



Ceylon Government Gazette

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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	—	Notices in Testamentary Actions	142
Draft Ordinances	136	Notices in Insolvency Cases	135
Notices from Supreme Court Registry	—	Notices of Fiscals' Sales	143
Notices from Council of Legal Education	—	Notices from District and Minor Courts... ..	146
Notifications of Criminal Sessions of Supreme Court	—	List of Articled Clerks	—
Lists of Jurors and Assessors	—		

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 1,976. In the matter of the insolvency of
Hadji Marikar Omar Lebbe Marikar.

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 April 26, 1900, for proof of further claims.

By order of court,

Colombo, March 22, 1900. J. B. Misso,
Secretary.

No. 1,978. In the matter of the insolvency of
Mohottige Don Charles Perera.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place

135

at the sitting of this court on April 26, 1900, to consider the offer of a composition to the creditors.

By order of court,

Colombo, March 22, 1900. J. B. Misso,
Secretary.

In the District Court of Kandy.

No. 1,423. In the matter of the insolvency of
Gardiye Mahawatuge Daniel Silva,
of Nawalapitiya.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on May 4, 1900, to grant a certificate of conformity to the said insolvent.

By order of court,

Kandy, March 24, 1900. W. M. DE SILVA,
Acting Secretary.

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DRAFT ORDINANCES.

MINUTE.

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

Preamble.	An Ordinance to amend " The Local Boards' Ordinance, 1898."
Short title.	1 This Ordinance and the principal Ordinance shall be read as one, and may be cited collectively as "The Local Boards' Ordinances, 1898 and 1900."
Amendment of section 3.	2 For the definition of "board" in section 3 of the principal Ordinance the following definition shall be substituted, namely :
Board.	"Board" used with reference to any town shall mean the local board of health and improvement constituted under this or any repealed Ordinance.
Amendment of section 57.	3 For section 57 of the principal Ordinance the following section shall be substituted, namely :
Power to alter, amend, or cancel by-laws.	Every board may from time to time alter, amend, or repeal any by-law or all such by laws and substitute another or others therefor not inconsistent with the provisions of this Ordinance. No by-law or alteration, amendment, or repeal of or substitution for any by-law shall have effect until the same is confirmed by the Governor, with the advice of the Executive Council. Such by-laws, when so confirmed and published in the <i>Government Gazette</i> in the English, Sinhalese, and Tamil languages, respectively, shall be as valid and effectual as if they had been herein enacted.
Section 63 amended.	4 For section 63 of the principal Ordinance the following section shall be substituted, namely :
Duties of board to abate nuisances and cleanse and keep in repair streets, &c.	It shall be the duty of the board to abate all nuisances in the town, to cleanse and keep and maintain in proper cleanliness, order, and repair all public streets and bridges (except such as shall be exempted by the Governor under section 54), and all public wells and tanks within the limits of the town.
Amendment of Schedule D.	5 For Schedule D of the principal Ordinance Schedule D of this Ordinance shall be substituted.

SCHEDULE D.

BY-LAWS.

Time and Place of Meeting and Order to be observed thereat.

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|-----------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Time and place of meeting. | 1. The ordinary meetings of the Board shall be held on such days and at such time and place as the Board shall from time to time by resolution determine, provided that it shall be lawful for the Board to adjourn any meeting to any other day or hour. The resolution determining the time and place of the ordinary meetings shall be published for general information in the <i>Government Gazette</i> , and a copy thereof affixed at the office of the Board. |
| Precedence. | 2. For all purposes connected with the Board at its meetings the precedence and seniority of the members shall be regulated as follows :— |
| Chairman to preserve order. | (a) The <i>ex officio</i> Chairman. |
| Procedure at meetings. | (b) The members appointed by the Governor, in the order in which they have been gazetted. |
| | (c) The elected members, in the order of the priority of their elections. |
| | 3. The Chairman shall preserve order and decide on all disputed points of order. |
| | 4. As soon after the hour appointed for any meeting (whether ordinary or special) as a quorum shall assemble, the member entitled to |

