



Ceylon Government Gazette

Published by Authority.

No. 5,519—THURSDAY, DECEMBER 23, 1897.

PART I.—General : Minutes, Proclamations, Appointments, and General Government Notifications.

PART II.—Legal and Judicial.

PART III.—Provincial Administration.

PART IV.—Marine and Mercantile.

PART V.—Municipal and Local.

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

Part II.—Legal and Judicial.

	PAGE		PAGE
Passed Ordinances ...	540	Lists of Jurors and Assessors ...	—
Draft Ordinances ...	537	Notices in Testamentary Actions ...	543
Notices from Supreme Court Registry ...	—	Notices in Insolvency Cases ...	545
Notices from Council of Legal Education ...	—	Notices of Fiscals' Sales ...	545
Notifications of Criminal Sessions of Supreme Court 543 & 547	—	Notices from District and Minor Courts ...	546

DRAFT ORDINANCES.

MINUTE.

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

An Ordinance relating to General Cemeteries and Burial and Cremation Grounds situated within the limits of Local Board Towns.

Preamble.

WHEREAS it is expedient to further amend "The Cemeteries Ordinance, 1862," and to vest certain powers and duties conferred by the said Ordinance on the Governor and Executive Council in the chairman of the local board and the local board in respect of general cemeteries situated, or used for the burial of persons dying, within the limits of a local board town, and to make provision touching private burial grounds and cremation grounds situated within the limits of any such town, with a view to the protection of the public health: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

CHAPTER I.

General Cemeteries.

Local board to provide land for the purpose of establishing general cemeteries in local board towns.

1 For the purpose of carrying out the provisions of sections 5 and 6 of the Ordinance No. 12 of 1862, and the provisions of the Ordinance No. 2 of 1885, it shall be the duty of the local board of any town, on the request of the Governor in Executive Council, to provide land for the purpose of the establishment of a general cemetery for the

burial of persons dying within the limits of such town, or for the addition to the limits of any such cemetery heretofore or hereafter to be established under the Ordinance No. 12 of 1862.

Powers and duties vested in Governor and Executive Council to be exercised within local board limits by chairman and local board.

2 The powers and duties vested in and appertaining to the Governor, with the advice and consent of the Executive Council, under and by virtue of the provisions of sections 10, 12, 18, 20, 22, 24, 26, and 28 of the Ordinance No. 12 of 1862 and section 3 of the Ordinance No. 17 of 1886, and to the Governor under and by virtue of the provisions of sections 8, 17, and 22 of the Ordinance No. 12 of 1862 and section 2 of the Ordinance No. 17 of 1886, shall be exercised and performed by the local board and the chairman of such board, respectively, in respect of any general cemetery established under the Ordinance No. 12 of 1862, and situated or used for the burial of persons dying within the limits of a local board town.

Moneys raised by sale under section 20 of Ordinance No. 12 of 1862 to form part of local board revenue.

3 All moneys realized by the sale of any portion of such cemeteries under section 20 of the Ordinance No. 12 of 1862 shall be paid into the local board fund and form a portion of the local board revenue.

Within local board limits section 21 of Ordinance No. 12 of 1862 not to apply.

4 The provisions of section 21 of the Ordinance No. 12 of 1862 and of the Ordinance No. 20 of 1884 shall not apply after the coming into operation of this Ordinance, to any cemetery established under the Ordinance No. 12 of 1862, and situated or used for the burial of persons dying within the limits of any local board town.

Local board to make regulations as to the fees, &c.

5 The local board shall make regulations as to the fees to be paid for the performance of burial services, for digging graves, and such other services in any general cemetery established under the provisions of the Ordinance No. 12 of 1862, and situated or used for the burial of persons dying within local board limits, and all such fees shall be paid to the keeper of such cemetery to be by him paid to the chairman of the local board as part of the local board revenue. Provided that the fees payable under this section in respect of any portion of any cemetery set apart for the special use of any religious denomination, and all fees payable under the Ordinance No. 17 of 1886, shall, as heretofore be paid and appropriated by the board of management for such portion appointed under the said Ordinance, and shall be applied by such board in manner provided by section 7 of the said Ordinance.

Should local board refuse to exercise powers conferred by sections 10, 12, and 20 of Ordinance No. 12 of 1862, Governor and Executive Council may exercise same.

