



# Ceylon Government Gazette

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and General Government Notifications.

PART II.—Legal and Judicial.

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## Part II.—Legal and Judicial.

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## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Kalutara.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late Wedige Philippu Fernando, deceased, of Nallor in Panadure.

THIS matter coming on for final determination before G. C. Roosmalecocq, Esq., District Judge of Kalutara, on the 29th day of November, 1897, in the presence of Mr. S. Fernando, Proctor, on the part of the petitioner Mahawaduge Leistina Perera; and the affidavit of the said petitioner, dated 25th November, 1897, having been read:

It is ordered that the said Mahawaduge Leistina Perera is entitled to have letters of administration to the estate of the deceased Wedige Philippu Fernando issued to her, unless the respondents—(1) Wedige Carlina Fernando; (2) Waduge Hendrick Fernando; (3) Wedige Abraham Fernando; (4) Wedige Semina Fernando; (5) Wedige William Fernando; (6) Wedige Juanis Fernando; and (7) Wedige Samel Fernando, all of Nalluruwa—shall, on or before the 18th day of January, 1898, show sufficient cause to the satisfaction of this court.

G. C. ROOSMALECOQ,  
District Judge.

The 29th day of November, 1897.

## NOTICES OF INSOLVENCY.

No. 1,925. In the matter of the insolvency of T. de Silva, of Vauxhall 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.

## NOTICES OF FISCALS' SALES.

## Southern Province.

In the District Court of Galle.

R. M. A. R. A. R. Narayanan Chetty, of  
Kaluwella ..... Plaintiff.  
No. 4,324. Vs.

Saibu Dore Hajjar Mohammado, of Gintota,  
and others ..... Defendants.

NOTICE is hereby given that on Saturday, February 5, 1898, at 9.30 o'clock in the forenoon, will be sold by public auction at the spot the right, title, and interest of the said defendants in the following property, viz. :—

1. All the soil and fruit trees of an allotment of land called Maradanekurunduwatta, containing about 5 acres in extent, together with the 15 and 17 cubits two tiled houses built of stone and plastered, the 9 cubits wattle-walled house, as well as all the other buildings standing thereon, situate at Gintota Welipitimodara.
2. All the soil and fruit trees of the lot of the garden called Totewatta, together with the 17 cubits masonry built house standing thereon, situate at Gintota.
3. All that garden called Dissapadinchiwatta, in extent 2 acres 1 rood 30.7 perches, at Gintota.
4. All that soil and fruit trees of an undivided  $\frac{1}{2}$  part, exclusive of the third plantation and the share of the house and the soil on which it stands of half part lying towards the south-west of the garden called Ettambagaha alias Ambagahawatta, at Gintota.
5. All the soil and trees of the lot No. 2 of the garden called Totewatta, together with  $\frac{1}{2}$  part of the house thereon, and together with the planter's share of the second plantation of the lot No. 1 wherein Ahamadu Lebbe Bawadu Maricar resides, of the lot No. 3 wherein Siddi Lebbe Isi Lebbe resides, of the lot No. 4 wherein Uduma Lebbe Maricar Sufta Maricar resides, of the lot No. 5 belonging to Ahamadu Pakir Bawa, and of lot No. 6 wherein Uduma Lebbe Ismail Lebbe resides, at Gintota Welipitimodara.
6. All the soil and fruit trees of an undivided  $\frac{1}{2}$  of  $\frac{1}{2}$  of  $\frac{1}{2}$  of a half part of the defined portion marked No. 2 of the garden called Ampitiyawatta, at Gintota.
7. All the soil and fruit trees of an undivided  $\frac{1}{2}$  part of  $\frac{1}{2}$  of  $\frac{1}{2}$  of the garden called Ampitiyawatta alias the lot No. 2, at Gintota, which half part contains in extent 4 acres 1 rood 10 perches.
8. One-tenth part of a portion of the garden called Hamadewatta, exclusive of the planter's share of the new plantation, at Gintota.
9. One-tenth part of the field Hamadekumbura of the extent of 1 amunam, at Gintota.
10. 106-120th of 1-10th part of half part of the soil and trees of the garden called Hamadewatta, and a similar share of the field belonging thereto, exclusive of  $\frac{1}{2}$  part of the trees belonging to the planter's share of the half part of the said Hamadewatta, at Gintota.
11. One-fourth part of the soil and trees exclusive of the planter's share of the garden called Weligedarawatta, at Gintota.
12. One-fourth part of the soil and trees of a portion of the garden called Hamadewatta, at Gintota.
13. One-fourth part of the soil and trees exclusive of the planter's share of a portion of the garden called Hamadewatta, at Gintota.
14. One-tenth part of the soil and trees of the garden called Hamadewatta and the adjoining field Hamadekumbura, the garden containing in extent 3 acres 2 roods 21.18 perches, and the field in extent 1 acre 3 roods, at Gintota.

