



# Ceylon Government Gazette

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and General Government Notifications.  
PART II.—Legal and Judicial.

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## Part II.—Legal and Judicial.

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**I**, AUGUSTINE RAWLINS DAWSON, Fiscal of the Western Province, do hereby appoint Mr. James de Livera Weerakoon to be Marshal for the District of Panadure, under the provisions of the Fiscal's Ordinance No. 4 of 1867, and authorize him to perform the duties and exercise the authority of Marshal, for which this shall be his warrant.

This 8th day of April, 1895.

A. R. DAWSON,  
Fiscal.

**N**OTICE is hereby given that a suit has been instituted in the Court of Requests of Gampola by the labourers of Leemagastenna estate, against the Proprietor thereof, under the Ordinance No. 13 of 1889, for the recovery of their wages amounting to Rs. 134.75.

Court of Requests,  
Gampola, April 10, 1895.

G. FONSEKA,  
Chief Clerk.

**B**y virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Galle will be holden at the Court-house at Galle on Thursday, April 25, 1895, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above-mentioned, and not to depart without leave asked and granted.

Fiscal's Office,  
Galle, March 28, 1895.

E. ELLIOTT,  
Fiscal.

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## DRAFT ORDINANCES.

## MINUTE.

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

An Ordinance to provide for the protection of Person and Property from the risks incidental to the supply and use of Electricity for lighting and other purposes.

Preamble.

WHEREAS it is expedient to control the supply and use of electricity for lighting and other purposes, and to provide for the protection of persons and property from the risks incidental to such supply and use: 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 called "The Electricity Ordinance, 1895."

Commencement.

2 This Ordinance shall come into operation on such day as the Governor shall, by Proclamation in the *Government Gazette*, appoint.

Definitions.

3 In this Ordinance, unless there is something repugnant in the subject or context—

- (1) "Electricity" includes galvanism, magnetism, magneto-electricity, and electro-magnetism;
- (2) "Purpose" includes any purpose except the transmission of a message; and
- (3) "Vessel" includes anything used for the conveyance by water of human beings or of property.

Notice of intention to supply or use electricity.

4 In either of the following cases, namely:

- (a) If a person intends to undertake the business of supplying electricity; or
- (b) If a person intends to use electricity for any public purpose, or in any public place, or in any place where there is likelihood of the public being affected, or in a place in which fifty or more persons are likely to be assembled;

the person shall, one week at least before commencing the supply or use, give notice of his intention to the government agent of the province.

The Governor empowered to make rules.

5 The Governor in Council may from time to time make such rules as he thinks expedient—

- (a) For the protection of person and property from injury by reason of contact with, or the proximity of, appliances or apparatus used in the generation or supply of electricity;
- (b) For preventing telegraph lines from being injuriously affected by any of those appliances or apparatus; and
- (c) For authorizing the government agent, postmaster-general, or superintendent of police, or any person specially authorized by such officers, to enter, inspect, and examine any place, carriage, or vessel in which the officer has reason to believe any such appliances or apparatus to be;

and such rules from time to time to add to, amend, alter, and repeal.

All such rules when made, added to, amended, altered, or repealed shall be published in the *Government Gazette*, and upon such publication they shall be deemed to be within the powers conferred by this section on the Governor in Council, and shall be as legal, valid, and effectual as if the same had been enacted herein.

## Penalties.

6 If a person undertakes the business of supplying electricity, or uses electricity for any such purpose, or in any such place as is referred to in section 4 without giving the notice required by that section, or infringes any rules under section 5, or obstructs an officer in the exercise of his authority under any such rule to enter, inspect, and examine any place, carriage, or vessel, he shall be punished with fine which may extend to five hundred rupees, and, if he continues so to supply or use electricity, or infringe the rule, or obstruct the officer after notice in writing to desist from so doing has been given to him by the police magistrate, or in a provincial town by the superintendent of police, he shall be further punished with fine which may extend to one hundred rupees for every day during which such supply, use, infringement, or obstruction continues.

The Government may confer powers of telegraph authority upon any public officer for placing appliances for supply of electricity.

7 The Governor in Council may, for the placing of appliances and apparatus for the supply of electricity for any purpose of the Government, confer upon any public officer any of the powers which the telegraph authority possesses with respect to the placing of telegraph lines and posts for the purpose of a telegraph established or maintained by the Government or to be so established or maintained.