6 Whenever the local board of any town shall refuse to authorize the erection of a chapel or other building for the performance of burial services within the limits of any general cemetery, or to set aside a portion thereof for the special use of any religious denomination applying for the same, or to grant or sell a portion of such cemetery for the purpose of exclusive right of burial therein to any such denomination, it shall be lawful for the Governor, with the advice and consent of the Executive Council, on application by such denomination, if it should seem expedient, to exercise in respect of such cemetery all or any of the powers conferred on him by the provisions of sections 10, 12, and 20 of the Ordinance No. 12 of 1862, or any of them, anything in the preceding section to the contrary notwithstanding.

Rights of persons and religious denominations under Ordinances 12 of 1862 and 17 of 1886 reserved.

7 Nothing in this chapter contained shall in any way affect, vary, or alter (1) any right, privilege, obligation, or liability accrued to, or incurred by, any person, body corporate, or religious denomination under the provisions of the Ordinance No. 12 of 1862, or of the Ordinance No. 17 of 1886; (2) or any legal proceeding or remedy in respect of any such right, privilege, obligation, or liability as aforesaid; and any such legal proceeding and remedy may be carried on as if this Ordinance had not passed.

CHAPTER II.

Burial and Cremation Grounds.

Definition of
burial ground.

8 In this chapter the term "burial ground" shall mean any land or ground other than a general cemetery used for the burial of the dead at the time of coming into operation of this Ordinance, or subsequently approved by the Governor in manner provided by section 9 for the purpose of burying the dead.

New burial grounds
and cremation
grounds in local
board towns to be
approved by the
Governor.

9 No new burial ground or cremation ground shall be provided and used in any Local Board town without the previous approval of the Governor on the recommendation of the local board of such town, and such approval shall be signified by notice in the *Government Gazette*.

Burial grounds
and cremation
grounds may be
prohibited.

10 In case it appears to the Governor and Executive Council, upon the representation of the local board of any town, that any burial ground or cremation ground situated in such town is in such a state or locality as to be dangerous to the health of the inhabitants of such town, it shall be lawful for the Governor, with the advice of the Executive Council, to order that after a time to be mentioned in the order burials or cremations in any such burial ground or cremation ground shall be discontinued; and every such order shall be published in the *Government Gazette*.

Burial or
cremation not to
take place after
order of
discontinuation.

11 After the time mentioned in any such order it shall not be lawful to bury or cremate any corpse in any burial ground or cremation ground mentioned in such order; and every person who after such time as aforesaid shall bury or cremate, permit, or suffer to be buried or cremated any corpse contrary to this section, shall be guilty of an offence, and be liable on conviction thereof to a fine not exceeding two hundred rupees.

By-laws.

12 It shall be lawful to the local board of any town from time to time to make by-laws for the following purposes:

- (1) For the registration of burial grounds and cremation grounds situated within the local board limits;
- (2) For the inspection of such burial and cremation grounds;
- (3) For the proper regulation of the burial and cremation of corpses in such burial and cremation grounds;
- (4) And generally for the proper management, regulation, and control of all such burial and cremation grounds, and for the maintenance of order, decency, and cleanliness within the limits thereof;

and such by-laws at any time to repeal, alter, or amend. Provided that such by-laws shall not be of any force or effect unless and until they shall be submitted to and confirmed by the Governor in Executive Council, who is hereby empowered to alter, amend, or disallow the same, or any repeal, alteration, or amendment thereof as he may think proper; and all such by-laws and any repeal, alteration, or amendment thereof shall be published in the *Government Gazette*.

Courts to take
cognizance of
by-laws.

13 All courts of justice shall take judicial cognizance of such by-laws and of any repeal, alteration, or amendment thereof, when and so soon as the same shall have been so duly confirmed and published as aforesaid; and all officers of police are hereby required to assist in carrying out the provisions thereof.

Burials and
cremations in
unregistered
burial or
cremation
grounds
prohibited.

