, 9th, 10th and 11th respondents, for the purpose of the above testamentary action, unless sufficient cause be shown to the satisfaction of this court to the contrary on or before the date mentioned herein below.

It is further ordered that the said petitioner be and he is hereby declared entitled, as a son of the said deceased, to administer the estate of the deceased above named, and that letters of administration do issue to him accordingly, unless the respondents—(1) Thaladhityagammarallage John Singho of Gampaha, (2) ditto Jane Nona of Doranegoda, (3) ditto Baby Nona of ditto, (4) ditto Peter Singho of Kaluhendiyagala in Pothuhera, (5) ditto Marthelis Appu of Doranegoda, (6) ditto Vela Nona of Kendalanda, (7) Vithanapathirannehelage Emy Nona of Doranegoda, (8) Thaladhityagammarallage Odiris Appu, (9) ditto Abilin Singho, (10) ditto Elmeris Appu, and (11) ditto Themanis, all of ditto—or any other person or persons interested shall, on or before February 2, 1925, show sufficient cause to the satisfaction of this court to the contrary.

And it is further ordered that the said 7th respondent do produce the said minors before this court on February 2, 1925, at 9.30 A.M. in connection with the above case.

January 14, 1925.

J. D. BROWN,  
District Judge.

Time for showing cause against this *Order Nisi* is extended for February 25, 1925.

J. D. BROWN,  
District Judge.

In the District Court of Kalutara.

*Order Nisi.*

In the Matter of the Estate of the late Merennage Hendrick Salgado, deceased, of Nalluruwa.

THIS matter coming on for disposal before W. H. B. Carbery, Esq., District Judge of Kalutara, on December 12, 1924, in the presence of Mr. Tudor A. Perera on the part of the petitioner, Merennage Ana Salgado of Nalluruwa; and the affidavit of the said petitioner dated December 2, 1924, having been read: It is ordered that the said petitioner be and she is hereby declared entitled, as sister of the above-named deceased, to have letters of administration to his estate issued to her, be and the same is hereby declared proved, unless the respondents—(1) Tewarantirige Selestina Fernando, (2) R. V. Dalpatado, both of Nalluruwa—or any other person or persons interested shall, on or before February 19, 1925, show sufficient cause to the satisfaction of this court to the contrary.

December 12, 1924.

W. H. B. CARBERY,  
District Judge.

In the District Court of Kandy.

No. 4,171. In the Matter of the Estate of Parasuraman Weerasamy John of Rangalle, deceased.

THIS matter coming on for disposal before Paulus Edward Pieris, Doctor of Letters, District Judge of Kandy, on October 23, 1924, in the presence of Messrs. Silva & Seneviratne, Proctors, on the part of the petitioner, Benjamin John of Rangalle; and the affidavit of the said petitioner dated July 23, 1924, and his petition having been read:

It is ordered that the said petitioner Benjamin John of Rangalle, as a son of the deceased above named, be and he is hereby declared entitled to have letters of administration to the estate of the deceased issued to him accordingly, unless the respondents—(1) William John, (2) Solomon John, (3) Julien Manasseh, (4) Simon Manasseh, (5) George Manasseh, (6) Grace Manasseh, (7) Grace John, (8) Raj Sebageananam, (9) Jennie Sebageananam, (10) Cecil Sebageananam, (11) A. Masilamony, (12) Paramanathan Sebageananam; the 5th and 6th respondents by their guardian *ad litem*

the 11th respondent, and the 8th, 9th and 10th respondents by their guardian *ad litem* the 12th respondent—shall, on or before November 27, 1924, show sufficient cause to the satisfaction of this court to the contrary.

October 23, 1924. P. E. PIERIS, District Judge.

The showing cause is extended for February 19, 1925.

January 15, 1925. P. E. PIERIS, District Judge.

In the District Court of Kandy.

Testamentary In the Matter of the Estate of the late Jurisdiction. Don Martin de Silva Wickramaratne, No. 4,217. deceased of Nawalapitiya.

THIS matter coming on for disposal before Paulus Edward Pieris, Doctor of Letters, District Judge, Kandy, on January 22, 1925, in the presence of Messrs. Jonklaas & Schokman, Proctors, on the part of the petitioner, Adeline Rose de Silva Wickremeratne; and the affidavit of the said petitioner dated October 22, 1924, and her petition having been read:

It is ordered that the said petitioner, as the widow of the said deceased, be and she is hereby declared entitled to have letters of administration issued to her accordingly, unless the respondents—(1) Muriel Rose, (2) Ashley Joseph, (3) Stanley Felix, (4) Adeline Violet, and (5) Victor Emmanuel appearing by their guardian *ad litem* John Francis de Silva Amerasinghe—or any other person or persons interested shall, on or before February 26, 1925, show sufficient cause to the satisfaction of this court to the contrary.

January 21, 1925. P. E. PIERIS, District Judge.

In the District Court of Galle.

Order Nisi.

No. 6,065. In the Matter of the Estate of Kachchiwala Bowala Bopege Rangiris, deceased, of China Garden, Galle.

THIS matter coming on for disposal before L. W. C. Schrader, Esq., District Judge of Galle, on January 12, 1925, in the presence of Mr. J. de S. Abeyaratna, Proctor, on the part of the petitioner, K. B. Bopege Martin of China Garden, Galle; and the affidavit of the said petitioner dated January 10, 1925, having been read: It is ordered that the said petitioner, as eldest son of the deceased above named, is entitled to letters of administration issued to him accordingly, unless the respondents—(1) K. B. B. Mendis, (2) ditto Leyaneris, (3) ditto Sumanadasa, (4) ditto Justina, wife of U. Tedoris of Duwegoda, Kalutara, (5) ditto Elpina, wife of K. Sidoris of Kalegana, Galle—shall, on or before February 19, 1925, show sufficient cause to the satisfaction of this court to the contrary.

January 22, 1925. L. W. C. SCHRADER, District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Ahamed Lebbe Marikar Maama Ismail No. 6,066. of Fort Galle, deceased.

THIS matter coming on for disposal before L. W. C. Schrader, Esq., District Judge of Galle, on January 15, 1925, in the presence of Mr. A. M. Saheed on the part of the petitioner, Mohamed Sali Ismail of Fort, Galle; and the affidavit of the said petitioner dated January 8, 1925, having been read:

It is declared that the said petitioner, as son of the said deceased, is entitled to have letters of administration issued to him accordingly, unless the respondents, viz., (1) Ismail Lebbe Marikar Pattu Muttu, (2) Maama Ismail Fathuma, wife of Ahamed Ismail Mohamed, both of Fort, Galle, shall, on or before February 19, 1925, show sufficient cause to the satisfaction of this court to the contrary.

January 15, 1925. L. W. C. SCHRADER, District Judge.

In the District Court of Tangalla.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Mataru Arachchige Don Cornelis, deceased, of Panganwila. No. 910.

THIS matter coming on for disposal before M. Prasaad, Esq., District Judge of Tangalla, on January 27, 1925, in the presence of Mr. H. N. Wikramanayake, Proctor, on the part of the petitioner; and the affidavit of Don Nikulas Wijesinghe dated December 15, 1924, having been read:

It is ordered that the letters of administration to the estate of Mataru Arachchige Don Cornelis be granted to the petitioner, Don Nikulas Wijesinghe of Attanayake, as son-in-law of the deceased, unless the respondents—(1) Prata-pasin Ratnayake Dona Gimarahamine, (2) Mataru Arachchige Pavaluhamine—or any person or persons interested shall, on or before February 19, 1925, show sufficient cause to the satisfaction of this court to the contrary.

January 27, 1925. M. PRASAAD, District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Murugar Alias Sinnakkuddi Kathirgamer No. 5,661. of Karaveddi East, deceased.

Kathirgamer Nallathamby of Karaveddi East. Petitioner.

