

THE

CEYLON GOVERNMENT

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PASSED ORDINANCE.

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

No. 19 of 1931.

R 50/26

An Ordinance to consolidate and amend the Law relating to Buddhist Temporalities in the Island.

GRAEME THOMSON.

Preamble. No. 8 of 1905

10

WHEREAS it has been found that the provisions of "The Buddhist Temporalities Ordinance, 1905," have failed to give adequate protection to the Buddhist Temporalities :

And whereas it is expedient to provide such a system of administration and control over such Temporalities as will afford to them such adequate protection :

Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :

PART I.

Preliminary.

Short title and commencement.

1 This Ordinance may be cited as "The Buddhist Temporalities Ordinance, 1931," and shall come into operation on a date to be fixed by the Governor in Council by Proclamation in the Gazette.

Interpretation.

2 In this Ordinance, unless the context otherwise requires-

- "Temple" means vihare, dagoba, dewale, kovila, avasa, or any place of Buddhist worship, and includes the Dalada Maligawa, the Sripadasthana, and the Atamasthana of Anuradhapura;
- "Trustee" means a trustee of a temple appointed under the provisions of this Ordinance, and includes the Diyawadana Nilame, a Basnayake Nilame, and the Atamasthana Committee;
- "Bhikshu" means a bhikshu, whether upasampada or samanera;
- 'Viharadhipati'' means the principal bhikshu of a temple other than a dewale or kovila, whether resident or not;
- "Paraveni panguwa " means an allotment of land held by one or more hereditary tenants subject to the performance of service or rendering of dues to a temple
- of service or rendering of dues to a temple; "Maruvena panguwa" means an allotment of land held by one or more tenants-at-will under a temple, and subject to the performance of service or rendering of dues to a temple.

temple; "Court" means the District Court having jurisdiction in the matter in question; "Public Trustee" in this Ordinance means the public

"Public Trustee" in this Ordinance means the public trustee appointed under the provisions of Ordinance No. 1 of 1922, and does not include his deputy or deputies.

3 The provisions of this Ordinance shall apply to every temple in the Island, provided however that by a proclamation made by the Governor in Council and published in the *Gazette* any temple other than the Dalada Maligawa, the Sripadasthana and the Atamasthana may be exempted by a general reference or otherwise from the operation of all or any of its provisions.

4 (1) The management of the property belonging to every temple not exempted from the operation of this sub-section shall be vested in a person or persons duly appointed trustee under the provisions of this Ordinance.

(2) The management of the property belonging to every temple exempted from the operation of the last preceding sub-section but not exempted from the operation of the entire Ordinance shall be vested in the viharadhipati of such temple hereinafter referred to as the "controlling viharadhipati".

5 Every trustee and every controlling viharadhipati shall to the extent authorized by the provisions of this Ordinance be subject to the general supervision of the Public Trustee who shall in the manner prescribed by regulations under this Ordinance be assisted in the exercise of such supervision by an Advisory Board.

Temples governed by the Ordinance.

Manager of temple property.

Public

Trustee's

powers.

. . . .

6 (1) The Advisory Board referred to in section 5 shall consist of five members each appointed by the Governor to hold office for a period not exceeding five years, provided that two of such members shall at the time of their appointment be members of the Legislative Council.

(2) The said Board may for the purposes of any meeting co-opt as members not more than two persons who shall for such meeting possess all the rights of persons duly appointed under sub-section (1).

(3) The Public Trustee shall be the Chairman of the said Board and for the transaction of business its quorum shall be three.

(4) All matters on which the Public Trustee is by regulations under this Ordinance required to consult the said Board shall be decided at a meeting by a majority of those present and voting. Provided that when the Public Trustee is unable to abide by such decision such matter shall within one month of such decision be reported by him to the Governor in Council whose decision thereon shall be final.

PART II.

Trustees.

7 (1) The trustee for the Dalada Maligawa shall be the Diyawadana Nilame.

(2) Whenever a vacancy occurs in the office of the Diyawadana Nilame the Public Trustee shall within two months of such occurrence summon to a meeting at Kandy—

- (a) the Mahanayaka Theras of Malwatte Vihare and Asgiriya Vihare;
- (b) the Adigars and Dissawas being Kandyans;
- (c) the Ratemahatmayas holding office within the Kandyan Provinces ;
- (d) the Basnayake Nilames of all dewales situated within the Kandyan Provinces ; and
- (e) the trustees of all temples within the Kandyan Provinces of which the annual income during the three preceding years is estimated by the Public Trustee at over one thousand rupees ;

to each of whom he shall send by registered post not less than one month before the date fixed for the said meeting a written notice thereof addressed to the last known place of abode of such person.

(3) (a) The Public Trustee shall preside at such meeting and every person duly summoned and present thereat shall have a vote at every ballot to fill the said vacancy. Such ballot shall always be secret.

(b) If at such meeting the name of not more than oneperson is proposed and seconded for election to the vacant office the Public Trustee shall declare such person appointed Divawadana Nilame.

(c) If at such meeting the name of more than one person is proposed and seconded for election to the vacant office a ballot shall be held and the Public Trustee shall declare the person (if any) who receives the highest number of votes at the ballot appointed Divawadana Nilame. But if at such ballot no candidate receives a greater number of votes than each of the other candidates a second ballot shall be held confined to the candidates who have received the largest number of votes being equal and the Public Trustee shall declare the person (if any) who receives the highest number of votes at such second ballot appointed Diyawadana Nilame. If even at such second ballot no candidate receives a greater number of votes than the number of votes received by each of the other candidates the Public Trustee shall by lot determine which of the candidates receiving the highest number of votes at such second ballot shall be deemed to have headed the poll and shall thereafter declare him appointed the Diyawadana Nilame.

(d) Whenever the Public Trustee declares any person appointed Diyawadana Nilame he shall further within one month of such declaration issue to such person a written recognition of such appointment.

8 (1) The trustee for a dewale for which it has been customary to appoint a Basnayake Nilame shall be the Basnayake Nilame thereof. The trustee for every other dewale shall be a person appointed by the Public Trustee.

Trustee for dewales— Basnayake Nilame or other person.

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Advisory Board. (2) Whenever a vacancy occurs in the office of a Basnayake Nilame the Public Trustee shall within two months of such occurrence summon to a meeting at a place within the revenue district in which such dewale is situated—

(a) the Ratemahatmayas and koralas of the revenue district in which the dewale is situated or the Mudaliyars and Muhandirams and Vidane Arachchis of the revenue district in which the dewale is situated according as the dewale is in the Kandyan Provinces

- or elsewhere;
 (b) the Basnayake Nilames of the dewales in the revenue district in which the dewale is situated and in the case of a dewale in the Kandy revenue district also the Diyawadana Nilame; and
- (c) the trustees not being bhikshus of all temples situated within the Chief Headman's Division in which the dewale is situated ;

to each of whom he shall send by registered post not less than one month before the date fixed for the said meeting a written notice thereof addressed to the last known place of abode of such person.

(3) (a) The Public Trustee shall preside at such meeting and every person duly summoned and present at such meeting shall have a vote at every ballot to fill the said vacancy. Such ballot shall always be secret.

(b) If at such meeting the name of not more than one person is proposed and seconded for election to the vacant office the Public Trustee shall declare such person appointed Basnayake Nilame.

(c) If at such meeting the name of more than one person is proposed and seconded for election to the vacant office a ballot shall be held and the Public Trustee shall declare the person (if any) who receives the highest number of votes at the ballot appointed Basnayake Nilame. But if at such ballot no candidate receives a greater number of votes than the number of votes received by each of the other candidates a second ballot shall be held confined to the candidates who have received the largest number of votes being equal and the Public Trustee shall declare the person (if any) who receives the highest number of votes at such second ballot appointed Basnayake Nilame. If even at such second ballot no candidate receives a greater number of votes than the number of votes received by each of the other candidates the Public Trustee shall by lot determine which of the candidates receiving the highest number of votes at such second ballot shall be deemed to have headed the poll and shall thereafter declare him appointed the Basnayake Nilame.

(d) Whenever the Public Trustee declares any person appointed Basnayake Nilame he shall further within one month of such declaration issue to such person a written freeognition of such appointment.

9 (1) The trustee for the Atamasthana shall be the Atamasthana Committee which shall consist of three persons teach of whom shall possess the qualifications of a trustee and hold office on like terms. The said committee shall elect one of their number as chairman, its quorum shall be two and in the case of an equal division of votes at a meeting the chairman shall have a second or casting vote.

(2) At the commencement of this Ordinance the Public 'Trustee shall call upon the following persons or groups (of 'persons respectively), viz. :---

(a) the Nayaka Thera for the time being of the Bo-maluwa;
 (b) the head of the Nuwarawewa family for the time being;
 ¹ and

(c) the Mahanayaka Theras of Malwatta Vihare and Asgiriya Vihare and the Nayaka Thera of Sripadasthana by a majority ;

within one month to nominate a member to serve on such committee and to report such nomination to him. And whenever a vacancy occurs in the committee thereafter such vacancy shall be filled within one month of its occurrence by a nomination similarly made and reported by the person or group of persons who chose the member whose place is vacant.

10 (1) The trustee for every temple which is not exempted from the operation of section 4 (1) may if no other special provision is made under this Ordinance for his appointment be nominated by the viharadbipati of such temple who shall thereupon report such nomination forth with to the Public

Trustee for Atamasthana Atamasthana Committee.

Trustee for other tomples. Trustee. And whenever a vacancy occurs in the office of trustee for any such temple a trustee shall be similarly nominated and reported within one month of the occurrence of the vacancy.

(2) This section shall not extend to the viharadhipati of any of the individual temples which constitute Atamasthana, or any viharadhipati who has been removed from the office of trustee under section 15 (2).

11 (1) Whenever a person is entitled to nominate a trustee under sections 9 or 10 it shall be lawful for him to nominate himself as such trustee unless he has been removed from the office of trustee under section 15 (2) of this Ordinance or is disqualified from being a trustee by reason of section 14. Provided that the head of the Nuwarawewa family may nominate himself a member of the Atamasthana Committee notwithstanding that he is in the Government service.

(2) Whenever a nomination is duly made under sections 9 or 10 and reported to the Public Trustee it shall be the duty of the Public Trustee to forthwith issue a letter of appointment to the person so nominated unless such appointment would contravene the provisions of this Ordinance.

(3) (a) Whenever no nomination is duly made under sections 9 and 10 within the periods specified in the said sections or within any further period that the Public Trustee may allow for such purpose, or (b) whenever by reason of any dispute as to the person entitled to make such nomination more than one person is reported to the Public Trustee as having been duly nominated trustee of any temple the Public Trustee shall, pending a legal nomination, make any arrangement he thinks necessary for the safe management of the property of such temple, and if he thinks fit provisionally appoint as trustee any person duly qualified.

12 Unless he earlier resigns or is under the provisions of this Ordinance suspended, dismissed or otherwise removed from office, a person appointed trustee shall hold office for a period of five years commencing from the date of his appointment and shall at the end of such period remain eligible for re-appointment. Provided however that the period of office of a Diyawadana Nilame and of a Basnayako Nilame shall be ten years.

PART II.

Trustees.

13 (1) Subject to the express provisions of this Ordinance all trustees shall, before entering upon or carrying on their duties, give such security for the due exercise and performance of their powers, duties, and responsibilities under this Ordinance as the Public Trustee shall in each case require :

Provided always that if any trustee is a bkikshu the Public Trustee shall not require him to give his own personal security, but shall require him to provide one or more sufficient sureties in his place.

(2) Any trustee who exercises or performs, or attempts to exercise or perform, any such power, duty, or responsibility in contravention of the provisions of the last preceding subsection shall be guilty of an offence, and shall be liable on summary conviction to a fine not exceeding five hundred rupees for each such contravention.

(3) Any trustee who does not give security as in this section provided within three months of the commencement of this Ordinance or of his appointment, or within such further time as the Public Trustee may in any particular case direct, shall be deemed to have vacated his office.

14 No person shall be appointed, or, if so appointed. shall act as trustee—

- (a) Except in the case of a bhikshu, unless he is the owner of immovable property of the value (after allowing for any mortgage debts thereon) of not less than one thousand rupees, or is in receipt of a clear annual income of not less than five hundred rupees;
- (b) If he has been convicted of theft, fraud, forgery,
 perjury or other infamous crime such conviction not having been subsequently reversed in appeal, and such person's disqualification on account of such conviction not having been removed by an order of the Governor in Council;
- (c) If he is employed in the Government service ;

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- (d) If he is a paraveni or maruvena tenant of the temple, or a lessee of any land of the temple except in the case of a viharadhipati who became such tenant or lessee by inheritance;
- (e) Except with the approval of the Public Trustee if he is over seventy years of age.

Appointment of trustees and provisional trustees.

Term of office of trustee.

> All trustees to give security.

Qualification of trustee. Suspension and dismissal of trustees. Provided always that if a suitable candidate possessed of the above qualifications cannot be found, the Public Trustee may, in the case of a vihare or dagoba, appoint any person nominated by the viharadhipati, though not so qualified.

15 (1) On the complaint of any person interested or on his own motion the Public Trustee shall have power to hold an inquiry into any alleged misfeasance, breach of trust or neglect of duty committed by any trustee or controlling viharadhipati in respect of property belonging to his templeand if at the conclusion of any such inquiry into the conduct of a trustee the Public Trustee is of opinion that proceedings should be taken for his dismissal it shall be competent for the Public Trustee as a preliminary to suspend such trustee, to frame charges in writing against him and to call upon him to answer thereto.

(2) The Public Trustee or any person interested in a temple may, without joining as plaintiff any of the other persons interested therein, sue before the court having jurisdiction for the area within which such temple is situated the trustee or controlling viharadhipati of such temple for any alleged misfeasance, breach of trust or neglect of duty committed by such trustee or controlling viharadhipati in respect of property belonging to such temple; and such court may after trial (a) direct the specific performance of any act by such trustee or controlling viharadhipati, (b) decree damages in favour of such temple and costs against such trustee or controlling viharadhipati, and (c) direct the removal of such trustee. Provided that no plaint submitted by any person interested shall be accepted by any court unless it is accompanied by a certificate from the Public Trustee to the effect that he has inquired into the subject matter of the complaint and that the same is in his opinion suitable for the consideration of the court.

(3) Any person who has a right of attendance at any temple or who has been in the habit of attending at the performance of the worship at any temple shall be deemed to be a person interested in such temple within the meaning of this section.

(4) Proceedings may be taken under this section in respect of every alleged misfeasance, breach of trust or neglect of duty by any trustee or viharadhipati whether committed before or after the commencement of this Ordinance and in respect of such proceedings the Public Trustee may exercise all the powers vested in him for the investigation of the conditions and accounts of trusts by the Public Trustee Ordinance, No. 1 of 1922, as amended from time to time.

16 If any trustee, whether appointed before the commencement of this Ordinance or not, shall refuse to accept office, or shall resign or die or vacate his office, or shall become insolvent, or incapacitated from fulfilling the duties of his office by mental or bodily infirmity or disease, or shall cease to be qualified or shall become disqualified, or shall be absent from the Island for more than one year, or shall be dismissed, then another trustee shall be forthwith appointed in his stead in the manner in this Ordinance provided.

17 (1) In the case of the refusal to accept office, death, vacation of office; incapacity, disqualification, resignation, suspension, dismissal or insolvency of any trustee, it shall be competent for the Public Trustee to make provisional arrangements for the performance of the duties of the office pending the appointment of a successor, and any person who may be provisionally appointed to act as trustee shall have all the powers and be liable to all the responsibilities and duties of a trustee appointed under this Ordinance.

(2) In the case of the departure of a trustee from this Island the person nominated by the trustee in writing shall act for such trustee on such trustee's responsibility. Such nomination shall be reported forthwith to the Public Trustee.
(3) In the case of the appointment or nomination of a person to act for the Diyawadana Nilame, the appointment or nomination shall be subject to the approval of the Mahanayaka Theras of Malwatte Vihare and of Asgiriya Vihare.

18 It shall be lawful for the trustee or controlling viharadhipati of a temple, to sue under the name and style of "trustee of (name of temple)" for the recovery of any property vested in him under this Ordinance or of the possession thereof, and for any other purpose requisite for carrying into effect the objects of this Ordinance. He shall also be liable to be sued under the same name and style, but shall not be personally liable in costs for any act bona fide done by him under any of the powers or authorities vested in him under this Ordinance.

Provisional appointment of trustee

during vacancy or suspension

or temporary

No. 1 of 1922. Appointment of trustee on

vacanev.

Trustee may sue and be sued, but shall not be personally liable in costs.

19 If any trustee shall wilfully refuse or neglect to perform any of the duties imposed on him under this Ordinance, he shall be guilty of an offence, and shall on summary conviction be liable to a fine not exceeding one hundred rupees, or to simple imprisonment for any term not exceeding three months: Provided that nothing in this section contained shall affect any other liability to which such trustee may be liable in respect of any such refusal or neglect as aforesaid.

PART III.

Property.

20 All property, movable and immovable, belonging or in anywise appertaining to or appropriated to the use of any temple, together with all the issues, rents, moneys, and profits of the same, and all offerings made for the use of such temple other than the pudgalika offerings which are offered for the exclusive personal use of any individual bhikshu, shall vest in the trustee or the controlling viharadhipati for the time being of such temple, subject, however, to any leases and other tenancies, charges, and incumbrances already affecting any such immovable property.

Any commutation of the services due by any temple tenants which has been or may hereafter be made under the provisions of "The Service Tenures Ordinance, 1870," shall from the time of this Ordinance coming into operation become due and payable to the trustee or controlling viharadhipati of such temple. The Dalada Maligawa, Sripadasthana, and Atamasthana shall, for the purposes of "The Service Tenures Ordinance, 1870," be deemed to be temples, anything in the said Ordinance to the contrary notwithstanding.

All contracts made before the date of the coming into operation of this Ordinance in favour of any temple or of any person on its behalf, and all rights of action arising out of such contracts, may be enforced by the trustee or controlling viharadhipati of such templé, as far as circumstances will admit, as though such contract had been entered into with him; and all persons who at the said date owe any money to any temple or to any person on its behalf shall pay the same to such trustee, or controlling viharadhipati, who is hereby empowered to recover the same by action if necessary.

23 All pudgalike property that is acquired by any individual bhikshu for his exclusive personal use, shall, if not alienated by such bhikshu during his lifetime, be deemed to be the property of the temple to which such bhikshu belonged unless such property had been inherited by such bhikshu.

(1) In the case of temples in respect of which the Public Trustee may by writing under his hand so direct, all issues, rents, moneys, profits, and offerings received by the trustee thereof, for or on its behalf shall be deposited in the Ceylon Savings Bank or in a lank approved by the Public Trustee in a separate account in the name of the temple

(2) The bank pass books of such account shall be open to the inspection of the auditor mentioned in section 38 of this Ordinance or of any officer designated by the Public Trustee at any time.

(3) No such trustee shall retain in his hand any sum exceeding one hundred rupees, save with the permission in writing of the Public Trustee.

25 All issues, rents, moneys, profits, and offerings received by any trustee for or on behalf of a temple shall, with the sanction of the Public Trustee, be appropriated by such trustee for the following purposes :

- (a) The proper repair and furnishing of such temple and the upkeep of the roads and buildings belonging thereto; provided that where a vihare and a dewale are in one and the same premises, the funds of either may be used for repairs, extensions to and improve-
- (b) The maintenance of the bhikshus and ministerial officers attached to such temple;
- (c) The due performance of religious worship and such customary ceremonies as heretofore maintained, in, or by, or in connection with such temple ;
- (d) The promotion of education ; (e) The relief of the poor in the case of a dewale or kovila, and the customary hospitality to bhikshus and others in the case of a vihare ;
- (f) The payment of compensation under sections 28 and 31 and of all legal expenses properly incurred in carrying out the provisions of this Ordinance;

Neglect of duty by rustees

All temple property and all offerings to vest in trustee.

Commutation under " Service Tenures Ordinance 1870," to to be paid to trustees or controlling viharadhipati. No. 4 of 1870. Trustee or controlling viharadhipati to enforce contracts in favour of, and to recover moneys payable to, temple.

Pudgalika property cquired by bhikshu for own use.

Money to be deposited in bank.

Application of income by trustees.

(g) The payment of such share of the expenses incurred or to be incurred in carrying out the provisions of this Ordinance as shall be determined by the Governor;

(h) The remuneration of trustees and the payment of expenses incurred by them in carrying out the

provisions of this Ordinance; and (i) Such other purposes as may be sanctioned by the Public Trustee.

26 No mortgage, sale, or other alienation of immovable property belonging to any temple, shall be valid or of any effect in law. Provided that this section shall not apply either to a paraveni pangu or to a sale in execution of any property if the writ for the seizure thereof was issued after written notice of three months to the Public Trustee.

27 (1) Whenever a paraveni pangu tenant's interest in any land held of a temple is transferred it shall be the duty of the transferee within one month of such transfer to send a written notice thereof in duplicate to the Public Trustee. (2) The Public Trustee shall thereupon (a) send the

(2) The Public Trustee shall thereupon (a) send the transferee a written acknowledgment of such notice within one week of its receipt, (b) keep a register of all such notices and (c) send one copy of every such notice to the trustee of the temple concerned.

(3) If any transferee fails to comply with the requirements of sub-section (1) he shall be guilty of an offence and be liable on summary conviction to a fine of five hundred rupees or in default six months' simple imprisonment.

28 (1) Whenever the Public Trustee is satisfied that any immovable property belonging to any temple other than a paraveni pangu has been before the commencement of this Ordinance mortgaged, sold, or otherwise alienated to the detriment of such temple, or has been thereafter mortgaged, sold, or otherwise alienated contrary to the provisions of this Ordinance, it shall be the duty of the Public Trustee to direct the trustee, or the controlling viharadhipati, to institute legal proceedings to set aside such mortgage, sale, or alienation, and to recover possession of such property : Provided that in the absence of collusion between the parties the court in setting aside any mortgage, sale, or alienation shall award to the mortgagee, vendee, or alienee compensation for any permanent improvements made by him to or upon such property.

property. (2) If any such trustee or controlling viharadhipati refuses, neglects or delays in taking or prosecuting such proceedings, the Public Trustee may authorize in writing any other person to do so.

29 (1) It shall be lawful for a trustee or controlling viharadhipati from time to time and for such rent and on such conditions as he shall deem reasonable to lease all or any of the lands belonging to his temple but except in the case of a lease for not more than one year of land worth not more than five hundred rupees or not more than five acres in extent, such leases shall be subject to the following preliminary formalities :—

(a) they shall not be made without the previous written sanction of the Public Trustee;
(b) they shall be granted after calling for tenders and ardinarily to the matrix the high set tender.

- (b) they shall be granted after calling for tenders and ordinarily to the person making the highest tender, unless the Public Trustee shall authorize that they be entered into by auction or private treaty;
 (c) the trustee or controlling viharadhipati, shall, if the
 - the trustee or controlling viharadhipati, shall, if the Public Trustee so directs, publish the full conditions of the lease in one or more of the local newspapers, specifying a date not earlier than six weeks after such publication, after which no tenders will be received by him;
- (d) such tenders shall be sent both to the trustee or controlling viharadhipati and to the Public Trustee by the tenderer;
 (e) the trustee or controlling vita and to the tenderer.
- (e) the trustee or controlling viharadhipati shall schedule such tenders and send them with his recommendation to the Public Trustee, who may make such order thereon as he may think fit.

(2) No land belonging to a temple which is leased under the provisions of this Ordinance shall be used for any purpose which is opposed to the principles of Buddhism.

(3) No lease in any case shall be for a period exceeding ninety-nine years, and in all cases of leases for a period exceeding thirty years, a covenant shall be inserted therein providing for the revision of the rent at every period of ten years from the date of the commencement of the lease.

Mortgage or alienation of immovable property invalid.

Transfer of paraveni pangu.

Recovery of property improperly alienated.

Power of trustee or controlling viharadhipati to lease. (4) No trustee or other person holding any office under the provisions of this Ordinance shall be granted the lease of any land or building belonging to any temple in respect of which he holds such office or is trustee.

(5) In all cases where the sanction of the Public Trustee is not required, the name and extent of the land leased, together with the amount of the rent and conditions, shall be reported within one month of the granting of the lease by the trustee or controlling viharadhipati to the Public Trustee.

