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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 ...	—	Lists of Jurors and Assessors ...	—
Draft Ordinances ...	105	Notices in Testamentary Actions ...	111
Notices from Supreme Court Registry ...	—	Notices in Insolvency Cases ...	110
Notices from Council of Legal Education ...	—	Notices of Fiscals' Sales ...	111
Notifications of Criminal Sessions of Supreme Court ...	—	Notices from District and Minor Courts ...	115

DRAFT ORDINANCES.

MINUTE.

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

An Ordinance relating to the Branding, Sale, and Transfer of Cattle.

Preamble.

WHEREAS it is expedient to make provision for the branding, sale, and transfer of cattle : Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :

Short title.

1 This Ordinance may be cited as " The Cattle Ordinance, 189 . "

Definition of cattle.

2 In this Ordinance " cattle " shall mean bulls, cows, bullocks, buffaloes, heifers, steers, and calves.

Repealing clause.

3 (1) Sub-section 6 of section 6 of Ordinance No. 24 of 1889, and section 20 of Ordinance No. 9 of 1893, are hereby repealed, but this repeal shall not affect the past operation of those enactments or of any rules made thereunder, or the validity or invalidity of anything done or suffered under those enactments before the passing hereof, or interfere with the institution or prosecution of any proceeding in respect of any offence committed or any penalty incurred against or under the said enactments or either of them.

(2) Notwithstanding this repeal, every rule made or purporting to be made under the repealed sub-section 6 of section 6 of Ordinance No. 24 of 1889 shall continue and be in force within the subdivision for which such rule purports to be made, until one or more regulations made under this Ordinance have been published and brought into operation within such subdivision, and any contravention or breach of any such rule, of which any person is guilty after the passing of this Ordinance, may be punished in like manner and by the same courts and tribunals as if it were a contravention or breach of a rule made under this Ordinance.

Power to make regulations.

4 The Governor may, with the advice of the Executive Council, from time to time make, and when made revoke or vary such regulations as may seem necessary or expedient for the sale or removal of cattle, for the registration, branding, and castration of cattle, and for the prevention of cattle stealing and for the issue of cattle vouchers.

Matters in respect of which regulations may be made.

5 The regulations made under the last preceding section may provide amongst other things :

- (1) For prohibiting the sale or transfer of cattle except upon a voucher in the Form B in the schedule hereto, certified by an officer appointed for the purpose ;
- (2) For filling the duplicate of vouchers issued by any officer appointed under the provisions of this Ordinance ;
- (3) For prohibiting the removal of cattle for agricultural, tending, milking, or grazing purposes, or for use in a tavalam, except upon a permit in the Form C in the schedule hereto ;
- (4) For the issue of vouchers in the Form B and of permits in the Form C in the schedule hereto and for the custody of registers of cattle branded ;
- (5) For prohibiting the alteration of or addition to, defacement, or destruction of any voucher or permit ;
- (6) For prohibiting the possession by any person of any voucher or permit for the removal of cattle, unless such person have in his possession a head of cattle corresponding to such voucher or certificate of removal ;
- (7) For prescribing the circumstances under which a voucher or permit may be dispensed with ;
- (8) For prescribing the additional facts to be inserted in a permit when a head of cattle is removed to be tended for share ;
- (9) For prescribing the circumstances under which an owner of cattle not holding a voucher may obtain a voucher after proof of title ;
- (10) For the grouping together of two or more villages or groups of villages into a district for the purpose of branding cattle, to be called "branding district" ;
- (11) For the fixing of a communal brandmark for each branding district ;
- (12) For fixing the place or places in each branding district where cattle shall be brought to be branded in each branding district ;
- (13) For fixing the days in each quarter of the year in which cattle may be branded in each branding district ;
- (14) For prohibiting the branding of cattle in any branding district except at the place or places and on the days fixed for the branding of cattle in such district ;
- (15) For requiring notice of such places and dates being given in such district by beat of tom-tom ;
- (16) For compelling owners of cattle within such district to produce all unbranded cattle which by the regulations are required to be branded, and which are above the age of eighteen months, at the places and on the dates fixed for the branding of cattle ;

- (17) For requiring the presence of each village headman within a branding district at the place fixed for the branding of the cattle of his village on each of the days fixed for branding ;
- (18) For prohibiting the branding of cattle from any village except in the presence of the headman of such village ;
- (19) For prohibiting the branding of cattle owned by the headman of any village except in the presence of a headman of an adjoining village ;
- (20) For compelling the officer authorized to brand cattle to satisfy himself before branding a calf that such calf is the produce of the dam produced ;
- (21) For compelling each branding officer to keep a register in the Form A in the schedule hereto of all cattle branded by him, and to insert in such register a description of each animal branded ;
- (22) For prohibiting the altering, defacing, or adding to of any brand or the re-branding of any head of cattle without the special permission in writing of the president of the gansabhawa, the chairman of the village council, or the police magistrate having jurisdiction over the place where the animal is kept ;
- (23) For prescribing the circumstances under which branding by caste marks and for sickness may be effected ;
- (24) For authorizing and requiring the seizure by the police and headmen, and the production before the chairman of the village council for the district, or if there is no village council before the police magistrate, of all stray cattle, cattle not branded in conformity with the regulations, cattle for which proper certificates cannot be produced, or cattle bearing altered or defaced brands, and for authorizing the sale of such cattle when there is no claimant, or when the chairman or magistrate is not satisfied that they are not the lawful property of the claimant ;
- (25) For the transmission of the duplicates of cattle vouchers, and register of cattle branded to the government agent or assistant government agent of the district in which the vouchers or registers were written ;
- (26) For prohibiting the possession by any unauthorized person of brands similar to those used for communal branding ;
- (27) For fixing the fees to be paid for the issue of vouchers and permits, and for the branding of cattle, the registering of cattle, and the issue of a copy of an entry in a branding register.