Vs.

- (1) Kannakai, widow of Kadirgamer of Karaveddi East,
- (2) Kathirgamer Thampajah of ditto, (3) Kathirgamer Kanapathipillai of ditto, (4) Kathirgamer Velupillai of ditto, (5) Valliar Appuceuddi, and wife (6) Vallipillai of ditto, (7) Ledchumipillai, daughter of Kathirgamer of ditto, (8) Kathirgamer Kandiah of ditto, the 7th and 8th are minors. . . . . Respondents.

THIS matter of the petition of the above-named petitioner, praying that the above-named second respondent be appointed guardian *ad litem* over the minors, the 7th and 8th respondents, and praying for letters of administration to the estate of the above-named deceased, coming on for disposal before G. W. Woodhouse, Esq., District Judge, on December 4, 1924, in the presence of Mr. R. Sivagurunather, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated December 3, 1924, having been read: It is ordered that the second respondent be appointed such guardian *ad litem*, and it is declared that the petitioner is the son and heir of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before February 19, 1925, show sufficient cause to the satisfaction of this court to the contrary.

February 5, 1925. G. W. WOODHOUSE, District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate and effects of Jurisdiction. Kailasapillai Kandasamy, late of Nallur, No. 5,690. deceased.

Tampoo Kailasapillai of Nallur. . . . . Petitioner.

Vs.

Valliammai, wife of Kailasapillai of Nallur. . . . . Respondent.

THIS matter of the petition of the above-named petitioner, praying for letters of administration to the estate of the above-named deceased, coming on for disposal before G. W. Woodhouse, Esq., District Judge, on January 7, 1925, in the presence of Messrs. Casipillai & Kathiravelu, Proctors, on the part of the petitioner; and the affidavit of the petitioner dated December 18, 1924, having been read: It is declared that the petitioner is the father and an heir of the said deceased, and is entitled to have letters

of administration to the estate of the said deceased issued to him, unless the respondent or any other person shall, on or before February 17, 1925, show sufficient cause to the satisfaction of this court to the contrary.

January 26, 1925.

G. W. WOODHOUSE,  
District Judge.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Thangamuttu, wife of Thanotharam-  
No. 5,702. pillai Kanagasabai of Moolay, deceased.

Ponnachchy, widow of Appappillai of Moolay...Petitioner.  
Vs.

Appappillai Kulaveerasingam of ditto ..... Respondent.

THIS matter of the petition of the petitioner, praying for letters of administration to the estate of the above-named deceased, coming on for disposal before G. W. Woodhouse, Esq., District Judge, on January 16, 1925, in the presence of Mr. A. Mudlr. Veluppillai, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated January 5, 1925, having been read: It is declared that the petitioner is one of the heirs of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to her, unless the respondent or any other person shall, on or before February 19, 1925, show sufficient cause to the satisfaction of this court to the contrary.

January 26, 1925.

G. W. WOODHOUSE,  
District Judge.

In the District Court of Batticaloa.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Henry de Lima of Koddamunai,  
No. 143. deceased.

Charles de Lima of Kiriporuwa estate Yatiyan-tota..... Petitioner.

And

(1) Daniel de Lima of 103A, Dam street, Colombo,  
(2) Annie Jobsz, widow of Jimmy Jobsz of Koddamunai, (3) Brechat Speck, and husband (4) Richard Speck of Koddamunai. (5) Clara Lappen and husband (6) Patric F. Lappen of Para estate, Yatiyan-tota ..... Respondents.

THIS matter coming on for disposal before O. L. de Kretser, Esq., District Judge of Batticaloa, on January 7, 1925, in the presence of Mr. Poopala Retnam, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner dated December 4, 1924, and January 7, 1925, respectively, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as a brother of the deceased, to administer the estate of the deceased, and that letters of administration do issue to him accordingly, unless the above respondents or any other person or persons interested shall, on or before March 5, 1925, show sufficient cause to the satisfaction of this court to the contrary.

January 27, 1925.

O. L. DE KRETSEKERE,  
District Judge.

In the District Court of Chilaw.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Seyado Ahemado Nachie alias Sultan  
No. 1,591. Ammal of Nagapatam, deceased.

L. Hamidu Sultan Marikar of Nagapatam, by his attorney M. Abdul Carim Marikar of Marehenagare.....Petitioner.

(1) Mohammado Seyadu Ahemadu Marikar, a minor appearing by his guardian *ad litem* the 2nd respondent (2) Mohammado Davudu Nachie, both of Nagapatam ..... Respondents.

THIS matter coming on for disposal before N. M. Bharucha, Esq., District Judge of Chilaw, on August 8, 1924.

in the presence of Messrs. V. J. Cooke & C. V. M. Panditsekere, Proctors, on the part of the petitioner, L. Hamidu Sultan Marikar; and the affidavit of the said petitioner and the order of the said petitioner having been read: It is ordered that the petitioner be and he is hereby declared entitled, as the husband of the deceased, to have letters of administration to her estate issued to him, unless the respondents or any other person or persons interested shall, on or before September 6, 1924, show sufficient cause to the contrary.

It is further ordered that the 2nd respondent be and she is hereby appointed guardian *ad litem* of the 1st minor respondent for the purpose of this action, unless the respondents or any other person or persons shall, on or before September 6, 1924, show sufficient cause to the contrary.

N. M. BHARUCHA,  
District Judge.

Date for showing cause is extended to February 18, 1925.

September 12, 1924.

N. M. BHARUCHA,  
District Judge.

In the District Court of Chilaw.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Kumaramagame Jaise Nona of Heen-  
No. 1,657. agare, deceased.

Kumaramagame Aron Sinno of Heenagare.....Petitioner.  
Vs.

(1) Ameresinghe Mudalige Podi Nona, (2) Ameresinghe Mudalige Mai Nona, both of Heenagare, appearing by their guardian *ad litem* (3) Kumaramagame Brampi Sinno of Heenagare..... Respondents.

THIS matter coming on for disposal before N. J. Martin, Esq., District Judge of Chilaw, on January 15, 1925, in the presence of Mr. C. V. M. Panditsekere, Proctor, of the firm of Messrs. Cooke & Panditsekere, on the part of the petitioner; and the affidavit of the said petitioner dated January 15, 1925, having been read: It is ordered that the 3rd respondent be and he is hereby appointed guardian *ad litem* over the 1st and 2nd respondents, and the petitioner be and he is hereby declared entitled to have letters of administration to her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before February 16, 1925, show sufficient cause to the satisfaction of this court to the contrary.

January 15, 1925.

N. M. BHARUCHA,  
District Judge.

In the District Court of Badulla.

*Order Nisi.*

Testamentary In the Matter of the Estate of Medagedera Jurisdiction. Rammanda Dewayalage Dewaya, late of  
No. B/732. Nagollegama in Viyaluwa korale, deceased.

Medagedera Mutuwa Durayalage Awissiri of Nagollegama in Viyaluwa korale ..... Petitioner.

And

Medagedera Rammanda Dewayalage Hudi, a minor by her guardian *ad litem* Mutuwa Durayalage Mutuwa of Nagollegama in Viyaluwa..... Respondent.

THIS matter coming on for disposal before Cyril Ernest de Pinto, Esq., District Judge of Badulla, on December 19, 1924, in the presence of Mr. Frederick Taldena, Proctor, on the part of the petitioner, and her affidavit dated December 16, 1924, and her petition dated 17th idem having been read:

It is ordered that the petitioner as the widow of the above-named deceased, be and she is hereby declared entitled to have letters of administration to the said estate issued to her:

It is further ordered that the second respondent Mutuwa Durayalage Mutuwa be and he is hereby appointed guardian *ad litem* over the minor the said Hudi, unless the

respondents or any other person therein interested shall show sufficient cause to the satisfaction of the court to the contrary on or before February 18, 1925.