- preside shall take the chair, and the Board shall proceed to business. Should a quorum not be present at the expiration of half an hour from the time appointed for the meeting, the meeting shall stand adjourned, if an ordinary meeting, to the day appointed for the next ordinary meeting, or if a special meeting *sine die*.
5. Any member desiring to ask a question or to make a motion, unless in the course of discussion or in case of emergency by special leave of the Board, shall give notice of such question or motion either at some previous meeting of the Board or by notice in writing at least four days before the day on which he intends to ask such question or make such motion.
6. Every member in giving such notice shall deliver to the secretary a copy of such question or motion.
7. All questions asked and motions made at a meeting shall be made in the order of the notices thereof, unless the Board shall unanimously decide otherwise.
8. A motion negatived at a meeting shall not be again made until after the expiration of at least three months, and no motion in any way contrary to one passed by the Board at a meeting shall be entertained until after the expiration of the same period.
9. Any member presenting a petition or other communication will be held responsible for its contents being throughout respectful, and no document shall be laid before the Board unless the name and address of the drawer be legibly recorded on it.
10. When a petition or other communication is presented the purport thereof shall be concisely stated, and on the motion of any member duly seconded the question shall be put whether or not the document shall be read.
11. The business of the ordinary meetings of the Board shall be conducted in the following order :—
- (a) The minutes of the former meeting shall be read and confirmed after being, if necessary, corrected.
 - (b) Memorials, petitions, or other communications addressed to the Board shall be laid before the meeting and orders made thereon.
 - (c) The other business shall be considered in the order set down in the order book hereinafter mentioned.
12. The secretary shall keep an order book in which shall be entered and numbered in succession the subjects to be brought under discussion at each meeting, and he shall serve on each member or leave at his residence two days at least before each meeting, a notice containing the order of the day copied from the order book.
13. He shall keep a book to be called the minute book, in which shall be minuted during each sitting in the order in which they occur the proceedings of the Board. And he shall keep another book to be called the journal, in which he shall cause all minutes of proceedings to be fairly transcribed, and such journal shall form the book required to be kept and to be signed by the Chairman and one member then present under section 23 of this Ordinance.
14. The secretary shall also keep and submit to the Board at every meeting a complaint book, and he shall provide that this book shall be accessible to the public at his office between the hours of 11 A.M. and 4 P.M. on every week day, excepting Saturday and holidays, and excepting also on such days as the Board may sit. Every inhabitant of the town shall have access to this book on his furnishing the secretary with his correct name and address.
15. The secretary shall at each sitting of the Board lay on the table all reports made to the Chairman by the inspector and other officers of the Board, and notes of any action taken thereon by the Chairman since the last previous meeting of the Board.
- Sanitation and General Conservancy.*
16. Every owner or occupier of any house, garden, building, or land within the town shall keep such house, garden, building, or land surrounded with a wall or good fence of not less than 4 ft. in height from the level of the ground. If such premises are fenced with cadjans, olas, or similar materials, the owner or occupier of such premises shall keep an open space of at least 2 ft. between the surface of the ground and the bottom of the fence, and no stick fence used as a fence for such premises shall exceed 6 ft. in height.
17. All owners, tenants, or occupiers of lands wherever situated within the limits of the Local Board shall be required to keep the same clean and free from all rank and noisome vegetation, as well as from all refuse and rubbish.
18. No person shall keep, for the purpose of hiring or renting out the same, any cattle shed or halting-place for cattle within the limits of the town without a permit from the Board. Such permit may impose such conditions as the Chairman shall consider necessary for the preservation of public health; and the person keeping such cattle

- Gala to be cleared out.
Floors to be sloped and drained.
Refuse and manure to be removed.
Rubbish to be removed by scavengers to be placed in boxes.
- shed or halting-place for cattle shall be bound to observe such conditions. Any permit issued under the by-laws shall be free of charge.
19. Every gala shall be thoroughly cleared out every morning before 7 A.M. and every evening before 6 P.M.
20. The floors of the gala shall be properly sloped and drained into a pit to be dug to receive the drainage at one side of the gala.
21. The refuse and manure shall be removed and heaped up in a place to be approved by the Chairman, near the gala, and removed elsewhere or burnt every week.
22. All householders or other persons who are desirous that the dust, ashes, sweepings, rubbish, or other refuse from their premises should be removed by the scavengers of the Board shall deposit the same in proper boxes or other receptacles on the edge of the road outside their respective dwellings or shops daily between the hours of 6 A.M. and 8 A.M.; and it shall not be lawful for any person to place or cause to be placed such dust, ashes, sweepings, rubbish, or refuse in any street unless the same shall be contained in boxes or other receptacles as aforesaid, or after the hours notified by the Board; and every such person shall remove such boxes or other like receptacles within the space of one hour after the same shall have been emptied by the scavengers.
- Establishment and Regulation of Public Markets.*
- Opening of public markets.
23. Whenever it shall be determined to establish a public market the Board shall give not less than ten days' notice of the time when the same will be opened, and such notice shall be published by beat of tom-tom.
- Sale of goods prohibited in any other place than the public market without license.
24. After any such public market shall have been established and opened, no person shall, without a license granted by the Board, publicly expose for sale any meat, poultry, fresh fish, fresh fruit, or vegetables in any place within the limits of the Local Board other than the public market.
- Form of license to sell elsewhere than in market.
25. All licenses referred to in the last section shall be in the form in the Schedule A annexed, and shall be in force for the period mentioned therein and no longer, which period shall not be more than twelve months or less than one month.
- Such licenses shall be paid for in advance at a rate not exceeding 50 cents for each month. Provided that it shall be lawful for the Board at any time to cancel any such license or licenses.
- Recovery of rents.
26. The several rents, tolls, and fees payable in respect of a public market shall be paid in advance from time to time on demand to the Board, or their lessee, or other person authorized by the Board or their lessee to receive the same.
- Recovery by distress.
27. If any person liable to the payment of any rent, toll, or fee authorized as aforesaid does not pay the same when demanded, the Board, or any person authorized by the Board to collect the same, may levy the same by seizure and sale of all or any of the articles in the market belonging to or in the possession or custody of the person liable to pay such toll, rent, or fee.
- Table of fees.
28. A table of the rents, tolls, and fees leviable at each market shall be printed in English, Sinhalese, and Tamil, and placed in a conspicuous place at each market, and it shall be unlawful for any person to demand or receive higher sums than those authorized by such notice.
- Payment of fees for stalls for which no monthly permits are issued.
29. All payments to be made in respect of any stall for which no monthly permit has been issued shall be paid daily to the officer authorized by the Board to collect the same.
- Occupation of stalls other than those assigned.
30. No person holding a permit to use a stall in the market shall occupy any stall other than the one assigned to him in his permit, and no person shall keep or expose for sale in any stall any article the keeping or sale of which therein shall have been prohibited by the Board by notice posted in the market.
- Fresh fish only to be sold in the fish market.
31. No person shall sell or expose for sale in any fish market or stall any provisions or things other than fresh fish.
- Fish, cooked food, &c., not to be sold in the vegetable market.
32. No person shall sell or expose for sale in any vegetable or fruit market or stall any meat or flesh or salted fish or cooked food or any articles other than fresh fruit and vegetables.
- Occupants not to enclose market or to have goods in it during the night.
33. No occupant of a stall shall enclose in any way any portion of a market or erect any awning or screen or fixture of any kind, nor shall he leave any goods in any market between the hours of 9 P.M. and 6 A.M., without having first obtained the sanction of the Chairman.
- Occupant to keep stall clean.
34. Every occupant of a stall or seat in any market shall keep such stall or seat clean and free from filth or rubbish.
- Persons with cutaneous diseases not to occupy a market.
35. No person affected with or suffering from any cutaneous, contagious, or infectious disease shall occupy any stall, seat, or place in any public market, or expose for sale thereat any provisions whatsoever.