14 From and after the expiration of three months from the date of the publication in the *Government Gazette* of by-laws providing for the registration of burial grounds and cremation grounds, it shall not be lawful to bury or cremate any corpse in any burial or cremation ground which has not been duly registered in manner prescribed by such by-laws; and every person who shall bury or cremate, permit, or suffer to be buried or cremated any corpse after the expiry of such time as aforesaid in any burial or cremation ground not duly registered as aforesaid, shall be guilty of an offence, and liable on conviction thereof to a fine not exceeding two hundred rupees.

to such court of his interest in the said land, or in order improperly to take advantage of the exemption from stamp duty by this Ordinance created, such court shall, in disposing of such action or proceeding, order the plaintiff to pay double the amount of stamp duty which would have been payable throughout such action or proceeding by both plaintiff and defendant had this Ordinance not been passed, and shall enforce payment of the same by writ of execution against the property and person of the plaintiff.

Remuneration to commissioners limited to one per cent.

5 The remuneration to be awarded to the commissioners under section 10 of the Ordinance No. 10 of 1863 shall not exceed one per cent. of the value of the property, unless the court is of opinion that the commissioners are entitled to a larger remuneration, in which case the court shall, in awarding such larger remuneration, record in writing its reasons therefor.

Taxation of costs in partition cases.

6 All bills of costs, whether between party and party or between proctor and client, in any action or proceeding for partition or sale in the court of requests shall be taxed by the chief clerk of such court according to the rates specified in Schedule C of the Ordinance No. 12 of 1895 for money cases which have not been contested, and in the district court, where the value of the property is under three thousand rupees, shall be taxed by the secretary of the court according to the rates specified in Class I. of Schedule 3 of the Civil Procedure Code, anything in the Civil Procedure Code, the Ordinance No. 12 of 1895, or any other Ordinance to the contrary notwithstanding.

Passed in Council the Second day of December, One thousand Eight hundred and Ninety-seven.

J. J. THORBURN,
Acting Clerk to the Council.

Assented to by His Excellency the Governor the Seventh day of December, One thousand Eight hundred and Ninety-seven.

E. NOEL WALKER,
Colonial Secretary.

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

No. 11 of 1897.

An Ordinance to amend the Ordinance No. 17 of 1894, intituled "An Ordinance relating to Habitual Criminals and to Convicts licensed to be at large."

WEST RIDGEWAY.

Preamble.

WHEREAS it is expedient to amend the Ordinance No. 17 of 1894 relating to Habitual Criminals and to Convicts licensed to be at large: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Amendment of section 2 of Ordinance No. 17 of 1894.

1 In section 2 of the principal Ordinance, for the definition of "habitual criminal" shall be substituted the following:

"Habitual criminal" shall mean a person convicted of a crime, against whom a previous conviction of a crime is proved, or a person liable under section 91 of the Criminal Procedure Code to be ordered to execute a bond with sureties for his good behaviour.

Section 5
amended.

2 For section 5 of the principal Ordinance shall be substituted the following :

Criminals -
previously
convicted, before
what courts to
be tried.

If the person formally charged as aforesaid appears to the police magistrate to have been previously twice or oftener convicted of a crime within a period of ten years from the date of the crime so formally charged against him, and to have been sentenced to undergo terms of rigorous imprisonment exceeding in the aggregate six months, it shall not be lawful for such police magistrate to try such person summarily, but he shall deal with the case as a non-summary case under chapter XVI. of the Criminal Procedure Code and forward the same to the Attorney-General for instructions, anything in the said Code to the contrary notwithstanding.

Passed in Council the Second day of December, One thousand Eight hundred and Ninety-seven.

J. J. THORBURN,
Acting Clerk to the Council.

Assented to by His Excellency the Governor the Seventh day of December, One thousand Eight hundred and Ninety-seven.

E. NOEL WALKER,
Colonial Secretary.

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

No. 12 of 1897.

An Ordinance to amend "The Public Officers' Security Ordinance, 1890."

WEST RIDGEWAY.

Preamble.

WHEREAS it is expedient to amend the Ordinance No 14 of 1890, hereinafter referred to as "the principal Ordinance": Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Short title.

1 This Ordinance and the principal Ordinance shall be read together as one Ordinance, and may be cited as "The Public Officers' Security Amendment Ordinance, 1897."

Amendment of
section 2.

2 In section 2 of the principal Ordinance for the words "the duties of his office" shall be substituted the words "any duties to be performed by him in the course of such employment."

Amendment of
section 8.

3 In section 8 of the principal Ordinance for the words "the duties of his office" shall be substituted the words "any duties to be performed by him in the course of his employment by the Government of Ceylon."