December 19, 1924.

C. E. DE PINTO,  
District Judge.

In the District Court of Badulla.

*Order Nisi declaring Will proved, &c.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Kandappan Arumugam of Passara, No. B 734, deceased.

THIS matter coming on for disposal before Cyril Ernest de Pinto, Esq., District Judge of Badulla, on February 3, 1925, in the presence of Mr. S. Suppramaniam, Proctor, on the part of the petitioner; and the affidavit of Ramnather Ponnampalam Chelliah attorney of Nagammah dated January 19, 1925, having been read, and her petition dated February 3, 1925, having been considered:

It is ordered that the will of Kandappan Arumugam deceased dated June 21, 1911, now deposited in court, be and the same is hereby declared proved; It is further declared that the said Nagammah, widow of Kandappan Arumugam 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 in the case shall, on or before February 18, 1925, show sufficient cause to the satisfaction of this court to the contrary.

February 1925.

C. E. DE PINTO,  
District Judge.

In the District Court of Kegalla.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Rajapakse Pathirenehelage Appu Sinno No. 1,060, of Amitirigala, deceased.

Rajapakse Pathirenehelage Sinno Appu of Amitirigala ..... Petitioner.

And

(1) Ditto Sooti Nona, (2) ditto Dingiri Menika, (3) ditto Nonohamy, all of Amitirigala ..... Respondents.

THIS matter coming on for disposal before V. Coomaraswamy, Esq., District Judge of Kegalla, on December 5, 1924, in the presence of Mr. George Aturupane, Proctor, for petitioner; and his affidavit and petition dated November 28 and December 4, 1924, respectively, praying for letters of administration of the aforesaid estate having been read: It is ordered and declared that the petitioner, as the son or the deceased, is entitled to letters of administration of the said estate, and that such letters will be issued to him accordingly, unless the respondents or any person of persons interested shall, on or before January 21, 1925, unless sufficient cause be shown to the contrary to the satisfaction of the court.

December 5, 1924.

V. COOMARASWAMY,  
District Judge.

Time for showing cause against this *Order Nisi* is extended to February 1925.

In the District Court of Kegalla.

*Order Nisi.*

Testamentary In the Matter of the Estate of Menikpedige Jurisdiction. Pincha, deceased. No. 1,065.

Rankothpedige Kiriukuwa of Nikapitiya ..... Petitioner.

Vs.

(1) Rankothpedige Kiri Banda, (2) ditto Horatalee, (3) ditto Sethie, (4) ditto Bandia, all of Nikapitiya ..... Respondents.

THIS matter coming on for disposal before V. Coomaraswamy, Esq., District Judge of Kegalla, on December 19,

1924, in the presence of Mr. R. L. Perera, Proctor, for petitioner; and his affidavit and petition dated December 4 and 8, 1924, respectively, praying for letters of administration of the said estate and the appointment of guardian *ad litem* over the minor respondents having been read: It is ordered and declared that the 4th respondent being the paternal grandfather of the minor respondents is a fit and proper person to be appointed their next friend and that such appointment will be made accordingly, and that the petitioner being the son-in-law of the deceased, is entitled to letters of administration of the said estate, and that such letters will be issued to him accordingly, unless the respondents or any person or persons interested shall, on or before January 29, 1925, show sufficient cause to the satisfaction of this court to the contrary.

December 19, 1924.

V. COOMARASWAMY,  
District Judge.

*Order Nisi* extended for February 19, 1925.

V. COOMARASWAMY,  
District Judge.

In the District Court of Kegalla.

*Order Nisi.*

Testamentary In the Matter of the Estate of the late Jurisdiction. Kempitigama Rasakgedara Dingiri No. 1,064. Menika of Ambulugala, deceased.

Aluthgamarallage Siyana of Ambulugala ..... Petitioner.

Vs.

(1) Aluthgamarallage Mudiyanse, (2) ditto Punchi Appuhamy, (3) ditto Ranmenika, (4) ditto Jayanhamy, all of Ambulugala, 2nd, 3rd, and 4th being minors by their guardian *ad litem* the 1st respondent ..... Respondents.

THIS matter coming on for disposal before V. Coomaraswamy, Esq., District Judge, Kegalla, on December 11, 1924, in the presence of Mr. E. A. P. Wijeyeratne, Proctor, for petitioner; and his affidavit and petition dated December 2 and 9, 1924, respectively, praying for letters of administration of the said estate and the appointment of guardian *ad litem* over the minor respondents having been read: It is ordered and decreed that the 1st respondent being the brother of the minor respondents is a fit and proper person to be appointed guardian *ad litem* over them and that such appointment will be made accordingly, and that the petitioner being the widower of the deceased is entitled to letters of administration of the said estate, and that such letters will be issued to him accordingly, unless the respondents or any person or persons interested shall, on or before January 28, 1925, show sufficient cause to the satisfaction of the court to the contrary.

December 11, 1924.

V. COOMARASWAMY,  
District Judge.

The *Order Nisi* is extended to February 25, 1925.

January 28, 1925.

V. COOMARASWAMY,  
District Judge.

In the District Court of Kegalla.

*Order Nisi.*

Testamentary In the Matter of the Last Will and Testa Jurisdiction. ment of Navaratna Henayalage Appuwa No. 1,068. Henaya, deceased.

Ranawake Hewa Radage Nela Fernando of Eriyamadiththa ..... Petitioner.

Vs.

(1) Navaratna Henayalage Vittana Fernando, (2) ditto Peiris, (3) ditto Charles Peiris, (4) ditto James Silva, (5) ditto Mary Nona by guardian *ad litem* the 7th respondent, (6) Patapili Radage Lavis Fernando, (7) Dunuweera Radage Rosa Fernando, all of Eriyamadiththa ..... Respondents.

THIS matter coming on for disposal before V. Coomaraswamy, Esq., District Judge, Kegalla, on January 8, 1925, in the presence of Mr. R. L. Perera, Proctor, for petitioner;

and her affidavit and petition dated December 8, 1924, and January 7, 1925, respectively; and the affidavit of Tennekoon Mudiyansele Puchi Appuhamy, Gan-Arachchi of Godapola, (2) J. M. Appuhamy of Makussala, (3) P. Appuhamy Vedarala, (4) R. L. A. Herat Singho of Batuwatta, (5) A. A. Anada Hamy of Alapaladeniya dated December 8, 1924, the subscribing witnesses to the aforesaid last will having been read:

It is ordered that the 7th respondent being the grandmother of the minor respondents is a fit and proper person to be appointed their guardian and that such appointment will be accordingly made, and that the will of Nawaratna Hewayalage Appuwa Henaya of Eriyamadiththa, deceased, dated October 26, 1924, and now deposited in this court be and the same is hereby declared proved, unless the respondents or any person or persons interested shall, on or before February 19, 1925, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Panamuka Hewa Radage Nela Fernando of Eriyamadiththa is the executrix in the said will, and that she is entitled to have probate of the same issued to her accordingly, unless sufficient cause to the satisfaction of this court to the contrary is shown on the aforesaid date.

January 8, 1925.

V. COOMARASWAMY,  
District Judge.

In the District Court of Kegalla.

*Order Nisi.*

No. 1,069. In the Matter of the Intestate Estate of Amarasinghe Aratchige Podinona of Amitirigala, deceased.

Hettiachchi Kankanamalage Charles Appuhamy of Amitirigala ..... Petitioner.

Vs.

(1) Hettiachchi Kankanamalage Arnolds, (2) ditto Carthelis, (3) ditto Abraham, (4) ditto Simaris. (5) ditto Robosingho, (6) ditto Emo Singho, (7) ditto Jane Nona, (8) ditto Herat Singho. (9) ditto Albin Nona, (10) ditto Sirisena, (11) ditto Missilin Nona, all of Amitirigala; 3rd to 11th respondents being minors by their guardian *ad litem* the 1st respondent ..... Respondents.

