



# Ceylon Government Gazette

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and General Government Notifications.

PART II.—Legal and Judicial.

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## Part II.—Legal and Judicial.

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## DRAFT ORDINANCES.

### MINUTE.

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

An Ordinance to amend "The Small Towns Sanitary Ordinance, 1892."

Preamble.

**W**HEREAS it is expedient to amend "The Small Towns Sanitary Ordinance, 1892," in certain particulars: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

To be read as one with Ordinance No. 18 of 1892.

1 This Ordinance shall be construed and read as one with Ordinance No. 18 of 1892, and this Ordinance and the Ordinance No. 18 of 1892 may be cited collectively as "The Small Towns Sanitary Ordinances, 1892 and 1900."

Addition to section 5.

2 To section 5 of Ordinance No. 18 of 1892 the following sub-section shall be added and numbered 5 (2):

Other constituents to local fund.

The board of health shall be entitled to take and receive for such fund the following duties and sums payable under the Ordinances hereinafter cited or any other Ordinance or Ordinances to be hereafter enacted for the purposes or instead of the said cited Ordinances respectively or any of them; that is to say:

(a) All stamp duties payable for or in respect of licenses of any boats licensed by the master attendant of the port of such town or village (if the town or village is a seaport) under or by virtue of "The Masters Attendant's Ordinance, 1865"; all

stamp duties payable for or in respect of the licenses of any carts, boats, or coaches issued by the government agent of the province within which any such town or village is situate under or by virtue of "The Carriers' Ordinance, 1865," for carts, boats, or coaches kept or used within such town or village; and all stamp duties payable for or in respect of any carriages kept or used within such town or village under or by virtue of "The Carriage Ordinance, 1873."

- (b) All the sums paid for fees and stamp duties for licenses in respect of the premises within or issued to the inhabitants of such town or village under section 4 of the "The Nuisances Ordinance, 1862"; under the Ordinance No. 4 of 1878, intituled "An Ordinance to amend the Law relating to the possession and sale of Opium and Bhang"; under Ordinance No. 19 of 1869, intituled "To make provision relating to the possession and use of Firearms"; under "The Licensing Ordinance, 1891"; under "The Butchers' Ordinance, 1893"; under "The Sale of Poisons Regulation Ordinance, 1876"; under "The Petroleum Ordinance, 1887"; and under "The Explosives Ordinances, 1894 and 1895," or under any of the above enactments.
- (c) All such sums as shall be paid by the inhabitants of such town or village as stamp duties for the certificates of advocates and proctors under Ordinance No. 12 of 1848, intituled "An Ordinance for making provision in certain respects touching the Admission of Advocates and Proctors"; and for the annual registration of practising Proctors"; for certificates of notaries under the Ordinance No. 2 of 1877, intituled "An Ordinance to amend and consolidate the Law relating to Notaries"; and for articles of clerkship or contract to serve as clerk for admission as a notary or apothecary under "The Stamp Ordinance, 1890," or under any of the above enactments.
- (d) All fines levied under "The Nuisances Ordinance, 1862," save so much thereof as may be awarded by a magistrate to an informer under section 17 of the said Ordinance.

Insertion of new sections 9 (a), 9 (b), 9 (c), 9 (d), 9 (e), 9 (f), 9 (g), 9 (h), 9 (i), and 9 (j).

3 After section 9 of Ordinance No. 18 of 1892 the following sections shall be inserted and numbered respectively 9 (a), 9 (b), 9 (c), 9 (d), 9 (e), 9 (f), 9 (g), 9 (h), 9 (i), and 9 (j):

Waterworks.

9 (a). It shall be lawful for the board of health, with the sanction of the Governor in Executive Council, to provide any town or village brought under the operation of this Ordinance with a supply of water; and for that purpose from time to time to contract with any person whomsoever, or to purchase or to take upon lease, hire, or construct and maintain such waterworks, and do and execute all such works, matters, and things as shall be necessary and proper.

Water-rate.

9 (b). (1) To provide for the cost and maintenance of such waterworks it shall be lawful for the board of health to levy a water-rate on such annual value of all houses, buildings, lands, and tenements within the limits of such town or village as shall be determined for the purposes of the assessment rate levied under this Ordinance.

(2) Such water-rate shall be fixed from time to time by the Governor in Executive Council, but shall in no case exceed 6 per centum on such annual value as aforesaid, and shall be collected, recovered, and paid to the board of health by the Government Agent in the same manner as the assessment rate imposed under section 9 of this Ordinance.