Provided always that nothing in this section contained shall in any way restrain or be construed to restrain the generality of the powers conferred on the Governor, with the advice of the Executive Council, by the last preceding section ; but such powers shall extend to all matters, whether similar or not to those in this section mentioned, as to which it may be expedient to make regulations for the better carrying into effect of the objects of this Ordinance.

Regulations to
be published.

6 (1) All regulations made under the provisions of the two preceding sections shall be published by Proclamation in the *Government Gazette*, and the Governor, with the advice of the Executive Council, may by such Proclamation limit the area within which such regulations shall be in force in any revenue province, revenue district, revenue division, or smaller area the limits of which shall respectively be set out in the Proclamation, and such regulations when proclaimed shall have the same force as if they had been enacted in this Ordinance.

(2) All regulations made under this Ordinance shall be laid before the Legislative Council at the next sitting of

Form B.

CATTLE VOUCHER.

No. ——— (In foil and counterfoil.)* ——— District.

Issued to ——— on the ——— day of ———, 18 —.

1. Description of animal :—
1 Colour, 2 Age, 3 Kind, 4 Sex, 5 Peculiarity, 6 Brandmarks ...
2. The name and the residence of the seller or donor ...
3. The name and residence of the person receiving ...
4. Whether the animal was born in the fold of the seller or donor ; if not, how acquired ...
5. Description of previous vouchers, if any ...
6. The village where the animal was kept before the transfer ...
7. The place to which it is to be removed ...
8. The date of this voucher, and the place where it is executed ...
9. Signature of the seller or donor ...
10. Signature of the person receiving ...
11. Signature and name of attesting headman ...
12. Names and signatures of the two witnesses ...

N.B.—No subsequent sale of the animal referred to herein shall be the subject of endorsement on this certificate, but such sale must be on a fresh certificate, to the counterfoil of which all former certificates must be attached.

* Original to be delivered to the purchaser ; duplicate to be given to the Kachcheri.

Form C.

PERMIT for Removal of Cattle for Agricultural, Tending, or Grazing Purposes.

No. ——— [Obverse.]

Issued to ——— on the ——— day of ———, 18 —.

1. Description of animal :—
1 Colour, 2 Age, 3 Kind, 4 Sex, 5 Peculiarity, 6 Brandmarks ...
2. Name and residence of driver ...
3. Name and residence of owner ...
4. Owner's title (briefly) ...
5. The village from which the animal is being taken ...
6. The village to which the animal is being taken ...
7. Purpose for which the animal is being removed ...
8. Date and place of issue ...
9. Signature of owner ...
10. Signature of driver ...
11. Signature of headman ...

This permit will only be of force as an authority for removal for a space of one week from the date of granting.

[Reverse.]

VOUCHER give by the Village Headman or Arachchi of the Peruwa for removal of Cattle for the purpose of Tending.

[When cattle are given for the purpose of tending, this side of the voucher should be written and completely filled up ; if not it should be left blank.]

I, ———, do hereby give over on this day the animal referred to in this voucher to ———, for ——— subject to the following conditions :—

This cattle voucher should be kept with the person receiving the cattle, and it should be returned to the owner when the animal referred to in the voucher is returned. When the animal is to be returned to the owner, the Arachchi of the division in which the person who tends resides should authorize the removal of the animal on this voucher itself as hereinunder prescribed.

I, ———, of ——— peruwa, do hereby certify that I have authorized ———, to remove and deliver over to the owner the animal undertaken by him to tend, together with its offsprings, bearing the following brandmarks :—

By His Excellency's command,

Colonial Secretary's Office,
Colombo, February 23, 1898.

E. NOEL WALKER,
Colonial Secretary.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 1,878. In the matter of the insolvency of Kai Lebbe Markar, of New Moor 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 March 24, 1898, to grant a certificate of conformity to the said insolvent.

By order of court,
A. SANTIAGO,
Acting Secretary.

Colombo, February 25, 1898.

No. 1,879. In the matter of the insolvency of Marikar Abdul Majeed, of Old Moor 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 March 24, 1898, to grant a certificate of conformity to the said insolvent.

By order of court,
A. SANTIAGO,
Acting Secretary.

Colombo, February 25, 1898.

No. 1,904. In the matter of the insolvency of Arthur Mildmay Gepp, of Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on March 31, 1898, to grant a certificate of conformity to the said insolvent.

By order of court,
A. SANTIAGO,
Acting Secretary.

Colombo, February 25, 1898.

No. 1,926. In the matter of the insolvency of Vincent Neydorff, of Pettah, 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 March 24, 1898, to grant a certificate of conformity to the said insolvent.

By order of court,
A. SANTIAGO,
Acting Secretary.

Colombo, February 25, 1898.

In the District Court of Kandy.

No. 1,364. In the matter of the insolvency of M. W. A. Dharmawardana, of Kandy.

NOTICE is hereby given that a certificate of the second class was awarded to the insolvent above-named on February 28, 1898.

By order of court,
A. SANTIAGO,
* Secretary.

Kandy, March 2, 1898.

No. 1,379. In the matter of the insolvency of Ena Jalaludeen.

NOTICE is hereby given that a certificate as of the first class was on February 24, 1898, awarded to the above-named insolvent.

By order of court,
W. M. DE SILVA,
Acting Secretary.

Kandy, February 25, 1898.

No. 1,389. In the matter of the insolvency of C. A. Frugtneit, of Kandy.