Colonial Secretary's Office,  
Colombo, April 10, 1895.

By His Excellency's command,

E. NOEL WALKER,  
Colonial Secretary.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. { In the Matter of the Last Will and Testament of Pannaswatte Liyane Aratchige Don David Perera, Vidane Arachchi of Mutwal, Colombo, deceased.

THIS matter coming on for disposal before Joseph Grenier, Esq., Acting District Judge of Colombo, on the 21st day of March, 1895, in the presence of F. A. Prins, Proctor, on the part of the petitioner Madurawelagye Don Felix Jayasundera, of Mutwal in Colombo; and the affidavits of the said Madurawelagye Don Felix Jayasundera, dated 22nd October, 1894, and of Don James Armanis de Silva Siriwardene *alias* James Alexander Siriwardene, Angunewella Pandittaratne Mudianselage Madduma Banda, and Wanasinghe Aratchige Don Velerian Appuhamy, dated 7th February, 1895, having been read: It is ordered that the will of Pannaswatte Liyane Arachchige Don David Perera, Vidane Arachchi of Mutwal, Colombo, deceased, dated 7th June, 1894, and now deposited in this court, be and the same is hereby declared proved, unless the respondents—1, Periapperuma Arachchige Luciya Perera Hamine, 2, Madarawelagye Don Elaris Jayasundera; 3, Don Paules Perera Kuletunge, of Mutwal, Colombo; and 4, Jayamanna Mohottige Don Joseph Appuhamy, of Maradana, Colombo—shall, on or before the 2nd day of May, 1895, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Madurawelagye Don Felix Jayasundera is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless the said respondents shall, on or before the 2nd day of May, 1895, show sufficient cause to the satisfaction to this court to the contrary.

JOSEPH GRENIER,  
Acting District Judge.

The 21st day of March, 1895.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. { In the Matter of the Estate and Effects of Deneypitiya Vidanelage Dona Selestina Hamine, of Armour street in Colombo, deceased.

THIS matter coming on for disposal before Joseph Grenier, Esq., Acting District Judge of Colombo, on the 14th day of March, 1895, in the presence of Charles Perera, Proctor, on the part of the petitioner Don Mohotti Appuhamy Ariapperuma Ramanayake, of Mattakkuliya in Colombo; and the affidavit of the said Don Mohotti Appuhamy Ariapperuma Ramanayake, dated 8th March, 1895, having been read: It is ordered that the said Don Mohotti Appuhamy Ariapperuma Ramanayake be and he is hereby declared entitled to have letters of administration to the estate of Deneypitiya Vidanelage Dona Selestina Hamine, deceased, issued to him, as husband of the said deceased, unless the respondent Dona Elsina Hamy Ariapperuma Ramanayake, of Mattakkuliya in Colombo, shall, on or before the 25th day of April, 1895, show sufficient cause to the satisfaction of this court to the contrary.

JOSEPH GRENIER,  
Acting District Judge.

The 14th day of March, 1895.

In the District Court of Kandy.

*Order Nisi.*

Testamentary Jurisdiction. { In the Matter of the Estate of Miskin Karsa Usman, late of Kandy, deceased.

Class I. No. 1,868. } Miskin Karsa Colende.....Petitioner  
And  
1, Muttu Natchia; and 2, Amina Umma *alias* Packer Umma ..... Respondents.

THIS matter coming on for disposal before John Henricus de Saram, Esq., District Judge of Kandy, on the 26th day of March, 1895, in the presence of Mr. J. B. Siebel, Proctor, on the part of the petitioner Miskin Karsa Colende; and the affidavit of the said Miskin Karsa Colende, dated the 14th day of March, 1895, having been read:

It is declared that the said Miskin Karsa Colende is the brother of Miskin Karsa Usman, deceased, and as such is entitled to have letters of administration to the estate of Miskin Karsa Usman, deceased, issued to him, unless the respondents above-named shall, on or before the 26th day of April, 1895, show sufficient cause to the satisfaction of this court to the contrary.

J. H. DE SARAM,  
District Judge.

The 26th day of March, 1895.

In the District Court of Tangalla.

*Order Nisi.*

Testamentary Jurisdiction. { In the Matter of the Estate of the late Patabendige Don Dias, deceased, of Hambantota.