THIS matter coming on for disposal before V. Coomaraswamy, Esq., District Judge, Kegalla, on January 10, 1925, in the presence of Mr. E. A. P. Wijeyeratne, Proctor, on the part of the petitioner; and his affidavit and petition dated January 8 and 9, 1925, respectively, praying for appointment of guardian *ad litem* and for letters of administration of the said estate, having been read: It is ordered and declared that the first respondent, being a brother of the minor respondents, is a fit and proper person to be appointed their guardian *ad litem* and that such appointment will be made accordingly, and that the petitioner, being the widower of the deceased, is entitled to letters of administration of the said estate and that such letters will be issued to him accordingly, unless the respondents or any person or

persons interested shall, on or before February 19, 1925 show sufficient cause to the satisfaction of the court to the contrary.

January 10, 1925.

V. COOMARASWAMY,  
District Judge.

In the District Court of Kegalla.

*Order Absolute with first Instance.*

No. 1,070. In the Matter of the Last Will and Testament of Neelakanni Hettimudiyanselage Appu Singho Appuhamy of Utuwankanda, deceased. Neelakanni Hettimudiyanselage Davith Appuhamy of Utuwankanda ..... Petitioner.

THIS matter coming on for disposal before V. Coomaraswamy, Esq., District Judge, Kegalla, on January 26, 1925, in the presence of Mr. E. A. P. Wijeyeratne, Proctor, for petitioner; and his petition dated January 23, 1925, and his affidavit dated November 28, 1924, of the petitioner and of D. G. Fernando the attesting Notary and of Dasanayake Mudiyansele Ukku Banda of Daswatte, one of the witnesses to the aforesaid last will No. 24,843 dated February 15, 1924, having been read:

It is ordered and decreed that the will of Neelakanni Hettimudiyanselage Appusingho Appuhamy, Utuwankanda, dated February 15, 1924, and filed of record in this case be and the same hereby declared proved, unless any person or persons interested shall, on or before March 3, 1925, show sufficient cause to the satisfaction of the court to the contrary.

It is further ordered that the said Neelakanni Hettimudiyanselage Davith Appuhamy is the executor named in the said will and that he is entitled to have probate of the same issued to him accordingly, unless sufficient cause to the satisfaction of the court to the contrary is shown on the aforesaid date.

January 26, 1925.

V. COOMARASWAMY,  
District Judge.

In the District Court of Kegalla.

*Order Nisi.*

Testamentary In the Matter of the Intestate Estate of Jurisdiction. late Maparallage Seenchi Appuhamy of No. 1,072. Dedigama, deceased.

Maparallage Ukkubanda of Dedigama ..... Petitioner.

Vs.

Maparallage Dingiri Banda of Dedigama ..... Respondent.

THIS matter coming on for disposal before V. Coomaraswamy, Esq., District Judge, Kegalla, on January 26, 1925, in the presence of Mr. E. A. P. Wijeyeratne, Proctor, for petitioner; and his affidavit and petition dated January 8 and 23, 1925, respectively, praying for letters of administration having been read: It is ordered and declared that the petitioner, as a son of the deceased, is entitled to letters of administration of the said estate and that such letters will be issued to him accordingly, unless the respondents or any person or persons interested shall, on or before March 4, 1925, show sufficient cause to the satisfaction of the court to the contrary.

January 26, 1925.

V. COOMARASWAMY,  
District Judge.

## PASSED ORDINANCES.

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

No. 1 of 1925.

An Ordinance to provide for the Transfer of the Assets and Liabilities of the Disabled Ceylon Men's Fund to the Government.

W. H. MANNING.

WHEREAS by the Disabled Ceylon Men's Fund Ordinance, No. 31 of 1916, a corporation was established under the name of "The Disabled Ceylon Men's Fund" for the relief of duly qualified persons and their dependents as defined in the said Ordinance:

Preamble.

And whereas the corporation have allotted certain pensions and allowances which have lately been paid at reduced rates :

And whereas the corporation desire and it is expedient that the payment of such pensions and allowances at the full rates should, as from the first day of October, 1924, be undertaken by the Government, and that all the assets of the corporation should be transferred to the Government, and that after such transfer the corporation should be dissolved :

And whereas it is expedient that effect should be given to the said desire of the said corporation, but this cannot be done without the authority of the Legislative Council :

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 Disabled Ceylon Men's Fund Ordinance, No. 1 of 1925."

Pensions to be paid out of general revenue.

2 (1) The Colonial Treasurer shall pay or cause to be paid out of general revenue as from the first day of October, 1924, the pensions and allowances already allotted by the corporation as before recited at the full rates thereof, and also any arrears of such pensions and allowances at the rates in force at the times when such arrears became due.

(2) If any question arises as to the amount or duration of any pension or allowance or as to the amount of any arrears or as to the conditions on which it is payable or as to the identity of the person entitled thereto, the decision of the Governor in Executive Council shall be final and conclusive.

(3) The said pensions and allowances shall be payable at the Colonial Treasury :

Provided that the Colonial Treasurer may, if he thinks fit, permit any pension or allowance to be paid at any Kachcheri or through a bank, or to be paid outside the Colony at such rate of exchange as he shall from time to time prescribe.

(4) The Colonial Treasurer may, from time to time, require proof to his satisfaction that any person entitled to a pension or allowance is still alive, and that no event has happened whereby the pension or allowance has ceased to be payable or whereby the amount thereof has become altered.

(5) Whenever a person entitled to a pension or allowance is an infant or under any disability, or whenever the Governor in Executive Council considers that it is inexpedient that a pension or allowance should be paid direct to the person entitled thereto, the Colonial Treasurer may, from time to time, appoint and revoke the appointment of some fit and proper person to whom the pension or allowance shall be paid on such conditions as the Colonial Treasurer shall think fit for the benefit of the person entitled thereto.

Non-assignability of pensions.

3 No pension or allowance shall be assignable or be affected by any process of execution or sequestration, or vest in any receiver or in any trustee or assignee in bankruptcy or insolvency.

Forfeiture of pension.

4 If any person in receipt of a pension or allowance under this Ordinance is sentenced by a competent court to suffer death, or imprisonment for any period exceeding twelve months, the Governor in Executive Council may if he thinks fit order that the payment of the whole or any part of the pension or allowance shall be discontinued either absolutely or for such period as the Governor in Executive Council shall think fit.

Power to reduce or discontinue a pension.

5 Whenever it is shown to the satisfaction of the Governor in Executive Council—

(a) That any pension or allowance payable under this Ordinance was allotted by the corporation in consequence of any mistake or misrepresentation of facts ; or

(b) That any such pension or allowance has by reason of any change in circumstances become unnecessary ;

the Governor in Executive Council may order that the payment of the whole or any part of such pension or allowance shall be discontinued.

6 (1) The corporation shall, as soon as conveniently may be, at the expense of the Government, transfer or cause to be transferred to such person or persons as may be nominated for the purpose by the Governor in Executive Council all property belonging to or held in trust for or to the order of the corporation :

Transfer of the corporation's assets to Government.

Provided that the Governor in Executive Council may, if he thinks fit, direct any such property to be sold by the corporation, and the nett proceeds thereof to be paid into the Colonial Treasury.

(2) All property so transferred shall become part of the assets of the Colony.

7 Everything required to be done by the corporation for carrying this Ordinance into effect may be done by or by the direction of the standing committee holding office at the commencement of this Ordinance, and such standing committee shall continue in office until the corporation is dissolved.

Standing committee to continue in office.

8 All outstanding expenses and liabilities properly incurred by the corporation shall be discharged out of general revenue.

Outstanding liabilities.