(3) The Governor in Executive Council may, by notification in the *Government Gazette*, exempt either wholly or partially from the payment of such water-rate any premises which in his opinion are not sufficiently supplied with water from such waterworks, and may from time to time revoke such exemption.

Ratepayer entitled to water free of charge from public standpipes for domestic purposes.

9 (c). (1) Every person paying such water-rate shall be entitled to have free of further charge in respect thereof a supply of water from the public standpipes for the domestic use of himself and his household.

(2) A supply of water for domestic use shall not include a supply of water for horses or cattle or for washing vehicles, where such horses, cattle, or vehicles are kept for sale or hire, or a supply for any trade, manufacture, or business, or for fountains or swimming baths, or for any ornamental or mechanical purpose, or for purposes of irrigation.

(3) The board of health may supply water for other than domestic use in such quantities and upon such terms and conditions as may be agreed upon between it and the persons desirous of being so supplied.

No assessment valuation, &c. to be impeached for want of form.

9 (d). No assessment or valuation, and no charge or demand of any rate under the authority of this Ordinance, and no seizure or sale, shall be impeached or affected by reason of any mistake in the name of any person liable to pay any rate or in the description of any property or thing liable to such rate, or any mistake in the amount of assessment or the mode of seizure and sale, provided the directions of this Ordinance or of any regulation or by-laws lawfully made by the board of health be in substance and effect complied with; and no proceedings under this Ordinance shall be quashed or set aside in any court of justice for want of form.

Board of health may undertake public works.

9 (e). It shall be lawful for the board of health, with the sanction of the Governor in Executive Council, to carry out or cause to be carried out any public work likely to improve the sanitary condition of any town or village or to add to the comfort of the inhabitants thereof, and to do and execute or cause to be done and executed all such works, matters, and things as shall be necessary therefor.

The board of health may borrow on security of rates and taxes.

9 (f). It shall be lawful for the board of health, with the sanction of the Governor in Executive Council, to borrow from the Ceylon Government or from any person or body of persons whether incorporated or not such sum or sums of money as may be necessary for carrying out any waterworks or other public work. Every such loan shall be subject to such rate of interest and to such conditions for the repayment thereof as the Governor in Executive Council may sanction; and for the purpose of securing repayment of the sum or sums so borrowed and the interest accruing thereon the board of health may mortgage and assign to the lender or lenders by or on whose behalf such sum or sums or any part thereof may be lent the rates and taxes imposed in respect of such town or village and levied under this Ordinance or any portion thereof, provided that any loans raised under the authority of this Ordinance in respect of any town or village shall not at any time exceed ten times the income received by the board of health from all rates and taxes levied in respect of such town or village during the preceding year.

Mortgage by deed.

9 (g). Every mortgage of rates or taxes authorized to be made under the provisions of this Ordinance shall be by deed free from stamp duty, in which the consideration shall be truly stated; and every such deed shall be signed by two members of the board of health, and shall be in the form in the schedule to this Ordinance annexed or to the like effect.

When and how board of health may pay off securities.

9 (h). If the board of health can at any time borrow or take up any sum of money at a lower rate of interest than any securities given by it and then being in force shall bear, it may borrow such sum at such lower rate as aforesaid in order to pay off and discharge the securities bearing such higher rate of interest, and may charge the rates and taxes which it is authorized to mortgage under this Ordinance or any part thereof with payment of such sum and such lower rate of interest in such manner and subject to such regulations as are hereinbefore contained.

Sinking fund for payment of debts.

9 (i). In order to discharge the principal money borrowed as aforesaid on security of any rates or taxes the board of health shall every year appropriate and set apart out of such rates and taxes a sum equal to one-fiftieth part of the sums so borrowed as a sinking fund to be applied in paying off the principal moneys so borrowed; and shall from time to time cause such sinking fund to be invested in the purchase of Imperial, Indian, or Colonial Government securities, to be approved by the Governor, with the advice of the Executive Council, and to be increased by accumulation in the way of compound interest or otherwise, and which interest shall, when it amounts to a sufficient sum, in like manner be invested until the principal sum and interest respectively shall be of sufficient amount to pay off the principal debts to which such sinking fund shall be applicable or such part thereof as the board of health shall then decide to pay off, when the same shall be so applied in paying off the said principal debts or part thereof in manner hereinafter mentioned.

Order of payment of mortgages may in certain cases be decided in lot.

