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PART II.—Legal and Judicial.

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Part II.—Legal and Judicial.

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NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary
Jurisdiction.
No. C/565.

In the Matter of the Goods and Chattels of Don Philip Talayaratne Mudaligeey Abraham Candappa Appuhamy, of St. Joseph's street in Colombo, deceased.

THIS matter coming on for disposal before Joseph Grenier, Esq., Acting District Judge of Colombo, on the 14th day of February 1895, in the presence of J. E. R. Pereira, Proctor, on the part of the petitioner Don Philip Talayaratne Mudaligeey Salamon Candappa Appuhamy, of St. Joseph's street in Colombo, and the affidavit of the said Don Philip Talayaratne Mudaligeey Salamon Candappa Appuhamy having been read:

It is ordered that the said Don Philip Talayaratne Mudaligeey Salamon Candappa Appuhamy be and he is hereby declared entitled to have letters of administration to the estate of Don Philip Talayaratne Mudaligeey Abraham Candappa Appuhamy, deceased, issued to him, as brother and only heir of the said deceased, unless any person shall, on or before the 28th day of March, 1895,

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

JOSEPH GRENIER,
Acting District Judge.

The 14th day of February, 1895.

In the District Court of Colombo.

Order Nisi.

Testamentary
Jurisdiction.
No. C/569.

In the Matter of the Estate, Goods and Chattels, and Rights and Credits of Kahandawitagamage Dona Asso Hamy, late of Wattale in the Ragam pattu of the Alutkuru korale, deceased.

THIS matter coming on for disposal before Joseph Grenier, Esq., Acting District Judge of Colombo, on the 28th day of February, 1895, in the presence of E. W. Perera, Proctor, on the part of the petitioner Santiago Pinto Samarasingha Gunawardana, of Wattale in the Ragam pattu of the Alutkuru korale; and the affidavit of the said Santiago Pinto Samarasingha Gunawardana, dated February 20, 1895, having been read: It

is ordered that the said Santiago Pinto Samarasinghe Gunawardana be and he is hereby declared entitled to have letters of administration to the estate of Kahandawitagamage Dona Asso Hamy, deceased, issued to him, as husband of the 5th respondent, unless the respondents, 1, Kahandawitagamage Don Migel Appu; 2, Kahandawitagamage Don Nicholas Appu; 3, Karoogodage Don Aloysius Jayawardane; 4, Karoogodage Dona Pavistina Jayawardana; 5, Kahandawitagamage Dona Maria Madalena Hamine; 6, Kahandawitagamage Don Jusey Appu; 7, Kahandawitagamage Don Allis Appu; and 8, Kahandawitagamage Don Manuel Appu, all of Wattale, in the Ragam pattu of the Alutkuru korale—shall, on or before the 28th day of March, 1895, show sufficient cause to the satisfaction of this court to the contrary.

JOSEPH GRENIER,
Acting District Judge.

The 28th day of February, 1895.

In the District Court of Negombo.

Citation.

Testamentary Jurisdiction } In the Matter of the Intestate Estate of Kurukulasuria Joseph Peris, of Negombo, deceased.
No. 161.

To the Fiscal of the District of Negombo.—Greeting.

CITE or cause to be cited Kurukulasuria Regina Peris, of Mohandiranpitiya in Negombo, widow of the above-named deceased Joseph Peris, and all other persons who may have in their possession any wills or codicils, to appear before this court on the 18th day of April, 1895, at 10 o'clock in the morning, and to bring such wills or codicils, if any, or if none that the said Regina Peris do accept or refuse letters of administration of the estate of the deceased, or otherwise do show cause why administration should not be granted to Solomon Peter Soysa, of Colombo, as a creditor of the said deceased, or to the Secretary of this Court, or to such other person as the court shall consider fit. In default of which appearance and cause shown this court will proceed to grant letters of administration to the said Solomon Peter Soysa as such creditor as aforesaid, or such other person as aforesaid.

By order of court,

F. VANDERPUT,
Secretary.

March 18, 1895.

In the District Court of Kalutara.

Order Nisi.

Testamentary Jurisdiction } In the Matter of the Estate and Effect^s of the late Kannangeregey Doochy Nona Haminey, deceased, of Kalutara.
No. 90.