Occupant to behave in an orderly manner.

Hours during which market shall be open.

Meat unfit for sale.

Market-keeper or lessee to preserve order within limits of the market.

Board may prohibit sale of certain fish or fruit.

Butchers not to keep any meat except in a public market.

Carts not to remain within market premises for a longer period than is necessary.

Dynamite prohibited.

Animal not to be allowed to graze on public land without permit.

Animal without license may be seized.

And sold if not claimed in ten days.

Board may let out grazing ground.

Animal seized to be pounded.

Charges for pound.

Places may be set apart for public bathing.

No person to bathe at public place not set apart.

Places for washing clothes, &c.

List of places set apart to be published.

36. All persons using or occupying any public market shall behave in an orderly manner, and shall not commit any nuisance in or about such market.

37. All public markets shall be open daily from 6 A.M. to 9 P.M., and it shall be the duty of the Board to make provision for the proper lighting of the market.

38. It shall be competent for an inspector of the Board to order the removal from a public market of any meat, fish, vegetable, or fruit certified by a competent medical officer to be unfit for sale, and to order its burial at the expense of the owner.

39. It shall be the duty of the market-keeper or of the lessee of the market to maintain order within the limits of the market, and every person who shall obstruct or resist any person appointed by the Board to superintend any public market, or to collect the rents, tolls, or fees, or to enforce order or cleanliness therein, whilst in the execution of his duty, shall be guilty of an offence.

40. Whenever it shall appear to the Board that the use or consumption by the public of any particular kind of fish is injurious, or that during the prevalence of any epidemic the use or consumption of any particular kind of fruit or vegetable is hurtful, it shall be lawful for the Board, by beat of tom-tom or other sufficient notice, to prohibit for such time as to the Board shall appear necessary the sale of any such fish, fruit, or vegetable in any market or other place within the limits of the Local Board, and after such notice to cause the same to be seized and destroyed in such manner as the Board or Chairman may direct.

41. No licensed butcher shall sell or keep for sale any meat or any portion of a slaughtered animal except in a public market and in the stall rented by him.

42. No cart or vehicle shall remain within any market premises for a longer period than is necessary for loading or unloading.

Fishing.

43. No person shall use dynamite or any poisonous substance for the purpose of taking fish within the limits of the Local Board.

Waste Lands.

44. No horses, cattle, sheep, goats, or swine shall be tethered or grazed upon any public ground vested in the Board without a license from the Chairman. Such license may be granted for a year or any shorter period at the discretion of the Chairman, and shall be subject to such fee as the Board shall from time to time appoint.

45. Any person thereto authorized in writing by the Chairman may seize any horse, sheep, goat, or other animal which he may find tethered or grazing without such license as aforesaid on any public ground within the town. No animal so seized shall be released except upon payment of a fee of one rupee and the charges leviable for pounding it in the pound, if it has been so impounded.

46. Any animal seized and not claimed within ten days may be sold by public auction.

47. The Board may farm or let out the public grazing grounds or any part thereof for any period not exceeding twelve months on such conditions as to the Board may seem fit.

48. All cattle, sheep, and goats straying on the public roads or paths within the town shall when seized be placed in the pound established by the Board for that purpose, and the following charges shall be paid before removal of any animal so impounded:—

For seizure	...	Re. 1 per head.
For occupation	...	25 cents per head for a day or part of a day.
For food, if supplied...	15 cents	do. do.

Public Bathing-places and places for Washing Clothes.

49. It shall be lawful for the Board, by resolution to be published in the *Government Gazette*, from time to time to set apart for public bathing such places as it may deem proper, and the hours during which they may be used.

50. No person shall resort to any other public place in the town for the purpose of bathing; and no person shall bathe at the places set apart except during the hours determined by the Board.

51. No person shall wash clothes or mats or other articles, or hang or spread them out to dry at any public place within the town except at such places as shall be set apart by the Board for the purpose.

52. A list of the places so set apart for public bathing and washing of clothes shall be published in the *Government Gazette*, and copies of the list affixed at the office of the Board.

No person suffering from cutaneous or contagious disease to bathe or wash clothes at such places or suffer animal to enter.