(6) All leases made in contravention of any of the provisions of this Ordinance shall be null and void and of no effect whatsoever in law.

30 Every assignment of a lease of land belonging to a temple shall require the approval of the Public Trustee, and any assignment made without his sanction in writing shall be null and void and of no effect whatsoever in law.

31 (1) Whenever it is proved to the satisfaction of a competent court that—

(a) Any property of any temple has before the commencement of this Ordinance been leased—

- (i.) For a longer term of years than is consistent with the interest of such temple; or
- (ii.) On terms showing an improvident alienation; or
- (iii.) For clearly inadequate consideration; or
- (iv.) For the private benefit of the lessor or any of his relatives or servants; or
- (v.) With a fraudulent intent;
- (b) Any lease of the property of any temple or assignment thereof has been made in contravention of the provisions of this Ordinance;

such court shall on the application of the trustee, or of the controlling viharadhipati of such temple, or if the trustee or controlling viharadhipati fails to make such application on the direction of the Public Trustee, then on the application of any person authorized in writing by the Public Trustee, either set aside such lease and restore possession of the property to the trustee or controlling viharadhipati entitled to hold the same under this Ordinance or modify the conditions of the same :

(2) An application under the preceding sub-section may be made by summary procedure, provided that the court may in any case direct that any such application shall be by regular procedure.

(3) Where there has been no collusion between the lessor and the lessee in respect of the lease so set aside, the court shall award to the lessee compensation for permanent improvements to the property effected by him during his tenure of the land.

32 (1) Whenever the trustee of any temple who has vacated his office as trustee for any cause whatsoever under the provisions of this Ordinance or of any Ordinance hereby repealed, or any viharadhipati, shall hold or occupy, either directly or through any other person on his behalf, any movable or immovable property belonging to any temple, and shall refuse or neglect to deliver possession of such property to the trustee for the time being of the said temple, or to any person authorized in that behalf by the Public Trustee, it shall be competent for such trustee, or for the case may be, to apply by way of summary procedure to the court for a writ requiring such first-named trustee or viharadhipati to deliver possession of the property to such other trustee or person aforesaid.

(2) On the hearing of such application it shall be competent to such court to issue its writ to the Fiscal or Deputy Fiscal and give possession accordingly as if it were a writ issued in execution of its own decree.

(3) A certificate under the hand of the Public Trustee to the effect that the person mentioned therein has vacated his office of trustee as aforesaid shall be conclusive evidence of the fact stated therein.

33 The court may on the application of the Public Trustee, or any trustee or controlling viharadhipati—

(a) Give relief against any accidental mistake or omission or any informality occurring in the course of any matter arising under this Ordinance; Recovery of possession of property from trustee who has vacated office, or vibaradhinati

Assignment of leases.

Court may set aside leases in certain cases.

viharadhipati.

General powers of court. (b) Extend the time fixed for any action or proceeding in this Ordinance;

(c) Order any person within a time fixed in the order to discharge any duty imposed upon him by this Ordinance;

and for the purpose of the exercise of its powers under this section make any order that the justice of the case may require.

34 In the case of any claim for the recovery of any property, movable or immovable, belonging or alleged to belong to any temple, or for the assertion of title to any such property, the claim shall not be held to be barred or prejudiced by any provision of Ordinance No. 22 of 1871; provided that this section shall not affect rights acquired prior to the commencement of this Ordinance.

PART IV.

Accounts, Audit.

35 (1) It shall be the duty of every trustee to keep, in a form to be prescribed by the Public Trustee complete and detailed accounts—

- (\hat{a}) of the offerings made to the temple, and of the issues, rents, moneys, and profits received by him from the movable and immovable property belonging thereto; and
- (b) of the disbursements made by him for the purposes defined in section 25 of this Ordinance.

(2) It shall be the duty of every trustee and controlling viharadhipati to keep in a form to be prescribed by the Pùblic Trustee an inventory of all movable and immovable property belonging to the temple.

(3) It shall be the duty of such trustee and controlling viharadhipati at all reasonable times to permit the Public Trustee or any person authorized by him in writing to inspect all such accounts and inventories and to verify their contents.

(4) Any trustee or controlling viharadhipati who contravenes the provisions of this section shall be guilty of an offence, and be liable on summary conviction to a fine not exceeding two hundred rupees.

36 (1) It shall be the duty of every trustee to make up a statement of such accounts at the close of every half-year ending June 30 and December 31 in each year, and such trustee shall sign a declaration at the foot thereof that the accounts are "true and correct".

(2) (a) Within thirty days of the end of each half-year such trustee shall submit his accounts to the Public Trustee. Such accounts shall be countersigned in the case of the Dalada Maligawa by the Mahanayaka Theras of Malwatte Vihare and Asgiriya Vihare and in the case of every other temple other than a dewale by the viharadhipati thereof.

(b) Should the Mahanayaka Theras or viharadhipati fail to countersign the accounts, the accounts shall be forwarded with a statement to that effect.

(3) Any trustee who contravenes any of the provisions of this section shall be guilty of an offence, and be liable on summary conviction to a fine not exceeding two hundred rupees.

37 (1) It shall be the duty of a viharadhipati to furnish to the trustee of the temple and to the Public Trustee, when called upon to do so, all such information as he may possess regarding—

- (a) The annual income of the temple from the offerings made to such temple;
- (b) The nature, extent, and value of paraveni and maruvena pangu and other lands belonging to such temple; and
- (c) The monthly or annual value of the rents, issues and profits of movable and immovable property belonging to or held by such temple by virtue of any title whatsoever.

(2) Any viharadhipati who, without just cause withholds any information required to be given by this section, of who wilfully gives false information regarding the same, or who without just cause retains possession of any property vested

Prescription not to apply.

- 5

No. 22 of 1871.

Trustee to keep complete and detailed accounts of income and disbursements

Account

to be made up half-yearly and submitted.

Duty of viharadhipati to furnish information to trustee ard the Public Trustee.

sun rup in trustees under the provisions of this Ordinance, or wilfully obstructs any trustee or causes any trustee to be obstructed in the discharge of his duties, shall be guilty of an offence, and be liable on summary conviction to a fine not exceeding two hundred rupees.

38 (1) The Public Trustee may cause all accounts of such trustees to be audited by an officer of his own department or he may send all such accounts to the Colonial Auditor who shall cause the same to be audited by an officer of the Audit Department.

(2) Every such officer shall for the purposes of such audit have all the powers given to an auditor under section 41 of the Public Trustee Ordinance, No. 1 of 1922, as amended from time to time, and he shall at the close' of such audit send a report in writing together with all declarations which may have been made and signed before him to the Public Trustee who may take thereon such action under the provisions of this Ordinance as he shall think proper.

39 If in the case of any temple the issues, rents, moneys, profits, and offerings are not duly accounted for as required in this part of this Ordinance, it shall be the duty of the Public Trustee to hold such inquiry as he may think fit, and to cause to be prosecuted any trustee who may reasonably be suspected of having committed a criminal breach of trust.

PART V.

Miscellaneous.

40 No person shall be entitled to be a member of the Advisory Board or to be a member or to nominate a member of the Atamasthana Committee or to be a trustee or to vote at the election of a trustee of a temple unless he is of the male sex, unless he is a Buddhist by religion and unless he has completed his twenty-first year.

41 (1) (a) In respect of every person who is a bhikshu at the date of the commencement of this Ordinance—

- (i.) if he is a upasampada bhikshu he shall himself procure copies of Form A in the schedule and enter therein the details regarding himself for which space is there provided; and
- (ii.) if he is a samanera the viharadhipati in whose temple he is resident shall procure copies of Form B in the schedule and enter therein the details regarding such samanera for which space is there provided.

(b) Within three months of the said date or in the case of a upasampada bhikshu or samanera who is then absent from the Island within three months of his return to the Island, the said upasampada bhikshu and viharadhipati shall forward their respective forms in duplicate to the Registrar-General.

(2) (a) In respect of every person who becomes a bhikshu after the commencement of this Ordinance—

- (i.) if he becomes a upasampada bhikshu he shall procure from the Registrar-General copies of Form A in the schedule and enter therein the details regarding himself for which space is there provided ; and
 (ii.) if he becomes a samanera the robing tutor shall
- ii.) if he becomes a samanera the robing tutor shall procure copies of Form B in the schedule and enter therein the details regarding such samanera for which space is there provided.

(b) Within one month of such ordination or robing, as the case may be, the said upasampada bhikshu and robing tutor shall forward their respective Forms in duplicate to the Registrar-General.

(3) The Registrar-General shall on receiving the said Forms in duplicate retain one copy of each for his own use and forward the other to the Mahanayaka Thera or Nayaka Thera of the nikaya mentioned therein, and it shall be the duty of both the Registrar-General and the said Mahanayaka Thera or Nayaka Thera to file their respective copies of such Forms and make registers thereof.

(4) Such registers of upasampada bhikshus shall be distinct from such registers of samaneras, they shall be made into bound volumes of which the papers shall be numbered consecutively and they shall each be provided with an index. General qualification for exercising powers under the Ordinance.

Register of bhikshus. 573

Audit of accounts.

No. 1 of 1922.

If income not duly accounted for, Public Trustee to hold inquiry an it if necessary cause the prosecution of trustees reasonably suspected of breach of trust. (b) Extend the time fixed for any action or proceeding in this Ordinance;

(c) Order any person within a time fixed in the order to discharge any duty imposed upon him by this Ordinance;

and for the purpose of the exercise of its powers under this section make any order that the justice of the case may require.

34 In the case of any claim for the recovery of any property, movable or immovable, belonging or alleged to belong to any temple, or for the assertion of title to any such property, the claim shall not be held to be barred or prejudiced by any provision of Ordinance No. 22 of 1871; provided that this section shall not affect rights acquired prior to the commencement of this Ordinance.

PART IV.

Accounts, Audit.

35 (1) It shall be the duty of every trustee to keep, in a form to be prescribed by the Public Trustee complete and detailed accounts—

(a) of the offerings made to the temple, and of the issues, rents, moneys, and profits received by him from the movable and immovable property belonging thereto; and

(b) of the disbursements made by him for the purposes defined in section 25 of this Ordinance.

(2) It shall be the duty of every trustee and controlling viharadhipati to keep in a form to be prescribed by the Public Trustee an inventory of all movable and immovable property belonging to the temple.

(3) It shall be the duty of such trustee and controlling viharadhipati at all reasonable times to permit the Public Trustee or any person authorized by him in writing to inspect all such accounts and inventories and to verify their contents.

(4) Any trustee or controlling viharadhipati who contravenes the provisions of this section shall be guilty of an offence, and be liable on summary conviction to a fine not exceeding two hundred rupees.

36 (1) It shall be the duty of every trustee to make up a statement of such accounts at the close of every half-year ending June 30 and December 31 in each year, and such trustee shall sign a declaration at the foot thereof that the accounts are "true and correct".

(2) (a) Within thirty days of the end of each half-year such trustee shall submit his accounts to the Public Trustee. Such accounts shall be countersigned in the case of the Dalada Maligawa by the Mahanayaka Theras of Malwatte Vihare and Asgiriya Vihare and in the case of every other temple other than a dewale by the viharadhipati thereof.

(b) Should the Mahanayaka Theras or viharadhipati fail to countersign the accounts, the accounts shall be forwarded with a statement to that effect.

(3) Any trustee who contravenes any of the provisions of this section shall be guilty of an offence, and be liable on summary conviction to a fine not exceeding two hundred rupees.

87. (1) It shall be the duty of a viharadhipati to furnish to the trustee of the temple and to the Public Trustee, when called upon to do so, all such information as he may possess regarding—

- (a) The annual income of the temple from the offerings made to such temple;
- (b) The nature, extent, and value of paraveni and maruvena pangu and other lands belonging to such temple; and
- (c) The monthly or annual value of the rents, issues and profits of movable and immovable property belonging to or held by such temple by virtue of any title whatsoever.

(2) Any viharadhipati who, without just cause withholds any information required to be given by this section, or who wilfully gives false information regarding the same, or who without just cause retains possession of any property vested

Prescription not to apply.

No. 22 of 1871.

Trustee to keep complete and detailed accounts of income and disbursements

Account

half-yearly

to be made up

and

Duty of viharadhipati to furnish information to trustee ar d the Public Trustee. in trustees under the provisions of this Ordinance, or wilfully obstructs any trustee or causes any trustee to be obstructed in the discharge of his duties, shall be guilty of an offence, and be liable on summary conviction to a fine not exceeding two hundred rupees.

38 (1) The Public Trustee may cause all accounts of such trustees to be audited by an officer of his own department or he may send all such accounts to the Colonial Auditor who shall cause the same to be audited by an officer of the Audit Department.

(2) Every such officer shall for the purposes of such audit have all the powers given to an auditor under section 41 of the Public Trustee Ordinance, No. 1 of 1922, as amended from time to time, and he shall at the close' of such audit send a report in writing together with all declarations which may have been made and signed before him to the Public Trustee who may take thereon such action under the provisions of this Ordinance as he shall think proper.

39 If in the case of any temple the issues, rents, moneys, profits, and offerings are not duly accounted for as required in this part of this Ordinance, it shall be the duty of the Public Trustee to hold such inquiry as he may think fit, and to cause to be prosecuted any trustee who may reasonably be suspected of having committed a criminal breach of trust.

PART V.

Miscellaneous.

40 No person shall be entitled to be a member of the Advisory Board or to be a member or to nominate a member of the Atamasthana Committee or to be a trustee or to vote at the election of a trustee of a temple unless he is of the male sex, unless he is a Buddhist by religion and unless he has completed his twenty-first year.

41 (1) (a) In respect of every person who is a bhikshu at the date of the commencement of this Ordinance—

- (i.) if he is a upasampada bhikshu he shall himself procure copies of Form A in the schedule and enter therein the details regarding himself for which space is there provided; and
- (ii.) if he is a samanera the viharadhipati in whose temple he is resident shall procure copies of Form B in the schedule and enter therein the details regarding such samanera for which space is there provided.

(b) Within three months of the said date or in the case of a upasampada bhikshu or samanera who is then absent from the Island within three months of his return to the Island, the said upasampada bhikshu and viharadhipati shall forward their respective forms in duplicate to the Registrar-General.

(2) (a) In respect of every person who becomes a bhikshu after the commencement of this Ordinance—

- (i.) if he becomes a upasampada bhikshu he shall procure from the Registrar-General copies of Form A in the schedule and enter therein the details regarding himself for which space is there provided ; and
- himself for which space is there provided ; and (ii.) if he becomes a samanera the robing tutor shall procure copies of Form B in the schedule and enter therein the details regarding such samanera for which space is there provided.

(b) Within one month of such ordination or robing, as the case may be, the said upasampada bhikshu and robing tutor shall forward their respective Forms in duplicate to the Registrar-General.

(3) The Registrar-General shall on receiving the said Forms in duplicate retain one copy of each for his own use and forward the other to the Mahanayaka Thera or Nayaka Thera of the nikaya mentioned therein, and it shall be the duty of both the Registrar-General and the said Mahanayaka Thera or Nayaka Thera to file their respective copies of such Forms and make registers thereof.

(4) Such registers of upasampada bhikshus shall be distinct from such registers of samaneras, they shall be made into bound volumes of which the papers shall be numbered consecutively and they shall each be provided with an index. Audit of accounts.

No. 1 of 1922.

If income not duly accounted for, Public Trustee to hold inquiry and if necessary cause the prosecution of trustees reasonably suspected of breach of trust.

General qualification for exercising powers under the Ordinance.

Register of bhikshus.

(5) The Mahanayaka Thera or Nayaka Thera of every nikaya shall from time to time make all such corrections, additions or alterations in his registers as may be necessary to keep up to date his registers of upasampada bhikshus and samaneras of his nikaya and the relevant details regarding them; and whenever he makes any such modification in his registers he shall forthwith convey that fact to the Registrar-General who shall similarly modify the registers he is required to keep by this section.

(6) Such registers kept by the Registrar-General shall for the purposes of this Ordinance be *primâ facie* evidence of the facts contained therein in all courts and for all purposes; and subject to the prescribed regulations, every such register may be searched and examined by any person claiming to be interested therein, and certified copies of or extracts from such registers may be obtained on payment of the prescribed fee.

(7) Every upasampada bhikshu, viharadhipati, robing tutor, Mahanayaka Thera or Nayaka Thera who fails to comply with or acts in contravention of the provisions of this section shall be guilty of an offence and be liable on summary conviction to a fine not exceeding fifty rupees.

42. If any person whose name does not appear in the register of upasampada bhikshus holds himself out to be an upasampada bhikshu or if any person whose name does not occur in the register of samaneras holds himself out to be a samanera such person shall be guilty of an offence and be liable on summary conviction to a fine not exceeding fifty rupees.

43 (1) It shall be lawful for the Governor in Council to make regulations—

- (a) For the preservation and protection of such Buddhist shrines, temples, inscriptions, and monuments as may be considered to be of historical, archæological, or artistic interest, and for preventing the same from being defaced by inappropriate or incongruous repairs or additions;
- (b) For the care and custody of articles of value belonging to temples;
- (c) For the levying of contributions from the property of temples for carrying out the provisions of this Ordinance;
- (d) Prescribing the measures for the due safeguarding of offerings and collections made at temples ;
- (e) Prescribing the forms and the manner in which accounts, registers and books are to be kept, the conditions for their inspection and the fees for extracts therefrom;
- (f) Modifying the forms in the schedule and prescribing additional forms;
- (g) Prescribing the matters in which the Public Trustee shall consult the Advisory Board and the manner in which such Board shall conduct its meetings; and
- (h) Prescribing the method of preparing a register of voters for the election of the Diyawadana Nilame and Basnayake Nilames.

(2) All regulations made under this Ordinance shall be laid, as soon as conveniently may be, on the table of the Legislative Council at two successive meetings of the Council, and shall be brought before the Council at the next subsequent meeting held thereafter by a motion that the said regulations shall not be disapproved; and if upon the introduction of any such motion, or upon any adjournment thereof, the said regulations are disapproved by the Council, such regulations shall be deemed to be rescinded as from the date of such disapproval but without prejudice to anything already done thereunder; and such regulations, if not so disapproved, shall continue to be of full force and effect. Every such disapproval shall be published in the *Gazette*.

(3) The breach of any regulation made in pursuance of this section shall be an offence, and shall be punishable on summary conviction by a fine not exceeding one hundred rupees, and in the case of a continuing offence by a further fine not exceeding five rupees for each subsequent day on which such offence continues.

43. No person who is a tenant, lessee, or servant of a "temple" shall be qualified to vote at the election of a trustee for the "temple" of which he is a tenant, lessee, or servant.

PART VI.

Transitory and Repeal Provisions.

44 Every trustee duly appointed for any temple in accordance with any Ordinance repealed by this Ordinance and holding office immediately before the commencement of this Ordinance shall until the appointment of a trustee for

Offence of passing off as a bhikshu.

Power to make regulations.

Continuation of former trustees until

appointment of

new trustees.

such temple under this Ordinance continue in office and have the same powers and duties and he subject to the same responsibilities as are conferred or imposed upon a trustee appointed for such temple under this Ordinance. Provided that in the case of temples which have been exempted from the operation of section 4 (1) but not exempted from the operation of the entire Ordinance, the trustees in office at the time of the commencement of this Ordinance shall forthwith hand over all property, funds, records of such temple, books and documents in their charge to the controlling vibaradhipati thereof.

45 (1) On the commencement of this Ordinance every committee constituted under any Ordinance repealed by this Ordinance shall forthwith deposit with the Public Trustee or at such Kachcheri as he may indicate all property, funds, records, books, and documents of which it shall be possessed under or by reason of the provisions of any Ordinance hereby repealed.

(2) In the event of any contravention of the provisions of this section, the secretary of such committee or person performing the duties of any such office shall be guilty of an offence, and shall be liable on summary conviction to a fine not exceeding five hundred rupees; and to a further fine of five rupees for every day during which such contravention continues.

46 Notwithstanding anything to the contrary contained in this Ordinance the person who is Diyawadana Nilame at the commencement of this Ordinance shall for the period of his life be the trustee of the Dalada Maligawa and the persons who are Basnayake Nilames at the commencement of this Ordinance shall be the trustees for life of their respective dewales unless they shall earlier resign or be suspended, dismissed or otherwise removed under the provisions of the Ordinance.

Wherever a vacancy exists in the office of Basnayaka 47 Nilame at the commencement of this Ordinance the meeting for his election and appointment provided for in section 8 shall be summoned by the Public Trustee within two months of the commencement of the Ordinance.

48 Subject to any provisions hereinbefore contained, all the property, funds, records, books, and documents of which any committee shall be possessed under or by reason of the provisions of any Ordinance hereby repealed and all the rights, powers and duties, debts, liabilities and obligations of such committee shall be deemed to be transferred to the Public Trustee.

The Buddhist Temporalities Ordinance, 1905, and the Buddhist Temporalities (Amendment) Ordinance, No. 15 of 1919, are hereby repealed.

SCHEDULE. (Section 41.)

Form A.

No. -

Declaration regarding Upasampada Bhikshu under section 4J of the Buddhist Temporalities Ordinance, 1931.

Province and district of birth : -

- Village of birth : 2.
- Lay name in full and age : -3.
- Name of father : 4
- Nam of robing tutor and his residence : -5
- Date of robing and samanera name : -6
- Name of temple at which robing took place:-Date and place of ordination : ______. Name of Karmacharia : ______. Name of Upadhya : _____. 7.
- 8.

9.

- 10.
- 11. Name of nikaya, its nayaka and his residence : -
- 12. Name assumed at ordination :

Residence at time of ordination : 13.

- Name of tutor applying for ordination : 14 15.
- Name of tutor presenting for ordination : -16.
- Name of bhikshu presiding at ordination : -17.
- Date of registration : Serial number in samanera register, if any : -18
- 19. Remarks :

Signature : (Upasampada Bhikshu.)

Date : Signature* : **l.**

2.

(Tutor presenting for Ordination.)

Signature* :

(Bhikshu presiding at Ordination.)

* N.B.—These signatures are not essential in the case of a form filled in by a person who is a upasampada bhikshu at the commencement of the Ordinance.

Dissolved committees to deposit property, &c., with Public Trustee.

Term of trusteeship of ' Divawadana Nilame and Basnayake Nilames in office.

Appointment to office of Basnayake Nilame which is vacant at the commencement of Ordinance.

Property, &c., of committees to be

transferred to . Public Trustee.

Repeal. No. 8 of 1905. No. 15 of 1919.

· B 3

Form B.

Declaration regarding Samaneras under section 41 of the Buddhist Temporalities Ordinance, 1931.

- Province and district of birth : -T.
- Village of birth : 2.
- Lay name in full and age : -3.
- Name of father : 4.
- Name of robing tutor and his residence : _______ Name of temple at which the robing took place : ______ Name of nikaya, its nayaka and his residence : ______ 5.
- 6.
- 7. Name assumed at robing : -----**.**
- 8. Temple of residence after robing : -9.
- Name of viharadhipati of temple of residence : 10.
- 11. Date of robing : ---. `
- Date of registration : 12.
- 13. Remarks :

Signature* : (Robing Tutor.)

Date : -

No.

Ó

Signature : . (Viharadhipati of Temple of Residence.)

Signature : (Samanera.)

* N.B.—This signature is not essential in the case of a person who is a samanera at the commencement of the Ordinance.

Passed in Council the First day of April, One thousand Nine hundred and Thirty-one.

> G. N. FARQUHAR, Clerk to the Council.

Assented to by His Excellency the Governor the Twentysixth day of June, One thousand Nine hundred and Thirty-cne.

> G. N. FARQUHAR, Clerk to the Council.

> > L 463/29

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

No. 20 of 1931.

An Ordinance to amend and consolidate the Law relating to Land Settlement.

GRAEME THOMSON.

Preamble.

HEREAS it is expedient to amend and consolidate the law providing for speedy adjudications in respect of claims to land :

Be it enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :-

1 This Ordinance may be cited as the Land Settlement Ordinance, 1931, and shall come into operation on a date to be proclaimed by the Governor in the Gazette.