Passed in Council the Second day of December, One thousand Eight hundred and Ninety-seven.

J. J. THORBURN,
Acting Clerk to the Council.

Assented to by His Excellency the Governor the Seventh day of December, One thousand Eight hundred and Ninety-seven.

E. NOEL WALKER,
Colonial Secretary.

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 Western Circuit will be holden at the Court-house at Colombo on Monday, January 10, 1898, at 11 o'clock of the morning of the said day.

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

Fiscal's Office, Colombo, December 21, 1897.

J. S. DRIEBERG, for Fiscal.

ලංකාවේ යටත් විජිත උතුරු පළාතේ ප්‍රධාන කොටසේ වෙසින් ප්‍රකාශ කරන්නේ නම්, බස්නාහර දිසාවේ ක්‍රිමිනෙල් නඩු පනාගය වම් 1898 ක්‍රිමිනෙල් වෙති 10 වෙනි දින පෙරවරු 11 පැය පටන් කොළඹ නිවෙහ නඩුසාලාවේ පවත්වනට යෙදෙනවා ඇත. එහි යම් කාරණ ඇතුව සිටින සැමදෙනාම යට කී සාකච්ඡාවට යට කී වෙලාවට ඇවිත් පෙනී සිටිනට ඕනෑ වත් ඇර අවසර ඉල්ලා ලබාගෙන මිස එයින් පිටතට යනට හුදුවන බවත් වෙසින් සැමදෙනාටම දන්වන කෙමි.

ජේ. ඇස්. ජිවර්න්, දෙපිසරි පිස්කල් වම්ක.

වම් 1897 ක්‍රිමි දෙසැම්බර් මස 21 දින කොළඹ පිස්කල් කන්තෝරුවේදිස.

இலங்கைத்தீவின் சங்கைபோந்த சுப்பிரீம் கோட்டா ரது கட்டளையின்படி நாம் பிரதித்தப்படுத்தவதாவது : கொழும்பு நியாயஸ்தலத்திலேமேற்சொல்லிய சுப்பிரீம் கோட்டாரால் மேற்றிகைக்குச்சேர்ந்த கிறிமினெல் வழக்கு விசாரணை, 1898 ம் ஆண்டு லீதமாமசம் 10 ந் திக தியாகிய திங்கட்கிழமை காலமே 11 மணி தொடங்கி அன்றும் அதற்க்கித்த நாட்களிலும் நடத்தப்படும். ஆதலால் அவ்விசாரணையிற் காரியகருமுள்ளவர்க ளெல்லோரும் சொல்லப்பட்ட நேரத்திலே சொல்லப் பட்ட இடத்திலே வெளிப்பட்டு அவ்விடத்தினின்றும் உத்தரவின் தி நீங்கா திருக்கக்கடவர்கள்.

இங்கனம், ஜே. எஸ். டிரிபெர்க், பிஸ்காலுக்காக.

கொழும்பு பிஸ்கால் கந்தோர், 1897 ம் டிசம்பர் மார்ச்சு 21 ந் உ.

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 Western Circuit at Colombo will be holden at the Court-house at Hulftsdorp, Colombo, on Monday, January 10, 1898, at 11 o'clock of the morning of the said day.

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

Fiscal's Office, Ratnapura, December 20, 1897.

H. L. MOYSEY, Fiscal.

ලංකාවේ යටත් විජිත උතුරු පළාතේ ප්‍රධාන කොටසේ වෙසින් ප්‍රකාශ කරන්නේ නම්, බස්නාහර දිසාවේ ක්‍රිමිනෙල් නඩු පනාගය වම් 1898 ක්‍රිමිනෙල් වෙති 10 වෙනි දින පෙරවරු 11 පැය පටන් කොළඹ නිවෙහ නඩුසාලාවේ පවත්වනට යෙදෙනවා ඇත. එහි යම් කාරණ ඇතුව සිටින සැමදෙනාම යට කී සාකච්ඡාවට යට කී වෙලාවට ඇවිත් පෙනී සිටිනට ඕනෑ වත් ඇර අවසර ඉල්ලා ලබාගෙන මිස එයින් පිටතට යනට හුදුවන බවත් වෙසින් සැමදෙනාටම දන්වන කෙමි.

එම්. ඇල්. මොයිසි, පිස්කල් වම්ක.