53. No person suffering from any cutaneous, infectious, or contagious disease shall bathe or wash clothes or any other articles in any place set apart as hereinbefore provided for bathing or washing clothes, and no person shall allow any animal belonging to him or under his control to enter or remain in or upon or drink at any such place.

Taxes on Carriages and Animals not plying for Hire.

Taxes on carriages.

54. (a) An annual tax shall be levied at the rates specified in the Schedule B on every carriage, cart, hackery, horse, bullock, pony, mule, and ass kept or used within the limits of the Local Board. Such tax shall be payable half-yearly in advance.

(b) To facilitate the recovery of such tax the occupier of every house within the town shall on or before the 15th December in each year furnish an officer thereunto authorized by the Board with a list in the form in the Schedule C annexed of every carriage, cart, hackery, horse, bullock, pony, mule, and ass kept in such house and the names of the owners thereof.

Dog Tax.

Tax when payable.

55. A tax of one rupee per annum, leviable half-yearly in two equal sums, shall be paid upon each dog kept or used within the Local Board limits.

Such tax shall be due on and after the 1st day of January and 1st day of July, respectively, and shall be paid in advance before the 1st day of February and 1st day of August for the half-year ending on the 30th day of June and 31st day of December, respectively.

Occupier of house to furnish list of dogs.

56. To facilitate the recovery of such tax the occupier of every house within the town shall, on or before December 15 in each year, furnish an officer thereunto authorized by the Board with a list, in the Schedule D annexed, of the dog or dogs kept in such houses, and the names of the owners thereof.

Board to provide collar.

57. On payment of the tax on any dog the Board shall, unless the owner provides his own collar to be stamped, furnish the owner with a stamped collar to be worn by such dog on payment of a fee of 37 cents.

Dogs without collar may be seized.

58. Any dog found in any street, thoroughfare, or public place without a collar duly stamped by the Board, or by any other Local Board, or by any municipality within the Island, may be seized by any officer of the Board or other person specially authorized in that behalf, and may if unclaimed, or if claimed and a sum of 50 cents, together with a charge of 6 cents per diem for every day during which such dog has been under seizure, be not forthwith paid by the claimant, be destroyed after the expiration of forty-eight hours after such seizure.

Notice to be given by person becoming possessed of a dog.

59. Every inhabitant within the Local Board limits becoming possessed of any dog or dogs after the furnishing of the list referred to in by-law 56 of this chapter shall furnish the officer of the Board mentioned in the said by-law with an additional list of such dog or dogs within one month after acquiring the same, and such dog or dogs shall become liable to the tax for the current year within fifteen days after the list required by this by-law becomes due.

By-laws relating to Waterworks in Local Boards where Waterworks have been provided.

How water to be drawn from standpipe.

60. Water shall not be drawn from the public standpipes otherwise than into a vessel or receptacle.

Standpipe not to be used for washing.

61. The public standpipes shall not be used for the purposes of bathing or washing of persons or animals or clothes or any other thing.

Handles not to be fixed.

62. No contrivance of any kind whatever shall be used for fixing the handles of the standpipes in order to secure a continuous flow of water.

Bathing or washing prohibited.

63. It shall not be lawful for any person to bathe, wash, or do any other act which may in any way pollute the water in the reservoir.

By-laws regarding Bakeries to apply to all Bakeries where Wheaten Bread is made.

Bakery to be ventilated.

64. Every bakery shall be well ventilated and well lighted, and the walls thereof plastered with lime mortar and whitewashed, the floor shall be cemented, and drainage provided to the satisfaction of the Board.

Bakery prohibited within 30 feet of cesspit.

65. No bakery shall be within 30 feet of any cesspit, latrine, or sewer, nor in a position where bad odours wafted therefrom shall reach it.

Bakery not to be a dwelling-place.

66. No place used as a bakery shall be used as a dwelling-place or for any other purpose whatsoever.

Utensils to be kept clean.

67. All utensils, furniture, and other requisites used in or belonging to a bakery shall be kept clean.

Flour to be good.

68. The flour, water, and other materials used in the manufacture of bread shall be good and wholesome.

Refuse to be removed.

69. All refuse and dirt in and about the premises of a bakery shall be removed without delay, and the drains well flushed.

Infected persons not to be employed.

70. No person suffering from any cutaneous, contagious, or infectious disease, or who has recently been in attendance on any such person, or who is unwashed or otherwise unclean, shall be employed in a bakery.

Local Board Inspectors may inspect bakery.

71. It shall be lawful for any Local Board inspector or other person authorized in writing by the Board at any time between sunrise and sunset to enter and inspect any bakery.

Weights and Measures.

Inspectors may inspect bakery.

72. It shall be lawful for any inspector or officer authorized in writing by the Board to take into his possession and test any weights or measures in use within the limits of the Local Board, and to seize any false weight or measure not in conformity with the standard weight or measure, and detain them subject to the order of the Board

SCHEDULE A.

Form of License.

_____ having paid is hereby licensed, by resolution of the Local Board of _____ passed on _____, to sell _____ at _____ from _____ to _____.

Chairman, Local Board.

SCHEDULE B (By-law 54 (a)).

	Rs.	c.
For every carriage	5 0
For every cart or hackery	2 0
For every horse, pony, or mule	2 50
For every bullock or ass	0 50

SCHEDULE C.—List of Carriages, &c. (By-law 54 (b)).

Street _____ House No. _____ Occupier's Name _____

No.	Description.								Name of Owner.
	Carriage.	Cart.	Hackery.	Horse.	Bullock.	Pony.	Mule.	Ass.	