2 In this Ordinance, unless the context otherwise Interpretation.

requires, "Claim" Claim" means any claim made under this Ordinance and "claimant" means any person making a claim. Interest", in relation to any land, means an interest

- less than the full ownership of the land. d " means an allotment of land the boundaries of
- "Land which have been delineated by survey, or any portion of any such allotment divided, or capable of being divided, from the remainder of such allotment, and includes the bed of any waterway or collection of water, whether such waterway or collection of water is natural or artificial. "Ordinance" includes the Ordinance referred to and any
- Ordinance amending it and any rules, regulations or by-laws made under any of such Ordinances and
- for by-laws made under any or such Ordinances and for the time being in force. "Person" includes any body of persons corporate or unincorporate, but does not include the Crown. "Settlement Officer" includes an Assistant Settlement Officer and a Government Agent or Assistant Government Agent acting under section 3 (2). "Share", in relation to any land, means an undivided
- share of the land. "The Board " means the Board established by section 11. "Unoccupied land " includes land occupied by, on behalf of, or under, the Crown.

Short title and

commencement.

3 (1) The Governor may appoint a Settlement Officer and such number of Assistant Settlement Officers as he shall from time to time consider necessary.

(2) It shall be lawful for any Government Agent or Assistant Government Agent to apply the provisions of this Ordinance to any land, being of any of the descriptions set forth in section 4 (1), situated within his province or district, and for that purpose to exercise and perform the powers and duties conferred and imposed by this Ordinance upon the Settlement Officer.

4 (1) Whenever it appears to the Settlement Officer that any land is of any of the following descriptions :---

- (a) forest, waste, unoccupied; or uncultivated land, or chena or other land which can only be cultivated after intervals of several years; or
- (b) cultivated or otherwise improved land which was, within the period of twenty-five years next preceding the date of the notice hereinafter in this sub-section provided for, land of any of the descriptions specified in paragraph (a) of this sub-section,

it shall be lawful for him to declare by a notice signed and dated by him and published as hereinafter provided (in this Ordinance referred to as a "settlement notice") that, if no claim to such land or to any share of or interest in such land is made to him within a period of three months from a date to be specified in such notice, the land to which or to any share of or interest in which no claim has been made as aforesaid will be declared under section 5 (1) to be the property of the Crown and will be dealt with on account of the Crown :

Provided that the date specified in such notice shall not be earlier than the date of the first publication of such notice, and that two or more lands shall not be included in one notice if such lands are respectively situated in more villages than one.

(2) Every settlement notice shall be published in the Gazette in the English, Sinhalese, and Tamil languages, and copies thereof shall be posted within the village in which the land is situated and on or near the land to which the notice relates and shall also be affixed to the walls of the several Kachcheris and of the several courts, including the courts of Village Tribunals and the customary meeting places, if any, of those Village Committees which have powers to punish breaches of Village Committee Rules, of the province within which the land is situated and in such other localities as may secure the greatest possible publicity therefor, and the notice shall also be advertized by beat of tom-tom on or near the land within six weeks from the date of the publication of the notice.

(3) Whenever the extent of the land or the aggregate extent of the lands, if more than one, to which any settlement notice relates exceeds ten acres, the notice shall also be published once at least in any two of the newspapers published in Ceylon, one of which shall be a newspaper published in Sinhalese or Tamil, in the language in which such newspaper is published.

(4) If the Settlement Officer has reason to think that any person has a claim to the land to which the settlement notice relates or to any share of or interest in the land, he shall, in addition to publishing the notice as hereinbefore prescribed, cause a copy thereof to be served upon such person or to be sent by post addressed to him at his lastknown place of abode.

(5) Every settlement notice shall be in all material respects in Form No. 1 in the First Schedule, and the Gazette in which such notice is published or an extract therefrom containing such notice and purporting to have been printed by the Government Printer or certified by some officer of the Crown, on behalf of the Crown, to be correct shall, if produced in any court in Ceylon, be received as primâ facie evidence that the requirements of this Ordinance have been duly complied with in respect of such notice.

5 (1) If no claim is made within a period of three months from the date specified in any settlement notice to any land specified therein or to any share of or interest in any such land, the Settlement Officer shall make a declaration in writing, which shall be deemed for the purposes of this Ordinance to be a settlement in favour of the Crown, that such land to which or to any share of or interest in which no claim has been made is the property of the Crown :

Provided that if at any time within the said period of three months it is brought to the knowledge of the Settlement Officer that any person has a claim to any such land or to any share of or interest in any such land and that such person Settlement Officer and Assistant Settlement Officers and powers of Government Agents and Assistant Government Agents to apply the Ordinance. Settlement Officer may by notice call for claims :

ublication and

form of notice.

Appointment of

First Schedule Form No. 1.

Powers and duties of Settlement Officer when claim is or is not made. is then absent from Ceylon and was so absent at the date of the first publication in the Gazette of the notice aforesaid, the Settlement Officer shall not make a declaration that such land is the property of the Crown until after the expiry of a further period of six months commencing from the day on which the said period of three months expired.

(2) If in pursuance of the settlement notice a claim is made to any land specified therein or to any share of or interest in any such land, either within the aforesaid period of three months or, in any case in which within the said period of three months it is brought to the knowledge of the Settlement Officer that some person who is absent from Ceylon has a claim to any such land or to any such share or interest, within the further period prescribed by the proviso to sub-section (1), the Settlement Officer shall proceed to hold an inquiry into such claim and for that purpose may with such assistants as may be required enter upon any land to which the claim relates and make such inspection as may be necessary.

relates and make such inspection as may be necessary. (3) For the purpose of the inquiry the Settlement Officer shall call upon every claimant, by summons in writing served upon him either personally or by being left at his last-known place of abode, to appear before the Settlement Officer upon a day and at a time and place within the Revenue District in which the land is situated to be specified in such summons and to produce the evidence upon which such claimant relies in proof of his claim : and if after due service of the summons such claimant, upon the day and at the place and time specified as aforesaid or upon any subsequent day to which the inquiry or any proceeding under sub-section (4) has been adjourned and at the place and time to which such inquiry or proceeding has been so adjourned or upon the day and at the place and time specified in any further summons duly served upon him as provided by this sub-section, does not appear or does not produce such evidence, or if he withdraws his claim, then in any of such cases his claim shall be deemed to be null and void and the Settlement Officer may thereupon deal with the land to which the claim relates as though no such claim had been made :

Provided that if any claimant who has so failed to appear or to produce such evidence as aforesaid shall thereafter, and before the publication under section 8 of the order prescribed by sub-section (5), appear before the Settlement Officer and satisfy the Settlement Officer that he had reasonable grounds for such failure to appear or to produce such evidence, the Settlement Officer shall proceed to consider his claim as though he had duly appeared or produced such evidence, and in such case it shall be lawful for the Settlement Officer for the purpose of dealing with such claim to declare any declaration made by him under sub-sections (1) or (4) or any agreement entered into by him under sub-section (4) to be null and void :

Provided also that it shall be lawful for the Settlement Officer in his discretion to dispense with the personal appearance of any claimant and to permit such claimant to appear or produce evidence and to be represented by an advocate or proctor or any duly authorized agent.

(4) If any claimant appears and produces such evidence as aforesaid, the Settlement Officer may, after considering such evidence and making any further inquiry that may appear proper, do any one or more of the following things :---

- (a) make a declaration in writing, which shall be deemed for the purposes of this Ordinance to be a settlement, that any land specified in the settlement notice is not claimed by the Crown; or
- (b) make a declaration in writing, which shall be deemed for the purposes of this Ordinance to be a settlement, that some person unascertained is entitled to a particular share of or interest in any land specified in the settlement notice; or
- (c) enter with the claimant, upon such terms and conditions as may appear fit to the Settlement Officer, into an agreement in writing signed by the Settlement Officer and by the claimant, providing for either or both of the following, namely, that the said claimant or any other person shall be declared by settlement order under sub-section (5) to be entitled either wholly or in part, or that the said claimant shall withdraw his claim either wholly or in part, to any land or to any share of or interest in any land specified in the settlement notice, and make a settlement of such land or share or interest in pursuance of such agreement: Provided that in any case in which all claimants to, or to shares of or interests in, any land withdraw their claims by agreements entered into

under this sub-section or otherwise the Settlement Officer may deal with such land as though no claim had been made thereto: Provided also that it shall be lawful for the Settlement Officer, with the written consent of the claimant which shall not be revocable, to make a declaration in writing, which shall be deemed for the purposes of this Ordinance to be a settlement in favour of the Crown, that any land to which such claimant would otherwise have been declared to be entitled is Crown property set apart for the purpose of a communal chena reserve for the use of the inhabitants of such village as the Settlement Officer shall specify in such declaration.

(5) The Settlement Officer shall embody every settlement of any land specified in the settlement notice or of any share of or interest in any such land, whether made by declaration under sub-section (1) or (4) (a) or (b) or (c), or in pursuance of an agreement entered into under sub-section (4) (c), or in pursuance of or by decree of court under section 23, in an order made by him (in this Ordinance referred to as a "settlement order"), which shall be in Form No. 2 in the First Schedule.

(6) No settlement, other than a settlement made in pursuance of or by decree of court, which relates to any land or to any aggregate of lands exceeding ten acres in extent shall without the consent of the Governor be embodied in any settlement order made under sub-section (5); and upon publication of such settlement order under section 8 there shall be subjoined thereto, in Form No. 3 in the First Schedule, a certificate of the consent of the Governor to such settlement; and if no such certificate is subjoined to the order as so published, the publication shall be of no effect so far as it relates to such settlement.

(7) Notwithstanding anything in this section contained, it shall be lawful for the Settlement Officer at any time prior to the publication under section 8 of the settlement order to make a declaration in writing that any land specified in the settlement notice has ceased to be the subject of proceedings under this Ordinance. Every such declaration shall be published in the Gazette as an appendix to the settlement order published under section 8 and relating to such notice, and no subsequent settlement notice shall have any force or validity in law so far as it relates to any land in respect of which any such declaration has been so made and published.

6 (1) Before the Settlement Officer: refers any claim or any portion thereof which is in dispute between himself and the claimant to the District Judge under section 12, he shall, if he thinks that in the circumstances of the case an offer should be made to the claimant by way of compromise and in order to ensure speedy settlement of such claim or portion thereof, communicate such offer in writing to the claimant and record in writing the nature of the offer and the fact that it was so made; and if the claimant accepts the offer the Settlement Officer shall enter with him, under section 5 (4) (c), into an agreement embodying it.

(2) (a) It shall be lawful for the Governor in Council to make rules defining the basis on which such offers are to be assessed and made, and until such rules are made the rules in the Third Schedule shall apply.

(b) All rules made under this sub-section shall be laid, as soon as conveniently may be, on the table of the Legislative Council at two successive meetings of the Council, and shall be brought before the Council at the next subsequent meeting held thereafter by a motion that the said rules shall not be disapproved, and if upon the introduction of any such motion, or upon any adjournment thereof, the said rules are disapproved by the Council, such rules shall be deemed to be rescinded as from the date of such disapproval, but without prejudice to anything already done thereunder and such rules, if not so disapproved, shall continue to be of full force and effect. Every such disapproval shall be published in the Gazette.

(3) If the Settlement Officer decides that no such offer should be made, he shall record in writing the fact that no such offer has been made and shall communicate his decision to the claimant.

(4) Any claimant who is dissatisfied with the nature or amount of any offer made to him under sub-section (1), or to whom no such offer has been made, may apply, within a period of one month from the day on which such offer was made to him or on which the decision of the Settlement Officer not to make an offer was communicated to him, as the case may be, to the Board to revise such offer, where the claimant is dissatisfied with the nature or amount of the offer, or to make an offer, where no offer has been made. Such

First Schedule, Form No. 2.

First Schedule, Form No. 3.

Offers by way of compromise.

application shall be made by petition addressed to the Board and delivered to the Settlement Officer, who shall forward the petition to the Chairman of the Board.

(5) The Board may, after considering any such application made as aforesaid and after holding or making, or ordering to be held or made, any inquiry or inspection that it may think fit, decide to—

(a) confirm any offer made by the Settlement Officer, or any decision of the Settlement Officer not to make an offer; or

(b) revise any offer made by the Settlement Officer; or

- (c) make an offer where no offer has been made by the Settlement Officer; or
- (d) revise any offer made by the Settlement Officer to persons other than the applicant after due notice to them.

(6) The Chairman of the Board shall inform the Settlement Officer of the decision of the Board in respect of every such application, and the Settlement Officer shall thereupon communicate such decision to the claimant by writing under his hand.

(7) Every claimant to whom an offer has been made by the Settlement Officer under sub-section (1) or to whom the decision of the Settlement Officer not to make an offer or any decision of the Board has been communicated under sub-sections (3) or (6) may, within a period of one month from the day on which such offer was made or such decision was communicated to him or within such longer period therefrom as the Settlement Officer may by order in writing allow, enter with the Settlement Officer into an agreement under section 5 (4) (c).

(8) No offer made by the Settlement Officer under subsection (1) in respect of any claim, or confirmed, revised, or made by the Board under sub-section (5), and no proceedings relating thereto, shall be considered or adjudicated upon by any court; but the court shall make order in respect of the claim as if no such offer had been made, confirmed, or revised.

7 Notwithstanding anything in this Ordinance contained, it shall be lawful for the Settlement Officer to enter with any claimant into any agreement under section 5 (4) (c) at any time prior to the publication of the settlement order under section 8.

8 Subject to the provisions of section 5 (6), every settlement order shall be published in the Gazette, and every settlement order 'so published shall be judicially noticed and shall be conclusive proof, so far as the Crown or any person is thereby declared to be entitled to any land or to any share of or interest in any land, that the Crown or such person is entitled to such land or to such share of or interest in the land free of all encumbrances whatsoever other than those specified in such order and that subject to the encumbrances specified in such order such land or share or interest vests absolutely in the Crown or in such person to the exclusion of all un-specified interests of whatsoever nature and, so far as it is thereby declared that any land is not claimed by the Crown or that some person unascertained is entitled to a particular share of or interest in any land, that the Crown has no title to such land or that some person unascertained is entitled to such share of the land or that such interest in the land exists and that some person unascertained is entitled thereto, as the case may be:

Provided that nothing in this section contained shall affect the right of any person prejudiced by fraud or the wilful suppression of facts of any claimant under the notice from proceeding against such claimant either for the recovery of damages or for the recovery of the land awarded to such claimant by the order.

Provided further that nothing in this section shall affect the rights of *fidei commisarii* whose interests have been prejudiced by an order published under this section.

9 (1) The Settlement Officer shall, before any settlement order is published under section 8, send a copy thereof to the Registrar of Lands of the registration district within which the lands in respect of which such order has been made are situated or, in any case in which such lands are situated in more registration districts than one, send a copy of the portion of such order relating to each registration district to the Registrar of Lands of that district. The Registrar of Lands shall, upon receipt thereof, enter in the books prescribed by

Agreements under section 5 (4) (c) may be made at any time prior to publication of settlement order.

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Settlement orders when published to be proof of title, etc.

Registration of settlements.

the Registration of Documents Ordinance. No. 23 of 1927 for the registration of instruments affecting land the particulars prescribed by that Ordinance of every settlement to which such copy relates as though such copy were an instrument affecting land presented for registration under that Ordinance, and shall note upon the copy in the proper column the reference to the volume and folio in which each such entry has been made and return the copy to the Settlement Officer ; and every such settlement shall, upon the publication of the order under section 8, be deemed to have been registered under the said Ordinance on the day on which the order was so published :

Provided that it shall not be necessary for the Settlement Officer to comply with the provisions of this sub-section in any case in which any settlement order or portion thereof relates to the settlement of any land or share of or interest in any land in favour of the Crown or of any unascertained person :

Provided also that for the purposes of this sub-section it shall not be necessary to embody in any such order or in any schedule subjoined thereto any description of the boundaries of any land to which such order relates if such land is delineated in a plan purporting to be signed by the Surveyor-General or by some person acting on his behalf and is described in such order by reference to such plan, anything in section 14 of the Registration of Documents Ordinance, No. 23 of 1927, to the contrary notwithstanding.

(2) The particulars of every settlement to which the copy of any settlement order or of any portion thereof sent to the Registrar of Lands in accordance with sub-section (1) relates shall be entered by the Registrar of Lands in a new folio to be allotted by him, and an instrument affecting the land so settled which is registered after the date on which such order or portion thereof was deemed to have been registered shall not be deemed to be duly registered unless it is registered in or in continuation of the new tolio allotted as aforesaid.

(3) Notwithstanding anything in the Registration of Documents Ordinance, No. 23 of 1927, no fee shall be chargeable in respect of the registration of any settlement under this section.

10 (1) No land which has been declared under the proviso to section 5 (4) (c) to be Crown property set apart for the purpose of a communal chena reserve shall at any future time be used for any other purpose except by the Crown and with the consent of two-thirds of the persons present at a meeting of the inhabitants of the village for the benefit of which it has been set apart summoned, after such notice as he shall deem sufficient, by the Government Agent or Assistant Government Agent in charge of the district within which such land is situated :

Provided that it shall be lawful for the Crown to grant or lease portions of any such land to any persons who permanently reside in the village for the benefit of which it has been set apart and who do not own or possess an extent of land sufficient in the opinion of the Government Agent or Assistant Government Agent as aforesaid for their own support and for that of their families.

(2) The Government Agent or Assistant Government Agent in charge of the district within which is situated any such land to the use of which for a purpose other than that of a communal chena reserve consent has been given as provided in sub-section (1) shall give notice of such consent in the Gazette, and no such consent shall be valid or of any effect in law unless a notice in respect thereof has been published in the Gazette as provided in this sub-section.

(3) In this section the term "inhabitant" shall have the same meaning as it has in the Village Communities Ordinance, No. 9 of 1924.

11 (1) There shall be established a Board to consider and decide applications made under section 6 (4). The Board shall consist of the following members to be appointed by the Governor :—

- (a) One officer selected from Class I of the Ceylon Civil Service : and
- (b) One advocate or one proctor of the Supreme Court of Ceylon of not less than ten years' standing.

Establishment, constitution, etc., of Board for considering and deciding applications under section 6 (4).

declared under section 5 (4) (c) to be communal chena reserves not to be

Lands

not to be otherwise used without the consent of the inhabitants of the village. (2) (a) It shall be lawful for the Governor in Council to make rules regulating or making provision for :---

- (i) The form and manner of proceeding to be observed by the Board in considering applications as aforesaid; and
- (ii) Any other matter which may be necessary for carrying out the provisions of this Ordinance in relation to the Board.

(b) All rules made under this sub-section shall be laid, as soon as conveniently may be, on the table of the Legislative Council at two successive meetings of the Council, and shall be brought before the Council at the next subsequent meeting held thereafter by a motion that the said rules shall not be disapproved, and if upon the introduction of any such motion, or upon any adjournment thereof, the said rules are disapproved by the Council, such rules shall be deemed to be rescinded as from the date of such disapproval, but without prejudice to anything already done thereunder ; and such rules, if not so disapproved, shall continue to be of full force and effect. Every such disapproval shall be published in the Gazette:

(c) Subject to such rules the proceedings of the Board shall be conducted without regard to matters of judicial form.

(3) (a) Stamp duty shall be chargeable in respect of petitions addressed to the Board under section 6 (4) at the rates specified in the Second Schedule.

(b) Every claimant to land or to a share of land who makes an application to the Board under section 6 (4) shall declare in his petition the aggregate extent of land or of the share of land in respect of which he considers that an offer should have been made to him under section 6 (1) in satisfaction of his claim; and stamp duty shall be chargeable in respect of such petition in accordance with the extent so declared.

(c) For the purposes of paragraph (b) of this sub-section, the extent of a share of land shall be deemed to be the equivalent divided extent of land.

 $\hat{f}(d)$ It shall be lawful for the Board, if it thinks proper to do so, to waive the stamp duty chargeable in respect of any petition or to accept, upon such terms and conditions as it thinks fit, any petition which has not been duly stamped or to order that the whole or any part of the stamp duty paid in respect of any petition be refunded.

(4) In any case in which the members of the Board are unable to agree with regard to the decision of any application as aforesaid, they shall apply to the Governor to appoint a supernumerary member of the Board to assist them in making such decision. Such supernumerary member shall be appointed from among the advocates and proctors of the Supreme Court of Ceylon of not less than ten years' standing for the purpose of considering and deciding such application and, if after the appointment of such supernumerary member the members of the Board including the supernumerary member are unable to agree with regard to the decision of such application, the opinion of the majority shall prevail.

12 (1) If any claimant fails, within the period of one month prescribed by section 6 (7) or within such longer period as the Settlement Officer may allow under that sub-section, to enter with the Settlement Officer into an agreement under section 5 (4) (c), the Settlement Officer shall, if he has not made a declaration under section 5 (4) (a) that the land in respect of which or in respect of a share of or interest in which the claim is made is not claimed by the Crown or a declaration under section 5 (7) that such land has ceased to be the subject of proceedings under this Ordinance, refer the claim or any portion thereof which is in dispute between himself and the claimant to the District Judge of the district within which, the land is situated.

(2) Notwithstanding the provisions of sub-section (1), whenever the Settlement Officer and the claimant agree that any claim or portion thereof which is in dispute shall be referred to the Commissioner of Requests of the division within which the land affected is situated, the Settlement Officer shall refer it accordingly, and thereupon the Commissioner of Requests may exercise and perform in respect of such reference all the powers and duties vested by sections 13, 14, 15, 18, 19, 20, 21, and 22 in the District Judge; and the expression "District Judge", wheresoever in sub-section (1) of this section and in sections 13, 14, 15, 18, 19, 20, 21, 22, 26, and 27 occurring, shall be deemed to include a Commissioner of Requests to whom any such reference has been made.

Second Schedule.

> Reference to District Judge or Commissioner of Requests.

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(1) It shall be lawful for the Settlement Officer in 18 referring any claim to a District Judge under section 12 to include any other claim in the reference :

Provided that the District Judge may, if he thinks that, in any case in which two or more claims have been included in one reference by the Settlement Officer, such claims cannot conveniently be dealt with together, at any time before the decision of such claims order that any one or more of them be dealt with separately.

(2) No matters other than those included in the reference shall be adjudicated upon at the hearing of the reference nor shall any issue be framed or decided as between the Crown and any party not mentioned in the reference.

14 (1) Upon a reference being made to him as aforesaid' the District Judge shall cause to be served on every claimant named in such reference a notice requiring him to furnish to such District Judge on or before a date to be specified in the notice a written statement setting out the nature and extent of his claim. Every such statement of claim shall name the Settlement Officer as the party defendant on behalf of the Crown.

(2) Any two or more claimants named in any reference may embody their claims in one statement of claim.

(1) If no statement of claim is furnished by the claimant 15 in pursuance of the notice served upon him under section 14 (1), the District Judge shall cause to be affixed in some conspicuous place on the land specified in the reference a notice to the effect that, if the claimant does not, on or before a day to be specified in the notice, appear before the District Judge and state the particulars of his claim, he will be declared to have withdrawn his claim.

(2) If the claimant does not appear and state the particulars of his claim in pursuance of the notice, the District Judge shall declare that he has withdrawn his claim.

(3) A declaration by the District Judge under sub-section (2) that any claimant has withdrawn his claim shall be equivalent to and be deemed to be a withdrawal of such claim by .agreement entered into under section 5(4)(c).

Subject to the provisions of section 19 (2), it shall be lawful for any party to any reference made under this Ordinance to appear by his advocate or proctor at any stage of the proceedings in respect of such reference.

The proceedings in respect of references made under this Ordinance shall, except as in this Ordinance otherwise provided, be regulated by the provisions of the Civil Procedure Code, 1889, so far as the said provisions are applicable.

18 The District Judge shall give the proceedings in respect of references made under this Ordinance precedence of all other business, unless in his opinion special circumstances of urgency in any particular case otherwise require.

(1) The District Judge shall, as soon as the statement of claim required by the notice served under section 14 (1) has been furnished, or as soon as the claimant has appeared in pursuance of the notice prescribed by section 15 (1) and stated the particulars of his claim, fix a day, of which notice shall be given to the parties, for their appearance and for the hearing of the reference; and on the day so fixed the parties shall bring their witnesses into court, together with any documents upon which they intend to rely. (2) It shall be lawful for the District Judge to require the

personal attendance of any claimant at any stage of the proceedings.