වම් 1897 ක්‍රිමි දෙසැම්බර් මස 20 දින රත්නපුරේ පිස්කල් කන්තෝරුවේදිස.

இலங்கைத்தீவின் சங்கைபோந்த சுப்பிரீம் கோட்டா ரது கட்டளையின்படி நாம் பிரதித்தப்படுத்தவதாவது : கொழும்பு நியாயஸ்தலத்திலே மேற்சொல்லிய சுப்பிரீம் கோட்டாரால் மேற்கு மாகாணத்தைச்சேர்ந்த கிறிமினெல் வழக்கு விசாரணை, 1898 ம் ஆண்டு சனவரிமாதம் 10 திக தியாகிய திங்கட்கிழமை காலமே 11 மணி தொடங்கி அன்றும் அதற்க்கித்த நாட்களிலும் நடத்தப்படும். ஆதலால் அவ்விசாரணையிற் காரியகருமுள்ளவர்க ளெல்லோரும் சொல்லப்பட்ட நேரத்திலே சொல்லப் பட்ட இடத்திலே வெளிப்பட்டு அவ்விடத்தினின்றும் உத்தரவின் தி நீங்கா திருக்கக்கடவர்கள்.

இங்கனம், எச். எல். மொய்சி, பிஸ்கால்.

இரட்டினபுரி பிஸ்கால் கந்தோர், 1897 ம் டிசம்பர் 20 ந் உ.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary Case. No. C/985. In the Matter of the Estate, Goods and Chattels, and Rights and Credits of Wanasinghegy Arnolis Fernando, late of Alutmawata in Colombo, deceased.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., Acting District Judge of Colombo, on the 16th day of December, 1897, in the presence of Mr. Edward Wilfred Perera, Proctor, on the part of the petitioner Guruge Simeon Grero, of Alutmawata in Colombo; and the affidavit of the said Guruge Simeon Grero, dated the 5th day of October, 1897, having been read:

It is ordered that the said Guruge Simeon Grero be and he is hereby declared entitled, as an heir of the said Wanasinghegy Arnolis Fernando, deceased, to have letters of administration to the estate of the said deceased issued to him, unless the respondents--1, Moderage Barbara Fernando and her husband 2, Moderage Nicholas Fernando; 3, Moderage Gregoris Fernando, all of Alut-

mawata in Colombo; 4, Marthelis Peiris; 5, Simion Peiris; and 6 Emelia Peiris, all of Colpetty in Colombo; 7, Christian Peiris, of Alutmawata in Colombo; 8, Guruge Marshall Grero, of Kotahena in Colombo; 9, Guruge Maria Grero and her husband 10, Senadirage Thomis Silva, both of Fishers' Hill in Mutwal in Colombo; 11, Beruwalage Bartholomews Swaris, now known as Brother Paul, of Mutwal in Colombo; 12, Beruwalage Gordianu Swaris; 13, Beruwalage Lucia Swaris and her husband 14, Magamage James Perera; 15, Beruwalage Maria Swaris; 16, Beruwalage Juan Swaris; 17, Beruwalage Santiago Swaris; 18, Beruwalage Juachinu Swaris, all of Marshall street in Mutwal in Colombo; 19, Guruge Raphael Grero; 20, Guruge Juan Grero, both of Alutmawata in Colombo; and 21, Kalutarage Juanis Silva, of Wellawatta in the Palle pattu of the Salpiti korale--shall, on or before the 13th day of January, 1898, show sufficient cause to the satisfaction of this court to the contrary.

F. R. DIAS, Acting District Judge.

Colombo, December 16, 1897.

In the District Court of Kandy.

Order Nisi.

Testamentary } In the Matter of the Estate and Effects
Jurisdiction. } of the late John Henry de Saram,
No. 2,041. } deceased, of Gampola.

THIS matter coming on for disposal before John Henricus de Saram, Esq., District Judge of Kandy, on the 11th day of December, 1897, in the presence of Messrs. Fisher and Borrett, Proctors, on the part of the petitioner Charlotte Lucy de Saram, of Gampola; and the affidavit of the said petitioner, dated December 8, 1897, having been read:

It is ordered that letters of administration to the estate of John Henry de Saram, of Gampola, deceased, be issued to the petitioner above-named, as the widow of the said deceased, unless Phyllis Treherne de Saram, by her guardian *ad litem* James Hugh Collingwood Sproule, of Gampola, shall, on or before the 11th day of February, 1898, show sufficient cause to the satisfaction of this court to the contrary.