SCHEDULE D.—List of Dogs (By-law 56).

Street _____ House No. _____ Occupier's Name _____

No.	Description.			Name of Owner.
	Breed.	Sex.	Colour.	

By His Excellency's command,

E. NOEL WALKER,
Colonial Secretary.

Colonial Secretary's Office,
Colombo, March 20, 1900.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary } In the Matter of the Estate of the
Jurisdiction. } late George Edward Poulter,
No. C 1,293. } deceased, of Veyangoda.

THIS matter coming on for disposal before F. R. Dias, Esq., Additional District Judge of Colombo, on the 22nd day of March, 1900, in the presence of Messrs. Alvis and Frins, Proctors, on the part of the petitioner George Henry Poulter, of Hakmana, Matara; and the affidavit of the said petitioner, dated 13th March, 1900, having been read: It is ordered that the petitioner aforesaid be declared entitled to have letters of administration to the estate of the deceased George Edward Poulter, of Veyangoda, as brother of the said deceased, issued to him, unless the respondents—1, Gerard John Poulter, of Kalutara; 2, Frederick William Poulter, of Hatton; 3, Kate Poulter, of Kollupitiya, Colombo; 4, Lilian Ida Hazel Werkmeister; 5, Betsy Anne Ellanor Werkmeister; 6, Lilian Lorenza Werkmeister, all of Kollupitiya, Colombo—shall, on or before the 19th day of April, 1900, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,
Additional District Judge.

The 22nd day of March, 1900.

In the District Court of Negombo.

Testamentary } In the Matter of the Goods and
Jurisdiction. } Chattels of Warnakulasuria Epoli-
No. 352. } lis Perera, of Murtane, deceased.

Warnakulasuria Leandro Perera, of
Murtane.....Petitioner.

Vs.

Warnakulasuria Engina Fernando,
Warnakulasuriya Peter, and Warnakulasuriya Gracian....Respondents.

THIS matter coming on for disposal before E. F. Hopkins, Esq., District Judge of Negombo, on the 27th day of September, 1898, in the presence of Mr. Willenburg, Proctor, on the part of the petitioner Warnakulasuria Leandro Perera, of Murtane; and the affidavit of the petitioner, dated 28th July, 1898, having been read: It is ordered that letters of administration to the estate of Warnakulasuria Epolis Perera, deceased, be issued to the petitioner, as brother of the deceased, unless the respondents above-named or any other person shall, on or before the 29th day of November, 1898, show sufficient cause to the satisfaction of this court to the contrary.

E. F. HOPKINS,
District Judge.

Dated 27th September, 1898.

Order Nisi extended to the 23rd April, 1900.

J. KOERTZ,
Acting District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary } In the Matter of the Estate of the
Jurisdiction. } late Hadjie Mahamad Bai, de-
No. 2,132. } ceased, of King street, Kandy.

THIS matter coming on for disposal before John Henricus de Saram, Esq., District Judge of Kandy, on the 15th day of March, 1900, in the presence of Messrs. Sproule & Sproule on the part of the petitioner Abdul Rahaman Bai, of No. 3, Dam street, Colombo; and the affidavit of the said petitioner, dated 13th March, 1900, having been read:

It is ordered that the petitioner Abdul Rahaman Bai be and he is hereby declared entitled to letters of administration to the estate of Hadjie Muhamed Bai, deceased, as the brother of the said deceased, unless any person shall, on or before the 6th day of April, 1900, show sufficient cause to the satisfaction of this court to the contrary.

J. H. DE SARAM,
District Judge.

March 15, 1900.

In the District Court of Matara.

No. 1,247. In the Matter of the Estate of
John Henry Ernst, late of Matara,
deceased.

Gerald Edward Keuneman, of Matara.....Petitioner.

Vs.

1, Rose Marion Ernst; 2, Arthur Henry Ernst; 3, Edward Noel Ernst; 4, Gerald Frank Ernst; 5, Hazel Alice Ernst; 6, Edna Marguerite Ernst, all of Matara.....Respondents.

THIS action coming on for disposal before W. E. Thorpe, Esq., District Judge of Matara, on the 17th day of March, 1900, on the motion of Mr. Gerald Edward Keuneman, of Matara, the petitioner, and the affidavit and petition of the said petitioner being read: It is ordered as follows, unless the respondents above-named shall show sufficient cause to the contrary on the 19th day of April, 1900; that is to say, that (a) Rose Marion Ernst, of Matara, be appointed guardian of the respondents (1) Arthur Henry Ernst, (2) Edward Noel Ernst, (3) Gerald Frank Ernst, (4) Hazel Alice Ernst, (5) Edna Marguerite Ernst, of Matara; (b) that the petitioner Gerald Edward Keuneman, of Matara, is entitled to letters of administration to the intestate estate of the late John Henry Ernst, of Matara, and that such letters be issued to him accordingly.

W. E. THORPE,
District Judge.

Matara, March 17, 1900.

In the District Court of Kegalla.

Order Nisi.

Testamentary Jurisdiction. }
No. 82. } In the Matter of the Intestate Estate of Nawaratnamudiyanselage Tikiri Banda, of Kiriwandeniya, deceased.

Alahakon Heratmudiyanselage Dingiri Banda, of NedawalaPetitioner.

Nawaratnamudiyanselage Punchi Mahatmaya, of Madawala Defendant.