THIS matter coming on for disposal before F. J. de Livera, Esq., District Judge of Kalutara, on the 4th day of March, 1895, in the presence of Mr. H. S. Jayawickrama, Proctor, on the part of the petitioner; and the affidavit of the petitioner Beneragama Vidanelage Don Baron Appuhamy, dated 4th day of March, 1895, having been read: It is declared that the said Beneragama Vidanelage Don Baron Appuhamy is entitled to have letters of administration of the estate of the deceased issued to him, unless the respondents—1, Beneragama Vidanelage Don William Appuhamy; 2, Beneragama Vidanelage Don Peiris Appuhamy; 3, Beneragama Vidanelage Dona Tuchy Nonahamy; 4, Beneragama Vidanelage Dona Koney Nonahamy—shall, on or before the 10th day of April, 1895, show sufficient cause to the satisfaction of this court to the contrary.

F. J. DE LIVERA,
District Judge.

The 4th day of March, 1895.

In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction } In the Matter of the Estate of Ekanayake Mudiyansele Kalu Banda Arachchi, late of Eriyagama in Yatinuwara, deceased.
Class I. No. 1,866.

Ekanayake Mudiyansele Ukku Banda.....Petitioner
And

1, Weeratunga Mudiyansele Ran Menika; 2, Ekanayake Mudiyansele Dingiri Banda; 3, Ekanayake Mudiyansele Tikiri Banda; 4, Ekanayake Mudiyansele Ukkumenika; 5, Ekanayake Mudiyansele Punchimenika; and 6, Ekanayake Mudiyansele Kiri Banda, the 3rd, 4th, 5th, and 6th, by their guardian *ad litem* Weeratunga Mudiyansele Ran Menika Respondents.

THIS matter coming on for disposal before John Henricus de Saram, Esq., District Judge of Kandy, on the 18th day of February, 1895, in the presence of Mr. Vanderwall, Proctor, on the part of the petitioner Ekanayake Mudiyansele Ukku Banda; and the affidavit of the said Ekanayake Mudiyansele Ukku Banda, dated 11th January, 1895, having been read: It is declared that the said Ekanayake Mudiyansele Ukku Banda is the son of Ekanayake Mudiyansele Kalu Banda Arachchi, deceased, and as such is entitled to have letters of administration to the estate of Ekanayake Mudiyansele Kalu Banda Arachchi, deceased, issued to him, unless the respondents above-named shall, on or before the 29th day of March, 1895, show sufficient cause to the satisfaction of this court to the contrary.

J. H. DE SARAM,

The 18th day of February, 1895. District Judge.

In the District Court of Tangalla.

Order Nisi.

Testamentary Jurisdiction } In the Matter of the Estate of the late Victoria Henrietta Johnson, deceased, of Hambantota.
No. 265.

THIS matter coming on for disposal before William George Haines, Esq., Acting District Judge of Tangalla, on the 4th day of March, 1895, in the presence of Mr. Proctor Eugene G. Auwardt on the part of the petitioner Charles Owen Johnson, of Jaffna; and the affidavit of the said Charles Owen Johnson of Jaffna, dated 4th February, 1895, having been read: It is ordered that the said Charles Owen Johnson of Jaffna be, and is hereby declared to have letters of administration to the estate of his deceased wife, Victoria Henrietta Johnson, unless the respondents—1, Margurite Irene Johnson of Jaffna; 2, Harriet Huybertsz; 3, Marian Eliza Huybertsz, both of Colombo; 4, Henry Peter Huybertsz of Kegalla; 5, Edith Agnes Huybertsz of Colombo; 6, Alice Florence Huybertsz of Jaffna, now the wife of the petitioner; and 7, Anne Frances Huybertsz of Colombo—shall, on or before the 8th day of April, 1895, show sufficient cause to the satisfaction of this court to the contrary.

W. G. HAINES,

The 4th day of March, 1895. Acting District Judge.

In the District Court of Kurunegala.

Order Nisi.

Testamentary Jurisdiction } In the Matter of the Estate of the late Rajapakse Wasala Panditaratna Mudiyansele Appuhami, Lekamahatmeya, deceased, of Bamonawela.
No. 513.