NOTICE is hereby given that a certificate of the third class was awarded to the insolvent above-named on February 28, 1898.

By order of court,
A. SANTIAGO,
Secretary.

Kandy, March 2, 1898.

No. 1,390. In the matter of the insolvency of F. C. Theobald, of Kandy.

NOTICE is hereby given that a certificate as of the first class was on February 24, 1898, awarded to the above-named insolvent.

By order of court,
W. M. DE SILVA,
Acting Secretary.

Kandy, February 25, 1898.

No. 1,397. In the matter of the insolvency of Seena Eena Ahamado Ally, of Pussellawa.

WHEREAS the above-named Seena Eena Ahamado Ally, of Pussellawa, was on February 18, 1898, adjudged insolvent by the District Court of Kandy, 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 March 25 and April 15, 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,
W. M. DE SILVA,
Acting Secretary.

Kandy, February 25, 1898.

In the District Court of Badulla.

No. 87. In the matter of the insolvency of Gardiye Hewage Diyonis Silva, of Namanakuli.

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 Monday, March 28, 1898, for the allowance to the above-named insolvent of his certificate of conformity.

By order of court,
R. SOLOMONS,
Secretary.

Badulla, February 28, 1898.

In the District Court of Kegalla.

No. 23. In the matter of the insolvency of John William Bamforth, of Kelani estate, Yatiyantota.

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 March 12, 1898, to audit the accounts of the assignee and to declare a dividend.

By order of court,
WM. DE SILVA,
Secretary.

Kegalla, February 25, 1898. *

No. 23. In the matter of the insolvency of John William Bamforth, of Kelani estate, Yatiyantota.

NOTICE is hereby given that a public sitting of this court will take place on March 19, 1898, at 10 o'clock A.M., for the allowance to the above-named insolvent of his certificate of conformity, in terms of the 124th clause of the Ordinance No. 7 of 1853.

By order of court,
WM. DE SILVA,
Secretary.

Kegalla, February 24, 1898.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Kurunegala.

Order Nisi declaring Will proved.

Testamentary } In the Matter of the Estate of the late
Jurisdiction. } Wadanasinghe Mudiyansele Ukku
No. 595. } Naide, deceased, of Otuwela.

Wadanasinghe Mudiyansele Alangappu,
Vel-vidane of Otuwela.....Petitioner.

And

1, Wadanasinghe Mudiyansele Kandappu;
2, Wadanasinghe Mudiyansele Sima,
of Mahagalboda Egoda korale.....Respondents.

THIS matter coming on for disposal before Hardinge Hay Cameron, Esq., District Judge, Kurunegala, on the 14th day of February, 1898, in the presence of Mr. Markus, Proctor, on the part of the petitioner; and the affidavit of Wadanasinghe Mudiyansele Alangappu, Vel-vidane, the petition dated 9th February, 1898, having been read:—

It is ordered that the said Wadanasinghe Mudiyansele Alangappu, Vel-vidane, as brother-in-law of the deceased, is entitled to have letters of administration of his intestate estate issued to him accordingly, unless the above-named respondents shall, on or before the 14th day of March, 1898, show sufficient cause to the satisfaction of this court to the contrary.

H. HAY CAMERON,
District Judge.

The 14th February, 1898.

In the District Court of Jaffna.

Order Nisi.

Testamentary } In the Matter of the Estate of the late
Jurisdiction. } Chinnatankam, widow of Chitamparanather Velautar, of Neervely, deceased.
No. 884. }

Kachinathar Katirachar, of Neervely.....Petitioner.

And

1, Vallippillai, wife of Kachinathar Katirachar, of Neervely; 2, Chitamparappillai Tampiah and wife 3, Teymanaippillai; 4, Katirachar Kovintar; 5, Katirachar Vinachittampi; 6, Chuppar Tampar and wife 7, Chitamparam, all of Neervely.....Respondents.

THIS matter of the petition of the above-named petitioner Kachinathar Katirachar, of Neervely, praying for letters of administration to the estate of the above-named deceased Chinnatankam, widow of Chitamparanather Velautar, of Neervely, coming on for disposal before Samuel Houghton, Esq., District Judge, on the 24th day of January, 1898, in the presence of Mr. S. F. G. Carpenter, Proctor, on the part of the petitioner; and the affidavit of the petitioner, dated the 20th day of January, 1898, having been read: It is declared that the petitioner is the son-in-law 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 the 17th day of March, 1898, show sufficient cause to the satisfaction of this court to the contrary.

S. HAUGHTON,
District Judge.

This 24th day of January, 1898.

In the District Court of Negombo.

Order Nisi.

Testamentary } In the Matter of the Estate of Obina-
Jurisdiction. } muny Agoris de Silva Abeyasinha,
No. 317. } of Demanhandiya.

Walineththi Ana de Silva Hamine, of
Demanhandiya.....Petitioner.

Vs.

1, Obinamuny Ango Hami, of Balapitiya in Wellabada pattu, Galle District; 2, Kalumith Alpina Hami, of do.; 3, Kalumith Sopina Hami, of do.; 4, Kalumith Podi Sinno Silva, of Demanhandiya in Negombo; 5, Kalumith Heen Hami, of do.; 6, Kalumith Jandiris Silva, of Balapitiya in Galle District; 7, Kalumith Gabriel Silva, of do.; 8, Aggasiri Unnanse of the Maligakanda Temple, Colombo; 9, Obinamuny Sando Hami, of Kosgoda, Galle District; 10, Laththuahandy Robis Silva, of do.; 11, Sobanahandy Podi Hami, of do.; 12, Sobanahandy Allis Silva, of do.; 13, Sobanahandy Cornelis Silva, of do.; 14, Sobanahandy Sirinelis Silva, of do.; 15, Sobanahandy Baron Silva, of do.; 16, Obinamuny Leonoris Silva, of Miriswatta, Negombo; 17, Matimuny Andiris Silva, of Madowa in Wellabada pattu, Galle District; 18, Matimuny Fredrick Hami, of Ahungalla, Galle; 19, Matimuny Araneris Hami, of Madowa, Galle District.....Respondents.