On the day fixed for the hearing of the reference or 20 on any day to which the hearing is adjourned the District Judge shall proceed to examine the witnesses tendered by the parties and, upon such examination and after inspecting the documents produced by the parties and making any further inquiry that may appear necessary, shall by order either dismiss the claim or declare that the claimant is entitled as against the Crown to the whole or to any part, as the case may be, of the land or of the share of or interest in the land in respect of which the claim has been made and shall make such order as to costs as he may think appropriate in the case.

Whenever the District Judge is of opinion that a fresh survey is necessary for the purpose of hearing any reference made under this Ordinance, he may order such survey to be made. and the second second

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Reference of two or more claims and limitation at hearing of reference to matters referred.

Notice to claimant to furnish statement of claim.

Procedure when no statement of claim furnished.

Parties may appear by advocate or proctor.

Proceedings on reference to be reference to be regulated by Civil Procedure Code. No. 2 of 1889.

Reference cases to have precedence.

Procedure when statement of claim furnished.

Procedure on hearing,

The District Judge may order a fresh sarvey.

Appeals,

No. 22 of 1909.

Equation of decrees of court with settlements.

Claims before the District Judge within one year from publication of settlement order in respect of lands, etc., declared to be the property of the Crown.

No. 2 of 1889.

22 (1) Any party to any reference who is dissatisfied with the decision of the District Judge thereon may appeal to the Supreme Court against such decision by lodging with the District Judge within thirty days from the date of the decision a petition of appeal addressed to the Supreme Court.

(2) The District Judge on receiving such petition of appeal shall transmit it, together with all the papers and the proceedings relating to the reference, to the Registrar of the Supreme Court, and such appeal shall have precedence of all other appeals.

(3) Stamp duty shall be charged upon every such petition of appeal at the rate specified in Part II of Schedule B to the Stamp Ordinance, 1909, for similar petitions in the District Court, and upon subsequent proceedings at the rates specified in the said Schedule for appeals from the District Court.

(4) Every such appeal shall be dealt with in the manner in which appeals from the District Court are dealt with, and upon the determination thereof the Supreme Court shall by order either dismiss the claim or make any declaration which could have been made by the District Judge under section 20.

23 Every order made under sections 20 or 22 shall be embodied in a decree which shall for the purposes of the settlement order to be made under section 5 (5), if and in so far as by such decree the claim of any claimant is dismissed, be equivalent to and be deemed to be an agreement for the withdrawal of such claim under section 5 (4) (c) and, if and in so far as by such decree any claimant is declared to be entitled as against the Crown to any land or to any share of or interest in any land, be equivalent to and be deemed to be a declaration by the Settlement Officer under section 5 (4) (a) or (b) that such land is not claimed by the Crown or that some person unascertained is entitled to such share of or interest in such land, as the case may be

24 (1) Notwithstanding anything in section 8, it shall be lawful for any person, within a period of twelve months from the date of the publication under that section of any settlement order embodying the settlement of any land or of any share of or interest in any land, in any case where such land, share or interest has been declared under section 5 to be the property of the Crown, to make by petition, to which the Settlement Officer shall be named as respondent, presented to the District Judge of the district within which such land is situated a claim to, or to compensation in respect of, such land or share or interest :

Provided that no such petition shall be entertained by any District Judge---

(a) if the person presenting it has previously entered into an agreement with the Settlement Officer under section 5 (4) (c) by which he has withdrawn his claim to such land or share or interest; or

(b) if such person's claim to such land or share or interest has previously been dismissed by the District Judge under section 20 or by the Supreme Court under section 22; or

(c) if such person fails to show good and sufficient reason for not having made his claim before the Settlement Officer either within the period prescribed by section 4 (1) or, in any case in which it was within the said period brought to the knowledge of the Settlement Officer that some person who was absent from Ceylon had a claim to such land or share or interest, within the further period prescribed by the proviso to section 5 (1).

(2) The presentation of and the proceedings in relation to every such petition shall be subject to the provisions of Chapter XXIV of the Civil Procedure Code, 1889, relating to summary procedure by petition, and if after investigation of the claim the District Judge is of opinion that it has been established, wholly or in part, he shall,—

(a) if the land to which or to a share of or interest in which such claim relates has been alienated or settled on a claimant under the provisions of this Ordinance by the Crownor has been utilized for any public purpose, make order that the claimant shall receive from the Crown by way of compensation a sum representing the fair market value, as assessed by the District Judge, of such land or share or interest or, in any case in which the District Judge is of opinion that the claim has been established only in part, such smaller sum as the District Judge considers to be proportionate to that part of the claim which has in his opinion been established; or (b) if the land to which or to a share of or interest in which such claim relates has not been alienated by the Crown and has not been utilized for any public purpose, make order that the Crown shall transfer to the plaintiff the whole or any part, as the case may be, of such land or share or interest.

(3) Every order made under this section shall be expressed as an award, which shall be in full satisfaction of the claim and shall be a bar to any further claim against the Crown by any person whomsoever in respect of such land or share or interest.

25 (1) Notwithstanding the provisions of any other written law, it shall be lawful for the Settlement Officer, if, after holding such inquiry as he considers necessary, he is satisfied that any claimant or any person on whose behalf a claim is made or any person whom the Settlement Officer thinks has a claim under section 4 (4) is a minor or a person of unsound mind, to appoint a fit person as curator or manager of the estate of such minor or person of unsound mind, as the case may be, for the purpose of the investigation and settlement of the claim.

(2) The Settlement Officer shall, immediately upon making such appointment, send to the District Judge of the district within which the land to which or to a share of or interest in which the claim relates is situated a certificate in duplicate, which shall be signed and dated by him and shall specify—

(a) The particulars of the claim;

- (b) The name and address of the minor or person of unsound mind by or on behalf of whom the claim is made :
- (c) The name and address of the person appointed as curator or manager;

(d) The date on which the appointment was made; and

(e) The reason for making the appointment.

(3) The District Judge shall on receipt of the certificate by order sanction the appointment, or disallow it and appoint some other person; and where the District Judge sanctions the appointment it shall be valid from the time at which it was made by the Settlement Officer.

(4) It shall not be necessary for the District Judge, before he sanctions or disallows the appointment, to require the Settlement Officer, the curator or manager appointed by the Settlement Officer, the minor or the person of unsound mind, or any other person, to appear before him.
(5) The District Judge shall endorse his order upon both

(5) The District Judge shall endorse his order upon both duplicates of the certificate and shall file one duplicate in his court and return the other duplicate to the Settlement Officer. The Settlement Officer shall file the duplicate so returned in the record of his proceedings in respect of the claim and the appointment shall be as valid and effectual for the purpose of the investigation and settlement of the claim as though the person appointed had been granted a certificate of curatorship to the estate of the minor, or had been appointed manager of the estate of the person of unsound mind, under Chapter XL or Chapter XXXIX of the Civil Procedure Code, 1889, as the case may be.

(6) No stamp duty shall be payable in respect of such appointment, anything in the Stamp Ordinance, 1909, to the contrary notwithstanding.

26 Nothing in this Ordinance shall be deemed to prevent the Governor in Council, if any claim is established to his satisfaction and notwithstanding that the claimant has not made his claim within the time prescribed by this Ordinance, or has not made a statement of claim upon being noticed by the District Judge under section 14 or has not appeared and stated the particulars of his claim in pursuance of a notice affixed on or near any land under section 15, from awarding to the claimant such compensation in land or in money or in land and money as the Governor in Council may think proper.

27. Every person engaged in carrying out any order made by the Settlement Officer, the Board, or any District Judge in pursuance of the powers or duties conferred or imposed by this Ordinance shall be deemed to be a public servant within the meaning of the Ceylon Penal Code.

28 For the purpose of holding or making any inquiry or inspection or of considering and deciding any application under this Ordinance, the Settlement Officer and the Board shall have the powers conferred on Commissioner's appointed under the provisions of Ordinance No. 9 of 1872:

Provided that the requirements of the proviso to section 2 of the said Ordinance shall not extend to any such inquiry or inspection or to the consideration or decision of any such application.

Appointment of curator or manager for purposes of claim.

No. 2 of 1889.

No. 22 of 1909.

Award of compensation by Governor in Council.

Persons engaged in carrying out orders of Settlement Officer, etc., to be public servants, No, 2 of 1883.

Settlement Officer and Board to have powers of Commissioners under Ordinance No. 9 of 1872. - 5**85** .

Verification of service of process.

Proceedings under the Ordinance not invalidated by change of Settlement Officers. Protection of ettlement officer.

Transitional provision.

First Schedule. Form No. 2.

Repeals.

Every return made by a Fiscal, Deputy Fiscal or 29 Fiscal's Marshall to process issued under section 5 (3) shall be duly verified by the oath or affirmation of the officer employed to execute the sale, and for such purpose the Fiscal, Deputy Fiscal or Fiscal's Marshall is hereby authorized to administer such oath or affirmation.

30 Any proceedings instituted or taken under this Ordinance by any person as Settlement Officer may be continued by any other person as Settlement Officer.

31 The Settlement Officer shall not be liable in damages by reason of anything in good faith done or omitted to be done in his official capacity.

32 (1) Any order made after the commencement of this Ordinance under section 2 or section 4 of Ordinance No. 1 of 1897 in respect of any proceeding under that Ordinance NO. 1 of 1897 in respect of any proceeding under that Ordinance which is pending or incompleted when this Ordinance comes into operation may, notwithstanding the provisions of any written law other than this Ordinance, be made in Form No. 2 in the First Schedule to this Ordinance (amended as may be necessary), and such order shall be valid and effectivel for all purposes notwithstanding the portexity effectual for all purposes, notwithstanding the non-recital therein of any absence of claims, failure of any claimant to make a claim, failure of any claimant to appear or to produce any evidence or documents, withdrawal by any claimant of his claim, admission of the whole or any part of any claim, or agreement.

(2) Every order made under this section shall have the same force as an order made in consequence of proceedings under this Ordinance.

33 Ordinance No. 1 of 1897 is hereby repealed.

FIRST SCHEDULE. Form No. 1.

Land Settlement Ordinance, 1931.

Settlement Notice.

Notice is hereby given, under section 4 of the Land Settlement Ordinance, 1931, that if no claim to (the land)* (any one of the lands) \dagger specified in the schedule hereto or to any share of or interest in (the said land) * (such land) \dagger is made to the under-signed within a period of three months from the ______ day of ______, 19__, (the said land) * (such land) \dagger will be declared under section 5 (1) of the aforesaid Ordinance to be the property of the Crown and will be dealt with on account of the Crown.

19-

the Settlement Office, Colombo Given at

the Kachcheri, -

this - day oi 🗕

Settlement Officer, or Assistant Settlement Officer, or Government Agent of the - Province, or Assistant Government Agent of the -- District.

(s. 4 (5))

* If the notice relates to only one land. † If the notice relates to more lands than one.

Schedule.

(Here specify the land or lands in respect of which the notice is published.)

Form No. 2.

(ss. 5 (5) and 32) Land Settlement Ordinance, 1931.

Settlement Order.

Whereas a settlement notice under section 4 of the Land Settlement Ordinance, 1931, was duly published in the Gazette No. ______ of _____, 19_, and as otherwise required by the said section, in respect of the land(s) situated in ______ and described as lot(s) _____ in ____ Plan No. _____:

And whereas all claims received in pursuance of the said notice have been duly dealt with in accordance with the provi-sions of the said Ordinance :

[Or, And whereas no claims have been received in pursuance of the said notice :]

I, the undersigned, in pursuance of the powers conferred on me by section 5 (5) of the said Ordinance do hereby make order that the said land(s) be settled as specified in the schedule to this order.

the Settlement Office, Colombo, Given at the Kachcheri,

this

day of

19-Settlement Officer, or Assistant Settlement Officer, or Government Agent of the - Province, or Assistant Government Agent of the -- District.

					benedule.				
Lot No.	Sub-divi- sional Lot No.	Extent.	No. of Title Plan.	Sub-section under which settled.	On whom settled.	Remarks (Shares, interests, encumbrances, Nos. of Reference Cases, etc.).	Land Register Office at which registered.	Volume No.	Folio No.
I	\$	A. R. P. 2 000	106'666	5 (4) (c)	$\begin{array}{c} A, of \\ B, of \\ C, of \end{array}$	Settled in undivided shares of one-third each			
C2	2 A	10 3 24		5 (1) and 5 (4) (c)	The Crown	Subject to a right of way from point X to point Y as shown in favour of the owner of land Z			
<i>cu</i>	2B	2 2 02		5 (4) (a)	Not claimed by the Orown		-		
67	2c	25 2 27	1	5 (1) and 5 (4)(b)	The Crown	Subject to the right of some personumascertain- ed to a one-fifth share: see judgment in D. C. case No.			
€7 }		7 3 31	<i>666</i>	5 (£) (c)	D ,	Subject to Mortgage Bond No. <u>of</u>			
4		10 1 8	l	5 (4) (c)	The Crown	Communal chena reserve			-
9		10 0 00		5 (1)	The Crown				
decla. under	I, the undersigned declare that the land(s) d under the said Ordinance.	I, the undersigned, hereby, in pure declare that the land(s) described as lot(s) under the said Ordinance.	reby, in pur ibed as lot(s	suance of the powe	APPENDIX. ers conferred on me	APPENDIX. I, the undersigned, hereby, in pursuance of the powers conferred on me by section 5 (7) of the Land Settlement Ordinance, 1931, the said Ordinance.	and Settlemen to be the subj	t Ordinan ject of pro	ce, 1931, ceedings
Given at this	a the Settl the Kach day	the Settlement Office, Colombo, the Kachcheri,, 19	se, Colombo, -, 19			Settlement Officer, or Assistant Settlement Officer, or Government Agent of the Assistant Government Agent of the	the	Province, or District.	rict.

[First Schedule-contd.]

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Schedule.

PART II. (LEGAL) - CEYLON GOVERNMENT GAZETTE JULY 3, 1931 - 587

First Schedule contd.]

Form No. 3.

(s. 5 (6))

Land Settlement Ordinance, 1931.

Certificate.

It is hereby certified that the settlement(s) of lot(s) No.(s) Plan No. -- embodied in the above in order made under section 5 (5) of the Land Settlement Ordinance, 1931, and dated the _____ day of _____, 19__, has (have) been made with the consent of the Governor.

Dated at Colombo, this - day of .19 -

Colonial Secretary.

SECOND SCHEDULE. (s. 11 (3) (a))

Land Settlement Ordinance, 1931.

Rates of Stamp Duty chargeable in respect of Petitions.

If the claim is to the full ownership of any land or share of 1. a land and the aggregate extent of land or of the share of land which the claimant has declared to be the extent in respect of which he considers that an offer should have been made to him in satisfaction of his claim-

			Rs. c.
Does not exceed 2	acres	•••	10
Exceeds 2 acres,	but does not exceed	5 acres	150
Exceeds 5	do.	10 acres	. 3 50
Exceeds 10	do.	20 acres	60
Exceeds 20	do.	40 acres	12 0
Exceeds 40	do.	60 acres	25 .0
Exceeds 60	do.	80 acres	50 0
Exceeds 80	[,] do.	100 acres	75 0
Exceeds 100 acres	÷ •	• •	100 0
2. If the claim	is to an interest	••	5 0

THIRD SCHEDULE. (s. 6 (2) (a))

Land Settlement Ordinance, 1931.

Rules.

The Settlement Officer in making an offer shall take into Ł. consideration all equitable considerations.

The Settlement Officer shall take into consideration all 2. evidence supporting the claimant's title to the land.

3. If the Settlement Officer is satisfied that the land is paraven chena land and that it has been periodically cultivated by the claimant and his predecessors in title for a period of not less than 30 years he shall offer the land or an equivalent extent to the claimant in consideration of a sum representing the cost of survey and settlement at a rate per acre to be fixed for each district by the Governor in Council.

Provided that in the case of village claimants the sum demanded

shall not exceed Rs. 15 an acre. Provided further that the Settlement Officer may in special cases of poverty waive the whole or any part of the amount due.

4. If the Settlement Officer is satisfied that the claimant and his predecessors in title have taken possession of and maintained a permanent plantation or effected any permanent improvement upon the land and held uninterrupted possession thereof for not less than 10 years he shall offer the land to the claimant in consideration of a sum representing not more than the unimproved value of the land at the time of such offer.

"Permanent plantation" in this rule means all plantations other than those made in the ordinary course of chena cultivation.

Passed in Council the Eighth day of April, One thousand Nine hundred and Thirty-one.

> G. N. FARQUHAR, Clerk to the Council.

Assented to by His Excellency the Governor the First day of July, One thousand Nine hundred and Thirty-one.

> G. N. FARQUHAR, Clerk to the Council.

L 463/29

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

No. 21 of 1931.

An Ordinance to provide for the Consideration and Decision of Applications in respect of Claims to Lands at the Disposal of the Crown.

GRAEME THOMSON.

WHEREAS by Letters Patent passed under the Great Seal of the United Kingdom, constituting the office of Governor and Commander-in-Chief of the Island of Ceylon and its Dependencies and dated the Eleventh day of September, in the Eleventh year of the reign of His Majesty KING GEORGE THE FIFTH, the said Governor is empowered to make and execute, under the Public Seal of the Island, grants and dispositions of any lands which may lawfully be granted or disposed of by His Majesty within the Island :

And whereas the Settlement Officer and the several Assistant Settlement Officers appointed under the Land Settlement Ordinance, 1931, and the several Government Agents and Assistant Government Agents have, for the purpose of determining the grants and dispositions to be made and executed as aforesaid, been authorized by the Governor to investigate any claims which may be made otherwise than under that Ordinance to such lands as may lawfully be granted or disposed of by His Majesty and to shares of and interests in such lands and to make orders admitting or rejecting such claims in whole or in part and, in any case in which any claim or any part of any claim is admitted, to make an order effecting a settlement in respect of such claim or of such part of a claim on such terms and conditions as from time to time may be prescribed by general or special instructions issued under the authority of the Governor :

And whereas it is expedient to make provision for the revision of orders so made in respect of such claims by the Settlement Officer and by the several Assistant Settlement Officers, Government Agents, and Assistant Government Agents in pursuance of the authority conferred on them as aforesaid :

BE it enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :—

1 This Ordinance may be cited as the Crown Land (Claims) Ordinance, 1931.

2 In this Ordinance, unless the context otherwise requires,—

"Claim" means any claim made otherwise than under the Land Settlement Ordinance, 1931, to land which may lawfully be granted or disposed of by His Majesty, and "claimant" means any person making a claim.

"Interest", in relation to any land, means an interest less than the full ownership of the land.

"Settlement Officer" means the Settlement Officer and any Assistant Settlement Officer appointed under the Land Settlement Ordinance, 1931, and any

Government Agent or Assistant Government Agent. "Share", in relation to any land, means an undivided share of the land.

3 (1) Where the Settlement Officer, in pursuance of the authority of the Governor, investigates any claim and makes an order in relation thereto, he shall communicate such order to the claimant in writing.

(2) Any offer made under this section shall be assessed in accordance with the rules in force for the time being under section 6 of the Land Settlement Ordinance, 1931.

(3) Any claimant who is dissatisfied with any such order made by the Settlement Officer may, within a period of one month from the day on which the order was communicated to him, apply to the Board established by section 11 of the Land Settlement Ordinance, 1931, (hereinafter referred to as "the Board"), to revise the order. Such application shall be made by petition addressed to the Board and delivered to the Settlement Officer, who shall forward the petition to the Chairman of the Board. Application to the Board established by the Land Settlement Ordinance, 1931, for the revision of orders.

Interpretation.

Short title.

Preamble.

PART II. (LEGAL) - CEYLON GOVERNMENT GAZETTE - JULY 3, 1931

Stamp duty on petitions. Schedule.

590

Powers of the Board and procedure in respect of applications.

Effect to be given to decision of the Board, if accepted.

Orders of Settlement Officer and decisions of the Board not to be considered by courts. 4 (1) Stamp duty shall be chargeable in respect of petitions addressed to the Board under section 3 at the rates specified in the Schedule.

(2) Every claimant to land or to a share of land who makes an application to the Board under section 3 shall declare in his petition the aggregate extent of land or of the share of land in respect of which the application is made ; and stamp duty shall be chargeable in respect of such petition in accordance with the extent so declared.

(3) For the purposes of sub-section (2), the extent of a share of land shall be deemed to be the equivalent divided extent of land.

(4) It shall be lawful for the Board, if it thinks proper to do so, to waive the stamp duty chargeable in respect of any petition or to accept, upon such terms and conditions as it thinks fit, any petition which has not been duly stamped or to order that the whole or any part of the stamp duty paid in respect of any petition be refunded.

5 (1) The Board may, after considering any application made under section 3 and after holding or making or ordering to be held or made any inquiry or "inspection that it may think fit, confirm or revise any order made by the Settlement Officer in respect of the claim to which such application relates.

(2) The provisions of any rules made under section 11 (2) (a) of the Land Settlement Ordinance, 1931, so far as such rules are applicable, and the provisions of sections 11 (2) (c), 11 (4), 27 and 28 of the said Ordinance, shall apply to the holding or making of any inquiry or inspection by or by order of the Board under this section and to the consideration and decision of every application made to the Board under section 3 of this Ordinance, as though references to the Land Settlement Ordinance.

6 The Chairman of the Board shall inform the Settlement Officer of the decision of the Board in respect of every such application, and the Settlement Officer shall thereupon communicate such decision to the claimant by writing under his hand; and if upon such decision being communicated to him the claimant signifies to the Settlement Officer that he accepts such decision, the Settlement Officer shall take such steps to give effect thereto as may be necessary.

7 No order made by the Settlement Officer under this Ordinance, and no decision or proceedings of the Board in relation thereto, shall be considered or adjudicated upon by any court; but the court shall make order according to law as if no such order or decision had been made and no such proceedings taken.

SCHEDULE.

(s. 4(1))

Crown Land (Claims) Ordinance, 1931.

Rates of Stamp Duty chargeable in respect of Petitions.

1. If the claim is to the full ownership of any land or of any share of any land and the aggregate extent of land or of the share of land declared in the petition—

1 State 1				Rs. c.
Does not	exceed 2	acres	••	10
Exceeds	2 acres,	but does not exc	eed 5 acres	1 50
Exceeds	5	do.	10 acres	3 50
Exceeds	10	do.	20 acres	6 0
Exceeds	20	do.	40 acres	12 0
Exceeds	40 ·	do.	60 acres	25 0
Exceeds	60	do.	80 acres	50 0
Exceeds	80	do.	100 acres	75 0
Exceeds 1		• •	••	100 0
2. If t	he claim	is to an interest	•• •	., 50

Passed in Council the Eighth day of April, One thousand Nine hundred and Thirty-one.

> G. N. FARQUHAR, Clerk to the Council.

Assented to by His Excellency the Governor the First day of July, One thousand Nine hundred and Thirty-one. Ordinance enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof.

No. 22 of 1931.

An Ordinance to amend Ordinance No. 12 of 1840.

GRAEME THOMSON.

BE it enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :--

1 This Ordinance may be cited as the Encroachments upon Crown Lands Amendment Ordinance, 1931.

2 Section 6 of the principal Ordinance is hereby amended by the deletion of all the words in the said section after the words "such person" in the tenth line thereof, and by the substitution of the following words therefor :----

"(1) of a sannas or grant for the same, together with satisfactory evidence as to the limits and boundaries thereof; or

(2) of such customary taxes, dues, or services having been rendered to the Crown or other person for the same as have been rendered for similar lands being the property of private proprietors in the same districts; or

(3) of his or his predecessor in title having made and maintained a permanent plantation in and upon the same for a period of not less than thirty years, or of his having otherwise improved the same and maintained it in such improved state for such period, and in either case of his having held uninterrupted possession of the same during the whole of the said period.

In all other districts in this Colony chena and other lands which can only be cultivated after intervals of several years shall be deemed to be forest or waste lands within the meaning of this clause."

3 The following section shall be inserted in the principal Ordinance immediately after section 11:

12 In this Ordinance, unless the context otherwise requires,-

"Unoccupied land" includes land occupied by, on behalf of, or under, the Crown.

Passed in Council the Eighth day of April, One thousand Nine hundred and Thirty-one.

> G. N. FARQUHAR, Clerk to the Council.

Assented to by His Excellency the Governor the First day of July, One thousand Nine hundred and Thirty-one.

> G. N. FARQUHAR, Clerk to the Council.

Short title.

I. 120.

L 463/29

Amendment of section 6 of the principal Ordinance.