Atapattu Mudiyansele Banda, Gan-arachchi. Petitioner.
Vs.

1, Rajapaksa Wasala Panditaratna Mudiyansele Punchi Banda; 2, Rajapaksa Wasala Panditaratna Mudiyansele Tikiri Banda, both of Bamonawela in Terigandahe korale..... Respondents.

THIS matter coming on for disposal before John Davenport Mason, Esq., Acting District Judge, on the 7th day of February, 1895, in the presence of the petitioner in person; and the affidavit of the said petitioner

dated 6th February, 1895, having been read : It is declared that the said Atapattu Mudiyansele Banda, Gan-arachchi, as brother-in-law of the deceased Appuhami Lekam-mahatmeya, is entitled to have letters of administration of the estate of the said intestate issued to him, unless the respondents shall, on or before the 11th day of March, 1895, show sufficient cause to the satisfaction of this court to the contrary.

March 11, 1895. J. D. MASON,
Acting District Judge.

Time to show cause extended till the 1st day of April, 1895.

J. D. MASON,
Acting District Judge.

In the District Court of Badulla.

Order Nisi.

No. B/62. In the Matter of the Estate, Goods, Chattels, and Effects of Nandris de Silva Jayawardana, late of Pattipola in Badulla, deceased.

Between

David Weerasuriya Arachchi, of Dodanduwa...Petitioner
And

1, Weerasuriya Gunawardana Mahawaduge Selestina Perera Abeyakarunaratna Dissanayake Hamine, of Panadure in the District of Kalutara, a person of unsound mind, represented by her guardian Nicholas Perera Abeyakarunaratna Dissanayake Appuhami, of Panadure ; 2, Andris de Silva Jayawardana, Notary ; 3, Frederick de Silva Jayawardana, both of Ambalangoda in the District of Galle ; 4, Hendrick de Silva Jayawardana, of Pattipola in Badulla ; 5, Isaac de Silva Jayawardana, Vidane-arachchi ; 6, Dona Ana de Silva Jayawardana, and her husband 7, Owen Henry de Silva, Deputy Coroner ; 8, Cornelis de Silva Jayawardana, all of Ambalangoda ; 9, Dona Christina de Silva Jayawardana, of Ambalangoda, and her husband 10, Andrawas Patabendige Jeronis de Waas Gunawardana, of Pattipola.....Respondents.

THIS matter coming on for disposal before J. G. Fraser, Esq., District Judge of Badulla, on the 10th day of March, 1895, in the presence of Mr. J. D. Bartholomeusz on the part of the petitioner David Weera-

suriya Arachchi, of Dodanduwa ; and the affidavit of the said David Weerasuriya Arachchi, dated 30th November, 1894, having been read : It is ordered that the said David Weerasuriya Arachchi be and he is hereby declared entitled to have letters of administration to the estate of the deceased Nandris de Silva Jayawardana issued to him unless the respondents shall, on or before the 29th day of April, 1895, show sufficient cause to the contrary.

J. G. FRASER,
District Judge.

The 10th March, 1895.

In the District Court of Chilaw.

No. 479. In the Matter of the Estate of the late Warnekulesuria Juan Fernando, of Aluttota.

THIS matter coming on for disposal before Edward Thomas Noyes, Esq., District Judge of Chilaw, on the 6th day of March, 1895; and the petition and affidavit of Warnekulesuria Pedroe Fernando, of Aluttota, dated the 6th day of March, 1895, having been read : It is ordered that the said Warnekulesuria Pedroe Fernando be and he is hereby declared entitled to have letters of administration to the estate of the late Warnekulesuria Juan Fernando, of Aluttota, issued to him, and that such letters be accordingly issued to him, unless any person shall, on or before the 8th day of April, 1895, show sufficient cause to the contrary to the satisfaction of this court.

E. T. NOYES,
District Judge.

In the District Court of Chilaw.

No. 473. In the Matter of the Estate of the late Piche Kandu Piche Marikar, of Battulu-oya.