9 (j). Whenever any board of health shall be able to pay off any one or more of such mortgages and shall not be able to pay off the whole of the same class, they shall decide the order of payment by lot among the class to which such one or more of the mortgages belong, and shall cause a notice, signed by one of the members of the board, to be given to the persons entitled to the money to be paid off pursuant to such lot; and such notice shall express the principal sum proposed to be paid off, and that the same will be paid, together with the interest due thereon, at a place to be specified at the expiration of six months from the date of giving such notice.

4 The schedule to the principal Ordinance shall be amended by the addition thereto of the form of mortgage in the schedule to this Ordinance annexed.

If no Crown land available for cemetery, Government to contribute half cost.

5 Whenever in any town or village brought under the operation of the principal Ordinance it shall be necessary to establish a general cemetery for the burial or cremation of the dead within the limits of such town or village, it shall be lawful for the Governor, with the advice of the Executive Council, if no Crown land is available within such town or village for such purpose, to order the payment to the board of health, out of the general revenue, of a moiety of the cost of the acquisition of the land necessary for the establishment of such general cemetery.

#### SCHEDULE.

##### Form of Mortgage.

By virtue of "The Small Towns Sanitary Ordinances, 1892 and 1900," the Board of Health of the Province of \_\_\_\_\_, in consideration of the sum of Rupees \_\_\_\_\_ paid to the credit of the said Board for the use of the town (or village) of \_\_\_\_\_, for the purposes of the said Ordinances by \_\_\_\_\_, of \_\_\_\_\_, hereby grant and assign unto the said \_\_\_\_\_, his heirs, executors, administrators, and assigns such portion of the rates levied in the said town (or village) by virtue of the said Ordinances from (describe rates) as the said sum of Rupees \_\_\_\_\_ doth or shall bear to the whole sum, which is or shall be borrowed upon the credit of the said rates to hold to the said \_\_\_\_\_, his heirs, executors, administrators, and assigns from this day until the said sum of Rupees \_\_\_\_\_, with interest at \_\_\_\_\_ per cent. per annum for the same, shall be fully paid and satisfied.

(The principal sum to be repaid at the end of \_\_\_\_\_ years from the date hereof, and in the meantime interest thereon to be payable half-yearly.)

Given at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, One thousand Nine hundred \_\_\_\_\_.

By His Excellency's command,

W. T. TAYLOR,

Colonial Secretary's Office, Acting Colonial Secretary.  
Colombo, August 24, 1900.

## MINUTE.

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

An Ordinance relating to the possession and use of Firearms.

Preamble.	<b>W</b> HEREAS it is expedient to make better provision respecting the possession and use of firearms in this Colony: 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 Operation.	1 This Ordinance may be cited for all purposes as "The Firearms Ordinance, 1900," and shall come into operation in such provinces, judicial districts, or judicial divisions, and at such times as the Governor shall, from time to time by Proclamation to be published in the <i>Government Gazette</i> , appoint.
Repeal.	2 From and after the coming into operation of this Ordinance in any province, judicial district, or judicial division, the enactments mentioned in column 1 of the first schedule hereto shall be repealed in respect of such province, district, or division to the extent mentioned in column 3 thereof, but such repeal shall not affect— (a) Any penalty, forfeiture, or punishment incurred in respect of any offence committed against any enactment hereby repealed; nor (b) The continuance of any legal proceeding already instituted, and which may be pending under any enactment so repealed.  Where any unrepealed Ordinance incorporates or refers to any provision of any enactment hereby repealed, such unrepealed Ordinance shall be deemed to incorporate or refer to the corresponding provision of this Ordinance.
Interpretation.	3 For the purposes of this Ordinance— "Gun" includes every gun, rifle, revolver, and pistol, and every part of a gun, rifle, revolver, or pistol. It also includes every air-gun or other kind of gun from which any shot, bullet, or missile can be discharged, and every part of such air-gun or other kind of gun, but does not include any toy gun or toy pistol from which any shot, bullet, or missile is discharged by the force of a spring alone. "Government agent" includes the assistant government agent of a district, but not the office assistant of any government agent. It also includes in respect of any province, judicial district, or judicial division any person specially appointed by the Governor, by notification in the <i>Government Gazette</i> , to issue licenses under this Ordinance within such province, judicial district, or judicial division.
License to possess a gun.	4 From and after the coming into operation of this Ordinance within any province, judicial district, or judicial division, no person therein shall have in his custody or possess or use any gun without having first obtained a license therefor in manner hereinafter provided: Provided that nothing herein contained shall apply or extend to any manufacturer of or dealer in guns duly licensed as hereinafter provided; nor to any person actually employed by any such manufacturer or dealer to carry or convey guns for the purposes of his trade, in respect of such carriage or conveyance; nor to the custody of any gun by any person entrusted by a person duly licensed to possess a gun with the temporary custody (whether as servant of the owner or by way of security for any debt or otherwise) of any gun for which a license has been obtained; and provided also that
Proviso 1.	no member of the family of a deceased person who had at the time of his decease license to possess a gun shall become liable in respect of such gun to any of the penalties
Proviso 2.	

hereinafter provided for possessing a gun without a license, until after the expiration of one calendar month from the death of such licensee.