Insertion of new section 12 in the principal Ordinance.

Interpretation.

L 463/29

No. 16 of 1907, II. 753.

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

No. 23 of 1931.

An Ordinance to amend the Forest Ordinance, 1907.

GRAEME THOMSON.

BE it enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :--

1 This Ordinance may be cited as the Forest Amendment Ordinance, 1931.

2 Section 4 of the principal Ordinance is hereby amended by the insertion of the words "or in any proceeding under the Land Settlement Ordinance, 1931," immediately after the word "proceeding" in the tenth line thereof. Short title.

Amendment of section 4 of the principal Ordinance.

В 5

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.591

Amendment of rincipal

Ordinance.

Section 5 of the principal Ordinance is hereby amended 3 section 5 of the as follows :

- (1) by the addition of the words "or made under the Land Settlement Ordinance, 1931," at the end of
 - paragraph (b) thereof; and
 - (2) by the addition of the following words at the end thereof :-

No. 21 of 1901.

"Section 10 of the Interpretation Ordinance, 1901, shall not apply to the interpretation of this section."

Repeal of section 19 of the principal Ordinance and substitution of new section.

Reserved trees

4 Section 19 of the principal Ordinance is hereby repealed and the following section is substituted therefor :-

19 (1) All trees of the several species specified in Schedule III standing in any forest shall be deemed to be reserved trees.

(2) The Governor may by notification in the Gazette add any species to or delete any species from the said Schedule.

Insertion of new section 23A in the principal Ordinance.

Protection from conviction in certain forest cases.

5 The following section is hereby inserted in the principal Ordinance immediately after section 23 thereof as the last section in Chapter IV of the principal Ordinance :----

23 A No person shall be deemed to have committed an offence in respect of clearing or cutting or setting fire to, or breaking up the soil of, any chena in any case in which the forest in respect of which the prosecution has been instituted has not been declared under the Land Settlement Ordinance, 1931, or any Ordinance repealed thereby to be the property of the Crown, if-

- (1) the complainant fails to prove that the trees in the said forest are of more than twenty years growth, and
- (2) the accused satisfies the court that he claims the said forest by inheritance or upon deed based upon inheritance and that he or his predecessors in title have on at least two occasions cultivated it according to the customary cycle of cultivation after intervals of several years for similar lands in the same locality.

Passed in Council the Eighth day of April, One thousand Nine hundred and Thirty-one.

> G. N. FARQUHAR, Clerk to the Council.

Assented to by His Excellency the Governor the First day of July, One thousand Nine hundred and Thirty-one.

> G. N. FARQUHAR, Clerk to the Council.

OF NOTIFICATIONS CRIMINAL SESSIONS.

BY 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 2nd Eastern Circuit, 1931, will be holden at the District Court-house at Batticaloa, on Monday, July 27, 1931, 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 thence without leave asked and granted.

Fiscal's Office, Batticaloa, June 26, 1931.

C. HARRISON-JONES. Fiscal. BY 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 Puttalam will be holden at the Court-house at Colombe, on Friday, July 10, 1931, at 11 o'clock of the morning of the said day.

And I de 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.

Deputy Fiscal's Office, Puttalam, June 22, 1931.

V. COOMARASWAMY, Deputy Fiscal.

MINOR COURTS DISTRICT AND NOTICES. 100

"The Village Communities Ordinance, No. 9 of 1924."

T is hereby notified in terms of section 98 of the Village. Communities Ordinance, No. 9 of 1924, that the under-mentioned Village Committee has, with the approval of the Government Agent, Province of Sabaragamuwa, prescribed the building noted below as one of its courts, with effect from September 1, 1931, in place of the building at Koppakanda.

The Kachcheri,	C. H. Cor
Ratnapura, June 23, 1931.	Government

LLINS. Government Agent.

Name of the Village Committee.—Diyapotagam Pattu Village Committee in Kolonna korale, in Ratnapura District.

Description of the Building .- The Office of the Gan-Arachchi of Dapane in Dapane Wasama in Kolonna korale, Ratnapura District.

LIST **OF** JURORS AND ASSESSORS.

PROVINCE-KURUNEGALA NORTH-WESTERN DISTRICT.

IST of persons in the District of Kurunegala, who are qualified to serve as jurors and assessors under the provisions of the Ordinance No. 15 of 1898, as amended by Ordinance No. 1 of 1910, for the year July, 1931, to June, 1932.

N.B.—The jurors numbered in a seperate series on the left of those indicating ordinary jurors are qualified to to serve as special jurors.

The mark (*) prefixed to a name denotes as new name added.

ENGLISH-SPEAKING JURORS.

- l Abraham Singamoney, clerk, Pathragala estate, Potuhera
- 2 Amarasekara, J. H. Ernest, planter, Kurunegala 3 Amunugama, Tennakoon Banda, landed proprietor, 2. . Kurunegala 3. .
- 4 Appleby, Eric Percy, assistant manager, Desiccating Mills, Kurunegala 4 ...
 - 5 Arumugan, K. S., senior agricultural instructor, Kurunegala.
 6*Ayadurai, Sangarapillai Kathirawail, clerk, Ridigama estate, Kurunegala
 7*Abeywardena, Edward Noel, planter, Galla Group,
- 5...
- Kurunegala 8*Aitken, John, divisional irrigation engineer, Western 6.. 8*Aitken, John, divisional irrigation engineer, western Division, Kurunegala
 9*Abraham, Albert Rajasingham, teacher, Christ Church School, Kurunegala
 10*Aryaratne, J. M. P., clerk, Divisional Agricultural Office, Kurunegala
 11 Ba'alla, Nayake Bandara Tikiri Banda, clerk, Kach-eheri, Kurunegala
 12 Beven, Cecil Hermon, planter, Newfoundland estate, Dandagamuwa
 9. 13 Boothrovd. John Rae, planter, Muwankanda estate,
- 9. 13 Boothroyd, John Rae, planter, Muwankanda estate, Mawatagama
- 14*Burah, Tuan Thahirine, landed proprietor, Kurunegala 10.. 15*Benest, Edward Ernet, district engineer, Dandagamuwa
- 11. 16 Cantrell, John Harvey, planter, Pathragala estate,
 - Potuhera 17 Chelliah, Thilampalam, clerk, Keppetigala estare, Kurunegala
- 12. 18 Cheyene, Murray Dalsil Mackenzie, planter, Daisy Valley, Kurunegala 13. 19 Cheyene, O. B. M., planter, Horatepola Group, Nat
 - tandiya 20 Cader, P. R. M. Abdul, landed proprietor, Teliyagonna 21 Daniels, Aelian Hugh, clerk, District Road Committee,
 - Kurunegala
- Kurunegala 22 Delwita, Harry, clerk, Kachcheri, Kurunegala 14. 23 Delwita, Punchi Banda, landed proprietor, Delwita Walawwa, Katupilagoll. 24 Dharmaratne, M. V. P., notary public, Narammala 25 De Alwis, Trevy Navaratne, auctioneer and broker, Kurunegala
- Kurunegala 15.. 26 DeLay, William, planter, Normandy estate, Kurunegala 27 De Zilwa, Godfrey, planter, Moragolla estate, Kurune
 - gala
 - 28 De Silva Charles Samuel, clerk, Kachcheri, Kurunegala De Silva, G. G. Edmund Robinson, clerk, Provincial Registrar's Office, Kurunegala
 Dissanayaka, Victor Graham, Christ Church School,
 - Kurunegala
 - 31 Doray, Dyan, conductor, Belmont estate, Rambukkana 32*Daniel, Edward, conductor, Batalagoda estate, Kurune gala

- 33*De Silva, Wellalage Carnelis, clerk, Horatepola Group, Nattandiya 34*De Zilva, Harold Manley, planter, Paranagampitiya estate, Kurunegala
- 35*Disanayake, Aryawardena Piyaratne, Raglan estate, Kurunegala
- 36*Dissanayake, Kiri Banda, inspector of vaccination, Kurunegala
- 37*De Alwis, Edward Peter, inspector, Public Works Department, Dandagamuwa
 38*De Silva, S. H. F., agricultural instructor, Maho
- 30*De Silva, D. Peter, agricultural instructor, Kurunegala
 40 Edmund, Robert, clerk, Delwita Group, Kurunegala
 41*Eratne, E. R., teacher, Buddhist School, Kurunegala
 16. 42 Ferdinand, A. L. B., chief clerk, Kachcheri, Kurunegala
 17 43 Ferrondo
- 17.. 43 Fernando, Austin, Weherabenda planter, estate, Kurunegala
- 18... 44 Fernando, C. Robert, district engineer, Kurunegala
 45 Fernando, Richard Francis, head overseer, Public.
 Works Department, Kurunegala
 19.. 46 Fernando, Wilfred Lawrence Maurice, auctioneer and broker, Kurunegala
 - 47 Fernando, William Francis, planter, Delgolla estate,
 - Kurunegala onseka, Warnakulasuriya Benedict, planter, Lenàwa 48 Fonseka, Warnakulasuriya Benedict, planter, Lenawa Farm, Kurunegala
 49*Fernando, Felix Jerôme, planter, Nottinghill Group,
- Mawatagama
 50*Fernando, H. Edwin Richard, draughtsman, Provincial Engineer's Office, Kurunegala
 20.. 51 Gnanaprakasam, Joseph, landed proprietor, Polgaha
 - wela
- 52 Goonewardena, Arthur Sahabandu, secretary, Urban District Council, Kurunegala
 53 Goonewardena, Irving Boteju, clerk, Kachcheri,
- Kurunegala 54 Gopallawa, Wijeratne, clerk, Kachcheri, Kurunegala 55 Goonetilleke, Percy Victor, planter, Nelaulla estate, 22 . .
 - Kurunegala 56 Goonesekera, Don Daniel, licensed surveyor, Dandegamuwa
- 23.. 57 Goonaratne, Welgamage Don Robert, planter, Mawatagama
 - 58 Gray, A. W. Warburton, planter, Arampola estate, Kurunegala 59*Gunawardena, Clarence Perera, planter, Sylhera estate,
- Chilaw 24.. 60 Harris, Malcolm Reed, planter, Keppetigala estate,
 - Kurunegala 61 Herat, Charles, assistant teacher, St. Anna's School, Kurunegala
- 62 Hettipola, Punchi Banda, clerk, Kachcheri, Kurunegala 25. 63 Humphrey, Brian Boucher, planter, Delwita estate, Kurunegala
- Kurunegaa 64 Hudson, Henry, planter, Ridigama estate; Kurunegala 65*Hamid, Ana Ibrahım Saibu Shaul, trader, Teliyagonna 26. 66*Halliday, Lionel Edward, planter, Eadella Group, Polgahawela
 - - 67 Illangantilleke, Lionel Herbert, clerk, Kachcheri, Kurunegala
- 68 Jayawardena, Christoffel Allan Hector Perera, divisional 27 . . forest officer, North-Western Division, Kurunegala 69 Jayawardena, Henry Richard Pinto, planter, Katuwe estate, Potuhera
 - 70 Jayawardena, Charles Martin Perera, teacher, Christ Church School, Kurunegala
 71 Jayawickrema, William Jacob, planter, Kurunegala
 72 Jayakuru, Simon Dionysius, clerk, Kachcheri, Kurune-
- 28. .
 - gala
 - 73 Jacob, Robert William, Udapola estate, Polgahawela 74 Jebaratnam, Markus Richard Muttuveloe, sub-inspector
 - of plant pest, Kurimegala 75*Jayman, Zainul Abdeen, landed proprietor, Teliyagonna

 - gonna 76*Jayasinghe, James, conucc-Kurunegala 77*Tonklaas, William Bryan, planter, Arampola estate,
 - estate, Madampe 79*Jones, Herbert Allen, planter, Pangala estate, Kuruneg_la
 - 80*Jayasundera, Kiri Mu Kachcheri, Kurunegala Kiri Mudiyanse Jayasekera, clerk,
 - 81*Jayasundera, E. S. de S., agricultural instructor, Wariyapola
- 82 Kanapathipillai, Somasunderam, head clerk, Eadella Group, Polgahawela
 29. 83 Koelmeyer, Hugh Francis, planter, Omaragolla estate,
 - Medamulla
- 30.. 84 Kotalawala, Francis, planter, Field View, Weuda
- 31.. 85 Kretser, P. D., superintendent of minor roads, Kurune
 - gala 86*Karunaratne, C. R., Experimental Station, Wariyapola 87 Lazarus, Samuel Zachariah, conductor, Delwita estate, Kurunegala 88 Lallyett, Reginald Gordon, planter, Eadella Group,
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- Kurunegala 91*Labrooy, Lester Evelyn, planter, Leeniwehera estate, 32 . . Dodangaslanda

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- 33. 92*Livera, Emil J., divisional agricultural officer, Kurane
 - gala 93 Madawela, R. B., clerk, Kachcheri, Kurunegala 94 Mailewa, Herat Banda, clerk, Land Registry, Kurune-
- gala 34.. 95 McLeod, James Forbes, planter, Batalagoda estate,
- Ibbagamuwa 35.. 96 Mendis, Balapuwaduge Henry Cornelius, planter, Nottinghill estate, Mawatagama
- 97 Munasinghe, Peter, de Silva, district engineer, Maho 98 Murray, Robert, planter, Woodlands, Medamulla 99 Muttiah, John David, forester, Kurimegala 100*Muruthappu, V., irrigation inspector, S. D. O., Kurune-36 . .
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 - Kurunegala 102 Nagalingam, Weerakatipillai, conductor, Marlbe estate,
 - Matale
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 104 Nichol, John Harold, planter, Pangala estate, Kurunegala
- 38..105 Obeysekera, Christoffel Edward, auctioneer and broker, Kurunegala 106*Outschorn, E. E., irrigation inspector, S. D. O.,
- 106*Outschorn, E. E., irrigation inspector, S. D. O., Batalagoda
 107*Oorloff, Fintan Norman, draughtsman, Provincial Engineer's Office, Kurunegala
 108 Pathiraja, P. W. R., notary public, Kurunegala
 109 Perera, Colondehettige Martin, clerk, Horatepola Group, Nattandiya
 110 Perera, Pitipana Arachchige Simon, head overseer, Public Works Department, Kurunegala
 39..111 Perera, John William Arthur, registrar of lands, Kurunegala
 112 Perera, O., clerk, Kachcheri, Kurunegala

 - 112 Perera, O., clerk, Kachcheri, Kurunegala
 113 Peterson, Bernard Samuel, head master, St. Anna's School, Kurunegala
 114 Poulier, Cyril George, planter, Hayat Group, Danda

 - 114 Poulier, Cyril George, planter, Hayat Group, Danda gamuwa
 115*Perera, W. Leo, landed proprietor, Kurunegala
 116*Potuhera, Tikiri Banda, clerk, Kachcheri, Kurunegala
 117*Pandithesekera, Eric Clair St. Dennis Graham, planter, Berna estate, Kurunegala
 118*Peries, F. S., Experimental Station, Ganewatta
 119 Pieris, A. L., draughtsman, Divisional Irrigation Engineer's Office, Kurunegala
 120 Pusselle, Ekanayake Ukku Banda, clerk, Kachcheri, Kurunegala
 121 Ramlan, Z. T., clerk, Public Works Department, Kurunegala
 122 Banasinghe, David Perera, planter, Udabadalawa,
- 40..122 Ranasinghe, David Perera, planter, Udabadalawa, Kurunegala 123 Rasiah, Canagaratnam Naganathan, Forest Office,
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 127*Roland, Edwin, planter, Malkaduwawa estate, Kurunegala
 128*Ramalingam, Velupillai, clerk, Divisional Forest

 - 129 Same, Halaldeen, conductor, Eadella Group, Polgaha-wela
- 42..130 Samaranayake, S. E., assistant veterinary surgeon,
- 42..130 Samaranayake, S. E., assistant veterinary surgeon, Kurunegala
 43..131 Schokman, Clarence, landed proprietor, Kurunegala
 132 Sebastianpillai, Gnanaprakasam, rubbermaker, Eadella Group, Polgahawela
 43a.133 Schofield, Charles, planter, Udakele estate, Polgahawela
 134 Sheriff, Deen, irrigation sub-inspector, Nikaweratiya
 135 Schivajnanam, Wallipuram, clerk, Shakerley estate, Kurunegala
- 135 Schwaldena, Thomas Alexander, clerk, Forest Office, Kurunegala
 136 Siriwardena, Thomas Alexander, clerk, Forest Office, Kurunegala
 44..137 Southcott, Ralph Edwin, planter, Leenivihara, Dodan-
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 - 140*Sansoni, Hector Randolph, planter, Yatawehera estate, Kurunegala 141*Sinnappo, Arumyar, conductor, Andigama estate,
 - Alawwa 142*Silva, Halnetty Aaron, clerk, Land Registry, Kurune-
 - gala 143*Samarasinghe, Sugathadasa, clerk, Land Registry, Kurunegala
 - 144*Seenitamby, Nagamuttu, clerk, District Engineer's Office, Kurunegala
 145*Silva, William Henry, teacher, St. Anna's School, Kurunegala
- Kurunegala 146 Thiruchittampalam, K., shroff, Kachcheri, Kurunegala 147*Tennekoon, Allen, planter, Kurunegala 148*Udurawana, S. B., agricultural instructor, Anamaduwa 149*Unamboowa, Clement Leo, superintendent of minor roads, Dandagamuwa 47..150 Vander Poorten, Henry, planter, Greenwood estáte, Galagedera
 - - 151 Wanasinghe, Don Augustine, clerk, Provincial Surgeon's Office, Kurunegala
 - 152 Wanduragala, Charles, Wanduragala, Kurunegala

- 48. 153 Weeratunga, Don Peter Paul, clerk, District Road

 - 153 Weeratunga, Don Peter Paul, clerk, District Road Committee, Kurunegala
 154 Wells, Vermon, planter, Clovis estate, Kurunegala
 155 Wedanda, Adikari Mudiyanselage, clerk, Land Regis-try, Kurunegala
 156 Werellagama, Loku Banda, Land Registry, Kurunegala
 157 Wickramaratne, Simon, clerk, Provincial Registrar's
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 - 159 Wijesinghe, Thomas, landed proprietor, Ganegoda,
- 199 Wijesingne, Inomas, landed proprietor, Ganegoda, Kurunegala
 160 Wijesekera, Manuel, planter, Galaha Group, Kurunegala
 161 Weerasekera, David Robert, clerk, Land Registry, Kurunegala
 50..162 Wright, Joseph Bryce Melville, licensed surveyor, Kurunegala
 - Kurunegala
- 51..163 Wijetunga, Don Charles, clerk, District Road Committee, Kurunegala
 164 Weerasuriya, B., landed proprietor, Sendiriyapitiya
 52..165 Whyte, Kenneth Edward, planter, Udapola estate, Polophymela
- 53..166 Woutersz, T. A. W., planter, Katupitiya estate, Kurunegala
 - 167*Wijekoon, Percy, planter, Galpokuna estate, Madampe 168*Wimalasundera, Edwin, clerk, Land Registry, Kurunegala 169*Wanninayaka, U. B., teacher, Buddhist School
 - Kurunegala 170 Yatawara, A. B., landed proprietor, Kurunegala
 - SINHALESE-SPEAKING JURORS.
 - 1 Abeyagunaratne, A. M., notary public, Kurunegala 2 Appuhamy Vedarala, Rajapakse Mudiyanselage, cultivator Panaliya
 - 3 Appuhamy, Abeyasinghe Mudiyanselage, cultivator, Dahi-
 - gomuwa Ausadahamy, Wanninayaka Mudiyanselage, cultivator, Wilowa
 - 5 Ausadahamy, Nayaka Bandaralage, cultivator, Kandu-
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 - 9 Appuhamy, ex Kannapola ex Arachchi, Herat Mudiyanselage, cultivator,
 - 10 Ausadahamy, Samarakoon Mudiyanselage, cultivator,
 - Godawita

 - Godawita
 Godawita
 I Amarasinghe, D. S., trader, Dambulla road, Kurunegala
 12 Ausadahamy, Koralallage, cultivator, Udangawa
 13 Appuhamy, ex Arachchi, Ratnayaka Mudiyanselage, cultivator, Medagama
 14 Appuhamy, Dukgatmudiyanselage, cultivator, Kadahapola
 15 Appuhamy, Ratnayaka Mudiyanselage, cultivator, Embele-pola
 - pola
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 - Banda, Dassanayaka Mudiyanselage, cultivator, Yalawa. 20
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 - Banda, Dassanayaka Mudiyansenage, cultivator, Yalawa.
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 Banda, W., cultivator, Pilessa
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 Bogollagama, C. J. S., overseer, Public Works Department, Maho 24
 - 25 Charles Appuhamy Wijesinghe Suriya Aratchige, cultivator, Charles Appunamy Wijesinghe Suriya Aratchige, cultivator, Bunnehapola
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 Costa, Marrangege Cosman, trader, Kurunegala
 Dingiri Banda, Lansakara Atapattu Mudiyanselage, cultivator, Galgonuwa
 Dingiri Bonda, Lucitari Mudiyanselage, iki kutata

 - 29 Dingiri Banda, Innihami Mudiyanselage, ciultivator, Kumbukwewa
 30 Dingiri Banda, Vel-Vidane, Abeyesinghe Mudiyanselage, cultivator, Elagammillawa
 31 Dingiri Banda, Vel-Vidane, Mudiyanselage, cultivator
 - 31 Dingiri Banda, Yatigaloluwa Samarakoon Mudiyanselage, cultivator,
 - 32 Dingiri Banda, Vidane, Wasala Mudiyanselage, cultivator, Bakmiwewa

 - Bakmiwewa
 33 Dingiri Banda, Vel-Vidane, Tennekoon Mudiyanselage, cultivator, Nikaweratiya
 34 Don Charles Appuhamy, Kadupitiya Arachebi, cultivator, Nedalagomuwa
 Contract Tymes, Appuhamy, Hetti, Aratchize, trader, Uda-35 Don Juwan Appuhamy Hetti Aratchige, trader, Uda badalawa
 - 36 Dingiri Banda, Narayana Mudiyanselage, cultivator,
 - 36 Dingiri Banda, Balayana Hettimulla
 37 Dingiri Banda, Abeyekoon Mudiyanselage, cultivator Panaliya
 38 Don Velun Appuhamy, Ambegodege, cultivator, Polgaha

 - 39 Dissanayaka, G. F., notary public, Kurunegala
 40 Dingiri Banda, Dassanayaka Mudiyanselage, cultivator Dalupotegama
 41 Dan Jama Amuhamu Jawatunga Arachehige cultivator
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 - cultiva or, Mawihena 43 Don Sirimanne, Appuhamy, cultivator, Hettirippuwa

- 44* De Silva, E. Don Haramanis, trader, Kandy road, Kurunegala Dingiri Banda, Siduwa Mudiyanselage, cultivator, Maha-45*
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- 56 Herathamy, Ratnayaka Mudiyanselage, cultivator, Mara-
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- 106 Menikrala, Dissanayaka Mudiyanselage, cultivator, Olupeliyawa

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William, Godigomuge, cultivator, Ukuwattagoda Wijetunga, Wijetunge Mudiyanselage, cultivator, Panaliya Weerasinghe, Thomas, cultivator, Pahala Narangomuwa William Buluwalagamage, trader, Rajaphilla road, Kuru-

Aliyare Sena Mohammadu, trader, Rangama Adirapulle Chettiar, Kuna, trader, Kurunegala Bala Krishna Rauth, Kuna Mana Pena Rena, trader,

Cader Meera Saibo Hadjiar, Nawanna Kawanna, trader,

Dharmalingam Pulle Suna Pana Ana Vena Kana, trader,

TAMIL-SPEAKING JURORS.