THIS matter coming on for disposal before Edward Thomas Noyes, Esq., District Judge of Chilaw, on the 13th day of February, 1895; and on reading the petition and affidavit of Piche Marikar Kadarsa Marikar, of Pulichchakolam, dated the 12th day of February, 1895 : It is ordered that the said Piche Marikar Kadarsa Marikar, of Pulichchakolam, be and he is hereby declared entitled to have letters of administration to the estate of the late Piche Kandu Piche Marikar, of Battulu-oya, issued to him, and that such letters be accordingly issued to him, unless any person shall, on or before the 8th day of April, 1895, show sufficient cause to the contrary to the satisfaction of this court.

E. T. NOYES,
District Judge.

NOTICES OF INSOLVENCY.

In the District Court of Kandy.

No. 1,352. In the matter of the insolvency of Rowland Boustead.

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 April 26, 1895, to prove further claims.

By order of court,
A. SANTIAGO,
Secretary.

Kandy, March 18, 1895.

In the District Court of Galle.

No. 257. In the matter of the insolvency of Rasa Marikkar Mohamadu Abdul Cader, of Gintota.

NOTICE is hereby given that a certificate of conformity as of the second class was allowed to the above-named insolvent on February 8, 1895.

By order of court,
JAMES KRAUSE,
Secretary.

Galle, March 18, 1895.

No. 262. In the matter of the insolvency of Mark Anthony, of Galle.

WHEREAS Gamanpilege Geregoris de Silva, of Kaluwella, has filed a declaration of insolvency and a petition for the sequestration of the estate of Mark Anthony, of Galle, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Mark Anthony insolvent accordingly; and that two public sittings of the court, to wit, on April 19, 1895, and on May 10, 1895, 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,
JAMES KRAUSE,
Secretary.

Galle, March 18, 1895.

No. 263. In the matter of Sinne Lebbe Marikkar Abamed Anifa, of Galupiadda.

WHEREAS Sinne Lebbe Marikkar Abamed Anifa 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 April 19, 1895, and May 10, 1895, 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,
JAMES KRAUSE,
Secretary.

Galle, March 18, 1895.

In the District Court of Badulla.

No. 79. In the matter of the insolvency of Merinnage Bastian Salgado, of Badulla.

WHEREAS Merinnage Bastian Salgado, of Badulla, 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 April 22 and 30, 1895, 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,
R. SOLOMONS,
Secretary.

Badulla, March 12, 1895.

NOTICES OF FISCALS' SALES.

Western Provinces.

In the District Court of Colombo.

V. Sangara Pillai, of Colombo Plaintiff.
No. 4,582/C. Vs.

1, E. L. Jayanambu Nachchia ; and 2, M. A. Shaul Hameed, both of Galle Defendants.

NOTICE is hereby given that on Wednesday, April 17, 1895, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz.:-

One-tenth share of the house and premises bearing assessment No. 36, situated at Chatham street (formerly called Beer street) in the Fort of Colombo ; and bounded on the north by the house reputed to belong to the late Mr. George de Wendt, on the east by the house No. 37 in Chatham street, Colombo, on the south by Chatham street, and on the west by the house No. 35, Chatham street Colombo, containing in extent 2 roods more or less.

Fiscal's Office, S. D. BANDARANAIKE,
Colombo, March 20, 1895. Deputy Fiscal.

In the District Court of Colombo.

Mahagederewattege Don Thomas, of Colombo Plaintiff.
No. 7,055/C. Vs.

Henry de Costa, of Ditch lane, Slave Island, Colombo Defendant.

NOTICE is hereby given that on Thursday, April 18, 1895, 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, viz.:-

One-third part of all that garden and houses constructed thereon, situated at Malay street, Slave Island in Colombo, now bearing assessment Nos. 41, 30, 31, and 32; and bounded on the north formerly by the garden of Abraham Perera presently by the Ditch lane, on the east formerly by the property of Anastasia Thomas and of Katherine Morias now by house No. 7 belonging to Sinanpappan and by house No. 8 belonging to Nicholas Assarappa, on the south formerly by the house of Bernardo de Silva now by house No. 33 belonging to Assila Maricar Hadjar and the house of Caro Appu, and on the west by the road known as Malay street, containing in extent 31.67, square perches.

Fiscal's Office, S. D. BANDARANAIKE,
Colombo, March 20, 1895. Deputy Fiscal.