THIS matter coming on for disposal before William George Haines, Esq., Acting District Judge of Tangalla, on the 30th day of March, 1895, in the presence of the petitioner Daluwatage Sanchohamy, of Hambantota; and the affidavit of the said petitioner, dated 30th March, 1895, having been read, and the evidence of the said petitioner taken:

It is ordered that the will of Patabendige Don Dias, deceased, dated 18th December, 1894, and now deposited in this court, be and the same is hereby declared proved.

It is further declared that the said Daluwatage Sanchohamy, as widow, is entitled to have letters of administration issued to her, with a copy of the will annexed, unless the respondents,—1, Patabendige Karonchi Hamy; 2, Galappattibaduge Charles Sinno; 3, Patabendige Hendrick Dias; 4, Patabendige Misinona; and 5, Patabendige Babunona, all of Hambantota—shall, on or before the 27th day of April, 1895, show sufficient cause to the satisfaction of this court to the contrary.

W. G. HAINES,  
Acting District Judge.

The 30th day of March, 1895.

In the District Court of Batticaloa.

*Order Nisi.*

Testamentary Jurisdiction. { In the Matter of the Estate of the late Sanmugampillai Parupattupillai, of Kalmunai, deceased.

No. 271. } Nagamuttu Suppiramaniam, of Kalmunai.....Petitioner  
And  
Sanmugam Arunasalem, Overseer, of Komarie. Respondent.

THIS matter coming on for disposal before C. J. R. Le Mesurier, Esq., District Judge of Batticaloa, on the 18th day of March, 1895, in the presence of Mr. Suppiramaniam, Proctor, on the part of the petitioner Nagamuttu Suppiramaniam; and the affidavit of the said Nagamuttu Suppiramaniam having been read: It is ordered that the said Nagamuttu Suppiramaniam, as the lawful husband of the deceased Sanmugampillai Parupattupillai, be and he is hereby declared entitled to have

letters of administration to the estate of the said Sanmugampillai Parupattupillai issued to him, and the same are hereby granted, unless the respondent shall, on or before the 30th April, 1895, show sufficient cause to the contrary.

C. J. R. LE MESURIER,  
District Judge.

This 18th March, 1895.

In the District Court of Ratnapura.

*Order Nisi.*

Testamentary } In the Matter of the Estate and Effects  
Jurisdiction. } of the late Kukule Viyannalage  
No. 441. } Pendirisa, Gan-arachchi of Opanaika.  
deceased.

THIS matter coming on for disposal before K. W. B. Macleod, Acting District Judge, on the 4th day of

April, 1895, in presence of the petitioner Hettihele Kiripetta, of Opanaika; and the affidavit of the said Hettihele Kiripetta, dated the 4th day of April, 1895, having been read: It is ordered that the said Hettihele Kiripetta be and she is hereby declared entitled to have letters of administration to the intestate estate of the said Kukule Viyannalage Pendirisa, Gan-arachchi, issued to her, as the wife of the said Kukule Viyannalage Pendirisa, Gan-arachchi, deceased, unless sufficient cause be shown to the contrary by Kukule Viyannalage Harmanisa, Kukule Viyannalage Kiripina, Kukule Viyannalage Ukkupina, or any other person on or before the 2nd day of May, 1895.

K. MACLEOD,  
Acting District Judge.

The 4th day of April, 1895.

## NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 1,817. In the matter of the insolvency of Cyril Martin D'Zilva, of 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 May 16, 1895, for the approval of the conditions of sale of the house and ground at New Urugodawatta road, Colombo, belonging to the estate of the insolvent in the above case.

By order of court,

J. B. Misso,

Secretary.

## NOTICES OF FISCALS' SALES.

## Western Province.

In the District Court of Colombo.

1. Joseph Peter Mendis Gunawardene Wijesinghe and his wife 2, Elizabeth de Abrew Abeysinghe, administratrix of the estate of Dedrick de Soyza Gunatilleka Rajapakse, late of Colombo, deceased.....Plaintiffs.  
No. 6,063/C.

Vs.  
Mahamarakkalage Abraham Fernando, of Moratuwa, also of the Turkish Baths, Hospital street, Fort, Colombo.....Defendant.

NOTICE is hereby given that on Saturday, May 11, 1895, at 2 o'clock in the afternoon, will be sold by public auction at the premises the following property, specially mortgaged and hypothecated, viz.:-

All that piece or portion of land with the house and other buildings thereon, bearing assessment No. 40, situated at Darley road in Maradana cinnamon gardens, within the Municipal limits of Colombo; bounded on the north by the remaining portion of the same property, on the south by Mrs. Rudd's property, on the east by the high road, and on the north-west by the lake; containing in extent 1 rood and 6-94 square perches.