On Monday, February 7, 1898, at 2 P.M.

15. Thirty cocoanut trees from the planter's share of the second plantation of the garden called Hamadewatta, at Gintota.

16. Five-sixth,  $\frac{1}{3}$ , and  $\frac{1}{15}$  parts of the defined western half part of the extent of 2 acres 1 rood 9.92 perches, exclusive of 6 cocoanut trees, 1 jak tree of the old plantation, the planter's share of the second plantation, and the planter's share of the third plantation, made by Appu Tantiri Arachchige Subedirisi Wadurala of the garden called Wannegewatta alias Tantirigewatta, at Gintota.

17. One-fourth part of all the soil and trees, together with the planter's share of the fourth plantation made by Delpagodage Philippu, exclusive of the planter's share of the second, third, and fourth plantations of the eastern one-half part of the extent of  $1\frac{1}{2}$  acre of the garden called Wannegewatta alias Tantirigewatta, at Gintota.

18. All the soil and trees of  $\frac{1}{2}$  of  $\frac{1}{3}$  parts of the lot No. 3 of the garden called Somerina Totewatta, at Gintota.

19. All the soil and trees of  $\frac{1}{2}$  part  $\frac{1}{2}$  and of  $\frac{1}{10}$  part, as well as one-half part of 12 jak trees of a portion of the garden called Datchagedarawatta alias Gamagewatta, at Gintota.

20. All the soil and trees of  $\frac{1}{2}$  of  $\frac{1}{2}$  part of the garden called Paragaha-addara-owita, at Gintota.

21. All the soil and trees of  $\frac{1}{2}$  of  $\frac{1}{4}$  part of the garden called Ellajjagahawatta, at Gintota.

On Wednesday, February 9, 1898, at 2 P.M.

22. All the soil and trees of half part of  $\frac{2}{3}$  parts and of  $\frac{1}{3}$  part, leaving the planter's share of the third plantation of the garden called Paragahawatta of the extent of 1 acre 1 rood 17.52 perches, at Gintota.

23. All the soil and trees of  $\frac{1}{2}$  of  $\frac{1}{4}$  and part of 5 cocoanut trees, exclusive of the planter's share of the  $\frac{2}{3}$  portion of the garden called Paragahawatta, at Gintota.

24. All the soil and trees of  $\frac{1}{2}$  of  $\frac{1}{2}$  part of the garden called Weligoda alias Galgangodawatta, at Gintota.

25. Half part of 3 cocoanut trees appertaining to the planter's share belonging to Kahanda Kanattege Denishamy and of the  $\frac{1}{4}$ ,  $\frac{1}{15}$ ,  $\frac{1}{25}$  parts of the remaining soil and trees of the garden called Badalgewatta, at Gintota.

26. The soil and trees of  $\frac{1}{2}$  of  $\frac{1}{10}$  parts, as well as  $\frac{1}{2}$  of 8 cocoanut trees of the planter's share of the second plantation of the garden called Wannegewatta, at Gintota.

27. Half part out of  $\frac{1}{10}$  part from the planter's share of the second plantation and of the  $\frac{1}{10}$  parts of the remaining soil and trees of the garden called Weliketiyewatta, at Gintota.

28. All the soil and trees of  $\frac{1}{2}$  of  $\frac{1}{2}$  part, exclusive of the planter's share, of the garden called Welawatta, at Gintota.

29. The soil and trees of  $\frac{1}{4}$  of  $\frac{1}{10}$  part of Hamadewatta and  $\frac{1}{2}$  part of the plantation consisting of 112 cocoanut trees, 100 jak trees, together with  $\frac{1}{2}$  part of the adjoining tract of land, containing in extent 3 pelas, and the adjoining portion of the land, at Gintota.

30. The soil and trees of  $\frac{1}{4}$ ,  $\frac{1}{25}$ , and  $\frac{1}{15}$  of  $\frac{1}{10}$ ,  $\frac{1}{10}$ , and  $\frac{1}{2}$  parts, as well as the planter's share of the new plantation of the garden called Paragahawatta, at Gintota.

On Friday, February 11, 1898, at 2 P.M.