9 When the corporation has fulfilled its obligations under this Ordinance, and after final audit of its accounts by the Colonial Auditor, the Governor in Executive Council may by notification in the *Government Gazette* declare that the corporation shall be dissolved, and thereupon the corporation shall be dissolved accordingly.

Dissolution of corporation.

10 The Disabled Ceylon Men's Fund Ordinance, No. 31 of 1916, is hereby repealed as from the date of the notification in the *Government Gazette* declaring that the corporation shall be dissolved.

Repeal.

11 Nothing in this Ordinance contained shall prejudice or affect the rights of His Majesty the King, His heirs and successors, or of any body politic or corporate, or of any other persons, except such as are mentioned in this Ordinance, or those claiming by, from, or under them.

Saving of rights.

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

W. E. HOBDAY,  
Clerk to the Council.

Assented to by His Excellency the Governor the Eleventh day of February, One thousand Nine hundred and Twenty-five.

C. CLEMENTI,  
Colonial Secretary.

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

### No. 2 of 1925.

An Ordinance further to amend and to consolidate the Law relating to the Pearl Fisheries of Ceylon.

W. H. MANNING.

WHEREAS it is expedient further to amend and to consolidate the law relating to the pearl fisheries of Ceylon : Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :

Preamble.

#### CHAPTER I.

##### *Preliminary.*

1 This Ordinance may be cited as the Pearl Fisheries Ordinance, No. 2 of 1925.

Short title.

2 In this Ordinance, unless the context otherwise requires—

Interpretation.

“ Pearl oyster ” means pearl-bearing oysters of all descriptions, and includes the mollusc commonly called the “ window pane oyster ” or “ the Tampalakam pearl oyster,” and scientifically known as *Placuna Placenta*, as well as any other pearl-producing molluscs which may be introduced, or laid down, off the coasts of Ceylon, or in the bays or inland waters of the Island ;

“Vessel” includes ships, boats, rafts, canoes, and vessels of every description;

“Pearl bank” means the areas from time to time specified in the first schedule to this Ordinance and includes the bed of any pearl bank. The said schedule may from time to time be altered by regulation;

“Inspector of pearl banks” means the person appointed by the Governor to act as such;

“Pearl fishery guard” means all customs officers, police officers, peace officers, the camp superintendent, the inspector of pearl banks, and every person appointed by the camp superintendent, or the inspector of pearl banks, to act as a pearl fishery guard;

“Regulation” means a regulation made by the Governor in Executive Council and published in the *Government Gazette*.

Exclusive right of Crown in pearl fisheries.

3 The exclusive right of fishing for and taking pearl oysters off the coasts of Ceylon and in all bays and inland waters of the Island is vested in the Crown.

## CHAPTER II.

### *Regulation of Pearl Fisheries.*

Prohibition of fishing for pearls without a licence.

4 (1) No person shall fish, or dive for, or collect, pearl oysters on, or from, any pearl bank, or use a vessel for any such purpose, unless he holds a licence (in this Ordinance referred to as a pearl fishery licence) authorizing him so to do.

(2) A pearl fishery licence shall be issued in the discretion of and by a Government Agent authorized to issue such licences, and shall be in the appropriate form in the second schedule to this Ordinance. The said second schedule may be altered by regulation.

(3) Any penalty imposed by a pearl fishery licence may be recovered on summary conviction before a police magistrate as well as by any means provided by the licence.

(4) Every person, to whom a pearl fishery licence is issued under this section, shall produce it on the demand of and for the perusal by any pearl fishery guard, and shall observe the terms and conditions contained in the licence.

(5) A licence to collect pearl oysters issued by any Government Agent before the commencement of this Ordinance shall be deemed to be a pearl fishery licence issued under this Ordinance.

(6) All pearl oysters or pearls collected otherwise than under the authority of and in accordance with the terms and conditions contained in a duly issued pearl fishery licence are the property of the Government.

Power to prohibit and regulate fishing for pearls.

5 Regulations may be made regulating the fishing or diving for or collection of pearl oysters under a pearl fishery licence and the use of vessels for such purposes and the forms of and the fees to be charged for pearl fishery licences, and generally for the protection, management, control, development, and improvement of the pearl fisheries off the coasts of Ceylon or in any bay or inland water of the Island.

Restriction on fishing on pearl banks.

6 (1) No person shall on any pearl bank use or have in his possession, power, or control for use on such bank any net, dredge, or fishing line, or fishing tackle.

(2) Nothing in this section shall apply to any dredge, net, fishing line, or fishing tackle, the use of which is for the time being permitted by regulation.

Anchoring on a pearl bank.

7 Unless permitted by regulation, no person shall anchor any vessel on a pearl bank except when collecting pearl oysters under the authority of a pearl fishery licence or compelled to do so by necessity.

Unlawful possession of pearls or pearl oysters.

8 If any pearls or pearl oysters are found in the possession, power, or control of any person on a pearl bank, or proceeding from a pearl bank to the shore, or disembarking, or immediately after having disembarked, on coming from a pearl bank, and there appears to the magistrate to be *prima facie* evidence that the pearls or pearl oysters were obtained in contravention of the provisions of this Ordinance, then such pearls or pearl oysters shall be forfeited to the Government unless satisfactory evidence is given that they were lawfully obtained, and that



person shall be guilty of an offence unless satisfactory evidence is given that he was not personally concerned in the unlawful obtaining thereof and that they were not dishonestly retained in his possession, power, or control with the knowledge that they had been unlawfully obtained.

9 (1) If any vessel is found on a pearl bank anchoring or hovering and not proceeding to her proper destination as wind and weather permit, or is found on or near a pearl bank in circumstances giving rise to reasonable suspicion that she is being or has been used for the unlawful collection of pearl oysters, any pearl fishery guard specially authorized by a Government Agent, Assistant Government Agent, or the inspector of pearl banks to act for the purposes of this section may enter, seize, and search such vessel, and convey the same to some convenient place in the Island for adjudication.

Seizure and forfeiture of poaching vessels.

(2) As soon as may be after the arrival of a vessel seized under this section, proceedings shall be commenced before a police magistrate against the person appearing to be in charge of the vessel and the owner thereof, if known and in the Island, alleging that the vessel has been used for the unlawful collection of pearl oysters, and in such proceedings, unless satisfactory evidence is given that the vessel had not been used for the unlawful collection of pearl oysters, the magistrate may declare that the vessel and her gear shall be forfeited to the Crown, unless a fine not exceeding one thousand rupees is paid within a time to be specified in the order, and shall also declare all appliances found in the vessel and appearing to be intended for the collection of pearl oysters and any pearl oysters or pearls found in the vessel to be forfeited to the Crown.

(3) If such proceedings are not commenced within one month from the arrival of the vessel, then, unless the delay is accounted for to the satisfaction of the magistrate, the magistrate shall, on the application of the owner of the vessel or of the person in charge, order the vessel to be released.

10 If any person contravenes or attempts to contravene or abets the contravention of any provision of this chapter or any regulation made thereunder, he shall be guilty of an offence against this Ordinance, and shall, on conviction by a police magistrate, be liable to a fine not exceeding two hundred rupees or to imprisonment of either description for a term not exceeding six months or to both such fine and imprisonment.

Penalty for offences under chapter II.

### CHAPTER III.

#### *Pearl Fishery Camps.*

11 (1) The Governor in Executive Council may from time to time by notification in the *Government Gazette* declare that a pearl fishery shall be held on any pearl bank between the dates specified therein, and may by the same or other similar notification declare any place to be a pearl fishery camp for the purposes of the pearl fishery, and may appoint any person to be camp superintendent thereof. A notification under this section may be amended from time to time.

Power to declare a pearl fishery camp.

(2) A place declared to be a pearl fishery camp shall be deemed to be a pearl fishery camp within the meaning of this Ordinance for one month before the commencement of, during the continuance of, and for one month after the termination of the fishery for which the camp is established.