THIS matter coming on for disposal before C. R. Cumberland, Esq., District Judge of Kegalla, on the 28th day of February, 1900, in the presence of

the petitioner ; and the affidavit of the said petitioner, dated the 27th day of February, 1900, having been read : It is ordered that the petitioner aforesaid be declared entitled to have letters of administration to the intestate estate of the deceased Nawaratnamudiyanselage Tikiri Banda, of Kiriwandeniya, issued to him, as the son-in-law of the said deceased, unless the respondent Nawaratnamudiyanselage Punchi Mahatmaya, of Madawala, shall, on or before the 10th day of April, 1900, show sufficient cause to the satisfaction of this court to the contrary.

C. R. CUMBERLAND,
District Judge.

The 15th day of March, 1900.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

K. V. Palaniappa Chetty, of Sea street, Colombo.....Plaintiff.

No. C. 11,900. Vs.

1, Mariano Silva, presently of Alutmawata ; and 2, George Silva, of Ratmalana in Gulkissa.....Defendants.

NOTICE is hereby given that on Friday, April 27, 1900, at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said first defendant in the following property, for the recovery of the sum of Rs. 4,486 6½, with further interest on Rs. 3,500 at 9 per cent. per annum from October 21, 1898, till payment in full and costs, viz. :—

All that portion of Ambagahawatta, situated at Alutmawata within the Municipality of Colombo, together with the buildings standing thereon, bearing assessment No. 30 ; bounded on the north by the land of Congenigey Davith Anthony, on the east by the field of B. Pieris, Mudaliyar, on the south by the land of Kodikarage Hendrick Silva, and on the west by the remaining portion of this land ; containing in extent 1 rood 11·30 perches more or less, excluding however therefrom a portion of land of the extent of 11 perches acquired by Government for the Madampitiya road.

Fiscal's Office, E. ONDATJE,
Colombo, March 28, 1900. Deputy Fiscal.

In the District Court of Colombo.

Kawanna Sana Sena Sadayappa, Chetty, of Sea street, Colombo.....Plaintiff.

No. C 13,051. Vs.

S. Thiagarajah, of Rosmead place, Cinnamon Gardens, Colombo.....Defendant.

NOTICE is hereby given that on Thursday, April 26, 1900, at 3 o'clock in the afternoon, will be sold by public auction at Barnes Acre, No. 27, Cinnamon Gardens, Colombo, the following property, for the recovery of the sum of Rs. 1,167·50, with interest

thereon at 9 per cent. per annum from October 9, 1899, till payment in full, and costs of suit, viz. :—

One satinwood almirah, two nadun writing tables, two nadun sofas, one do. chair, one do. folding chair, one do. table, six ebony chairs, two do. marble tables, two do. sofas, two do. easy chairs, four do. chairs, two large mirrors, two chandeliers, three hanging lamps, one ebony round table, four pieces rattan matting, one piece coir matting, two satinwood almirahs, two do. sideboards, four teak almirahs, sixteen nadun chairs, two do. easy chairs, three do. almirahs, six wall lamps, one table lamp, one dog cart, one bay horse, and one perambulator.

Fiscal's Office, E. ONDATJE,
Colombo, March 28, 1900. Deputy Fiscal.

In the District Court of Negombo.

Kuruppu Achchige Appuhamy, of Botale Plaintiff.

No. 3,493. Vs.

Katturuachchige Carolis Appu, of Nawane Defendant.

NOTICE is hereby given that on Monday, April 23, 1900, commencing at 9 o'clock in the forenoon, will be sold by public auction at the respective premises the following properties specially hypothecated by bond No. 19,253, dated March 11, 1893, attested by J. M. P. Samarasekera, Notary Public, to wit :—

1. The two contiguous portions of land called Bogahawatta, situated at Nawane in Yatigaha pattu of the Hapitigam korale ; and bounded on the north by the land belonging to the defendant, east by the land of Salman Mendis, south by the high road, and on the west by the land of Salman Mendis ; containing in extent about 3½ acres.

2. The undivided one-third share of the paddy field called Madu-uduchchiya, situate at Yatimiya ; entire land is bounded on the north by the paddy field of Sinnappu and others, east and south by the water-course, and on the west by the paddy field of Pieris Appu and others ; containing in about 6 bushels of paddy sowing extent.

LOUIS A. DASSANAIKE,
Deputy Fiscal's Office, Deputy Fiscal.
Mirigama, March 24, 1900.

In the District Court of Negombo.

Muna Runa Rawanna Mana Suppramanian Chetty, by his attorney
Muna Runa Una Udayappa Chetty,
of Negombo.....Plaintiff.

No. 3,505. Vs.

Christogu Silva Juan Pulle, of Etgala.....Defendant.

NOTICE is hereby given that on April 23, 1900, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the following property, specially hypothecated by bond No. 4,893 dated January 8, 1890:—

1. The undivided half share of the portion of the land called Gorakagulawatta, situate at Relakotuwa *alias* Etgala in Toppuwa in the Dunagaha pattu of the Alutkuru korale; the entire land is bounded on the north by the portion of this land belonging to Bastian Peris Peduru Pulle and by the live fence, on the east by the portion of this land of Bastian Fernando Louis Pulle and Nicholan Peris and by the live fence, on the south by the minor road leading to and from Kandawela, and on the west by the portion of this land of Nicholan Fernando Gabriel Pulle and by the live fence; containing in extent 4 acres 1 rood and 2 perches more or less.