In the District Court of Colombo.

George William Rudd, the surviving executor of the last will and testament of the late Andrew Henry Fryer Plaintiff.
No. 2,938. Vs.

John Frederick Driberg Defendant.

NOTICE is hereby given on April 20, 1895, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the following property, viz.:-

A portion of the cinnamon estate situate at Ekale, in the Ragam pattu of the Alutkuru korale ; and bounded on the north by the road to Galla estate bungalow and the property of Messrs. Abeyasinha, on the east by the road and the property of Messrs. Abeyasinha, on the south by the road from Dandugama to Ganepola, and on the south-

west and west by a ditch separating this land from land claimed by the villagers, containing in extent 100 acres according to the figure of survey dated December 5, 1876, made by C. Ludivici, Surveyor ; specially and primarily mortgaged by the defendant by bond dated December 14, 1876, and declared specially bound and executable for the decree entered in the above case on the footing of the said mortgage.

Amount to be levied Rs. 547-16, with interest thereon at 8 per cent. per annum from December 3, 1890.

Deputy Fiscal's Office, J. P. LEWIS,
Negombo, March 19, 1895. Deputy Fiscal.

Southern Province.

In the District Court of Galle.

Carimjee Jafferjee, of Colombo, by his attorney
Mohomed Bhy Abdul Ally, of Galle Plaintiff.
No. 2,708. Vs.

H. H. M. Silva, of Magalla, trading under the firm and style of H. H. M. Silva & Co., of Galle Bazaar Defendant.

NOTICE is hereby given that on Saturday, April 20, 1895, at 4 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.:-

An undivided 33-64 part of the soil and trees of the garden called Imbulgahawatta, situate at Galupiadda, and the tiled house of 15 cubits built of stones and plastered with lime, and the row of adjoining rooms with all the outhouses and buildings thereon.

This writ is issued to levy a sum of Rs. 1,337-58.

Fiscal's Office, H. J. WOUTERSZ,
Galle, March 16, 1895. Deputy Fiscal.

In the District Court of Colombo.

P. L. M. Vairaven Chetty, of Colombo Plaintiff.
No. C/6,759. Vs.

1, M. S. Arnolis, of the Fort, Colombo, carrying on business under the name, style, and firm of M. S. Louis & Co.; 2, A. H. Keuneman, of the Fort, Colombo, Manager of the said firm of M. S. Louis & Co. Defendants.

NOTICE is hereby given that on the days under-mentioned will be sold by public auction at the spot the right, title, and interest of the said first defendant in the following property, viz.:-

On Thursday, April 18, 1895, commencing at 4 o'clock in the afternoon.

1. An undivided $\frac{1}{2}$ part or share of the house and ground bearing assessment No. 14, situate at Lighthouse street, Galle.

2. An undivided $\frac{1}{2}$ part or share of the house and ground bearing assessment No. 10, situate at Chando street, Galle.

On Friday, April 19, 1895, commencing at 3 o'clock in the afternoon.

3. An undivided $\frac{1}{2}$ part or share of the garden called Beligaswatta situate at Dangedara.

4. An undivided $\frac{1}{2}$ part or share of the garden called Kapuhengahawatta, situate at Ambalamewatta.

This writ is issued to levy a sum of Rs. 402-50, with interest on Rs. 201-25 at 9 per cent. per annum from

October 27, 1894, and on Rs. 201.25 from November 26, 1895, till payment in full.

Fiscal's Office,
Galle, March 16, 1895.

H. J. WOUTERSZ,
Deputy Fiscal.

In the District Court of Matara.

Samitchi de Silva Wirakoon, Maha-vidane Plaintiff.
No. 974. Vs.

Manawaduge Don Johanes Gunawardana.....Defendant.

NOTICE is hereby given that on Saturday, April 20, 1895, at 12 o'clock noon, will be sold by

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

Situated at Dewundera.

The garden Tandalgewatta and the four tiled houses standing thereon.

Claim Rs. 1,821.73, with interest on Rs. 1,500 at 12 per cent. per annum.

D. A. GOONARATNE,
Deputy Fiscal.

Deputy Fiscal's Office,
Matara, March 13, 1895.