12 (1) In any inquiry under section 87 of chapter VII. of the Criminal Procedure Code, 1898 (which relates to security for keeping the peace or for good behaviour), as respects any person found in or attempting or proposing to enter a pearl fishery camp, the evidence of any member of the police force of the country to which that person belongs, or from which that person has come, that that person is an habitual robber, housebreaker, or thief, or an habitual receiver of stolen property knowing the same to have been stolen, or is an habitual aider in the concealment or disposal of stolen property, or that he is a dangerous character by reason of his having been convicted of a crime of violence, shall be sufficient *prima facie* evidence of the fact and shall be admissible in evidence if it appears to the magistrate in all the circumstances of

Prevention of offences under chapter VII. of Criminal Procedure Code.

the case and after hearing any evidence given by or on behalf of the person charged to be true, and if the magistrate is satisfied that in the circumstances it is impracticable to obtain direct evidence as to the fact without an amount of delay or expense which in the circumstances appears to the magistrate to be unreasonable.

This sub-section applies only where the holding of the inquiry has been approved in writing by the camp superintendent.

(2) When any person found in or attempting or proposing to enter a pearl fishery camp and ordered to give security under chapter VII. of the Criminal Procedure Code, 1898, does not give such security on or before the date on which the period for which such security is to be given commences, the court may, if it thinks fit, order that that person shall, instead of being committed to prison, refrain from entering or be removed from the camp, and pending and during removal be kept in the custody of the police.

(3) If any person with respect to whom such an order is made subsequently enters the pearl fishery camp, he shall, on conviction by a police magistrate, be liable to imprisonment of either description for any period not exceeding six months.

Prohibition of the import of pearls into a camp.

13 (1) No person shall, without the permit of the camp superintendent, bring into a pearl fishery camp, or into the vicinity of a pearl fishery camp with a view to its being brought into the camp, or have in his possession in a pearl fishery camp, any artificial or cultured pearl or any pearl not being a pearl the product of a pearl oyster lawfully taken from a pearl bank at and during the continuance of the pearl fishery for which the camp is established.

(2) For the purposes of enforcing the provisions of this section every pearl fishery guard specially authorized in writing thereto by the camp superintendent shall have all the powers of search, seizure, and detention possessed by customs officers for the prevention and detection of smuggling.

(3) All pearls seized under the foregoing power or otherwise coming into the hands of a pearl fishery guard and suspected to have been dealt with in contravention of the provisions of this section shall, as soon as possible, be brought before a police magistrate, who, if an offence has been committed in respect of the pearls, may, in his discretion, either in addition to or without inflicting any other punishment, declare them to be forfeited to the Government, or he may order them to be detained until the end of the pearl fishery or until the owner leaves the camp.

Power to make regulations for administration of a pearl fishery camp.

14 Regulations may be made for preserving order, preventing the theft of pearls, accidents, fire, and disease, and regulating food prices within a pearl fishery camp, and as to any other matter or thing whatsoever, whether similar to those before enumerated or not, which the Governor in Executive Council considers necessary or convenient for the proper administration of a pearl fishery camp.

Restriction on rotting pearl oysters in urban area.

15 No person shall bring any pearl oyster to any place within the administrative limits of any municipality, urban district council, local board, or sanitary board, or transport, store, allow to rot, or otherwise treat any pearl oyster within such limits unless permitted so to do by, and in accordance with, such conditions (including the payment of fees) and directions as may be given by the chairman of the municipality, council, or board concerned.

Penalty for offences under chapter III.

16 Any person who contravenes or attempts to contravene or abets the contravention of any provision of this chapter or any regulation made thereunder shall be guilty of an offence against this Ordinance, and, on conviction by a police magistrate, shall be liable to a fine not exceeding one hundred rupees.

#### CHAPTER IV.

##### *Supplementary.*

Offences to be cognizable and bailable.

17 For the purposes of the Criminal Procedure Code, 1898, every offence against this Ordinance shall be deemed to be cognizable and bailable.

Saving of powers of customs officers.

18 Nothing in this Ordinance shall affect any power conferred on customs officers by Ordinance No. 17 of 1869.

19 Any pearls and pearl oysters appearing to be liable to forfeiture under this Ordinance may be seized by any pearl fishery guard and, when seized, shall be conveyed to the nearest police station and there detained until the court having jurisdiction in the matter has determined how the same are to be dealt with.

Power to seize articles liable to forfeiture.

20 All regulations shall, as soon as conveniently may be, be laid before the Legislative Council, and may, at any of the next following three meetings be rescinded by resolution of the Legislative Council, but without prejudice to anything already done thereunder, and if not so rescinded shall be deemed to be valid.

Regulations to be laid before Legislative Council.

21 The enactments specified in the third schedule are hereby repealed.

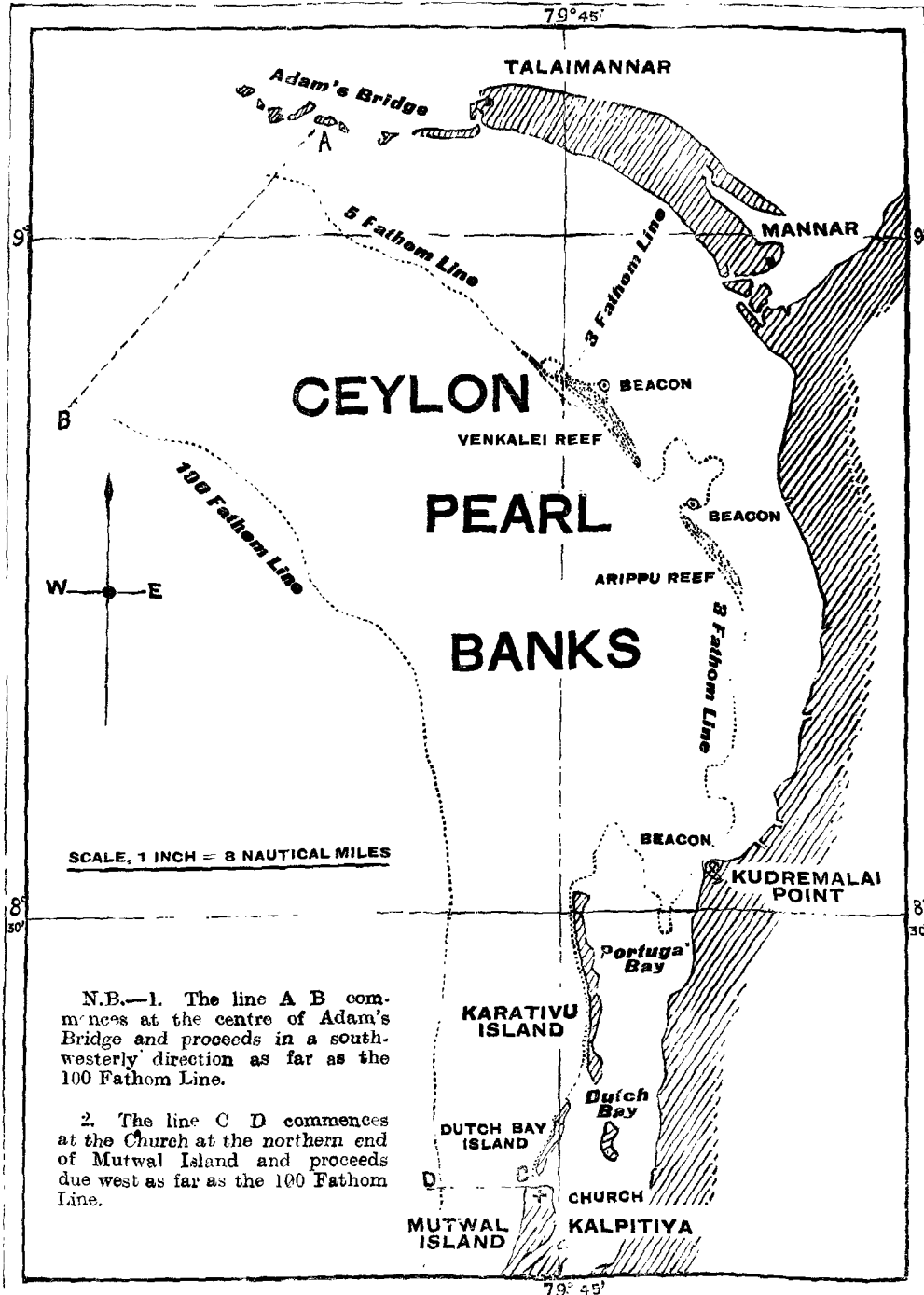
Repeal.