J. H. DE SARAM,
District Judge.

The 11th day of December, 1897.

In the District Court of Kandy.

Order Nisi.

Testamentary } In the Matter of the Last Will and
Jurisdiction. } Testament of the late Frederick
No. 2,042. } James Tompson, deceased, of No. 4,
Fitz John's Avenue, Hampstead, in
the County of Middlesex, England.

THIS matter coming on for disposal before John Henricus de Saram, Esq., District Judge of Kandy, on the 16th day of December, 1897, in the presence of Mr. J. B. Siebel, Proctor, on the part of the petitioner Richard Francis de Saram, of Colombo; and the affidavit of the said petitioner, dated 12th December, 1897, having been read:

It is ordered that the will of the late Frederick James Tompson, of No. 4, Fitz John's Avenue, Hampstead, in the County of Middlesex, England, deceased, dated 28th November, 1895, an exemplification whereof is now deposited in this court, be and the same is hereby declared proved.

It is further declared that the said Richard Francis de Saram is the attorney of Frederick William Tompson and Edward Henry Tompson, the executors named in the said will, and that he as such is entitled to have letters of administration to the estate of the deceased above-named, with copy of the will annexed, issued to him, unless any person shall, on or before the 7th day of January, 1898, show sufficient cause to the satisfaction of this court to the contrary, such grant of administration being limited for the use and benefit of the principal until the executors come in and obtain probate for themselves.

J. H. DE SARAM,
District Judge.

The 16th day of December, 1897.

In the District Court of Jaffna.

Order Nisi.

Testamentary } In the Matter of the Estate of the
Jurisdiction. } late Richard Mather, of Lindula,
No. 2,034/875. } deceased.

Susan Tankam, widow of Richard Mather,
of Araly.....Petitioner.
Vs.

Joseph Mather, of Navaly, presently employed
at Hatton Respondent.

THIS matter coming on for disposal before Samuel Haughton, Esq., District Judge, on the 7th day of December, 1897, in the presence of Mr. S. T. Arnold, Proctor, on the part of the above-named petitioner; and the affidavit of the said petitioner, dated 20th September, 1897, and the order of the Hon. the Supreme Court, dated 19th November, 1897, transferring this matter from the District Court of Kandy to this court, having been read: It is ordered that letters of administration to the estate of the late Richard Mather, deceased, be issued to the said petitioner, as the widow of the said deceased, unless the above-named respondent or any other person shall, on or before the 17th day of January, 1898, show sufficient cause to the satisfaction of this court to the contrary.

SAMUEL HAUGHTON,
District Judge.

The 7th day of December, 1897.

In the District Court of Kurunegala.

Testamentary } In the Matter of the Intestate Estate
No. 590. } of the late Rajaguru Mudiyanse-
Menikrala, deceased, of Imbulgoda.

Rajaguru Mudiyanse-Appuhami, Gan
Arachchi of KolombalamullaPetitioner.

And

1, Wanasinha Mudiyanse-Appuhami, Gan
Arachchi; 2, Rajaguru Mudiyanse-Appuhami,
Kiri Menika; 3, Rajaguru Mudiyanse-Appuhami,
Punchirala, all of Imbulgoda..... Respondents.

THIS matter coming on for disposal before James Steuart Driberg, Esq., on the 11th day of December, 1897, in the presence of Mr. Markus, Proctor, on the part of the petitioner; and the affidavit of the above-named petitioner, dated the 6th day of December, 1897, having been read:

It is ordered that Rajaguru Mudiyanse-Appuhami, Gan Arachchi, a desert son of the late Rajaguru Mudiyanse-Appuhami, Vidane, is entitled to have letters of administration of the intestate estate issued to him, unless the above-named respondents shall, on or before the 10th day of January, 1898, show sufficient cause to the satisfaction of this court to the contrary.

J. S. DRIEBERG,
District Judge.

December 11, 1897.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 1,924. In the matter of the insolvency of L. R. Sathianaden, of Wall street, Kotahena.