Licenses how to be obtained.

5 Every person desirous to obtain any license mentioned in the last preceding section shall make application to that effect either verbally or in writing to the government agent of the province in which the applicant is for the time being residing, specifying the name and residence of the applicant and the number and description of the gun or guns for which a license or licenses may be required. Such government agent may thereupon issue to the applicant a license for each gun specified in the application as near as is material in the form A specified in the second schedule hereto.

Stamps on licenses.

6 (1) Every license issued as in the last preceding section provided shall be on a stamp of one rupee and twenty-five cents, except in the case of a revolver or pistol, in respect of which a stamp of fifty rupees shall be required; and such license shall be annual only, and shall expire on the thirty-first day of December next ensuing after the issue thereof.

When dispensed with.

(2) It shall be lawful for the government agent in any exceptional case in which in his discretion he shall see fit so to do to issue such license free of stamp duty, but he shall forthwith report every such case to the Governor.

Guns may be marked by the government agent, if necessary.

7 Whenever any gun for which any license is required is not marked with such names or figures, or in such other manner as that the same may be readily identified, it shall be lawful for the government agent to whom the application is made, before granting the license applied for, to require the applicant to produce to him any such gun, and thereupon to cause the same to be marked, either on the stock or barrel, with some permanent mark, whereby the same may afterwards be known and identified, but in such manner as not to injure or disfigure the same; and such gun when duly marked shall, with the license relating thereto, be delivered to the said applicant; and the expenses attendant on such marking shall be defrayed by the government agent out of the public funds.

Register of licenses.

8 Every government agent shall register all such licenses so granted in a book to be kept for that purpose; and it shall be lawful for any person, at any time during office hours, to demand inspection of the said book, and also to take any copy or extract therefrom.

Proceedings where license is lost, destroyed, &c.

9 If any license granted under the provisions of this Ordinance shall be by any casualty destroyed, defaced, or lost, it shall be lawful for the person to whom the same shall have been granted to report the same to the government agent for the province wherein such person resides; and if such government agent shall be satisfied of the fact of such casualty or loss, he shall grant to such person a certificate as near as is material in the form B in the second schedule hereto, reciting such loss, and setting out the purport and effect of the license so lost, defaced, or destroyed, and such certificate shall be in lieu thereof, and of like force and effect.

Proof of ownership.

10 The occupier of any house or premises in which any gun shall be found shall, for the purposes of this Ordinance, be deemed and taken to be the possessor of such gun.

License to make or sell guns.

11 From and after the coming into operation of this Ordinance in any province, judicial district, or judicial division, no person shall make or keep for or expose to sale in such province, district, or division, by way of auction or otherwise, any gun without a license from the government agent of such province, or of the province within which such district or division is situated, which license shall be as near as is material in the form C in the second schedule hereto, and shall be on a stamp of fifty rupees. Such license shall be annual only, and shall expire on the thirty-first day of December next ensuing after the issue thereof.

Dealers to make returns.

12 Every person licensed under section 11 shall, whenever required by the Inspector-General of Police, furnish him half-yearly or oftener with returns showing the number and description of the guns made or sold by such licensee, and the names and residences of the persons to whom such guns were respectively sold, together with the dates of the several sales and such other particulars as the Inspector-General of Police may reasonably require.

License may be refused or cancelled.

13 It shall be lawful for the government agent in his discretion and upon just and reasonable grounds to be recorded by him to refuse to issue, or when issued to cancel and withdraw, any license under this Ordinance, and any license so cancelled and withdrawn shall immediately cease to be of any force or effect. The government agent shall forthwith report every such refusal or cancellation, together with the grounds thereof, to the Governor, who, with the advice of the Executive Council, shall confirm or reverse such refusal or cancellation, or make other order in the matter as to him shall seem just.

Offences and penalties.