FIRST SCHEDULE.

PART I.

All that area of water enclosed on the plan delineated below by a dotted line in part marked "100 fathom line," in part marked "3 fathom line," in part marked "5 fathom line," in part marked "A B," and in part marked "D C."

Plan above referred to.

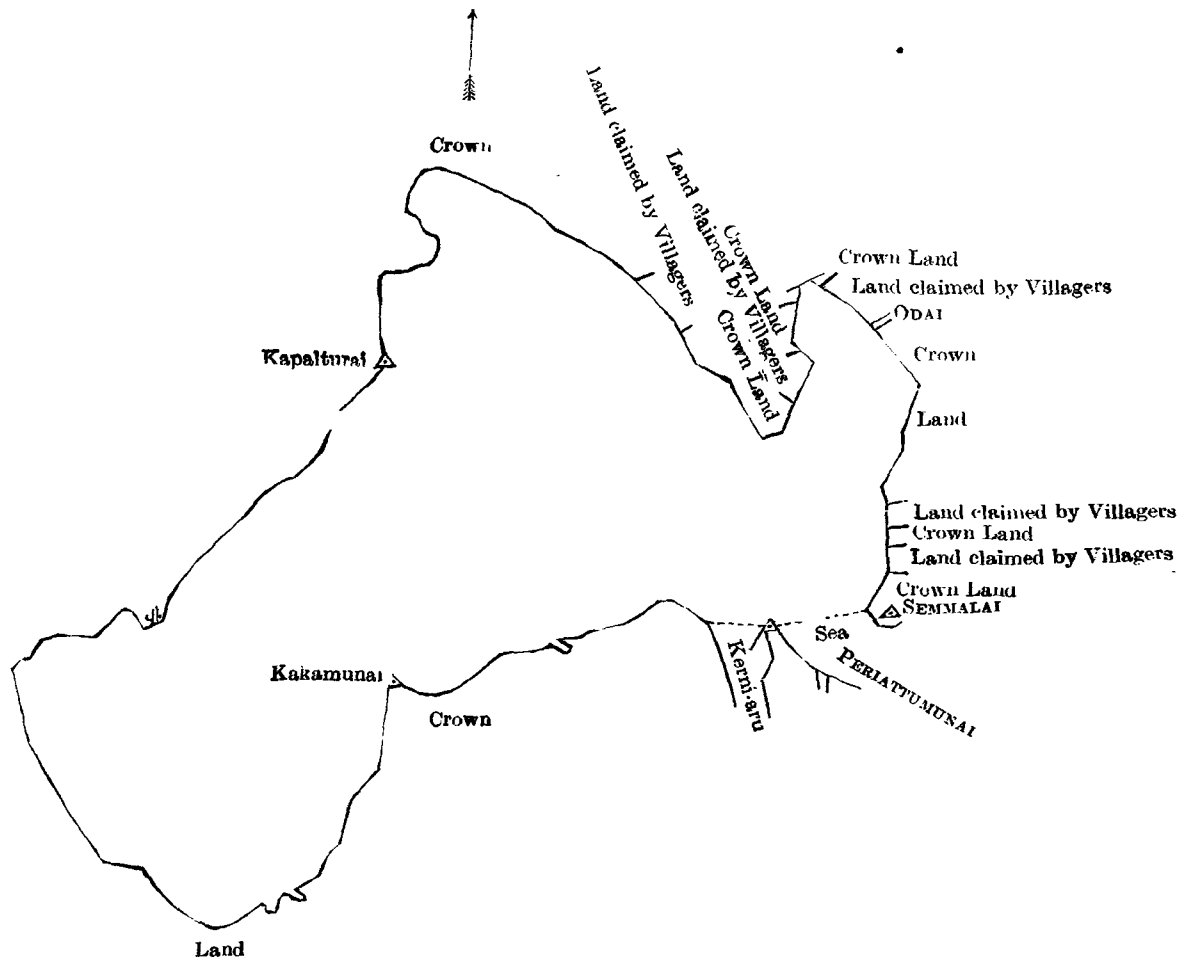


N.B.—1. The line A B commences at the centre of Adam's Bridge and proceeds in a south-westerly direction as far as the 100 Fathom Line.

2. The line C D commences at the Church at the northern end of Mutwal Island and proceeds due west as far as the 100 Fathom Line.

PART II.

That portion of Tampalakamam Bay, in the District of Trincomalee, Eastern Province, to the north and west of a line drawn from the hill called Semmalai, on the north side of the Bay to the promontory called Periyattumunai, on the south side of the Bay described in the plan hereto annexed, and dated February 5, 1925, authenticated by A. J. Wickwar, Esq., Surveyor-General.



Scale of 80 Chains to an Inch.

Plan of Tampalakamam Bay, Trincomalee District, Eastern Province; bounded as follows: north by Crown land and land claimed by villagers; east by land claimed by villagers, an odai, and Crown land; south by the sea, Kerni-aru, and Crown land; west by Crown land; containing in extent 5,006 acres only.

Surveyor-General's Office,  
Colombo, February 5, 1925.

A. J. WICKWAR,  
Surveyor-General.

SECOND SCHEDULE.

Forms of Pearl Fishery Licences.

THE PEARL FISHERIES ORDINANCE, 1925.

Licence to use a Boat for collecting Pearl Oysters.

(Not transferable.)

Under the above-mentioned Ordinance — (name of licensee) of boat No. — is hereby licensed to use the said boat for collecting pearl oysters.

The maximum number of persons to be carried in the boat shall not exceed —.

This licence to remain in force until —.

Government Agent's Office,

—, Ceylon,  
—, 192—.

—,  
Government Agent for the  
Northern Province.

Note.—This licence is issued subject to the conditions inscribed on the back hereof.

*Conditions referred to.*

1. On the issue of this licence the licensee shall deposit with the Government Agent, Northern Province, the sum of Rs. 100 as security for carrying out the conditions of this licence, and shall pay a fee equivalent to Rs. 5 per ton or part of a ton on the registered tonnage of his boat for the issue of the licence, but so that the maximum fee shall be Rs. 125.

2. The licensee and/or his tindal shall obey all orders received from officers in charge of Government vessels in regard to towage and in regard to taking up a proper position for being taken in tow, and shall facilitate the work of such officers in every way possible. The tindal and each member of the boat's crew shall wear an armlet or badge to be provided by the Government Agent and returned to him at the expiration of the licence.

3. If instructions are received that the boat shall be towed, it shall not be sailed or rowed or paddled instead of being towed.

4. The fishery number placed by orders of the Government Agent on the boat shall not be defaced or concealed from view, and shall always be kept in a legible state.

5. Fishing shall not take place beyond the lines of flag buoys put down on the orders of the Inspector of Pearl Banks to mark the limits of the fishing ground, and fishing shall take place only where white flag buoys shall have been laid down to indicate the centres round which fishing shall take place.