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- 9*
- Fernando, Leo, trader, Kurunegala Fernandez, S. A. merchant, Kurunegala Hadji Lebbe Ismaleggelage, cultivator, Thórayaya Krishnasamy, N. K., trader, Galgomuwa Kader, Neina Mohammadu Rauther, trader, Kurunegala Mohammadu Abdul Cader Sena Múna, trader, Bammanna Mohammadu Samsadeen Sena Nana, trader, Kurunegala 10
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- 15 Mohammadu Samsadeen Alim Saibo Sena Nana, trader, Kurunegala Nagoor Meera Saibo Nawanna Kana, trader, Kurunegala
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Nagoor Meera Saibo Nawanna Kana, trader, Kurunegala Omeru Lebbe, P. C. M., trader, Teliyagonna Paldano, Joseph, trader, Kurunegala Paldano, Augustine, trader, Kurunegala Sella Udayar, Cader Ossen Lebbelago, trader, Teliyagonna Saminathan Pulle, S., trader, Kurunegala Salahadeen, M. M., trader, Paragahadeniya Swaminadaran, J. M., planter, Nehinigammana Sahul Hamid, M., trader, Kurunegala Sathakku Omeru, A., trader, Kurunegala Sandanam Pillai, K. M. N. M., trader, Kurunegala Suppiah Pulle, K. N. K. S., trader, Kurunegala Seyado Ibrahim Saibo, Ana Muna Muna, trader, Kuru-negala 28

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- 31* Sherrif Sena Rawanna Muna Mohammadu, trader, Negombo
- 32
- Sherin Sena Rawana Muna Monaininadu, Irader, Negombo road, Kurunegala Thanga Udayar, U. K., trader, Teliyagonna Unusu Lebbe, Sena Unna, cultivator, Elabodagama Wadiwel Chetriar, Poona Nawanna, trader, Puttalam road, Kurunegala 33 34*

A. BASNAYAKE, for Fiscal.

Kurunegala, June 24, 1931.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 4,262. In the matter of the insolvency of S. M. I. M. Puthoor Meera Marikar of Dam street, 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 August 25, 1931, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA Colombo, June 26, 1931. for Secreta for Secretary.

In the District Court of Colombo.

In the matter of the insolvency of M. Simon No. 4.360. Perera of 45, St. Joseph street, 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 September 1, 1931, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA, Colombo, June 26, 1931. for Secretary.

In the District Court of Colombo.

No. 4,364. In the matter of the insolvency of V. H. A. Nugara of Galle road, Dehiwala.

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 September 8, 1931, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA, Colombo, June 26, 1931. for Secretary.

In the District Court of Colombo.

No. 4,366. In the matter of the insolvency of D. P. Gammanpale of Old road, 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 July 28, 1931, for the appointment of an assignee.

By order of court, A. E. PERERA, Colombo, June 26, 1931. for Secretar

for Secretary.

In the District Court of Colombo.

No. 4,419. In the matter of the insolvency of B. Yohanes Perera of Wellawatta.

WHEREAS B. Yohanes Perera has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by M. Periyathamby of Pamankada under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said B. Yohanes Perera insolvent accordingly; and that two public sittings of the court, to wit, on August 4, 1931, and on August 25, 1931, will take place for the said insolvent to surrender and conform to correctly to the marrient of the said 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, June 27, 1931. for Secretary.

In the District Court of Colombo.

In the matter of the insolvency of U. Tudor Wijetunga of 205, Main street, Colombo. No. 4,420.

WHEREAS U. Tudor Wije tungahas filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by D. P. Melder of Dam street, Colombo, under the Ordinance No. 7 of 1853: Notice is bereby given that the ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said U. Tudor Wijetunga insolvent accordingly; and that two public sittings of the court, to wit, on August 4, 1931, and on August 25, 1931, 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, June 27, 1931. for Secretary.

In the District Court of Colombo.

No. 4,421. In the matter of the insolvency of K. C. Dias of Nawala.

WHEREAS K. C. Dias has filed a declaration of in-solvency, and a petition for the sequestration of his estate has also been filed by B. G. H. de Silva of Kolonnawa, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said K. C. Dias insolvent accordingly, and that they public sitting of the given that the said court has adjudged the said K. C. Dias insolvent accordingly; and that two public sittings of the court, to wit, on August 4, 1931, and on August 25, 1931, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordin-nance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

Ey order of court, A. E. PERERA, Colombo, June 27, 1931. for Secretar for Secretary.

In the District Court of Negombo.

In the matter of the insolvency of Mihidakula-ey suriya Joseph Fernando of Negombo, Insolvency Negombo, No. 206. insolvent.

NOTICE is hereby given that a sitting of this court will be held on July 1, 1931, at 10 A.M. for the continuation of the adjourned certificate meeting in the case.

By order of court, C. EMMANUEL, Negombo, June 24, 1931. Secretary.

In the District Court of Kalutara.

No. 269. In the matter of the insolvency of A. Pakeer Mohamado.

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 August 28, 1931, to consider the grant of the certificate of conformity.

By order of court, A. W. LUDEKENS, June 24, 1931. Secretary.

- In the District Court of Kandy.
- No. 1,791. In the matter of the insolvency of M. Muttukumaru of Kandy.

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 July 31, 1931, to consider the granting of a certificate of conformity to the above-named insolvent.

By order of court, GERALD E. DE ALWIS, Kandy, June 30, 1931. Secretary.

In the District Court of Kandy.

No. I,867. In the matter of the insolvency of Warusa Witharanage Edwin Francis de Silva Wijeratne Jayasooriya of Kandy.

NOTICE is hereby given that a special meeting of the creditors of the above-named insolvent will take place at the sitting of this court on July 31, 1931, to have the dividends payable to proved creditors declared out of the money in deposit in this case, as provided by section 117 of the Insolvency Ordinance.

By order of court, GERALD E. DE ALWIS, Kandy, June 30, 1931.

In the District Court of Kandy.

No. 1,895. In the matter of the msolvency of Abdul Careem Sumar of Main street, Matale.

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 July 17, 1931, to appoint an assignee.

By order of ccurt, GERALD E. DE ALWIS, Kandy, June 30, 1931. Secretary.

In the District Court of Kandy.

No. 1,905. In the matter of the insolvency of Dr. Arthur Daniel Moss of Matale.

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 July 24, 1931, to appoint an assignee.

By order of ccurt, GERALD E. DE ALWIS, Kandy, June 30, 1931. Secretary.

In the District Court Kandy.

No. 1,939. In the matter of the insolvency of Robert James Harvie of Matale

WHEREAS Robert James Hervie of Matale has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Ernest Wilson of Hulugama, under the Ordinance No.⁷ of 1853 : Notice is hereby given that the said court has adjudged the said Robert James Harvie of Matale insolvent accordingly ; and that two public sittings of the court, to wit, on July 24, 1931, and on August 21, 1931, 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 orditors are hereby required to take notice.

By order of court, GERALD E. DE ALWIS, Kandy, June 24, 1931. Secretary.

In the District Court Kandy.

No. 1,940. In the matter of the insolvency of Adam Lebb's son Noor Mohammado of Madawala Madige.

WHEREAS Adam Lebbe's son Noor Mohammado of Madawala Madige has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Kumarapatti Vidanelage Dolis Perera of Amunugama, under the Ordinance No. 7 of 1853 : Notice is hereby given that the said court has adjudged the said Noor Mohammado insolvent accordingly ; and that two public sittings of the court, to wit, an July 24, 1931, and on August 21, 1931, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, of which creditors are hereby required to take notice.

Bỷ order, GERALD E. DE ALWIS, Kandy, June 24, 1931. Secretary.

In the District Court of Galle.

No, 633. In the matter of the insolvency of M. S. Marikkar of 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 August 25, 1931, for assignce's report.

By order of court, P. E. S. DHARMASEKHARA,

for Secretary.

In the District Court of Galle.

No. 640. In the matter of the insolvency of K. H. Saris Silva of Talawakele now in 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 August 27, 1931, for assignee's report.

By order of court, P. E. S. DHARMASEKHARA,

In the District Court of Galle.

No. 642. In the matter of the insolvency of Hadji Hassun Ahamed Ismail of Fort, 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 August 26, 1931, for assignce's report.

By order of court, P. E. S. DHARMASEKHARA, for Secretary.

In the District Court of Galle.

No. 647. In the matter of the insolvency of A. E. A. Alfred Nadar of Galle bazaar.

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 August 3, 1931, for the filing of balance sheet.

By order of court, C. W. GOONEWARDENE,

Secretary.

· In the District Court of Matara.

Insolvency In the matter of the insolvent estate of Don Case No. 52. Hendrick Abeygunawardena of Ratmale. 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 August 17, 1931, for examination of insolvent.

By order of court, Realizated Da, June 26, 1931. Secretary.

In the District Court of Matara.

Insolvency Case No. 56. In the matter of the insolvency of Appu Hennedi Totahewage Mengis Appu of Mirissa, insolvent.

NOTICE is hereby given that the insolvent above named has been awarded a certificate of conformity as of the 3rd class.

By order of court, R. MALALGODA, June 29, 1931. Secretary.

In the District Court of Badulla.

No. 9. In the matter of the insolvency of S. Ambalawanar of Badulla.

NOTICE is hereby given that the adjourned meeting of the creditors of the above named insolvent will take place at the sitting of this court on July 29, 1931, for the final examination of the insolvent.

> By order of court, J. N. CULANTHAIVALU, Secretary.

In the District Court of Ratnapura.

No. 61. In the matter of the insolvency of Wellagey Hendrick de Silva of Nambapana road, Ratnapura.

NOTICE is hereby given that the examination of the insolvent in the above matter has been postponed for August 10, 1931.

•.	By orde	or of c	ourt,	А.	WAIDY	ARATNE,	
Ratnapura,	June 26,	1931.		-		Secretary.	

OF FISCALS' SALES. NOTICES

Western Province.

In the District Court of Negombo.

R. M. M. Narayanan Chettiar of Negombo..... Plaintiff. No. 4.823. Vs.

Aratchige Elizabeth Fernando of Medamulla, widow and administrative of the estate of Tammitage Mark Persea of Medamulla J. Defendant.

NOTICE is hereby five fibered at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 1,305 03, with interest on Rs. 900 at 18 per cent. per annum from September 27, 1930, till February 23, 1931, and thereafter on the aggregate amount at 9 per cent. per annum till payment, viz. :

At 2 p.m.—1. The land called Paluwatta situated at Welihinda in the Yatigaha pattu of Hapitigam korale, in the District of Negombo, Western Province; bounded on the north by the field of Sarthi Nona and the field belonging to others, east by land of Daniel Appuhamy and Juan Appuhany, south by a portion of this land belonging to Daniel Appuhany, and west by land of Marthelis Perera Appuhany; containing in extent about 6 acres. At 2.30 p.m.-2. The land called Bathalahena situated

at Welihinda aforesaid; and bounded on the north by land of Marcelinu Silva, east by land of Mr. Stegu, south by high road, and west by land of Lorenso Perera; containing in extent about 1 acre. At 3 p.m.—3. The land called Bathalahena situated at

Weilinida aforesaid; and bounded on the north by high road, east by land of Pedro Naide, south by land of Mar-thelis Perera Appukamy, and west by land of Selestinu; containing in extent about 2 roods.

Fiscal's Office,	CARL E. ARNDT,
Colombo, July 1, 1931.	Deputy Fiscal.

In the District Court of Colombo.

K. Karamchand of Main street, Colombo Pnlaitiff. Vs.

No. 35,584.

No. 37,705.

(1) H. A. P. Sandrasagara' and (2) Mrs. H. A. P. Sandrasagara, and of Didi Villa, Havelock Town, Colombo, now of Lefford's road, Colombo ... Defendants. NOTICE is herely programment on Saturday, July 25, 1931, at 9 A.M., will be sold by public auction at 14, Layard's road, Bambalapitiya, the following movable property for the recovery of the balance costs Rs. 175 view. the recovery of the balance costs, Rs. 175, viz. :

1 piano, 2 ebony couches, 6 ditto chairs, 1 nadun glass almirah, 1 ditto toilet table, 1 dining table, 6 jak chairs, 1 jak almirah, 1 nadun sideboard, 1 jak cellarette, 5 lounges, 2 easy chairs, 1 writing table, 2 glass almirahs

Fiscal's Office, Colombo, July 1, 1931. CARL E. ARNDT. Deputy Fiscal.

In the District Court of Colombo.

P.S.S.M.K. T. Kadirasan Chettiar of 139, Sea street, Plaintiff. Colombo

Vs.

of Colombo, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated June 26, 1931, for the recovery of the sum of Rs. 20,100, together with interest on Rs. 20,000 at 18 per cent. per annum from April 11, 1930, to date of decree May 14, 1931, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full, and costs of this action, viz. :

At 10 a.m.—(a) All that policy No. 706,138 dated May 18, 1929, issued by the National Mutual Life Association of Australasia, Ltd., Colombo, to Moona Ona Mohamed Ebram Saibo, the 1st defendant, for Rs. 20,000

At 10.15 a.m.—(b) All that policy No. 705,446 dated October 1, 1928, issued by the National Mutual Life Association of Australasia, Ltd., Colombo, to Kaluaratchige Martin Perera, the 2nd defendant, for Rs. 25,000. Prior Registration Mov. Vol. 14,121/326.

Fiscal's Office, Colombo, July 1, 1931. CARL E. ARNDT,

In the District Court of Colombo.

Deputy Fiscal.

Ibrahim Khan Mohamed Usuf Khan of Havelock road, Wellawatta, in Colombo Plaintiff.

No. 38,966. Vs. I. L. M. Abdul Aziz of Watarappola, Mount Lefining. Defendant. NOTICE is hereby Much of On Monday, August 17, 1931, at 2 P.M., will be sold by public auction at the premises the right, title, and interest of the said defendant in the coloring measure for the recovery of the sum of Bs. 271. following property for the recovery of the sum of Rs. 271, being damages due to plaintiff from the defendant, together with costs of suit, viz. :

All that divided $\frac{1}{2}$ portion marked lot "A" bearing assessment No. 271 out of all that land called Kahatagahawatta alias Ketakelagahawatta, situated at Galkissa or Watarappola in the Palle pattu of Salpiti korale in the District of Colombo, Western Province; and which said lot "A" is bounded on the north by lands of P. C. Fernando and F. D. Palmer, on the east by land of A. Arnolis de Alwis, on the south by lot "B," the other half portion of the same land, and on the west by footpath, Daduwatta of R. Caclina Fernando; and containing in extent 1 rood, together with the buildings and plantations standing thereon, and registered in M 307/195.

Fiscal's Office,	CARL E. ARNDT,
Colombo, July 1, 1931.	Deputy Fiscal.

In the District Court of Colombo.

R. Sangarapillai of Barnes place in Colombo Plaintiff. No. 41,127. Vs.

No. 41,127. vs. Haramanis of 21, Colombo of 21, Belmont street, in в. D. Haramanis and of 21, Bermont street, in Colombo Defendant. NOTICE is hereby given the thrust and the premises the right, title, and interest of the said defendant in the follow-ing property for the recovery of the sum of Rs. 5,200, with interest thereon at 12 per cent. per antium from July 13. 1930, till payment in full, and costs of suit, together with a further sum of Rs. 175 being notarial charges with a further sum of Rs. 175, being notarial charges, viz. :-

All that allotment of land called Mabulugahaowita, situated at Narahenpita, in the Palle pattu of Salpiti korale in the District of Colombo, Western Province, which said land is now called Mahawatta, bears Sanitary Board No. 63 and bounded on the north and north-east by the pillewa of Mr. W. R. Perera and Heen-ela, south-east and south-Appu Vidane Aratchy, and on the north-west and west by the grass field of Mr. Agiris Mendis, Muhandiram; containing in extent 5 acres 3 roods and 36 perches.

Fiscal's Office. CARL E. ARNDT, Colombo, July 1, 1931. Deputy Fiscal.

In the District Court of Colombo.

R. N. Suppramaniam Chettiar, 72, Sea street, А. Colombo Plaintiff. No. 41,632. Vs.

N. M. Mohamano, Mehideen, Vine street, Mutwal Colombo, (2) Abdul Caffoor, Old Moor street, Colombo Defendants

NOTICE is hereby that on Friday, August 14, 1931, at 3 P.M., will be of by provide the premises the following property mortgaged with the plaintiff by bond No. 214 dated August 18, 1927, and attested by Mr. S. Sivasubramaniam of Colombo, Notary Public, and dealawd smalls have a subratable when the deared declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated December 5, 1930, for the recovery of the sum of Rs. 2,222.05, with interest on Rs. 1,900 at 18 per cent. per annum from November 24, 1930, to date of decree, November 24, 1930, and thereafter on the aggregate amount at 9 per cent. per annum up to date of payment in full and costs of suit, viz. :

All that southern portion of land 341 yards by 6 yards marked A in plan from and out of premises bearing assessment No. 346/198 and which said southern portion is presently described as premises No. 3139A/198A, situated at Modera, now called Vine street, north in Alutmawata, within the Municipality and District of Colombo, Western Province; bounded on the north by the remaining portion of this land of Weerahennedige Lavarenty Fernando, east of this land of Weerahennedige Lavarenty Fernando, east by another portion of this land belonging to S. Selestina Fernando, on the south by another portion of this land belonging to Juwan Fernando, and on the west by land belonging to Domingo Rodrigo; containing in extent 678/100 square perches as per figure of survey dated January 2, 1915, made by J. W. Amarasekera, Licensed Surveyor, which said southern portion of land according to a recent admeasurement is described as follows a recent admeasurement is described as follows :-

All that portion of land 34½ yards by 6 yards marked A from and out of premises bearing assessment No. 346/198, situated at Vine street north, in Alutmawata, within the Municipality and District of Colombo, Western Province; bounded on the north by the remaining part marked B of the same premises belonging to Weerahennedige Lavarenty ne same premises beionging to Weeranennedige Lavarenty Fernando, on the east by another portion of this land belonging to S. Selestina Rodrigo, on the south by land belonging to Juan Fernando, and on the west by land belonging to S. Domingo; containing in extent 678/100 square perches as per figure of survey No.4,478 dated May 22, 1921, made by Geo. P. Weeraratne, Licensed Surveyor and Leveller, together with all the estate right, title, interest, property claim, and demand whatsoever of the defendant in, to, upon, or out of the same and every part defendant in, to, upon, or out of the same and every part thereof.

Fiscal's Office. Colombo, July 1, 1931. CARL E. ARNDT, Deputy Fiscal.

In the District Court of Kalutara.

No. 2,201 T. In the matter of the estate of Warnschennedige Selina Perera Gunaratne nee Soysa of Kalutara North, deceased.

The portion of land called Amarakonwatta, situated at Kalutara North in the District of Kalutara, Western Province; and bounded on the north by a portion of this land, east by a portion of this land and field, south by Kosgahawatta *alias* Josagewatta and a portion of this land belonging to Mr. Fonseka, and west by old road; and containing in extent about 1 acre 3 roods and 3 perches. 6.2.5

Deputy Fiscal's Office, Kalutara, June 30, 1931. D. J. JAYASUNDERA, Deputy Fiscal.

In the Additional Court of Requests of Kalutara.

A. L. M. Salee of Indiriligoda in Maggona Plaintiff.

No. 11,947.

N. M. Salee of Katukurunda in Kalatara....Defendant. NOTICE is hereby given the prediction 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. 262.66, with interest on Rs. 200.66 at 9 per cent. per annum from October 22, 1930, viz.:per cent. per annum from October 22, 1930, viz. :

An undivided 1/7 share of the soil and trees and of the building standing thereon of the land called central four-ninths share portion of Mawatabodamadangahawatta bearing assessment No. 178, situated at Katukurunda in Kalutara bedde, Kalutara totamune, Kalutara District; and bounded on the north by three-ninths part of this land of Seyadu Umma, cast by Deniyewatta alias Nugagaha-watta, south by two-ninths part of this land, and on the West by Link and a south by two-ninths part of this land, and on the west by high road ; and containing in extent 3 roods.

Deputy Fiscal's Office, Kalutara, June 30, 1931. B 6

D. J. JAYASUNDERA, Deputy Fiscal. In the District Court of Kalutara.

Nainabaduge David Fernando of Beruwala Plaintiff,

No. 16.563. $\mathcal{O}_{\mathcal{L}}^{Vs.}$

1929, till payment in full, and costs Rs. 113.70, viz. :-

Undivided $\frac{1}{2}$ share of the soil and of all the trees and of the three tiled boutique rooms standing thereon, bearing assessment Nos. 2041, 2042, and 2043 standing thereon of Kundupattiyawatta *alias* lot No. 17 Uswatta *alias* lot bearing assessment No. 2040, situated at Massala in Beruwala, Beruwal badda, in the District of Kalutara; and bounded on the north by the road leading to Ambenitiya, east by rail road, and south by lot No; 18 of Kundupattiyawatta belonging to Munasibha Kankanange Don Bastian Appu. belonging to Munasinha Kankanange Don Bastian Appu, and west by high road; and containing in extent 29 perches.

Deputy Fiscal's Office, Kalutara, June 30, 1931. D. J. JAYASUNDERA Deputy Fiscal.

In the District Court of Kandy.

(1) Ponsuge Engeltina Tissera and her husband (2) Cornelis Goonewardene, both of Kandy Plaintiffs.

No. 37,079.

Ponsuge Daniel Tissera, presently of Walana in Panadure badde in Panadure totamune in Kalu-tara Defendant. NOTICE is hereby bond that on Monday, July 27, 1931, at 4 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of Rs. 1,221.46, with legal rate of interest on Rs. 1,277.18 from February 5, 1929, till payment in full, viz. :-

1. All that portion of land marked A out of the conti-guous blocks of land called Gorakagahawatta and Gorakagahawattepaulaowita, both adjoining each other and form-ing one property, situated at Walana in Panadure badda, Panadure totamune, in the District of Kalutara, Western Province ; which said portion marked A is bounded on the north by Bogahawatta, on the east by land marked B of this land, on the south by Nidanmullawatta, and on the west by the high road; and containing in extent $26\frac{1}{2}$ perches in extent, with everything thereon.

All that portion of land marked B out of the afore-2. 2. All that portion of land marked B out of the afore-said two blocks, situated at Walana aforesaid; which portion marked B is bounded on the north by Goraka-gahawatta, east by the defined portion of Goraka-gahawattapaulaowita, south by the defined portion of Goraka-gahawattapaulaowita, and west by the portion marked A; containing in extent 15 perches, with everything thereon.

Deputy Fiscal's Office, Kalutara, June 30, 1931.

D. J. JAYASUNDERA, Deputy Fiscal.

Central Province.

In the District Court of Kandy.

Muna Ana Runa Muttiah Pulle of Matale Plaintiff. No. 39.135. Vs.

. D. Moss and Prs. G. W. Moss Matale both of .

Matale ... Moss for the solution of the soluti 31, 1930, till payment in full, viz. ;-

The northern half share of the land called Medahena alias Pitiyelwalayayewatta with the tiled house bearing assessment No. 439 formerly Nos. 410 and 411; containing in extent 18.75 perches, situated at Dombagolle in Man-dandawela in Kohonsiya pattu of Matale South, within the limits of the Matale Urban District Council; and the limits of the Matale Urban District Council; and bounded on the east by high road, south by Loku Banda Lekam's land now belonging to W. Moss and A. D. Moss, and on the west and north by the property belonging to Mohammado Tamity how to F. M. Ponniah.
Deputy Fiscal's Office; S. D. CUMARASWAMY, Matale, June 30, 1931. Additional Deputy Fiscal.

Southern Province.

In the District Court of Galle.

K. M. Saiman Silva of Etkandura Plaintiff.

No. 20,221. Vs. (14) Sandramapurkala Hendrick Silva of Vilegoda in Ambalangoda and others ... J. ... Defendants. NOTICE is hereby from that of Saturday, July 25, 1931, commencing at 12 noon, vill be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz. :--

1. Against 14th Defendant.—All that defined lot No. 1 of the land called Keenaketiyapahalakebella, situated at Ethkandura in Gangaboda pattu; and bounded on the kumbura, south and west by Allispadinchiwatta; and containing in extent 27.4 perches.

Against 13th and 4th Defendants.-All that defined 2. Against 1510 and 410 Defendance. All that utility lot No. 2 of the land called Keenaketiyepahalakebella, situated at Ethkandura aforesaid; and bounded on the north by Diwiture estate, east by Companykumbura, south by lot No. 1, west by lot No. 3; and containing in extent 1 acre. 29 perches. 1 acre. 29 perches.

1 acre. 29 perches. 3. Against 48th Defendant, All that 1 part of the defined lot No. 3 of the land called Keenaketiyepahala-kebella, situated at Ethkandura; and bounded on the north by Diwiture estate, east by lot No. 2, south by Pan-dalgasgawa, and west by lot No. 4; and containing in extent 2 acres 1 rood 32 66 perches.