WHEREAS the above-named L. R. Sathianaden was on November 26, 1897, adjudged insolvent by the District Court of Colombo, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal. Notice thereof is hereby given to all concerned, and notice is also hereby given that the said court has appointed that two public sittings of the court will be held, to wit, on January 20 and February 3, 1898, for the said insolvent to surrender and conform, and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

By order of court,
A. SANTIAGO,
Acting Secretary.
Colombo, December 9, 1897.

No. 1,856. In the matter of the insolvency of William Charles Atwell, of Temple road, Maradana, Colombo.

NOTICE is hereby given that the second sittings in the above-mentioned matter has been re-fixed for January 27, 1898.

By order of court,
A. SANTIAGO,
Acting Secretary.
Colombo, December 17, 1897.

No. 1,912. In the matter of the insolvency of H. P. Fernando, of 4th Cross street, Pettah, Colombo.

NOTICE is hereby given that a meeting of creditors of the above-named insolvent will take place at the sitting of the court on January 20 next, for the purpose of appointing an assignee.

By order of court,
A. SANTIAGO,
Acting Secretary.
Colombo, December 17, 1897.

No. 1,914. In the matter of the insolvency of John Richard Lappen, of Colombo.

NOTICE is hereby given that the first and second sittings in the above-mentioned matter have

been re-fixed for January 27 and February 10, 1898, respectively.

By order of court,
A. SANTIAGO,
Acting Secretary.
Colombo, December 17, 1897.

No. 1,925. In the matter of the insolvency of T. de Silva, of Va uxhall street, Slave Island Colombo.

WHEREAS the above-named T. de Silva was on December 1, 1897, adjudged insolvent by the District Court of Colombo, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal: Notice thereof is hereby given to all concerned; and notice is also hereby given that the said court has appointed that two public sittings of the court will be held, to wit, on January 20 and February 3, 1898, for the said insolvent to surrender and conform, and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

By order of court,
A. SANTIAGO,
Acting Secretary.
Colombo, December 15, 1897.

No. 1,893. In the matter of the insolvency of William Gunaratne, of No. 47, Hill 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 January 27, 1898, to consider the offer of a composition to the creditors of the said insolvent.

By order of court,
A. SANTIAGO,
Acting Secretary.
Colombo, December 17, 1897.

In the District Court of Galle.

No. 292. In the matter of the insolvency of Sandra Marakkala Andoris de Silva, of Peraliya.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on February 19, 1898, to grant a certificate of conformity to the above-named insolvent.

By order of court,
JAMES KRAUZE,
Secretary.
Galle, December 17, 1897.

NOTICES OF FISCALS' SALES.

Central Province.

In the District Court of Kandy.

James McLaren & Co., of Nuwara Eliya.....Plaintiffs.
No. 10,165. Vs.
G. K. Ludowick, of Delmar estate.....Defendant.

NOTICE is hereby given that on January 22, 1898, at 12 o'clock noon, will be sold by public auction at the premises the following property of the defendant:—

1. The tea estate called and known as Providence estate, containing in extent about 13 acres; bounded on the east by the road leading to Nuwara Eliya, on the south by Moragaha-ela, on the west by oya and field, and on the north by Nidane-ela, together with the buildings and everything standing thereon.

2. The tea estate called Brookside estate, of about 19 acres in extent; bounded on the east by the Crown property, on the south by patana land and ela, on the west by ela and field, and on the north by the land belonging to Arunaselam Chetty and the road leading to Nuwara Eliya, together with the buildings and everything standing thereon.

3. The tea estate called Ambagashena, of about 1 acre 1 rood and 25 perches in extent; bounded on the east by agala (ditch); on the south by the stone fence, on the west by the range of stones, and on the north by agala (ditch), together with the plantations standing thereon, situate at Pussellawa in Kandukara Ihala korale of Udapalata.

Amount of writ Rs. 1,314-69½.

Fiscal's Office, Wm. DUNUWILLE,
Kandy, December 20, 1897. Fiscal.

Western Province.

In the District Court of Colombo.

Ana Roona Seena Thana Sidembaram Chetty,
of Sea street, Colombo.....Plaintiff.
No. 10,192/C. Vs.
1, G. J. Perera; 2, Anna Perera; 3, D. M.
Amarasinha; 4, A. D. Floris; 5, Justina
Jansze; and 6, Elizabeth, all of Colombo...Defendants.