SOLOMON SENEVIRATNE,  
Acting Deputy Fiscal.  
Fiscal's Office,  
Colombo, April 17, 1895.

## Southern Province.

In the District Court of Galle.

In the matter of the estate of Hikkaduwa Liyana Bandige Siyadoris, of Gintota, deceased ..... Plaintiff.  
No. 2,981.

Vs.  
Hikkaduwa Liyana Bandige Baban Appu, administrator of the estate of the late Hikkaduwa Liyana Bandige Siyadoris, of Gintota, deceased ..... Defendant.  
Liyana Bandige Pedris ..... Petitioner.

NOTICE is hereby given that on Friday, May 10, 1895, commencing at 1 o'clock in the afternoon, will be sold by public auction at the spot the right, title, and interest of the said estate in the following property, viz.:-

1. An undivided  $\frac{1}{2}$  of  $\frac{2}{3}$  parts of all the soil and soil share trees of Tembiligahawatta, situate at Gintota.

2. An undivided 3-35 parts of the soil and soil share trees of lot No. 3, excluding the planter's share of the third plantation of Sominitotawatta, situate at Gintota.

3. Six coconut trees of the defined western portion bearing No. 1 of Sominitotawatta, situate at Gintota.

4. An undivided  $\frac{1}{2}$  of 7-12 parts of all the soil and soil share trees, excluding the planter's share of the fourth plantation of Achariyawatta, of the extent of 1 acre 2 roods and 1-73 perches, situate at Gintota.

5. An undivided  $\frac{1}{2}$  of  $\frac{2}{3}$  of  $\frac{2}{3}$  parts of all the soil and soil share trees of Panaduregewatta, in extent of 2 $\frac{1}{2}$  acres, situate at Gintota.

6. An undivided 1-7 of 1-10 part of all the soil and soil share trees, excluding the planter's share of the new plantation of the western lot of Datchegedarawatta, situate at Gintota.

7. An undivided  $\frac{1}{2}$ , 4-7 of  $\frac{1}{2}$ , and 1-25 parts of all the soil and soil share trees, excluding the planter's share of the new plantation of Datchegedarawatta (eastern lot), situate at Gintota.

8. An undivided  $\frac{1}{4}$  of 3-7 and 4-10 of 1-7 of all the soil and soil share trees of Weliketiawatta, excluding the planter's share of the second plantation, situate at Gintota.

9. An undivided 1-32 and 1-64 parts of all the soil and soil share trees, excluding the planter's share of the second plantation of Badalgewatta, situate at Gintota.

10. An undivided 4-10 of  $\frac{1}{2}$  of all the soil and soil share trees of Welewatta, situate at Gintota.

11. An undivided  $\frac{1}{2}$  of the soil and 1-12 of the plantation of Paragahawatta, situate at Gintota.

12. The entire soil and trees of Metias Padinchi-kebella, excluding the planter's share thereof, situate at Gintota.

13. An undivided  $\frac{1}{2}$  and 1-32 parts of the soil and trees of Kurunduwattakebella in Mahawatta, situate at Gintota.

14. An undivided 1-19 of  $\frac{1}{2}$  part of the soil and trees of Weligamgoda Mahawatta at Gintota.

15. One-eighth part of the soil and trees of the portion called Pelawatta, situate at Gintota.

16. An undivided  $\frac{1}{2}$  of  $\frac{1}{2}$  of the soil and trees of Simagewatta, in extent of about 4 acres, situate at Gintota.

17. An undivided  $\frac{1}{2}$  of  $\frac{2}{3}$  of the soil and trees of Delgahawatta *alias* Dowan Padinchi-kebella, situate at Dadallagoda in Gintota.

18. An undivided  $\frac{1}{2}$  of  $\frac{1}{2}$  of the eastern portion of Wannigewatta, 12 coconut trees, and  $\frac{1}{2}$  of 6 jak trees of the western portion planted by Subederis, situate at Gintota.

This writ is issued to levy a sum of Rs. 313-31 $\frac{1}{2}$ .

Fiscal's Office,  
Galle, April 17, 1895.

C. T. LEMBRUGGEN,  
Deputy Fiscal.