THIS matter of the petition of Walineththi Ana de Silva Hamine, of Demanhandiya, praying for letters of administration to the estate of the above-named deceased, Obinamuny Agoris de Silva Abeyasinha, coming on for disposal before G. M. Fowler, Esq., District Judge, on the 31st day of January, 1898, in the presence of Mr. Rajapakse, Proctor, on the part of the petitioner; and the affidavit of the petitioner, dated the 5th January, 1898, having been read: It is declared that the petitioner, as the widow of the said intestate, is entitled to have letters of administration to the estate of the said intestate issued to her, unless the respondents or any other person shall, on or before the 22nd day of March, 1898, show sufficient cause to the satisfaction of this court to the contrary.

GEORGE M. FOWLER,
District Judge.

January 31, 1898.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

P. R. M. L. Panayappa Chetty, of Sea street
in Colombo Plaintiff.
No. 10,391/C. Vs.

P. de Soya, of Alutmawata Defendant.

NOTICE is hereby given that on Monday, March 28, 1898, at 4 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz:—

All that part of the house and ground, with the buildings thereon, bearing assessment No. 278, situated at Alutmawata in Colombo; and bounded on the north by the property of Mr. Simon de Silva, Mudaliyar, on the east by the road, on the south by the property of Aron Anthony, and on the west by the property of Simon de Silva, Mudaliyar; containing in extent 2 roods more or less.

Fiscal's Office,
Colombo, March 2, 1898.

J. S. DRIEBERG,
Deputy Fiscal.

In the District Court of Colombo.

Edward Gratian de Soya, of Alutmawata in Colombo Plaintiff.

No. 10,514/C. Vs.

Philip Siman de Soya Gunawickrama Abeyesena, of Alutmawata, Colombo.....Defendant.

NOTICE is hereby given that on Saturday, March 26, 1898, commencing at 11 o'clock in the forenoon, will be sold by public auction at the respective premises the following property, specially mortgaged and decreed to be sold by the decree entered in the above case, viz.:-

1. All that $\frac{1}{4}$ part of the garden with the buildings standing thereon, bearing assessment No. 28, situated at Goonswyke within the Municipality of Colombo; and bounded on the north-east by the other part of H. Abilinoe Soya, now the property of C. S. Anthony, on the south-east by the garden of Humanchy de Soya, now the property of R. Francina Fonseka, on the south-west by the other part of H. Bastian Soya, now the property of D. Raphial Perera and others, and on the north-west by the road; containing in extent 2 roods and $36\frac{3}{4}$ square perches.

2. All that part of a land called Ambegahawatta with the buildings standing thereon, bearing assessment No. 25, situated at Alutmawata in Colombo; and bounded on the north by the garden of Hanchy Soya, now a footpath, on the east by the field of Siman Appu, now the property of Simon Anthony and others, on the south by the garden of Robert Anthony, now of Frederick Soya, and on the west by the high road; containing in extent 2 roods and $3\frac{3}{8}$ square perches more or less.

3. A defined portion of land from and out of the paddy field called Bakmighakumbura, situated at Madampitiya within the Municipality of Colombo, bearing assessment No. 1; which defined portion is bounded on the north-east and south-east by the other remaining part of this paddy field belonging to Ettige Joseph Silva, on the south-west and south by the paddy field of Mr. P. S. de Soya, and on the north-west by the garden of Mr. P. S. de Soya; containing in extent $24\frac{3}{16}$ square perches.

3a. All that owita ground No. 1, situated in Alutmawata within the Municipality of Colombo; bounded on the north by the property of Ettige Juan Silva, on the south-east by the property of Cornelis de Waas, Arachchi, on the south-west by the property of Hondemuni Abilinoe de Soya, Annavi, and on the north-west by the property of Conganige Hendrick Anthony, containing in extent 1 rood and 6 square perches, which said two portions of land now form one property; and bounded on the north-east by the field of Ettige John Silva, on the south-east also by the field belonging to Ettige John Silva, on the south-west by the property of F. de Soya, Mudaliyar, and others, and on the north-west by the property of Balasia Soya and others.

4. All that undivided $\frac{1}{3}$ share of a part of a garden called Kadurugahawatta, together with the buildings standing thereon, bearing assessment No. 30, situated at Alutmawata within the Municipality of Colombo; which entire portion is bounded on the north-east by the high road, on the south-east by a portion of this garden belonging to K. Johannes Markes Perera, now house No. 31 belonging to Davith Singho, on the south-west by the field belonging to the estate of the late K. Markus Mendis, now of A. L. A. Seneviratne, on the north-west by land belonging to W. Manuel Silva, now house No. 32 belonging to Harmanis Peiris; containing in extent 1 rood and 34 square perches more or less.

On the same day at 2 P.M.

5. All that part of the garden, bearing assessment No. 6, situated at Madampitiya within the Municipality of Colombo; bounded on the north-east by the property of Adrian de Soya, now the property of Ettige Joseph Silva, on the south-east by the paddy field of Cornis Mendis, now a high road, on the south-west by the other part of this land belonging to Pedroe Soya, now the property of L. de Soya, and on the north-west by a portion of this land, now the property of R. Francina

Fonseka; containing in extent, exclusive of the portion taken to Government for the road, 1 rood and $3\frac{1}{8}$ square perches more or less.