31. The soil and trees of  $\frac{2}{3}$  of  $\frac{1}{2}$  part, exclusive of the planter's share of the eastern  $\frac{1}{2}$  part of the garden called Hamadewatta, at Gintota.

32. One-tenth part of Hamadewatta and of the adjoining field Hamadekumbura of the extent 2 roods 7.2 perches, exclusive of the planter's share of the second plantation and the planter's share of 22 cocoanut trees of the third plantation of the garden called Hamadewatta, at Gintota.

33. An undivided  $\frac{1}{2}$  part of the whitewashed tiled house of 9 cubits, standing on a portion of the garden called Weligangoda Mahawatta, at Gintota.

34. The soil and trees of  $\frac{1}{2}$  of  $\frac{1}{2}$  of  $\frac{1}{2}$  of the garden called Weligangoda Mahawatta, exclusive of the planter's share of the new plantation thereof, at Gintota.

35. The soil and trees of  $\frac{1}{15}$  and  $\frac{1}{15}$  parts of the garden Katukurandugedarawatta alias Pelanagedarawatta, at Gintota.

36. The soil and trees of  $\frac{1}{13\frac{1}{2}}$  part of a portion of the garden called Kurunduwatta, at Gintota.

37. The soil and trees of  $\frac{1}{13\frac{1}{2}}$  part of a portion of the garden called Kurunduwatta towards the northern side of the garden of Delpagodage Babappu and others, at Gintota.

38. The soil and trees of  $\frac{2}{3}$  parts of a portion of the garden called Hamadegewatta, at Gintota.

On Saturday, February 12, 1898, at 2 P.M.

39. The soil and trees of  $\frac{1}{3}$  part (exclusive of the planter's share of the second plantation towards the south and east),  $\frac{1}{3}$  of  $\frac{1}{3}$  of the remaining  $\frac{2}{3}$  parts,  $\frac{1}{3}$  of the planter's share of the third plantation and  $\frac{1}{3}$  of  $\frac{1}{3}$  part of the fruit trees of the northern lot of the garden called Acharigewatta, at Gintota.

40. An undivided  $\frac{1}{3}$  of  $\frac{1}{3}$  part of the planter's share of the second plantation of the residing garden of Madduma Appu called Hamadewatta, at Gintota, in extent about 2 acres.

41. The planter's share of the third and fourth plantations of a part of the garden Hamadewatta and the house of 9 cubits tiled and mud-walled standing thereon, at Gintota.

42. The soil and trees of  $\frac{1}{3}$  part of the garden Ela-addaraowita *alias* Polkoratuwa, at Gintota.

43. One-ninth part of the planter's share of the first and second plantations of a portion of Hamadewatta wherein Madduma Appu resides, at Gintota.

44. The soil and trees of  $\frac{2}{3}$  parts out of  $\frac{1}{3}$  part of the garden called Mahagedarawatta, at Gintota.

45. The planter's share of the plantation made by Delpagoda Philipu, the soil and trees of the western portion, and  $\frac{1}{3}$  part of the soil and trees of the eastern portion of the garden called Weligangoda Mahawatta, at Gintota.

46. The soil and trees of  $\frac{2}{3}$  parts of Ela-addaraowita, at Gintota.

47. Three-ninths part of the planter's share of the first and second plantations of the portions of land wherein Madduma Appu resides of the garden called Hamadewatta, at Gintota.

On Monday, February 14, 1898, at 2 P.M.

48. The soil and trees of  $\frac{1}{3}$  part of the garden called Mahagedarawatta belonging to Wannahu Kankanage Lokuhamy, Maddege Louishamy, and Maddege Denishamy, at Gintota.

49. The 6 cocconut trees belonging to the planter's share of the second plantation of the portion planted by Tamby Kandu of the garden called Hamadewatta and 4 cocconut trees belonging to the planter's share of the plantation made by Pakir Bawa in the portion of Hamadewatta wherein Piche Tamby Saibo Dore resides, which two portions adjoin each other, at Gintota.

50. One-fifth part of the planter's share of the plantation made by Pakir Bawa of the portion of Hamadewatta wherein Piche Kandu Saibu Dore resides, at Gintota.

51. The soil and trees of  $\frac{1}{4}$  part, exclusive of the planter's share of the second and third plantations of the portion of Hamadewatta wherein Bawa Saibu and others resided, at Gintota.