2. The undivided half share of the land Kopiwatta, situate at Bambukuliya, in do.; the entire land is bounded on the north by the dewata road, on the east by the owita land of Francisco Perera, on the south by the portion of this land in extent 1 acre 1 rood, allotted to Anthony Fernando Peduru Pulle, and on the west by the land of Pedurn Fernando and others; containing in extent 4 acres 1 rood and 39 perches more or less, and declared liable to be sold in satisfaction of the decree entered in the above case.

Amount to be levied Rs. 1,348.12, and interest on Rs. 1,000 at 9 per cent. per annum and on Rs. 120 at 30 per cent. per annum from August 8, 1899.

SWAMPILLE JOSEPH,
Deputy Fiscal's Office, Deputy Fiscal.
Negombo, March 26, 1900.

Central Province.

In the District Court of Kandy.

Rasappen's son, Kannappen.....Plaintiff.

No. 13,179. Vs.

Meenatchy's daughter, Weerappen.....Defendant.

NOTICE is hereby given that on April 23, 1900, at 12 o'clock noon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz.:—

The garden called Kuratiyagahakanatta of 6 acres in extent, with everything standing thereon, situate at Kengalla in Udugampaha of Lower Dumbura; and bounded on the east by the fence of the property belonging to Appoo Bass, south by the boundary of Muttuweeran's garden and Bogaha, on the west by (sapu) fence of Pallekele garden, and on the north by boundary of Kuna Seena Muttu's garden, koon tree, the stone ridge of Weeran's garden, and the fence of Andy Kangany's garden.

Amount of writ, Rs. 1,606.62½.

Fiscal's Office, F. J. SMITH,
Kandy, March 27, 1900. Deputy Fiscal.

Southern Province.

In the Court of Requests of Galle.

Hetumuni Mayilo Nona Mendis Jayawardena Hamine and four others Plaintiffs.

No. 758 ^{C.R.}_{D.C.} Vs.

Tuppahi Don Aberan de Silva Goonawardena Vidane Appu, of Ratgama.....Defendant.

NOTICE is hereby given that on Saturday, April 28, 1900, commencing at 2.30 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.:—

1. The garden called Rondemudiyansegewattakebella in which the defendant resides and the dwelling-house standing thereon, situate at Ratgama.

2. The movable property seized, viz., 3 couches 4 pieces table, 2 almirahs, 1 brass table lamp.

Amount of writ Rs. 122.49.

C. T. LEEBRUGGEN,
Fiscal's Office, for Fiscal.
Galle, March 28, 1900.

Eastern Province.

In the District Court of Batticaloa.

Vykaliar Venasitamby, Udayar of Kottakkallar.....Plaintiff.

No. 1,809. Vs.

1, Mohammado Aboovakkerlevvai Alim Mohammado Samsodeen; 2, Pitchetampi Sinnelebbe Marcair; 3, Mohammado Avookerlevvai Alim Mohammado Ismail; and 4, Mohallam Seilapadiulevvai Segoe Moodinlevvai, of Maruthamunai.....Defendants.

NOTICE is hereby given that on Thursday, April 26, 1900, at about 8 o'clock in the morning, will be sold by public auction at Kalmunai and Maruthamunai the following property in possession of the second, third, and fourth defendants, viz.:—

1. One satinwood chest (3½ cubits in length).
2. One satinwood almirah.
3. One small taila box.
4. One small standing lamp (3½ lb. in weight).
5. One broken brass vatty.
6. One kaalanchy, small spittoon (1¼ lb. in weight).
7. One old brass rice-plate stand (5½ lb. in weight).
8. One brass chempu (2 lb. in weight).
9. Two wheels of a double bullock cart.
10. One brass pot (8¾ lb. in weight).
11. One brass Kurachchi basin (6 lb. in weight).
12. One brass chempu (3¼ lb. in weight).
13. One brass oil can (3 lb. in weight).
14. One brass rice cleaner (2½ lb. in weight).
15. One brass rice plate (2¾ lb. in weight).
16. One brass lamp (1½ lb. in weight).
17. Two kaalanchys, small spittoons (¾ lb. in weight).
18. Two strings of bells used for bulls.
19. One margosawood plank (5 cubits in length) and two satinwood planks (3 cubits in length each).
20. Seven satinwood planks (3 cubits in length each).

21. One satinwood log (3 cubits in length and 4 in. in thickness, width 1 ft).
22. Two satinwood logs (4 cubits in length and 4 in. in thickness, width $\frac{1}{2}$ ft.).
23. Four planks (3 cubits in length).
24. Thirty-three kirangrass mats.
25. One pair of grinding stones.
26. Seven ola baskets.
27. A bed called vattukaalkattil.
28. Grinding stone and roller.
29. Three mangowood planks and one teakwood plank
30. Four bags.
31. One betel stand (2 lb. in weight).

Amount to be levied Rs. 910, with interest on Rs. 620 at 25 per cent. per annum from September 2, 1897, till payment in full.

Fiscal's Office, T. SINNA TAMBY,
Batticaloa, March 19, 1900. Deputy Fiscal.

In the District Court of Batticaloa.

Vykaliar Venasitampi, Udayar of Kottai-kallar.....Plaintiff.
No. 1,809. Vs.