14 The following penalties are imposed for the following acts, which are hereby declared to be offences under this Ordinance :

- (1) Any person possessing or having in his custody, or using, or carrying any gun in any province, judicial district, or judicial division within which this Ordinance is in operation, without a license therefor as required by section 4, or contrary to the terms of such license, shall be liable on conviction to a fine which may extend to fifty rupees, or imprisonment, rigorous or simple, for a period which may extend in the case of a first conviction to one month, or in the case of a second or subsequent conviction to three months, and such gun shall be liable to confiscation in the discretion of the court. If such gun is proved to be the property of some person other than the person in whose custody it is so found, such other person shall be also guilty of an offence and liable to the same punishment, unless he proves that such first-mentioned person had such gun in his custody, or carried, or used it without his knowledge or against his consent.
- (2) Any person who shall wilfully obliterate, or deface, or alter, counterfeit, or forge any mark placed by any government agent on any gun under the provisions of section 7 hereof, or shall mark any gun with any mark resembling or intended to resemble any mark so used by such government agent with intent thereby to expose any person to any fine, or to defraud Her Majesty of any stamp duty, or to commit any other fraud, shall be liable for every such offence to a fine of two hundred rupees.
- (3) Any person who shall have in his custody or possession for the purpose of his trade as a maker of or dealer in guns, in any province, judicial district, or judicial division within which this Ordinance is in operation, any gun without having first obtained a license as required by section 11, which license shall be still in force and unexpired, or contrary to the terms of such license, shall be liable to a fine of two hundred rupees. Nothing herein contained shall be construed to prevent any person licensed to possess a gun under this Ordinance from selling any such gun without having obtained a license under section 11.
- (4) Any headman or officer of police or any peace officer who, having good reason to know or believe any person to be guilty of having in his custody, or using, carrying, possessing, making, or selling any gun without a license as by this Ordinance required fails to inform against such person, shall be liable to a fine of fifty rupees in respect of every failure so to inform against such person.

Police court  
may issue search  
warrant.

15 Upon its being made to appear to any police court that there are good grounds for believing that in any house, building, or place within the local limits of its jurisdiction there is to be found any gun, for the making, possession, or use of which there is no license issued under this Ordinance and in force, it shall be lawful for such court, after such inquiry as it thinks necessary, by warrant under the hand of a magistrate of such court, to authorize any peace officer, as defined in "The Criminal Procedure Code, 1898," to search such house, building, or place and take possession of and convey before such court any gun therein found, and such warrant shall be executed subject to the provisions in the said Criminal Procedure Code contained relative to the execution of search warrants issued under the said Code.

Public servant  
may arrest  
without warrant.

16 It shall be lawful for any public servant, as defined in the Penal Code, to call upon any person possessing, carrying, or using a gun to forthwith produce his license, and to arrest without warrant any person possessing, carrying, or using a gun without a license as herein provided, and to detain such gun in his custody until such time as he can produce the same with the person arrested before a magistrate competent to try the offence for which such person shall have been arrested.

Police court to  
have jurisdiction.

17 Every offence under this Ordinance shall be tried in the police court having jurisdiction over the division in which such offence is committed, notwithstanding such offence is hereby made punishable by a fine which it is beyond the ordinary jurisdiction of such court to inflict. And the provisions of sections 63-66, both inclusive, of the Ceylon Penal Code shall be applicable to the cases of all convictions under this Ordinance.

Provisions of Code as  
to imprisonment in  
default of payment.

Half fines to the  
informer.

18 It shall be lawful for the court, in the case of any conviction under this Ordinance, to direct that any sum not exceeding half the fine actually recovered and realized shall be paid to the informer.

Proof of license  
to be on accused.

19 Whenever any person is charged under the provision of this Ordinance with having in his custody, or using, carrying, possessing, making, or selling any gun without a license the proof that such person is licensed shall be on such person; but it shall be lawful for the court to award a reasonable sum in lieu of costs to the accused against any person who has made a vexatious complaint against him, and such sum shall be recoverable in like manner as a fine imposed under the provisions of this Ordinance.

Compensation in  
lieu of costs.

Prosecutions  
when barred.

20 No prosecution shall be instituted against any person for any offence committed against any of the provisions of this Ordinance after the lapse of three months from the time at which the offence is alleged to have been committed.

Exemptions.

21 Nothing in this Ordinance contained shall render it necessary for any person serving in Her Majesty's forces, or in any police force, or in any corps of pioneers or volunteers within this island to obtain a license in respect of any gun intrusted to or used by any such person in such capacity.