52. The soil and trees of  $\frac{1}{2}$  of  $\frac{1}{16}$  part of Godaudawatta,  $\frac{1}{3}$  of  $\frac{1}{16}$ ; exclusive of the planter's share of the third plantation of the garden called Godaudadelgahawatta;  $\frac{1}{2}$  of  $\frac{1}{16}$  part of  $\frac{1}{2}$  of  $\frac{1}{16}$  and  $\frac{1}{2}$  of  $\frac{1}{3}$  of  $\frac{1}{16}$  part, exclusive of the planter's share of the second plantation of Eramudugahawatta, which said three lands adjoin each other, at Gintota.

53. The soil and trees of  $\frac{1}{3}$  part of the lot No. 14 of Maradanekurunduwatta, at Gintota.

54. One-half part of the 7 cubits house lying adjoining the 13 cubits house towards the southern direction of it, standing on the lot No. 1 of the garden called Sominetottamwatta, at Gintota.

55. The soil and trees of  $\frac{1}{2}$  part from  $\frac{2}{11}$ ,  $\frac{1}{10}$ ,  $\frac{1}{11}$ ,  $\frac{1}{9}$ , of  $\frac{1}{12}$  and  $\frac{1}{2}$  of  $\frac{1}{2}$  part being the planter's share of 12-jak trees of the garden called Bachchedarawatta *alias* Gamagewatta, at Gintota.

On Tuesday, February 15, 1898, at 2 P.M.

56. Half of  $\frac{1}{17}$  part of the soil and trees of the garden called Paragahawatta-addaraowita, at Welipitmodera.

57. The soil and trees of  $\frac{1}{2}$  part of the twenty-first part,  $\frac{1}{3}$  of  $\frac{1}{25}$ , and of the  $\frac{1}{3}$ , being the planter's share of the third plantation of the garden called Paragahawatta, together with  $\frac{1}{2}$  part out of  $\frac{1}{2}$  part, exclusive of planter's share of two  $\frac{1}{2}$  portions of this Paragahawatta, at Welipitmodara.

58. All the soil and fruit trees of the lot No. 3 of the garden called Ampitiyawatta, with the 9 cubits tiled house, and also the newly-constructed house of 13 cubits thereon, at Welipitmodara.

59. All that entire soil and trees of the lot No. 1 of the land called Maradanekurunduwatta and the 15 cubits tiled house standing thereon, at Gintota.

60. All that  $\frac{1}{2}$  part of the entire soil and trees, exclusive of the planter's share of the second plantation of the portion of the land wherein Isuwa Umma resided, equivalent to  $\frac{1}{2}$  of  $\frac{1}{4}$  of the land Awariawatta and the planter's share of the second plantation of the said portion of the land, at Gintota.

61. All that entire soil and trees, exclusive of the planter's share of the divided  $\frac{1}{2}$  part of lot No. 2 of the land Welawatta, at Gintota.

62. All the  $\frac{1}{17}$ ,  $\frac{1}{18}$  parts of the soil and trees of the land Kongahawatta and of the adjoining Pathanekumbura to the east of the said land of the extent of about 12 kurunies of paddy, at Gintota.

On Wednesday, February 16, 1898, at 2 P.M.

63. All those five adjoining allotments called Pinwatta, Mahawatta-addara Elabodawatta, Dangarawatta *alias* Weliwatta, Godandawatta, and Kotchipitigewatta, together with all the plantations standing thereon, exclusive of an undivided  $\frac{1}{4}$  from Kotchipitigewatta, at Dadalla.

64. The soil and trees of  $\frac{2}{3}$ ,  $\frac{1}{10}$ , and  $\frac{2}{3}$  of  $\frac{1}{4}$  parts of the garden called Bogahawatta *alias* Pelawatta, at Dadalla.

65. The soil and trees of  $\frac{1}{2}$  part of lot No. 1 of the garden called Ampitiyawatta, exclusive of the planter's share thereof, at Dadalla.

66. An undivided  $\frac{1}{2}$  of  $\frac{1}{2}$  part of all that garden called Godandawatta, with the plantation thereon, at Dadallagoda, in extent about 2 acres.

67. An undivided  $\frac{2}{3}$  part of the garden called Polkoratuwawatta, with the plantation thereon, in extent about 1 acre, at Dadallagoda.

68. An undivided  $\frac{1}{2}$  of  $\frac{1}{2}$  part of the garden called Erabadugahawatta *alias* Delgahawatta, with the plantation thereon, about 1 acre in extent, at Dadallagoda.

69. All the soil and trees of  $\frac{1}{2}$  part of the garden called Udawatta *alias* Ilangahawatta, otherwise called Kalupahana Mahawatta, in extent 4 acres 1 rood 56 perches, at Wataraka.