Against 78th and 35th Defendants .- All that defined lot No. 5 of Kosgahawilakumbura, situated at Ethkandura aforesaid; and bounded on the north by Diwiture estate, east by lot 6, south by Dediwiladuwa, and west by Guru-godella; in extent 1 rood 16 perches.

5. Against 49th to 52nd Defendants.-All that defined lot No. 6 of the land called Kosgahawilakumbura, situated at Ethkandura; and bounded on the north by Diwiture estate, east by lot 7, south by Pahalakumbura, and west by lot 5; and containing in extent 31.42 perches.

6. Against 54th to 58th Defendants.—All that defined lot No. 7 of the land called Kosgahawilakumbura, situated at Ethkandura; and bounded on the north by Nadukuwhena

Ethkandura; and bounded on the north by Nadukuwhena Angulumullekumbura, east by lot 8, south by Duduwila duwa, west by lot 6; and containing in extent 1 rood 38:52 perches. 7. Against 33th, 39th, and 41st Defendants.—All that defined lot 8 of the land called Kosgahawilakumbura, situated at Ethkandura aforesaid; and bounded on the north by Nadukuwhena, Angulumullekumbura, east by lot 9, south by Deduwiladuwa, and west by lot 7; and con-taining in extent 1 acre 8 nerches. taining in extent 1 acre 8 perches.

8. Against 9th, 26th, 60th, 64th, and 72nd Defendants.— All that defined lot 9 of the land called Kosgahawila-kumbura, situated at EthKandura aforesaid; and bounded on the north by Hakurungalakumbura, east by lot 10, south by Dediwiladuwa, and west by lot 8; and containing in extent 1 come 29 picehos in extent 1 acre 23 perches.

9. Against 79th, 75th, 17th, 18th, 19th, 21st to 25th, 27th Defendants.—All that lot No. 1 of the land called Kosgaha-wilakumbura, situated at Ethkandura; and bounded on the north by Hakurungalakumbura, east by lot No. 11, south by Deduwiladuwa, and west by lot 9; in extent 1 acre 23 perches.

10. Against 31st and 32nd Defendants. All that defined lot 11 of the land called Kosgahawilakumbura, situated at Ethkandura; and bounded on the north by Hakurungala-kumbura, east by lot 12, south by Dediwiladuwa, and west by lot 10; in extent 1 acre 36 33 perches.

11. Against 15th, 16th, 66th, 79th Defendants.—All that defined lot 12 of the land called Kosgahawilakumbura, situated at Ethkandura; and bounded on the north by Kosgahawilakurunduwatta, east by Kosgahawila, south by Dediwilakanda, and west by lot 11; in extent 2 acres 1 rood 4 . 6 perches.

Writ amounts as follows :-- Rs.9. 32 from 14th defendant ; Rs. 63 62 from 13th and 4th defendants; Rs. 72 46 from 48th defendant; Rs. 19 07 from 78th and 35th defendants; Rs. 10 68 from 49th to 52nd defendants; Rs. 26 72 from S4th to 58 defendants; Rs. 57 26 from 38th, 39th, and 41st defendants; Rs. 62 67 from 9th, 26th, 69th, 64th, 72nd defendants; Rs. 114 52 from 79th, 75th, 17th, 18th, 19th, 21st to 25th, 27th defendants; Rs. 66 81 from 31st and 32nd defendants; Rs. 124 30 from 15th, 16th, 66th, and 79th defendants.

Fiscal's Office Galle, June 27, 1931.

E. F. EDRISINGHE, Deputy Fiscal.

In the District Court of Galle.

V. E. P. R. Periya Carpen Chettiar, by his attorney S. R. Nagalingam Pillai of Kaluwelle, GallePlaintiff.

No. 27,790. No. 27,790. B. M. Wijerama of Siriyawasa, Kosgolia Defendant. NOTICE is hereby from the on Monday, July 27, 1931, at 2 o'clock in the afternoon, will be sold by public auction at the defendant's residing flouse at Kosgoda the right, title, and interest of the said defendant in the following movable property, viz. :movable property, viz. :---

1 calamander cabinet, 6 ebony chairs, 1 ebony settee, 4 teak armchairs, 1 ebony table, 1 iron safe, 2 naduu whatnots, 4 nadun easy chairs, 1 teak hatstand, 3 seats, 1 writing table, 3 satinwood almirahs, 2 jakwood almirahs, 2 naduu teaper, 2 toilet tables, 1 iron table, 1 iron table, 1 iron table, 3 seats, 1 writing table, 3 satinwood almirahs, 2 jakwood almirahs, 2 iron tables, 1 iron table, 1 iron table nadun 2 nadun teapoys, 2 toilet tables, 1 jakwood big box, 1 teak bookcase, 1 set of English books, 12 jakwood chairs, 1 jak-wood box, 3 jakwood tables, 2 teak armchairs, 30 flower pots, 2 petrol lamps.

Writ amount Rs. 5,825.70, together with interest at the rate of 12 per cent. per annum till payment in full, and costs Rs. 105 22, less Rs. 750 paid by the defendant:

Fiscal's Office, Galle, June 29, 1931.

E. F. EDRISINCHE, Deputy Fiscal.

In the District Court of Matara.

Dr. A. H. P. R. de Silva of Matara Plaintiff.

No. 6,088. Vs.

All that life interest in favour of Arthur Weerakoon the defendant in the above case of the field called Ginigaswila, situated at Kamburugamuwa in the Weligam korale of the Matara District, Southern Province ; and bounded on the Matara District, Southern Province; and bounded on the north by Kadawarayakumbura, belonging to the heirs of D. D. S. Abeywardana, Nugagahahena estate belonging to S. de S. Weerakoon, Gaganayakawila, belonging to D. N. Wijetunge, Kapuhena and Udura, Kanaralagekumbura claimed by natives, Paragahakanattawila, belonging to S. Don Salaman and others, lands in T. Ps. 151,440, 151,439, 162,679, 162,680, 153,753 and 157,136 and Hinganwila kumbura belonging to F. Illangakkon and others, east by lands in T. Ps. 137,137, N2,041, and 97,658, Talgashena and Pangangodakumbura belonging to P. Juwanis and others, south by Katukongeaddara belonging to B. Andiri and others, Liyanagahawatteowita belonging to N. Adonise Leane Appugedeniya belonging to N. Babanis, Walakada and others, Liyanagahawatteowita belonging to N. Adonise Leane Appugedeniya belonging to N. Babanis, Walakada henakella beloning to the Crown, Rukgahadeniya belongini to W. Carolis Appu, land in T. P. 156,162 Lenadugoda watta and Leanadoowewattekumbura belonging to W. Dos Seadoris, and west by water-course, Delkadapana belongini to G. Singho, Puwakgahakumbura belonging to K. Singho, Appu and others, Halpanbokka belonging to K. Singho, Appu and others, Halpanbokka belonging to Albert Samara, weera and Kosgahadeniya belonging to M. Simonhamy and others ; and containing in extent 148 acres and 33 perchesothers ; and containing in extent 148 acres and 33 perches.

Deputy Fiscal's Office, Matara, June 24, 1931. E. T. GOONEWARDENE, Députy Fiscal.

In the Additional Court of Requests of Matara.

Subateris Samaraweera of Walpola Plaintiff. No. 16,225. Vs.

Naotunnege Don Dia, Corener of Dadawela . Defendant. NOTICE is hereby therefore Wednesday, August 5, 1931, at 2 o'clock in the afternoon, will be sold by public auction at this office the right, title, and interest of the said defendant in the following property for the recovery of a sum of Rs. 86 15, together with legal interest from November 14, 1929, till navment in full :--November 14, 1929, till payment in full :-

All that land called Bolandagodahena, together with the buildings standing thereon, situated at Radawela in the Kandaboda pattu of Matara District, Southern Province; and bounded on the north by lots 52 and 28 in P. P. No. 165, east by lot 28 in P. P. No. 165, south by lot 7 in P. P. No. 100, and on the west by road : and containing in extent 8 acres I rood and 8 perches.

E. T. GOONEWARDENE, Deputy Fiscal's Office, Matara, June 29, 1931. Deputy Fiscal.

In the District Court of Galle

P. L. R. M. M. Manikkawasagam Chettiar of Galle.. Plaintiff.

Ramburugamuwa..Defendant. No. 28,299. Wilson Wickrem

NOTICE is hereby often the on Saturday, August 1, 1931, commencing at 2 block if the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of a sum of Rs. 854 70, with legal interest thereon from April 7, 1930, all payment in full, and Rs. 58 92 for costs, less Rs. 500 azz

1. An undivided 1 part of the soil and fruit trees of the land called Ketakalagahawatta and fruit trees of the of the tiled house of 7 cubits standing thereon, situate at Kamburugamuwa in the Weligam korale of the Matara District, Southern Province; and bounded on the north by Rajjuruwannewatta and lands appearing in title plans Nos. 268,903 and 276,725, east by Rajjuruwannewatta, land appearing in preliminary plan No. 278/L 18, and Kurundu wattedeniya, land appearing in title plan No. 62,358, south by Poojadeniya, Gajanayakawila *alias* Pitteniya, south by Poojadeniya, Gajanayakawila alias Pitteniya, and on the west by Kahatagahawatta, land appearing in title plan No. 67,773, and Kolottewila alias Sagaragegodella, land appearing in title plan No. 268,903; and containing in extent 7 acres and 33 perches.

2. All the soil and fruit trees of the divided lot A of the land called Moragodawatta, situated at Kamburu-gamuwa aforesaid; and bounded on the north by Kahata-gahawatta, east by lot B of the same land, south by Gan-sabhawa road, and on the west by Godakadurugahawatta; and containing in extent 1 acre and 11 perches.

Deputy Fiscal's Office, E. T. GOONEWARDENE, Matara, June 27, 1931. Deputy Fiscal.

In the District Court of Galle.

P. L. R. M. M. Manikkawasagam Chettiar of Plaintiff. Galle

50 Vs. No. 28,337.

legal interest thereon from May 6, 1930, till payment in full, and Rs. 73 92 for costs; viz. :--

An undivided 4/5 of the soil and plantations of the land called Pinwattekebella, situated at Bamunugama in the Kandaboda pattu of the Matara District, Southern Province ; and bounded on the north by T. P. 246,762, east by lots 8B, 17, 38E in plans Nos. 215,333 and 216,468, and lot 17 in P. P. 98 and road, south by lot No. 38 in P. P. 98 and road, and west by lands in T. Ps. 246,763 and 218,25J; containing in extent 10 acres and 16 perches, and regis-tered in E 119/279.

All that the soil and plantations of the land called Medagodahena alias Andirigalgodahena Medagodamukalana bearing T. P. 247,216, situated at Bamunugama aforesaid ; and bounded on the north by lot 21 in P. P. 98 and land claimed by natives, east by T. Ps. 221,895 and 173,645 and lots 5,636 and 5,635 in P. P. 2,826, south by T. Ps. 238,238, 173,648, and 182,444 and path, and west by T. Ps. 207,719 and 247,315 and path; and containing in extent 9 acres 3 roods and 30 perches, and registered in E 64/351.

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3. All that the soil and plantations of the land called Meebendahena alias Timbirigahawalakadahena, situated at Ranchagoda in the Kandaboda pattu of the Matara District aforesaid; and bounded on the north by lot R 96 in P. P. 1,695 and water-course, east by lot Q 96 in P. P. 1,695 and T. P. 176,237, south by Crown land, and west by Crown land, land claimed by natives, and lot R 96 in P. P. 1,695; and containing in extent 9 acres 1 rood and 28 perches, and registered in E 81/388.

4. All that the soil and plantations of the land called Bovitiyakanatta bearing T. P. 246,763, situated at Bamunu-gama in the Kandabda pattu aforesaid; and bounded on the north by T. P. 246,768, east by T. P. 246,768 and road, south by lot E 8 in P. Fi 99; and yest by lots 17A and 12 in P. P. 98 and T. Ps. 238,353, 219,088, and 218,251; and containing in extent 3 agrees and 1 mod. and registered in containing in extent 3 acres and 1 rood, and registered in E 95/245.

Deputy Fiscal's Office,	Е. Т.	GOONEWARDENE,
Matara, June 29, 1931.		Deputy Fiscal.

In the District Court of Colombo.

(1) Annie Claro Rosalia Fernando Sri Chandrasekere Peiris and (2) Dr. Walter Spencer Johannes Peiris (wife and husband), both of Horetuduwa, Mora-. Plaintiffs tuwa ... No. 39,488. 60 Vs. Bolary atherine

(1) Wilton Lionel de Silve de Silva (husband and whe), both of Ward place, Colomba Colombo Defendants.

Mary Catherine de Silva, presently of Deverenside, Edinburgh Cresent, Colombo. Substituted 1st defendant.

NOTICE is hereby given that on Saturday, July 25, 1931, commencing at 2 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defindants in the following property (specially and primarily for the recovery of a sum of Colombo, Notary Public) for the recovery of a sum of Rs. 40,000, together with interest thereon at the rate of 12 nor cont. nor annum from March 1, 1930, to January 28 12 per cent. per annum from March 1, 1930, to January 28, 1931, and further interest at 9 per cent. per annum on the aggregate amount from January 29, 1931, till payment in full, and costs of suit, viz. :---

(1) All that allotment of land called Arambegodahena &c., situate at Meepawita in the Kandaboda pattu of the Matara District, Southern Province; and bounded on the north by lot No. 49 in P. P. 97 and T. P. 163,140, east by T. Ps. 240,202 and 237,184 and lot 43A, 34 and 43 in P. P. 94, south by lots 43, 41, and 41A in P. P. 94, and T. Ps. 156,608, 237,032, 237,031, 156,609, and 242,386, and on the west by T. Ps. 242,386, 241,813, 241,812, 241,811, 241,810, 241,818, 241,812, 241,813, 241,813, 241,813, 241,811, 241,810,810,810,810, 237,186, 240,748, 240,201, and 237,183, lots 38, 31, and 11 in P. P. 94, lot A in W. L. Os. 35 and lot 49 in P. P. 97; and containing in extent 76 acres 2 roods and 35 perches, according to title plan No. 259,664 under the hand of R. S. Templeton, Acting Surveyor-General, dated December 18, 1908.

(2) All that allotment of land called Komutugodahena, (2) An that should not be and caned Romatugotanena, situated at Meepawits aforesaid; and bounded on the north by lot No. 10 in P. P. 94 and a path, east by W. L. Os. 35, south by T. P. 240,322, west by lots 31, 17, and 10 in P. P. 94; and containing in extent 10 acres and 2 roods according to the title plan No. 240,748 under the hand of D. D. Warmer Summer Computed Acted Margh 2, 1907 P. D. Warren, Surveyor General, dated March 2, 1907.

(3) All that allotment of land called Kalawala, situated at Meepawita aforesaid; and bounded on the north by T. P. 240,194 and lets 12 and 20 in B. P. 94, east by lots 21, 22, 27, and 35 in P. P. 94, south by lots 43A in P. P. 94, west by lots 43A and 33 in P. P. 94, and lot 49 in P. P. 97, and containing in extent 3 acres according to title plan No. 240,202 under the hand of P. D. Warren, Surveyor-General dated Lowers 21 1007 General, dated January 31, 1907.

B 7

(4) All that allotment of land called Komutugodahena, situated at Meepawita aforesaid; and bounded on the north by W. L. Os. 35 and on all other sides by lot 33 in P. P. 94; and containing in extent 2 acres and 5 perches according to title plan No. 240,201 under the hand of P. D. Warren, Surveyor-General, dated January 31, 1907.

E. T. GOONEWARDENE, Deputy Fiscal's Office, Matara, June 26, 1931. Deputy Fiscal.

Northern Province.

In the District Court of Jaffna.

Thaiyalmuttu alias Thaiyalamma, widow of Sivasithamparam of Vannarponnai East Deceased.

No. 7,467 T. . Kovindapillai Kanihappu of Chunyakam . . Administrator.

NOTICE is hereby even per the Satuday, August 1, 1931, at 3 P.M., will be fold by public auction at the spot the right, title, and interest of the said deceased in the following property for the recovery of Rs. 19.20, with interest at the rate of 4 per cent. per annum from July 11, 1920, together with penalty Rs. 15 and costs Rs. 5.40, poundage and charges, viz. :-

An undivided 4 lachams varagu culture with its appurtenances of a piece of land, situated at Vannarponnai East in Vannarponnai parish, Jaffna division of the Jaffna District, Northern Province, called Kampanpulam and Pavaddamkadu; containing in extent 6 lachams varagu culture with house, portico, well cultivated plants and palmyras; and bounded on the east by channel, north by the property of Parasathy, wife of Rajaretnam, west by road, and south by Chellam Arunasalam.

S. TURAIVAPPAH, Fiscal's Office, Jaffna, June 30, 1931. Deputy Fiscal. 1.10

In the District Court of Jaffna.

Vs.

Elaiyathamby Muttuthamby of Nallur, presently of Ratnapura laintiff.

No. 23,883. 25

No. 23,883. Vs. (1) Kanathapillai Ranagaretnam and wife (2) Siva-kamiammai, both of Ranazyonnai West . Defendants. NOTICE is hereby given that on Saturday, July 25, 1931, at 3 P.M., will be sold by public auction at the spot the right, title, and interest of the said defendants in the following decreed property for the recovery of Rs. 3,000, with interest on Rs. 2,000 at the rate of 12 per cent. per annum from July 11, 1928, until payment in full, and costs of suit being Rs. 153.80, poundage and charges, viz. :--

A piece of land situated at Vannarponnai West in A piece of faile studied at Vannarpennal West in Vannarponnai parish, Jaffaa division of the Jaffna District, Northern Province, called Varivalavoo, containing in extent 4 lachams varagu culture and 16 kulies, together with stone-built houses, plantations and other appurte-nances and one-half share of the well on the northern boundary land; and bounded on the east by the property of Nording Englight December has been been been been the best by the property of Nagalingampillai Ramachandran and his brother, on the north by the property of Nagalingampillai Sinnathurai, and on the west and south by lane.

Fiscal's Office, Jaffna, June 29, 1931. S. TURAIYAPPAH, Deputy Fiscal,

Eastern Province.

In the District Court of Batticalog

., Plaintiff.

76 No. 6,854 M. Mohamadu Kalu Comm of Sainta-M. K. maruthu ·

Defendant. NOTICE is hereby given that on Thursday, July 23. 1931, at 10 o'clock in the forenoon, will be sold by public

auction at the spots the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 581.25, with interest thereon at 9 per cent. per annum from February 15, 1930, till payment in full and costs Rs. 108 78; viz. :---

1. An undivided 1 share out of the residing garden of the defendant, called Kalveed Valaru, situated at Sainta-maruthu in Division No. 2, in Karavagu pattu in the District of Batticaloa, Eastern Province; and bounded on the north by lane, south by the garden belonging to Kosu-mohamadulevve Ahamadulevve and others, east by the garden belonging to Ibraincando Aliar and others, west by the dowry garden belonging to V. V. Ahamadulevve Mustapalevve and wife; containing in extent from north to south about 20 fathoms and from east to west 25 fathoms to south about 20 fathoms and from east to west 25 fathoms with all its rights.

2. An undivided $\frac{1}{3}$ share out of the paddy land called Kittupattumunnilaivyal in Kurukavelley, in Karavaguvaddaikudakarikilaikandam in Santamaruthu in Karavagu pattu, Batticaloa District, Eastern Frovince; and bounded on the north by the Loundary of Savagavayal, south by PuliyadivaddavanvelleySanthippuuvayat Pothu Varampu, east by the dam of Kurukalkulathukaddu, west by the boundary dam of Medduvaddavanvayal; containing in extent from north to south 38 fathoms, and from east to west 150 fathoms with all it rights.

Fiscal's Office, Batticaloa, June 25, 1931. K. Somasunderam, Deputy Fiscal.

North-Western Province.

In the Court of Requests of Dandegomuwa. M. V. Suppiah Naidu of Dandegomuwa, attorney of K. P. A. R. Kristnan Chettiar of Rangoon in Plaintiff. Burma

No. 1,762. Vs. Etugalpedi Dawyalage Menika of Giraketikumbura in Mayirawati korale in Manduni hatpattu. . Defendant. NOTICE is hereby 35.51 the off Wednesday, July 29, 1931, at 2 o'clock in the afternoon, will be seld 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. 146.05, with further interest on Rs. 90 at 40 gents nor Re 10 new marger from January 31, 1931 till 40 cents per Rs. 10 per mensem from January 31, 1931, till March 6, 1931, and thereafter with legal interest on the aggregate amount till payment in full, and poundage, viz. :-

[°]1. All those contiguous allotments of land called Meegahamulawatta and Kongahamulahena, situate at Giraketikumbura in Mayirawati korale of Dambadeni hatpattu in the District of Kurunegala, North-Western Province ; and bounded on the north by lot 7F1 in P. P. 926, east by village limit of Ratmale, south by village limit of Diyadora and lot 1 in P. P. 925, west by lots 8, 7_J, and 7_F.

Divadora and lot 1 m F. F. 925, west by lots 8, 13, and 15 in P. P. 926; containing in extent 4 acres 2 roods and 33 perches, with plantations, and buildings standing thereon. 2. An undivided $\frac{1}{3}$ share of Ihalapallekumbura of 3 pelas of paddy sowing extent, situate at Giraketikumbura afore-said; and bounded on the north by garden of Gunaya,⁴ east by limitary ridge of the field of Horatala and others, south by Mukelene wast by rinde of the field of Morika south by Mukalana, west by rigde of the field of Menika.

Fiscal's Office, Kurunegala, June 29, 1931.	A. BASNAYAKE, Deputy Fiscal.	
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In the Court of Requests	of Dandegomuwa.	

M. V. Suppiah Naidu of Dandegomuwa, as attorney of K. P. A. R. Kristnana Chettiar of Rangoon Plaintiff.

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. 195–85, with further interest on Rs. 120 at 35 cents per Rs. 10 per mensem from January 22, 1931, till February 10, 1931, and thereafter with legal interest; on the aggregate amount till payment in full, and pound-ada, viz age, viz. :-

ol. All that land called Bulugahawatta, situate at Diyadora in Mairawatie korale of Dambadeni hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by lots 22 and 27 in P. P. 928, east by lots 27, 28, and 27B in P. P. 928, south by lot 30c in P. P. 928, west by lots 27F and 27E in P. P. 928, and village limit of Welpalla; containing in extent 5 acres and 24 perches with the plantations, buildings, and everything thereon.

All that land called Paluwekele, situate at Diyadora aforesaid; and bounded on the north by lots 27 and 23 in P. P. 928, east by lot 29 in P. P. 928, and a road, south by lots 30 and 27c in P. P. 928, west by lots 27B and 27A in P. P. 928; containing in extent 4 acres and 21 perches, with the plantations, buildings, and everything thereon.

A BASNAYAKE, Deputy Fiscal. Fiscal's Office. Fiscal's Once, Kurunegala, June 29, 1931.

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In the District Court of Kurunegala.

Herat Hitihamy Appuhamillage Manuel Appuhamy Plaintiff. of Hunuwila

No. 12,336. 30 Vs.

at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 520 90 and damages at Rs. 200 per annum from January 8, 1927, to July 29, 1930, and poundage, viz. :-

1. An undivided ½ share of the land called Horagahamulawatta, situate at Hunuwila in Medapattu korale west of Katugampola hatpattu in the District of Kurunegala, North-W Vestern Province; and bounded on the north by land of John Appuhamy, east by Gansabhawa road, south by land of J. R. Kandappa and cart road, and west by wela ; containing in extent about 22, acres with everything thereon.

2. All that field called Bakmeegahakumbura of about 5 berrahs of paddy sowing extent, situate at Hunuwila afore-said; and bounded on the north by Keenagahakumbura, east by Horagahamulawatta, gouth by field of J. R. Kandappa, west by lands of Ukku Banda, Vidane and others. others. 23160 -

Fiscal's Office, Kurunegala, June 29, 1931. BASNAYARE, Deputy Fiscal.

In the District Court of Kurunegala.

Vs.

W. S. J. Fernando of Maholawa Plaintiff.

No. 12,909.

Tudor Jayatileka of Kannala in Katugampola korale Defendant.