On the same day at 3 P.M.

6. All that garden and the buildings standing thereon, bearing assessment Nos. 15, 15a, 15b, and 15c, situated at Mutwal within the Municipality of Colombo; and bounded on the north-east by the garden of Nicholas Dias Kangan, now of Manawalage Siman Perera, on the south-west by the garden of Juanis Arachchi, now of David Alwis, on the south-east by the high road leading to Passbetal, and on the north-west by the garden of the late Mr. Henry Augustus Marshall, now belonging to John Armitage, and now the property of Christian Brothers; containing in extent 2 square roods and $11\frac{3}{8}$ square perches more or less.

Fiscal's Office,
Colombo, March 2, 1898.

J. S. DRIEBERG,
Deputy Fiscal.

In the District Court of Colombo.

The Hon. Mr. Alexander de Alwis Seneviratna, of Colombo... Plaintiff.

No. 10,959/C. Vs.

1, Kasie Lebbe Marikkar Abdul Rahiman;
2, Kasie Lebbe Marikar Mohamadu Nordeen, both of New Moor street in Colombo..Defendants.

NOTICE is hereby given that on Tuesday, March 29, 1898, at 4 o'clock in the afternoon, will be sold by public auction at the premises the following property, specially mortgaged and hypothecated to and with the plaintiff by the first defendant, and decreed to be sold by the decree entered in the above case, viz.:-

1. All that allotment of land marked A and the western portion of the allotment of land marked B, and coloured pink in the figure of survey, dated September 28, 1891, made by C. S. Schwallie, Surveyor, together with the buildings thereon, bearing assessment No. 47, towards Ferry street, and No. 8, towards Prince's gate, situated at New Bazaar, within the Municipality of Colombo; bounded on the north by the house No. 7 and Prince's gate, on the east by house No. 46 and the eastern portion of the said allotment of land marked B, on the south by the Ferry street, and on the west by the house No. 48 of Samsy Lebbe, containing in extent 12 perches; and as a tertiary mortgage, subject to a primary mortgage, for Rs. 1,000 created by bond No. 3,557, dated December 19, 1895, and to secondary mortgage for Rs. 1,250 created by bond No. 3,578, dated February 21, 1896, both in favour of the plaintiff:—(1) All that piece of ground, with the buildings standing thereon, bearing assessment No. 46 and marked C, and coloured pink in the figure of survey, dated September 5, 1891, and made by C. Henry Leembruggen, Licensed Surveyor, situate at Ferry street, New Bazaar, within the Municipality of Colombo; bounded on the north by the premises bearing assessment No. 8 and marked B in the said figure of survey, on the south by the Ferry street, on the east by the house and No. 45, the property of Madar Marikkar Sitti Umma, now of Sofia Umma, and on the west by the premises bearing assessment No. 47, and marked A in the said figure of survey; containing in extent 5 perches. (2) All that eastern half of and from the premises bearing assessment No. 8, situate at Prince's gate, New Bazaar, within the Municipality, marked B in the said figure of survey, dated September 5, 1891, with the buildings standing thereon; which entire premises marked B are bounded on the north by house and ground No. 7, the property of S. D. Abdulla Allim Saibo, on the south by the premises Nos. 46 and 47 and marked C and A, respectively, in the said survey, on the east by the house and ground No. 45, the property of Madar Marikkar Sitti Umma, now of Sofia Umma, and on the west by the house and ground No. 48, the property of Samsy Lebbe Ahamadoe Lebbe; containing in extent 14 perches, and the right, title, and interest of the first defendant in and to the same.

Fiscal's Office,
Colombo, March 2, 1898.

J. S. DRIEBERG,
Deputy Fiscal.

In the Court of Requests of Pasyala.

Ana Suna Supprayen Chetty Plaintiff.
No. 248. Vs.

J. H. Loku Nona, of Banduragoda, widow and administratrix of the estate of Nanayakare Senerat Appuhamillage Sulanchy Appuhamy, of Banduragoda..... Defendant.

NOTICE is hereby given that on Monday, March 28, 1898, at 9 o'clock in the forenoon, will be sold by public auction at the respective premises the following properties, specially mortgaged with the plaintiff, and decreed bound and executable for the decree entered in the above case, viz. :—

1. A garden called Bogahawatta, situated at Banduragoda in the Yatigaha pattu of the Hapitigam korale; and bounded on the north by the garden of Charlis Appuhamy and others, east by the high road, south by the field, and west by the land of Hendrick Appuhamy; containing about 10 acres in extent.

2. The garden called Siyambalagahawatta, situated at Banduragoda aforesaid; bounded on the north by the high road, east by the land belonging to Hata, and south and west by the lands belonging to the debtor; containing about 3 acres in extent.

Deputy Fiscal's Office, LOUIS A. DASSENAIKE,
Mirigama, March 1, 1898. Deputy Fiscal.

Central Province.

In the District Court of Colombo.

K. Sinnayah Pulle Plaintiff.
No. C/10,363. Vs.

1. H. Charles Appoo, administrator of the estate and effects of H. Siman Appoo, Renter, of Matale, deceased; 2. H. Charles Appoo Defendants.

NOTICE is hereby given that on March 26, 1898, commencing at 12 o'clock noon, will be sold by public auction at the premises the following property of the defendants :—

1. Pulinguralagewatta *alias* Kundasalepolwatta of 87 acres in extent; bounded on the east by the garden and the ditch of Tikiri Kankaname's garden, on the south by Mahaweli-ganga, on the west by Kundasale Vihare's land, and on the north by the lands belonging to natives and the land belonging to Mr. Dunlop Boyd.