- 1, Mohammado Aboovakkerlevvai Alim Mohammado Samsodeen; 2, Pitchetampi Sinnelebbe Maracair; 3, Mohammado Aboovakkerlevvai Alim Mohammado Ismail; and 4, Mohallam Sailapadinlevvai Segoe Moodinlebbe, of Maruthamunai..... Defendants.

NOTICE is hereby given that on the following dates will be sold by public auction at the spot the right, title, and interest of the said defendants in the following properties pointed out by the third defendant, and which are in his possession :—

On Thursday, April 26, 1900, at about 11 A.M.

1 (A 1). A garden called Kadaivalavu, situated at Sainthamaratu in Karavagoe pattu; bounded on the north by garden of Kattapody, on the south by lane, on the east by garden of Assanaar, and on the west by road. In extent north to south 14 fathoms and east to west 9 fathoms and 2 cubits, with produce

At about 1 P.M.

2 (A 2). An undivided 14 shares out of 304 shares of a garden called Kalveedukadaivalavu at Maruthamunai in Karavagoe pattu; bounded on the north by the dowry garden of E. M. Abdul Rahimalevvai, on the south by lane, on the east by the dowry garden of E. Pakeer Tamby, and on the west by road. In extent north to south 19 fathoms and east to west 16 fathoms, with the house, well, and produce.

At about 2.30 P.M.

3 (A 3). An undivided 42 shares out of 152 shares of a garden called Mavadyvalavu at Maruthamunai in Karavagoe pattu; bounded on the north and east by lanes, on the south by the dowry garden of M. Utumankandu, and on the west by garden of M. Alliyar Marakkayer. In extent north to south 16 fathoms and east to west 20 fathoms, with produce.

At about 4.30 P.M.

4 (A 4). An undivided 42 shares out of 152 shares of a garden called Alenkaaneyvempu at Maruthamunai in Karavagoe pattu; and bounded on the north and south by lanes, on the east by the gardens of Meeramma and others, on the west by the gardens of M. Avoovakkerlevvai and others. In extent from north to south 35 fathoms and east to west 17 fathoms.

Properties in possession of the third defendant pointed out by plaintiff :—

On Friday, April 27, 1900, at 9 A.M.

5 (B 1). A garden called Palavadivalavu at Maruthamunai in Karavagoe pattu; bounded on the east by S. M. Omerukatta's garden, on the west by the garden of Ivuracimpillai, on the north by the dowry garden of Ahamadulevvai, on the south by lane; containing in extent from east to west 16 fathoms and 1 cubit and from north to south 14 fathoms and 1 cubit.

At about 11 A.M.

6 (B 2). A garden called Palavadivalavu at Maruthamunai in Karavagoe pattu; bounded on the north by lane, on the south by the garden belonging to plaintiff and others, on the east by Sinnevalavu, and on the west by road. In extent from north to south 16 fathoms and from east to west 16 fathoms, with produce.

Properties in possession of the second and third defendants pointed out by plaintiff :—

At about 1 P.M.

7 (C 1). A garden at Maruthamunai in Karavagoe pattu in Batticaloa; bounded on the north by the dowry garden of Evurampillay, on the south by the dowry garden of Ahamadulevvai, on the east by the gardens of Esmailpillay and others, and on the west by road. In extent from north to south 13 fathoms and from east to west $17\frac{1}{2}$ fathoms, out of the above the southern one-half share, together with the Kalveedu standing on it, and with one-half share of the house, well, and produce on the whole land.

At about 2.30 P.M.

8 (C 2). An undivided one-sixth share of the two fields called Ankanvattiveeli and Nakaryveli at Medduvattai in Karavagoe pattu, in the District of Batticaloa; bounded on the north by land of Pitchetampy Marakair and water-course, on the south by the boundary of Sadachiveeli, Kattu, Poorenveli, and Vaical, on the east by small tank called Sirukulam, on the west by the boundary dam of lands called Kaal-madupumi, with all rights. In extent 3 avanams and 10 marakals of paddy sowing extent.

At about 4.30 P.M.

9 (C 3). An undivided one-half share of a garden called Kadaivalavu at Maruthamunai in Karavagoe pattu; bounded on the north by the dowry garden of E. M. Abdul Rahimalevvai, on the south by lane, on the east by the dowry garden of E. Pykeer Tamy, and on the west by road. In extent north to south 19 fathoms and from east to west 16 fathoms, with house, well, and produce.

Property in possession of the third defendant and pointed out by the second defendant :—

On Saturday, April 28, 1900, at about 10 A.M.

10 (D). An undivided 96 shares out of 608 shares of a paddy field called Nadumulaivelikaney at Pelamunai in Akkarai pattu; bounded on the north by Veeraiadya-arua, on the south and west by Crown land, and on the east by Vattaivaical. In extent 84 acres and 3 roads, with all rights.

Amount to be levied Rs. 910, with interest on Rs. 620 at 25 per cent. per annum from September 2, 1897, till payment in full.

Fiscal's Office, T. SINNA TAMBY,
Batticaloa, March 19, 1900. Deputy Fiscal.

DISTRICT AND MINOR COURTS NOTICES.

NOTICE is hereby given that a suit (No. 1,560) has been instituted in the Court of Requests of Avisawella by the labourers of Chesterford estate against the proprietor thereof, in terms of Ordinance No. 16 of 1884, for the recovery of the wages amounting to Rs. 40.

This 26th day of March, 1900.

ALFRED PRONK,
Chief Clerk.