NOTICE is hereby given that on Thursday, January 20, 1898, at 4 o'clock in the afternoon, will be sold by public auction at premises the right, title, and interest of the said defendants in the following property, viz. :—

The land and the buildings standing thereon bearing assessment No. 38, situated at Grandpass road in Colombo; bounded on the north by the property of Mammala Marikar Hadjar, on the east by the property of the late Mr. Dias, on the south by the Grandpass road, and on the west by the property belonging to the estate of the late Mr. C. H. de Soyza; containing in extent 15 square perches more or less.

J. S. DRIEBERG,
Deputy Fiscal.
Fiscal's Office,
Colombo, December 22, 1897.

Eastern Province.

In the District Court of Trincomalee.

Arumugam Sidamparappillai, of No. 6,
Trincomalee..... Plaintiff.
No. 709. Vs.
Koderamatampi Tamoterampillai, of No. 8,
Trincomalee..... Defendant.

NOTICE is hereby given that on Saturday, January 22, 1898, at 11 o'clock in the morning, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property, viz., subject to the mortgage of the late M. Sanmugam, of Division No. 3, Trincomalee :—

A piece of land situated in Division No. 1, Trincomalee, with a tiled house of three rooms, ola thatched kitchen house, ola mandapam, well, well sweep and posts, cocoanut trees, and other produce standing thereon, and all other appurtenances thereof; bounded on the north-east by the house and compound of S. Arumugam, south-east by the land belonging to the wife and children of E. Natkunam and others, south-west by the house and compound of A. Supperamaniyapillai, and on the north-west by road.

Writ amount Rs. 1,127-16.

C. M. LUSHINGTON,
Deputy Fiscal.
Deputy Fiscal's Office,
Trincomalee, December 13, 1897.

Province of Sabaragamuwa.

In the District Court of Kegalla.

H. C. Caldera, of Rambukkana.....Plaintiff.
No. 859. Vs.
Dedunupitiye Tennakon Mudiyansele
Menikrala, of Diyasunnata.....Defendant.

NOTICE is hereby given that on Saturday, January 15, 1898, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :—

1. The field called Tembekumbura of 16 lahas, situate at Beligodapitiya; and bounded on the east by the limitary dam of Katukurundakumbura, on the south by the limitary dam of Godatigollakumbura, on the west by the limitary dam of Hatlahakumbura, and on the north by the rail road.

2. The field called Diurapurekumbura of 2 pelas, situate at Udamadawala; and bounded on the east by the limitary dam of Pinkumbura, on the south by Elawella, on the west by the remaining portion of the aforesaid field, and on the north by Elawella.

3. The field called Damunukumbura of 6 pelas, situate at Diyasunnata; and bounded on the east by the limitary dam of Hemukgekumbura, on the south by the limitary dam of Pinkumbura, on the west by the dam of Bokanuwawa, and on the north by pillega and live fence.

4. The garden called Pelawatta of 2 pelas and 7 lahas, situate at Kamburadeniya; and bounded on the east by the limit of Egodawattehena and ditch, on the south by Palupansalewatta, on the west by the limit of Gamagehena, and on the north by the ditch.

5. The garden called Gulawatteambagahamulahena alias watta of 8 lahas, situate at Kamburadeniya; and bounded on the east by the limit of Wedarallagehena, on the south by the limit of Egodawattehena, on the west by the limit of Pinhena, and on the north by the limit of Basnekgehena.

6. The field called Rambukpotamulwakkada of 2 pelas and 6 lahas, situate at Taldewa; and bounded on the east by the limitary dam of Ketakalagahamulahalahabadale, on the south by the dam of Pahalamulla; on the west by Elawella, and on the north by the dam of Gamawela.
Writ issued to levy the sum of Rs. 523-69.

TIMOTHY F. ABAYAKOON,
Deputy Fiscal.

Deputy Fiscal's Office,
Kegalla, December 20, 1897.

DISTRICT AND MINOR COURTS NOTICES.

NOTICE is hereby given that a suit, No. 3,616, has been instituted in the Court of Requests of Ratnapura by fourteen labourers of Hatherleigh estate, Rakwana, against the proprietor thereof, under the Ordinance No. 13 of 1889, for the recovery of their wages due from June to October, 1897.

Court of Requests,
Ratnapura, December 15, 1897.

CHAS. V. MISSE,
Chief Clerk.