2. Dimbulgaha Aswedduma of 2 pelas and the adjoining high land of 2 acres 3 roods 26.50 perches; bounded on the east by Mahaweli-ganga and Tikiri Kankaname's land, on the south and west by Kundasalewatta, on the north by the ditch and the land belonging to Mr. Tytler.

3. Polwattakumbura of 5 pelas; bounded on the east, south, and on the north by Polwatta, and on the west by Henekankaname's land, situate at Kundasale in Lower Dumbura.

On March 28, 1898, commencing at 12 o'clock noon, at the premises, viz. :—

4. A piece of land of about 4 kurunies bearing No. 627, together with the tiled house bearing No. 628 and cattle shed standing thereon, excluding the two maduwas thatched with cadjans; bounded on the east by Trincomalee road, on the south by the wall of the house bearing No. 629 and the fence of the land belonging to the estate of the deceased D. S. Wickramasekera, on the west and north by the land belonging to the estate of the deceased Mr. Ferdinands.

5. The tiled house and ground bearing No. 91; bounded on the east and south by house wall and the fence of the garden belonging to the estate of the deceased Mr. Ferdinands, on the west by Trincomalee road, and on the north by the house bearing No. 92, wall of the water-closet, and the fence of the land belonging thereto.

6. An allotment of land and the tiled house bearing No. 94; bounded on the east by the land of Kottagoda Tamby's land, on the south by the wall of the house

bearing No. 93 and the limit of the land thereto belonging, on the west by Trincomalee road, and on the north by the wall of the house No. 95, belonging to the estate of the deceased Mr. Ferdinands.

7. The tiled house and ground bearing No. 154; bounded on the east by the fence of Habibu Umma's land, on the south by the wall of the house bearing No. 153 and the fence of the land thereto belonging, on the west by Trincomalee road, and on the north by the wall of the house bearing No. 155 and the fence of the land thereto belonging.

8. The two tiled houses and ground bearing Nos. 564 and 565; bounded on the east by the Trincomalee road, on the south by the wall of the house bearing No. 566 and the fence of the garden belonging to Noor Amith, Conductor, on the west by parapet wall, and on the north by the parapet wall of the mosque.

9. The house and ground bearing No. 559; bounded on the east by Trincomalee road, on the south by the wall of the house bearing No. 560, on the west by the parapet wall, and on the north by the wall of the house bearing No. 588 and the limit of the land thereto belonging.

10. An undivided half share of the tiled houses bearing Nos. 585, 586, 587, 588, 589, and 590, and the ground thereto attached, of about 6 acres in extent; bounded on the east by the Trincomalee road, on the south by the wall of the house No. 590 and the parapet wall, on the west by the King street, and on the north by the wall of the house bearing No. 584 and the parapet wall.

11. The houses bearing Nos. 159 and 160; bounded on the east by the wall of the house belonging to N. S. Coorey and the fence, on the south by the wall of the house bearing No. 158 and the fence, on the west by Trincomalee road, and on the north by the wall of the house belonging to N. S. Coorey, situate at Matale.

Amount of writ, Rs. 2,071.75.

R. W. BYRDE,
Fiscal's Office,
Kandy, March 2, 1898. Fiscal.

Southern Province.

In the District Court of Matara.

Samitchi de Silva Weerakon, Maha Vidane.....Plaintiff.
No. 1,845. Vs.

Don Hendrick de Silva Karunanaike,
Fiscal's Arachchi.....Defendant.

NOTICE is hereby given that on the following days, at 12 o'clock noon, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property, for the recovery of Rs. 4,272.60, viz. :—

On March 28, 1898, at Kapugama.

1. 1/7 of $\frac{1}{2}$ part of Gamagewatta, except the planter's half share of second plantation.
2. 1/12 part of Mahawatta.
3. 1/12 part of Pillekumbura, in extent 2 pelas.
4. The land Nagahakele.
5. The land Arahenakebella.
6. $\frac{1}{3}$ part of Kapuhenawatta.

On March 29, 1898, at Palle Aparekka.

7. 1/12 part of Medawatta.
8. The garden Pahalawatta.
9. 1/12 part of Gamaralagewatta.
10. 1/12 part of Babarendegeewatta.
11. 1/12 part of Pelakoratuwa.
12. $\frac{1}{2}$ of $\frac{1}{3}$ part of 2 pelas extent of the field Palle-pilamulakumbura.

On March 30, 1898, at Talalla.

13. 25/120 part of Ambagahawatta, except the planter's share thereof.
14. Nine kurunies extent of the field Ihalakumbura.
15. The garden Dangahawatta *alias* Mudianssegeewatta and the two tiled houses standing thereon.
16. 1/15 of 12 kurunies extent of the field Hawalakumbura.

17. Ten kurunies extent of the fields Medadeniya and Ihaladeniya.

18. The eastern portion of Kirigewatta.

19. The planter's $\frac{1}{3}$ share of Mirihegalawatta *alias* Uswellewatta planted by Hendrick de Silva.

20. The garden Yakoppuwewewa Para-addarawatta *alias* Pukketayahena.

21. Half part of the third plantation being the planter's share, and $\frac{1}{3}$ part of the soil and of the remaining plantation of Naidepadinchiwatta *alias* Gontinghagewatta.

D. A. GOONERATNE,
Deputy Fiscal.

Deputy Fiscal's Office,
Matara, February 24, 1898.

In the District Court of Matara.