NOTICE is hereby then then of Saturday, August 1, 1931, at 2 o'clock in the atternor, will be fold by public auction at the premises the right, title, and interest of the said defendant in the following property at the risk of the original purchases for the recovery of the sum of Rs. $693 \cdot 50$, and poundage, less Rs. 131 and 162.50 recovered, viz. :

An undivided 1 share of all that allotment of land called Debaraliyaddawatta and Debaraliyaddakumbura, in extent of about 160 acres and 19 berrahs of paddy sowing extent or about 100 acres and 19 berrans of paddy sowing extent (exclusive of 5 berrahs of paddy gowing), situate at Pannala in Medapattu korale of Katuganipola hatpattu in the District of Kurunegala, North-Western, Province; and bounded on the north by Benowatta, land of Euseris Perera, field Ettadombagare burial ground land of Deonis and others, east by Korale Marro Paar, Haddawaka-mukalana, south by Debaraliyaddawatta of S. D. E. Debaraliyaddawatta of S. D. E. Perera, Mahaniyara in the field of Pieris Appu and others, land of Rasamarihamy and John Singho and others, west by land of the heirs of Kiri Banda, land of John Singho and others, Keenagaspitiyewatta of Burtin Nona and Punchi Singho, wire fence of burial ground, and Pannala-watta; together with the buildings, plantations thereon. Registered under C 466/148 folio.

Fiscal's Office, Kurunegala, June 29, 1931.

A. BASNAYAKE, Deputy Fiscal. In the District Court of Kurunegala.

Abubakkar Lebbelage Mohammedu Haniffa of Wettewa Plaintiff.

tewa Plaintiff. No. 15,207. Vs. Mudiyanselage Giranis Appuhamy of Tumbulla in Dambadeni Udukaha to ale out Defendant. NOTICE is hereby the total of the sold by public auction at the premises, the right, the and interest of the said defendant in the following property for the recovery of the sum of Rs. 429 15 and poundage, Viz.

2. An undivided $\frac{1}{5}$ share of Wewekumbura of 5 pelas paddy sowing extent, situate at Tumbulla aforesaid; and bounded on the north by land of Tikka and others, east by field of Herathamy, Arachchi, south and west by lands of the defendant and others.

3. All that land called Wekandehena, situate at Tum-bulla aforesaid; and bounded on the north by Crown forest, east by wela, south by land of Herathamy, ex Arachchi and Crown forest, west by land of Mr. Forester Obeysekere; containing in extent about 8 acres.

Fiscal's Office,		A. BASNAYAKE,
Kurunegala, June 29, 1931.	· · · · · ·	Deputy Fiscal.

In the Court of Requests of Chilaw.

Thelesinghe Arachchige Lono Perera of Mudu-Plaintiff. katuwa . No. 23,387. Vs.

defendant in the following property for the recovery of Rs. 194.15 and poundage, viz. :-

The residing land of the 2nd defendant with the buildings and plantations standing thereon, situate at Mudukatuwa in Meda palata of Pitigal korale south in the District of Chilaw, North-Western Province; and bounded on the north by land planted by Manuel Fernando and others, east by land planted by Herath Gamarala, south by land of the villagers, and west by high road; containing in extent about 6 acres.

Deputy Fiscal's Office,	F. G. DALPETHADO,
Chilaw, June 30, 1931.	Deputy Fiscal.

North-Central Province.

In the District Court of Anuradhapura.

Sena Kawanna Segu Abdul Cader Rawuther of Anuradhapura Plaintiff.

No. 1,438. Vs. Sena Kawama Mohammado Masthan, (2) ditto

NOTICE is hereby given that on Saturday, August 1, 1931, at 3 o'clock in the evening, will be sold by public auction at the spot the right, title, and interest of the said 4th defendant in the following property for the recovery of the sum of Rs. 4,000 only, viz. :

All that lot No. 7 marked in plan No. 519A made by N. K. Muthusamy, Licensed Surveyor, situated at Puttalam road in the town of Anuradhapura in the Anuradhapura District of the North-Central Province ; which is bounded on the north by lot 4, on the east by the boutique of Seka Marikar, on the south by Puttalam road, and on the west by lot 6; containing in extent 2.5 perches with the buildings thereon.

Fiscal's Office, W. S. JOSEPH, Anuradhapura, June 26, 1931. for Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo. Order Niss

Testamentary In the Matter of the Last Will and Testa-Jurisdiction. Medical of the Last Will and Testa-Jurisdiction. Medical of Multindirange Marcus Peter No. 5,708. Bodrigo, Middaliyar, of Etul Kotte Walauwa in Etul Kotte in the Palle pattu of Scipti korale, deceased. Muhandirange Jurios Britisch Licensed Surveyor, of Kotte in the Part patt of Salpiti korale.... Petitioner. THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on June 17, 1931, in the presence of Mr. D. E. Wanigasoria, Proctor.

1931, in the presence of Mr. D. E. Wanigasooria, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated. June 17, 1931, and (2) of the attesting notary dated June 17, 1931, having been read :

It is ordered that the last will of Muhandiramge Marcus Peter Rodrigo, 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 this 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 July 9, 1931, show sufficient cause to the satisfaction of this court to the contrary.

June 17, 1931.

G. C. THAMBYAH, District Judge.

In the District Court of Colombo. Order Nisi.

In the Matter of the Last Will and Testa-ment and Codicil of Henry Piachaud Budd of Colpetty, Colombo, in Ceylon, Testamentary Jurisdiction. No. 5,458.

No. 5,458. Budd of Colpetty, Colombo, in Ceylon, but late of 30, Porchester square, London, deceased. THIS matter forming on for dispesal before G. C. Thambyah, Eso, District Mage of Colombo, on June 15, 1931, in the presence of Messrs. Julius & Creasy, Proctors, on the part of the petitioner, Mr. John Spearman Arm-strong of Hewaheta, Kandy; and the affidavit of the said petitioner dated December 13, 1930, an affidavit as to the due execution of the will, original will, an affidavit as to the due execution of the codicil, original codicil of the abovedue execution of the codicil, original codicil of the aboveand execution of the content, original content of the above-named deceased, certificate of death, and Supreme Court's order dated December 4, 1930, having been read: It is ordered that the will of the said deceased dated May 6, 1908, and a codicil there to dated July 1, 1915, of which the originals have been produced and are now deposited in this court be, and the same are hereby declared proved; and it is further declared that the said petitioner is one of the executors named in the said will and that he is entitled to have probate of the said will and codicil annexed issued to him accordingly, unless any person or persons interested shall, on or before July 9, 1931, show sufficient cause to the satisfaction of this court to the contrary.

June 15, 1931.

G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa ment of Marion Amelia Wambeek of Awandale, Rosmead place, Colombo, Jur sd ction. No. 5,706. deceased.

 (1) Marion Linda Wardbeck, (2) Ernest NeifWambeek, both of Avondale mosmorphase, Colorbo. Petitioners. THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on June 15, 1921 in the program of Ma B. C. Cache Darter of Market States. 1931, in the presence of Mr. P. G. Cooke, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated June 8, 1931, and (2) of the attesting notary dated June 12, 1931, and (3) of the order of the Supreme Court dated May 15, 1931, having been read :

It is ordered that the last will of Marion Amelia Wambeek, deceased, of which the protocol 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 petitioners are the executors named in the said will, and that

they are entitled to have probate thereof issued to them accordingly, unless any person or persons interested shall, on or before July 16, 1931, show sufficient cause to the satisfaction of this court to the contrary.

G. C. THAMBYAH, 2.1 District Judge. June 15, 1931.

> In the District Court of Colombo. Order Nisi.

In the Matter of the Intestate Estate of Testamentary Testamentary in the Matter of the Intestate Lister, Jurisdiction. Rangedara Liyanage Dona Johana No. 5,524. Henry of Attidiya in the Palle pattu of Attidiya aforesaid for the former and the state of the s

16, 1931, in the presence of Mr. B. S. Wickremeratne, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated February 16, 1931, having been read :

It is ordered that the petitioner bewand he is hereby declared entitled, as son, and sole heir of the above-named deceased, to have letters of administration to her estate issued to him, unless the responsients above named or any other person or persons interested shall, on or before April 30, 1931, show sufficient cause to the satisfaction of this court to the contrary.

February 16, 1931.

G. C. THAMBYAH, District Judge.

Extended and reissued for July 9, 1931.

G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Robert Shawe Templer, formerly Jurisdiction.

Jurisdiction. ment of Robert Shawe Templer, formerly No. 5,713. Of Folombo and late of Upcott Pilton in the County of Devon, deceased. THIS matter coming on for disposal before G. C. Thambyah, Esq., District Jagge of Colombo, on June 19, 1931, in the presence of M. Brederick Claude Rowan of of Colombo, Provorton the Art of the petitioner, Mr. Oscar Percy Mount of Colombo ; and the affidavit of the said petitioner dated June 16, 931, exemplification of probate of the will of the above named deceased. power of attorney of the will of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated June 9, 1931, having been read : It is ordered that the will of the said deceased dated February 5, 1929, of which an exemplification of probate 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 saic petitioner is the attorney of the executors named in the said will, and that he is entitled to have letters of adminis tration, with a copy of the said will annexed, issued to him accordingly, unless any person or persons interested shall, on or before July 9, 1931, show sufficient cause to the satisfaction of this court to the contrary.

G. C. THAMBYAH, June 19, 1931. District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Muttu Samuel Isaac Nadar of Colombo,

No. 5,718. docated Samuel Isaac Nadar of Colo H. S. Kovil Pithi Nadar of 185, Galle road, Bambala-pitiya, Colombo Petitioner.

(1) Samuel Nadar (minof), (2/ M. M. Joseph Nadar of Havelock road, Bambalapitiya in Colombo..Respondents...

THIS matter coming on for disposal before G. C. Tham-byah, Esq., District Judge of Colombo, on June 25, 1931, in the presence of Mr. J. M. Caderamanpulle, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated June 23, 1931, having been read. 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 his estate issued to him,

unless the respondents above named or any other person or persons interested shall, on or before July 23, 1931, show sufficient cause to the satisfaction of this court to the contrary.

G. C. THAMBYAH, June 25, 1931. District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Pugoda Kankanamalage Ceciliana Ha-No. 5,231. The of Kalubowila in the Palle pattu of Mipiti korale, deceased.

Wickrama Aratchige Semanis Perera Wickramaratne of Kalubowing West in the Palle pattu aforesaidPetitioner.

(1) Wickrama Aratchige Dagmar Nalinie Wickramaratne, minor, appearing by her guardian *ad litem* (2) Pugoda Kankanamalage Don Podisingho Appuhamy of Kalubowila aforesaid Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on August 7, 1930, in the presence of Mr. D. R. de S. Abhayanayake, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated July 3, 1930, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as widower 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 on before July 9, 1931, show sufficient cause to the satisfaction of this court to the contrary.

August 7, 1930.

G. C. THAMBYAH, District Judge.

In the District Court of Colombo. Order Nisi.

Testamentary Jurisdiction. No. 5,259. Vithanage Don Hafpanis Di Kalubowila aforesaid And

 Vithanage Don Saram Perera, (2) ditto Dona Dolina Perera, (3) Gamage Cyril Piyasinghe, (4) Vithanage Dona Ellan Perera, (5) ditto Don Alfred Perera, all of Kalubowila aforesaid; the 3rd and 4th are minors appearing by their guardian *ad litem* (6) Narahenpitage Pedrick de Costa, all of Kalubowila aforesaid Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on August 29, 1930, in the presence of Mr. D. R. de S. Abhayanayake, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated July 23, 1930, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as widower 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 July 9, 1931, show sufficient cause to the satisfaction of this court to the contrary.

August 29, 1930.

G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

No. 5,640. In the Matter of the Last Will/and Testamont of Merrenngege Leanora Salgado of Koralawella in Moratuwa, deceased.

Thelge Manuel Peiric & Konny Moretuwa. Petitioner. TH1S matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on May 6, 1931, in the presence of Mr. J. G. Fernando, Proctor, on the part of the petitioner; and the a fidavit of the petitic ner dated July 1, 1920, and (2) that of theattesting notary dated February 10, 1931, having been read :

It is ordered that the will of the late Merrenngege Leanora Salgado, deceased, dated July, 10, 1927, now deposited in this court, be and the same is hereby declared proved, unless sufficient cause be shown to the contrary on or before July 9, 1931. It is further declared that the said petitioner is the executor named in the said last will and that he is entitled to have probate of the same issued to him accordingly.

G. C. THAMBYAH, May 6, 1931. District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Sattambiralage Pedruappu, deceased, of No. 2,004. Margona.

THIS matter toming on for disposal before N. M. Bhartcha, Esq., Dispost Jacks of Kalutara, on July 30, 1930, in the present of the period of the said Perera of Beruwala; and the affidavit of the said petitioner dated May 9, 1927, having been read:

It is ordered that the said 9th respondent, Mr. Ludekens, Secretary, District Court, Kalutara, be and he is hereby declared entitled to have letters of administration of this estate issued to him, unless the respondents—(1) Sattambirallage Dona Catherina, (2) W. Don Bastian Perera, (3) Sattambirallage Don Marshall Ranasinghe, (4) Sattambirallage Don Telesphor Anthony Ranasinghe,(5) Koruwakankanange Don Mark Michael, (6) Don Miguel Appu, all of Maggona, (7) Sattambirallage Dona Victoria, (8) Hettige Lawrence Edward Fernando of Moratuwa, (9) the Secretary of the District Court of Kalutara—or any other person or persons interested shall, on or before September 10, 1930, show sufficient cause to the satisfaction of this court to the contrary.

July 30, 1930.

N. M. BHARUCHA, District Judge.

Date for showing cause extended to July 15, 1931.

In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction. No. 5,002.

THIS matter coming on for dispesal before W. E. Barber, Esq., District Judge, Findly, March 26, 1931, in the presence of Mr. A. J. Forder, Somer, on the part of the petitioner, Kalutara Arachenge Don Arnold of Wattegama; and the affidavit of the said petitioner dated March 2, 1931, having been read:

It is ordered that the petitioner, as a son of the deceased be and he is hereby declared entitled to have letters of administration to the estate of the deceased above named issued to him accordingly, unless the respondents—(1) Adikari Appuhamillage Enso Hamine of Wattegama, (2) Kalutara Aratchige Dona Jane Nona presently of Galle, (3) Kalutara Aratchige Dona Cecelie Nona, and her husband (4) Liyana Arachchige Pedrick Perera, (5) Kalutara Aratchige Don Endoris, (6) Kalutara Aratchige Dona Podi Nona, all of Wattegama, the 5tn and 6th minor respondents by their guardian *ad litem* the 1st respondent above named shall, on or before April 30, 1931, show sufficient cause to the satisfaction of this court to the contrary.

March 26, 1931.	W. E. BARBER, District Judge.
Date for showing cause is exte	nded for June 4, 1931.
April 30, 1931.	W. E. BARBER, District Judge.
Date for showing cause is exte	nded for June 22, 1931.
June 4, 1931.	ARTHUR A. PERERA, District Judge.
Date for showing cause is exte	nded for July 9, 1931.
June 22, 1931	District Judge.

In the District Court of Nuwara Eliya holden at Hatton. Order Nisi.

In the Matter of the Intestate Estate of B. T. Tikiri Appu of Strathdon estate, Hatton, deceased. Testamentary Jurisdiction. No. 166.

Nona of Strathdon Wijesuriyage ostate,

Hatton Petitioner. (1) Mango Hamy (2) Sho Happy (2) Siridasa. Respondents. THIS matter objection from final disposal before R. Y. Daniel, Esq., District Jude of Nuwara Eliya-Hatton, on March 17, 1931, in the presence of Mr. J. A. Aiyadurai, Proctor, on the part of the petitioner, Wij suriyage Engo Nona of Strathdon estate, Hatton; and the affidavit of the said petitioner dated March 7, having been read:

It is ordered that the 1st respondent above named be and she is hereby appointed guardian ad litem over the 3rd minor respondent, Siridasa for the purposes of these proceedings, unless the respondents—(1) Mango Hamy, (2) Ano Hamy, and (3) Siridasa—or any person or persons interested shall, on or before March 31, 1931, show sufficient

cause to the satisfaction of this court to the contrary. It is further ordered that the satisfactioner be and she is hereby declared entitled, as widow of the deceased above named, to have letters a administration to the estate of the above-named deceased issued to the unless the respondents 1st to 3rd above-named or any other person or persons interested shall, on or before March 31, 1931, show sufficient cause to the satisfaction of this court to the contrary.

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March 17, 1931.	District Judge.
The date for showing cause	is extended to April 15, 1931
March 31, 1931.	R. Y. DANIEL, District Judge.
The date for showing cause	is extended to April 29, 1931.
April 15, 1931.	R. Y. DANIEL, District Judge.
The date for showing cause	is extended to May 26, 1931
April 29, 1931.	R. Y. DANIEL, District Judge.
	is extended to June 23, 1931 V. C. MODDER,
May 26 1931.	District Judge.
The date for showing cause	is extended to July 7, 1931.
June 23, 1931.	R. Y. DANIEL, District Judge.

June 23, 1931.

. .

In the District Court of Galle.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Last Will and Testament of Kumudapperuma Andiris Jurisdiction. de Av), deceased of Patabendimulla, Am-No. 7,273

THIS matter coming of a disposed before if. W. Roberts, Esq., District Judge of Gale of April 30, 1931, in the presence of Mr. A. **B.** Dyster and Awner's Silva of Polwatta, Ambalangoda; and the affidavit of the said petitioner dated April 30, 1931, and that of the attesting witnesses to the last will dated April 29, 1931, having been read :

It is ordered that the will of Kumudapperuma Andiris de Silva, deceased, dated February 8, 1931, and now deposited in this court, be and the same is hereby declared proved, unless any person or persons concerned shall, on or before June 2, 1931, show sufficient cause to the satisfaction of

this court to the contrary. It is further declared that the said petitioner is the executor named in the said will and that he is entitled to have probate of the same issued to him accordingly, unless any person or persons concerned shall, on or before June 2, 1931, show sufficient cause to the satisfaction of this court to the contrary. to

o the contrary.	T. W. ROBERTS,
April 30, 1931.	District Judge.
Date extended to July 7, 1931.	

. ROBERTS District Judge.

In the District Court of Galle. Order Nisi.

In the Matter of the Intestate Estate of the mater Danelokuge Baronchic, deceased, of non-adenity State Denyayt. coming on for Danosa to the W. Roberts, Testamentary Jurisdiction. No. 7,250.

THIS matter coming on fo Esq., District Judge of Galle, on 18, 1931, in the

presence of Mr. R. A. H. de Vos, Proctor, on the part of the petitioner, Mendis Dahanayaka Yapa of Waralla in the Morawak korale; and the affidavit of the said petitioner dated February 18, 1931, having been read :

It is ordered of consent that the 6th respondent, Dona Alancina Abygoonawardena be and she is hereby appointed guardian ad litem over (1) Pilanelokage Jinadasa, (2) ditto. Samy, (3) ditto Chandradasa, (4) ditto Premadasa, (5) ditto Premawathie, all of Andaradeniya, unless any other person or persons concerned shall, on or before April 14, 1931, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner, as nephew of the deceased above named, is entitled to have letters of. administration issued to him accordingly, unless any other person or persons concerned shall, on or before April 14, 1931, show sufficient cause to the satisfaction of this court to the contrary.

T. W. ROBERTS February 18, 1931. District Judge. The date for showing cause is extended to May 15, 1931. T. W. ROBERTS, April 14, 1931. District Judge.

The date for showing cause is extended to July 30, 1931. T. W. ROBERTS.

May 15, 1931.

District Judge.

In the District Court of Jaffna. Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Eliathamby Selvavinayagam of Alaveddy, deseased. No. 7,895.

Saravanamutt, Rondiah of Alaveddy Petitioner. Arayananfuttu Ponnish of Nagammah, wife Alaveddy

of Alaveddy, coming on for disposal before D. H. Balfour, Esq., District Judge, on May 25, 1931, in the presence of Mr. S. Ilayathambi, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated May 22, 1931, having been read: It is declared that the petitioner is the uncle of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the re pondent or any other person shall, on or before July 8, 1931, show sufficient cause to the satisfaction of this court to the contrary.

June 10, 1931.

.P. C. VILLAVARAYAN District Judge. 8

In the District Court of Jaffna. Order Nisi.

In the Matter of the Estate of the late Testamentary Achchimuttu, wife of Arunasalam Nama-Jurisdiction. siyayam of Thavady, deceased. No. 7,865.

Arunasalam Namesing yam of Thavady Petitioner.

(1) Nagaretnam (minor) daughter of Namasiva-yam, and (2) Pointauralam Thampoo of Thavady Respondents. THIS matter of the petition of the above-named peti-tioner praying that the above-named and respondent be approximated guardian and liter over the minor later model. appointed guardian ad litem over the minor 1st respondent Achehimuttu, wife of Arunasalam Namasivayam, coming on for disposal before D. H. Balfour, Esq., District Judge, on March 31, 1931, in the presence of Mr. P. K. Soma-sundram, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated March 19, 1931, having been read: It is declared that the above-named 2nd respondent be appointed guardian ad litem over the minor Ist respondent for the purpose of this action and the petitioner is the lawful husband of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before May 27, 1931, show sufficient cause to the satisfaction of this court to the contrary. D. BALFOUR,

 π_{ij} April 21, 1931. 4 District Judge. E. Time to show cause extended till July 8, 1931.

> D. H. BALFOUR District Judge.

In the District Court of Jaffna. Testamentary In the Matter of the Estate of the late Jurisdiction. Sannugam Sivasamboo of Kondavil, igeod. No. 7,858. dees

widow of Chellachchippillai, Sanmugam Sivasamboo of Kondavil . . . Petitioner. B

(1) Kanmany, daughter of Sive samboo of Kondavil, (2) Sivasamboo Nadarajah of dittor (3) Maheswarie, daughter of Sivasamboo of Kondavil, (4) Sivasamboo Thurairajah of ditto, (5) Sanmugam Sundaram of ditto Respondents

THIS matter of the petition of the above-named petitioner, praying that the above-named 5th respondent be appointed guardian ad litem over the minors, the abovenamed 1st, 2nd, 3rd, and 4th respondents, and that letters of administration to the estate of the above-named deceased be granted to the petitioner, coming on for disposal before D. H. Balfour, Esq., on March 27, 1931, in the presence of Mr. W. M. S. Tampoe, Proctor, on the part of the petitioner; and on reading the petition and affidavit of the petitioner :

It is ordered that the above-named 5th respondent be appointed guardian ad litem over the minors, the 1st, 2nd, 3rd, and 4th respondents, for the purpose of representing them and acting on their behalf in this action, and that letters of administration to the estate of the above-named deceased be granted to the petitioner, as the lawful widow of the above-named deceased, unless the above-named respondents appear before this court on June 5, 1931, and show sufficient cause to the satisfaction of this court to the contrary.

April 25, 1931.

June 5, 1931.

D. H. BALFOUR. District Judge.

Extended for July 10, 1931.

D. H. BALFOUR, District Judge. In the District Court of Batticaloa. Order Nisi.

Testamentary In the Matter of the Estate of the late Mahamadu Muthapa Levvai Jurisdiction. Maracair No. 325. No. 4, deceased. Mohamadu Kasinkar Philer Mohiyadin of Kattan-kudy Division 2000 Philer Mohiyadin of Kattan-Division

kudy Division ... Petitioner. Vs.

(2) ditto Saraumma Pakir Mohideen Maracair, (1)Beebee, (3) Mohamadu Ismail Maracair Ahamadu Mohideen of Kattankudy No. 4.....Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Batticaloa, on March 1, 1930, in the presence of Mr. W. G. Ponniah, Proctor, on the part of the petitioner; and the affidavit and petition of the above-named petitioner dated February 25 and 28, 1930, respectively, beying here read. respectively, having been read :

It is ordered that the above-named 3rd respondent be and he is hereby appointed guardian ad litem over the minors, the 1st and 2nd respondents above named, for the purpose of the above case, and that the petitioner be and he is hereby declared entitled, as the husband of the deceased, to administer the said estate and that letters of administration do issue to him accordingly, unless the respondents or any other person or persons interested shall, on or before April 1, 1930, show sufficient cause to the satisfaction of this court to the contrary.

March 1, 1930. Extended to June 18, 1931.

Extended to July 7, 1931.

G. C. THAMBYAH, District Judge.

> JAMES JOSEPH, District Judge.

> JAMES JOSEPH. District Judge.