6. Should the licensee and/or his tindal be declared by the Government Agent, or by the Inspector of Pearl Banks, or by the Koddu Superintendent to have infringed or broken any of these conditions, the licensee shall pay such sum of money by way of a penalty as the Government Agent or the Koddu Superintendent shall deem adequate and authorize. For the first infringement or breach of any condition the penalty shall not exceed Rs. 30, or, in lieu of such penalty, the boat may be suspended from fishing for two days; for a second or subsequent infringement or breach of any condition the penalty shall not exceed Rs. 50, or, in lieu of such penalty, the boat may be suspended from fishing for such time as the Government Agent may consider fitting. Any of the said sums may be deducted from the deposit made by the licensee, or may be recovered by due process of law.

I, —, hereby accept the licence on the above conditions, and hereby agree to perform and observe the same.

At —, 192—.

Signature of the Licensee.

THE PEARL FISHERIES ORDINANCE, 1925.

For Arab Divers.

Licence to Dive for Pearl Oysters.

(Not transferable.)

Under the above-mentioned Ordinance — (name of licensee) of boat No. — is hereby licensed to dive from the said boat for pearl oysters.

This licence to remain in force until —.

Government Agent's Office,

—, Ceylon,

—, 192—.

Government Agent for the  
Northern Province.

*Note.*—This licence is issued subject to the conditions inscribed on the back hereof.

*Conditions referred to.*

1. On the issue of this licence the licensee will be required to deposit with the Government Agent, Northern Province, £1 (Rs. 15) as security for carrying out the conditions of this licence.

2. The licensee shall wear conspicuously a numbered badge during the continuance of the fishery, and shall produce it whenever required by any public officer.

3. The licensee shall not carry any knife or cutting instrument in the boat in which he is engaged, and shall be subject to be searched at any time whilst in the boat or in the koddus by any public officer.

4. The licensee shall not cut open any oyster fished, but shall deliver the whole catch intact to the officer of the Ceylon Government appointed to receive it.

5. The licensee shall not commence diving till the signal to commence fishing is given from the mark vessel by the hoisting of the fishing flag and the blowing of the whistle. He shall not dive anywhere except in the area marked by buoys as directed by the Inspector of Pearl Banks. He shall cease diving immediately the signal to cease fishing is given by the hauling down of the fishing flag and the blowing of the whistle.

6. The licensee shall collect and place in bags supplied to him by the Government of Ceylon all the oysters fished by him, and shall permit any officer acting under the orders of the Inspector of Pearl Banks to close and seal each or any bag as soon as it is full or immediately upon the signal to cease fishing being given.

7. The licensee shall obey all orders for the good conduct of the fishery issued by the Government Agent, the Inspector of Pearl Banks, or by the Koddu Superintendent.

8. All the divers working in each boat shall on landing bring their catches directly into the koddu and deposit them in the compartment of the koddu allotted by the Koddu Superintendent. The catches shall be divided by them into heaps of three. One-third share shall be selected by the Koddu Superintendent or his representative and shall be given back to the divers. The other two-thirds shall be retained by the Koddu Superintendent on behalf of the Crown. Failure on the part of the divers to comply with this rule will entail forfeiture of licences to dive, but each diver's deposit or the balance of his deposit shall be returned to him.

9. Should the licensee be declared by the Government Agent, or by the Inspector of Pearl Banks, or by the Koddu Superintendent to have infringed or broken any of the said conditions, the licensee shall pay such sum of money by way of penalty as the Government Agent or the Koddu Superintendent shall deem adequate and authorize. For the first infringement or breach of any condition, the penalty shall not exceed Rs. 5; for the second infringement or breach of any condition, the penalty shall not exceed Rs. 10; and for the third or any subsequent infringement or breach of any condition, it shall be lawful for the Government Agent, in addition to imposing a fine of Rs. 10 to confiscate the one-third share of oysters earned by the licensee for that day, or to cancel his licence to dive. Any of the said sums may be deducted from the deposit made by the licensee.

I, —, hereby accept the licence on the above conditions, and hereby agree to perform and observe the same.

At —, 192—.

Signature of Licensee.

#### THE PEARL FISHERIES ORDINANCE, 1925.

##### Non-Arab Divers.

##### Licence to Dive for Pearl Oysters

(Not transferable.)

Under the above-mentioned Ordinance — (name of licensee) of boat No. — is hereby licensed to dive from the said boat for pearl oysters.

This licence to remain in force until —.

Government Agent's Office,

—, Ceylon,

—, 192—.

Government Agent for the  
Northern Province.

*Note.*—This licence is issued subject to the conditions inscribed on the back hereof.

##### Conditions referred to.

1. The licensee shall wear conspicuously a numbered badge during the continuance of the fishery, and shall produce it whenever required by any public officer.

2. The licensee shall not carry any knife or cutting instrument in the boat in which he is engaged, and shall be subject to be searched at any time whilst in the boat or in the koddus by any public officer.

3. The licensee shall not cut open any oyster fished, but shall deliver the whole catch intact to the officers of the Ceylon Government appointed to receive it.

4. The licensee shall not commence diving till the signal to commence fishing is given from the mark vessel by the hoisting of the fishing flag and the blowing of the whistle. He shall not dive anywhere except in the area marked by buoys as directed by the Inspector of Pearl Banks. He shall cease diving immediately the signal to cease fishing is given by the hauling down of the fishing flag and the blowing of the whistle.

5. The licensee shall collect and place in bags supplied to him by the Government of Ceylon all the oysters fished by him, and shall permit any officer acting under the orders of the Inspector of Pearl Banks to close and seal each or any bags as soon as it is full or immediately upon the signal to cease fishing being given.

6. The licensee shall obey all orders for the good conduct of the fishery issued by the Government Agent, the Inspector of Pearl Banks, or by the Koddu Superintendent.

7. All the divers working in each boat shall on landing bring their catches directly into the koddu and deposit them in the compartment of the koddu allotted by the Koddu Superintendent. The catches shall be divided by them into heaps of three. One-third share shall be selected by the Koddu Superintendent or his representative and shall be given back to the divers. The other two-thirds shall be retained by the Koddu Superintendent on behalf of the Crown. Failure on the part of the divers to comply with this rule will entail forfeiture of licences to dive.

8. Should the licensee be declared by the Government Agent, or by the Inspector of Pearl Banks, or by the Koddu Superintendent to have infringed or broken any of the said conditions, the licensee shall pay such sum of money by way of penalty as the Government Agent or the Koddu Superintendent shall deem adequate and authorize. For the first infringement or breach of any conditions, the penalty shall not exceed Rs. 5; for the second infringement or breach of any condition, the penalty shall not exceed Rs. 10; and for a third or any subsequent infringement or breach of any condition, it shall be lawful for the Government Agent, in addition to imposing a fine of Rs. 10 to confiscate the one-third share of oysters earned by the licensee for that day or to cancel his licence to dive.

I, ———, hereby accept the licence on the above conditions, and hereby agree to perform and observe the same.

At ———, 192—.

\_\_\_\_\_  
Signature of Licensee.

### THIRD SCHEDULE.

(Repeals.)

Regulation No. 3 of 1811 intituled "For the Protection of His Majesty's Pearl Banks of Ceylon."

Ordinance No. 18 of 1843 intituled "To declare illegal the Possession of certain Nets and Instruments within certain limits."

Ordinance No. 8 of 1906 intituled "An Ordinance to confirm an Agreement for a Lease of Pearl Fisheries on the Coast of Ceylon and to authorize the Crown Agents for the Colonies to execute such Lease on behalf of the Government of Ceylon."

The Pearl Fishery Ordinance, 1906.

The Pearl Fisheries (Arbitration) Ordinance, 1907.

Passed in Council the Sixth day of February, One thousand Nine hundred and Twenty-five.

W. E. HOBDAY,  
Clerk to the Council.

Assented to by His Excellency the Governor the Twelfth day of February, One thousand Nine hundred and Twenty-five.

C. CLEMENTI,  
Colonial Secretary.