Gamage Don Siman, Vel-vidane.....Plaintiff.
No. 2,003. Vs.

Siddi Arachchige Don Tiadoris de Silva and another..... Defendants.

NOTICE is hereby given that on the following days, at 12 o'clock noon, will be sold by public auction at the spot the right, title, and interest of the said defendants in the following property, for the recovery of Rs. 791-50, with legal interest from July 3, 1897, viz.:-

On March 28, 1898, at Godagama.

1. Half part of the garden Pelawatta.
2. The garden Palukongahawatta.
3. $\frac{3}{10}$ part of the garden Puwakwatta.
4. Half part of the garden Daluwatta.
5. The garden Pitakoratuwa.

On March 29, 1898, at Aturaliya.

6. $\frac{3}{10}$ part of the field Malnawila.
7. Half part of the field Arachchikumbura.
8. $\frac{1}{12}$ part of the garden Nallaperumagewatta.

On March 30, 1898, at Ketanwila.

9. Half part of the field Balapaula.
10. Five kurunies extent of the field Siyambalawa.
11. $\frac{7}{12}$ part of the land Godella.
12. Five kurunies extent of the field Dematana.
13. Sixteen kurunies extent of the field Dangahawala.
14. Two kurunies extent of Senadarawala.
15. Four kurunies extent of Bopitikumbura.
16. Two and a half kurunies extent of Elamaldeniya.
17. Two and a half kurunies extent of Olupeliya.
18. Five kurunies extent of Uggalpitiya.
19. Two and a half kurunies extent of Hunupala.
20. $\frac{1}{18}$ part of the garden Maddagodawatta.
21. $\frac{1}{9}$ part of the divided half share of Godawatta.
22. $\frac{1}{72}$ part of Heenpiliyawatta.
23. The field Uduwedanda, in extent 1 amunam.
24. Twenty-four kurunies extent of the field Elamaldeniya.

D. A. GOONERATNE,
Deputy Fiscal.

Deputy Fiscal's Office,
Matara, February 24, 1898.

Eastern Province.

In the District Court of Batticaloa.

1, E. N. Atherton and 2, E. B. Sortain,
of Batticaloa, executors of the last will and
testament of E. T. Atherton Substituted Plaintiffs.
No. 24,805. Vs.

1, Meerapulle Assen Candupody and 2,
Ahamado Lebbe Calander Lebepody,
Odiar of Eraur Defendants.

NOTICE is hereby given that on Saturday, March 26, 1898, at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, specially mortgaged with the plaintiffs and decreed to be sold, viz.:-

A land at Pankudavelly in Eraur pattu, lots Nos. 4,332 and 4,333; bounded on the north by land of A. Meera Levvepody Vanniah, south and west by Crown land, and east by land of M. Packiran Kandupody and others; in extent 16 acres 3 roods and 19 perches, with all rights.

T. SINNATAMBY,
Fiscal's Office,
Batticaloa, February 22, 1898. for Fiscal.

North-Western Province.

In the District Court of Chilaw.

Muttu Kuna Pana Meyappa Chetty, of
Madampe..... Plaintiff.
No. 1,649. Vs.

Don Alexander Jayasundara, of Madampe..... Defendant.

NOTICE is hereby given that on Saturday, April 2, 1898, at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz.:-

One-third share of the cocoanut trees and also another 100 cocoanut trees standing on the land called Kohombagahawatta belonging to the defendant upon two deeds of transfer Nos. 12,899 and 12,889, situate at Erattakulama in Yagam pattu, Chilaw District; which entire land is bounded on the north by gardens planted by Baba Vidane and others, east by the garden planted by Juanis Vidane, south by the gardens planted by Juanis Appu and Jusey, and on the west by the lands belonging to Mudalihami and Migel Muppurala and others.

Amount recoverable Rs. 458-39, with interest on Rs. 403-39 at 9 per cent. per annum from July 15, 1897, and poundage.

C. R. CUMBERLAND,
Deputy Fiscal's Office,
Chilaw, February 28, 1898. Deputy Fiscal.

NOTICE is hereby given that the sale notice published under District Court, Colombo, writ No. C/9,038, in the *Government Gazette* No. 5,532 of February 11, 1898, is withdrawn, and the following notice is substituted.

C. R. CUMBERLAND,
Deputy Fiscal's Office,
Chilaw, February 24, 1898. Deputy Fiscal.

In the District Court of Colombo.

The National Bank of India, Limited.....Plaintiffs.
No. C/9,038. Vs.

Cadiravelu Ramalingam, of Colombo,
administrator of the estate and effects
of Cadiravaloo Tambyah, of Colombo,
deceased Defendant.

NOTICE is hereby given that on Friday, March 18, 1898, at 1 o'clock in the afternoon, will be sold by public auction at the premises the following property, viz.:-

All that portion of land called Dambumukalana of 50 acres in extent, situate at Tabbowa in Medapalata, Chilaw District; bounded on the north by Crown forest, east by remaining portion of this land, south by a field claimed by the natives, and on the west by a footpath.

On Friday, March 18, 1898, at 3 P.M.

All that portion of land called Dambumukalana of 25 acres in extent, with all the buildings standing thereon, situate at Tabbowa aforesaid; bounded on the north by a portion of this land belonging to Don Velun Appuhamy, native doctor, east by another piece of land belonging to Migel Peris Appuhamy, south by the garden now belonging to Cadiravaloo Tambyah, and on the west by land belonging to the Crown; both which said allotments of land were specially mortgaged by the above-named

Cadiravaloo Tambyah with the plaintiffs by bond dated April 22, 1891, and are by the judgment entered in the above case declared specially bound and executable for the decree in favour of the plaintiffs on the footing of the aforesaid mortgage.