70. The soil and trees of  $\frac{1}{11}$  part of  $\frac{1}{11}$ ,  $\frac{1}{10}$ ,  $\frac{1}{10}$ , and  $\frac{1}{10}$  parts of the garden called Welallagodawatta, at Ukwatta.

On Thursday, February 17, 1898, at 2 P.M.

71. The soil and trees of  $\frac{1}{13\frac{1}{2}}$  part of the garden called Udagedarawatta *alias* Jayalagewatta, at Ukwatta.

72. The field called Gerietavelakumbura and the two adjoining owita lands of the extent of 28 kurunies of paddy, exclusive of the kadjan thatched house or boutique and the soil on which it stands, at Ukwatta.

73. An undivided  $\frac{1}{2}$  part of all the soil and trees of the garden called Ela-addarawatta, in extent 2 roods, together with an undivided  $\frac{1}{2}$  part of the six stone-built tiled houses, whitewashed boutiques, adjoining each other, bearing assessment Nos. 220, 221, 222, 223, 224, and 225 thereon, at Kumbalwela.

74. All those two portions of land called Bakarawatta *alias* Tasmakaragewatta and the house standing thereon, at Kumbalwela.

75. An undivided  $\frac{1}{2}$  part, leaving planter's share of the second plantation, an undivided  $\frac{1}{10}$  parts of the soil and other trees of the defined lot of the garden called Mahawatta *alias* Semberigewatta, in extent 1 acre 2 roods 32-2 perches, at Hapugala.

This writ is issued to levy a sum of Rs. 6,564-74 $\frac{1}{2}$ , with interest on Rs. 6,404-12 at 9 per cent. per annum from June 16, 1896, till payment in full, less a sum of Rs. 1,416 recovered.

C. T. LEEMBRUGGEN,  
for Fiscal.

Fiscal's Office,  
Galle, December 22, 1897.

In the District Court of Galle.

R. M. A. N. Suppramanian Chetty, of Galle.....Plaintiff.  
No. 4,588. Vs.

Leisanona Samaradiwakara, widow of the late  
Abensu de Silva Wickramasinhe Guna-  
sekera, Vidane Arachchi, deceased, and  
others.....Defendants.

NOTICE is hereby given that on Saturday, January 22, 1898, at 2 o'clock in the afternoon, will be sold by public auction at the spot the right, title, and interest of the said defendants in the following property, viz. :—

1. An undivided half part of the field called Potuwilakumbura, which whole is in extent 2 acres 2 roods and 17.95 perches, situate at Yatagama.

2. Undivided half part of all the trees and soil of the garden Dingirigewatta *alias* Godaudawatta, situate at Talpe.

3. Undivided  $\frac{1}{2}$  part of 20 kurunies extent of paddy of the field Wellalagewatta-addara *alias* Pattigewatta addarakumbura, situate at Talpe.

4. Undivided half part of 24 kurunies extent of paddy of the field Welamedakumbura, situate at Talpe.

5. All the trees and soil of the undivided half part, excluding the planter's half share of the new plantation of the garden Benela-addaraowita *alias* Elabodawatta, situate at Yatagama.

6. Undivided half part of 5-32 of three-fourths part of Goroppewatta, situate at Yatagama.

On Wednesday, January 26, 1898, at 2 o'clock in the afternoon :—

7. Undivided half part of Higgahakumbura, which is whole in extent 1 rood and 20 perches, situate at Kalehe.

8. All the soil and trees of the undivided half part of Kalehegodawatta, situate at Kalehe.

9. Undivided half part of 10 kurunies extent of paddy of the field Berawagodakumbura, situate at Kalehe.

10. Undivided half part out of 17 kurunies extent of paddy of the field Lebbegekumbura, situate at Kalehe.

11. Undivided half part out of 7 kurunies extent of paddy of the field Rallayekumbura, situate at Kalehe.

12. Undivided half part of all the trees and soil excluding the planter's share of the garden Ankokkawalawatta, which is whole in extent 3 roods and 18 perches, situate at Panagamuwa.

On Friday, January 28, 1898, at 3 o'clock in the afternoon :—

13. All that undivided half part of a divided half part of Ulugedarawatta, whole in extent 3 roods and 39 perches, situate at Dangedara.

14. 1-14 share of the house and premises bearing No. 86, situate at Dangedara street, Galle.

This writ is issued to levy a sum of Rs. 948, with interest on Rs. 853.50 at 9 per cent. per annum from January 13, 1897.

Fiscal's Office,  
Galle, December 22, 1897.

C. T. LEEBRUGGEN,  
for Fiscal.