Amount recoverable Rs. 3,280.48, with interest on Rs. 3,255.07 at 9 per cent. per annum from February 5, 1898, and poundage.

C. R. CUMBERLAND,
Deputy Fiscal.

Deputy Fiscal's Office,
Chilaw, February 24, 1898.

In the District Court of Puttalam.

M. A. P. S. N. Avichcha Chetty.....Plaintiff.
No. 1,239. Vs.

Wadakku Markar Assen Ossen Ibrahim and
another.....Defendants.

NOTICE is hereby given that on Saturday, March 26, 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. :—

Two portions of land forming into one called Idivilunthatotam and Kadaiyanchenatotam, situate at Kottantiyu in Akkarai pattu; bounded on the north by the garden of S. Ismail Markar and others, east by the garden called Kadaiyanchenatotam belonging to S. Meera Tamby and others and kumbuk tree, south by footpath and boundary limit of Kattaikadu, and west by reservation for a footpath and the garden of S. P. Kurera Annavi.

E. T. NOYES,
Deputy Fiscal.

Deputy Fiscal's Office,
Puttalam, March 1, 1898.

Province of Sabaragamuwa.

In the District Court of Kegalla.

Talagahagamage Ran Etana, of Badullawala ... Plaintiff.
No. 926. Vs.

Kotuwilakankanamalage Marthelis Appu, of
Badullawala Defendant.

NOTICE is hereby given that on Friday, March 25, 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. Illagotuellawatta of 1½ acre in extent; and bounded on the east by gala and milla tree, west by high road, on

the south by Ekhi-oya, and on the north by Athannagalagawahena, situate at Urugala, with the four houses standing thereon.

2. An undivided half of Yakgalagewatta and kumbura of 12 acres in extent, with the four rooms, cattle shed, and three small rooms; and bounded on the east by road leading to the river and live fence, on the west by ela, on the south by Kelani-ganga, and on the north by high road, situate at Ingriyawatta.

3. An undivided half of Mahakumbarewatta of 3 acres in extent; and bounded on the east, west, south, and north by tea estate, situate at Ingriyawatta.

4. An undivided one-fourth of Monaranetupanahena of 15 amunams in extent; and bounded on the east by Maha-ela and tea estate, on the west by Athanagalagawahena and by Maha-ela, on the south by Ekhi-oya, and on the north by ela, situate at Urugala.

5. An undivided one-fourth of Dangallehena of 10 amunams in extent; and bounded on the east by Mahakumbura, on the west by Aliwatta tea estate and Maha-ela, on the south by Kelani-ganga and high road, and on the north by Iriyagaha-ela, situate at Urugala.

6. An undivided one-eighth of Batuwitagewatta of 1½ acre in extent; and bounded on the east by Galweta, on the west by Godakelle, on the south by Batuwitige-ela, and on the north by Galwetiya, situate at Pellelegama.

7. An undivided one-fourth of Baruwalayagewatta of 4 acres, situate at Pellelegama; and bounded on the east by Kelani-ganga, on the west by Galweta, on the south by live fence, and on the north by live fence, situate at Pellelegama.

8. An undivided one-fourth of Mahawatta of 10 acres in extent; and bounded on the east by Kelani-ganga, on the west by Godakelle and stone fence, on the north by agala, and on the south by Maha-arambe-agala, situate at Pellelegama.

9. An undivided one-fourth of Dangahawatta of 8 acres in extent; and bounded on the east by Galwetiya and live fence, on the west by Galwetiya and Henagastenna, on the north by Galwetiya, and on the south by Galwetiya, situate at Pellelegama.

10. An undivided one-fourth of Lenagalagewatta and Udawatta of 10 acres in extent; and bounded on the east by ela, on the west by Godakele, on the north by ela, and on the south by Maha-ela, situate at Pellelegama.

11. An undivided one-fourth of Alawattaowita of 15 lahas in extent; and bounded on the east by agala, on the west by ela, on the north by ela, and on the south by live fence, situate at Pellelegama.

12. An undivided one-fourth of Pillewewatta of 12 acres in extent; and bounded on the east by Galatula, on the west by ela, on the north by Kelani-ganga, and on the south by Kelani-ganga, situate at Pellelegama.

Writ issued to levy the sum of Rs. 1,662.

TIMOTHY F. ABAYAKOON,
Deputy Fiscal's Office, Deputy Fiscal.
Kegalla, March 1, 1898.

DISTRICT AND MINOR COURTS NOTICES.

NOTICE is hereby given that a suit has been instituted in the Court of Requests of Kandy by fifteen labourers of Giragama estate in Giragama against the proprietors thereof, under the Ordinance No. 13 of 1889, for the recovery of their wages amounting to Rs. 119.

CHAS. WICKRAMASINGHE,

Kandy, February 9, 1898. Chief Clerk.

IN terms of section 6 of Ordinance No. 12 of 1894, notice is hereby given that the following records of the Hatton Courts will, three months hence, be destroyed :—

1. All Justice of the Peace cases.
2. All inquest proceedings prior to 1884.

3. Non-summary inquiry cases over five years old.
4. Petitions, reports, cattle vouchers, &c. over five years old.
5. Records of summary trials over five years old.
6. Court of Requests cases over ten years old, exclusive of actions referring to lands, appeal cases, and mortgage decrees.

Any person interested in any record may personally or by proctor or by duly authenticated petition claim, upon good cause shown, that such record may not be destroyed.

H. R. FREEMAN,
Police Magistrate.
Police Court,
Hatton, February 24, 1898.