#### SCHEDULE I.

#### Repeal.

No. of Ordinance.	Title.	Extent of Repeal.
19 of 1869 ...	"The Firearms Ordinance, 1869"	The whole
3 of 1890 ...	"The Stamp Ordinance, 1890" ...	So much of part 5 of Schedule B as refers to "The Firearms Ordinance, No. 19 of 1869."



## SCHEDULE II.

## License.

(Section 5.)

## A.—License to possess a Gun under Section 4.

No. ———. Stamp, Rs. ———.

A. B., of ———, has this day been licensed to possess a (*describe gun*) ——— fire, ——— gauge, by ———, No. ———, marked on the barrel ———" (*or as the case may be*).

This license expires on the 31st day of December ———, 19 —.

Issued the ——— day of ———, 19 —.

(Signed) ———,  
Government Agent.

## B.—Form of Certificate under Section 9.

(Section 9.)

Whereas on the ——— day of ———, 19 —, a license to possess and use (*set out terms*) a gun (*describe as in the license*) was granted by (*Government Agent*) to (*licensee*), and it has been proved to my satisfaction that the said license has been destroyed, &c. (*as the case may be*): Now I do hereby grant the said (*licensee*) this certificate, to be in lieu of the said license, and of like force and effect.

Given under my hand at ———, this ——— day of ———, 19 —.

(Signed) ———,  
Government Agent.

## C.—License to make and sell Guns under Section 11.

No. ———. Stamp, Rs. ———.

A. B., of ———, has been this day licensed to use and exercise the trade or calling of a manufacturer of and dealer in guns, at ———.

This license expires on the 31st day of December, 19 —.

(Signed) ———,  
Government Agent.

Issued the ——— day of ———, 19 —.

By His Excellency's command,

W. T. TAYLOR,  
Acting Colonial Secretary.

Colonial Secretary's Office,  
Colombo, August 28, 1900.

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late Mohideen Lebbe Ismail Lebbe, of Kahataovita in Udugaha pattu of Siyane korale.

No. C 1,317.

THIS matter coming on for disposal before F. R. Dias, Esq., Additional District Judge of Colombo, on the 16th day of August, 1900, in the presence of Mr. W. P. Gunewardene, Proctor, on the part of the petitioner Sulema Lebbe Pathuma Natchia, of Kahataovita; and the affidavit of the said petitioner, dated 1st day of August, 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 Mohideen Lebbe Ismail Lebbe issued to her, as widow of the said deceased, unless the respondents—1, Ismail Lebbe Alima Umma and her husband 2, Ismail Lebbe Hadjar Meera Lebbe Marikar, both of Ogodapola in Siyane korale; 3, Ismail Lebbe Habibu Umma and her husband 4, Rasa Marikar Mohamado Allie; 5, Ismail Lebbe Ahamado Lebbe; 6, Ismail Lebbe Asia Umma; and 7, Ismail Lebbe Sarah Umma, all of

Kahataovita in Udugaha pattu of Siyane korale—shall, on or before the 13th day of September, 1900, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,  
Additional District Judge.  
The 16th day of August, 1900.

In the District Court of Colombo.

*Order Nisi declaring Will proved.*

Testamentary Jurisdiction. } In the Matter of the Last Will and Testament of Panappege Don Raphiel Perera and Magallege Michaela Perera, both of No. 47, Galpotta street in Colombo, deceased.

No. C 1,351.

THIS matter coming on for disposal before F. R. Dias, Esq., Additional District Judge of Colombo, on the 23rd day of August, 1900, in the presence of Mr. E. W. Perera, Proctor, on the part of the petitioner Stephen Jeronis Ederisinghe, now of Kandana; and the affidavit of the said petitioner, dated 21st day of August, 1900, having been read: It is ordered that the will of Panappege Don Raphiel

Perera and his wife Magallege Michaela Perera, deceased, dated 24th September, 1890, and now deposited in this court, be and the same is hereby declared proved, unless the respondents—(1) Magallege Dona Paustina Hamine; (2) Bastiau Botaju Appuhamy, both of Grandpass in Colombo; (3) Magallege Don Martinus Perera, of Sedawatta; (4) Magallege Don Paul Perera, of Kotuwilla; (5) Magallege Katchi Nona Hamine and her husband; (6) Welun Singh Appuhamy, both of Sedawatta; (7) Mary Samaranaike and her husband (8) Davith Sinno Appuhamy, both of Kotuwilla; (9) Dona Kola Nona Hamine, of Kotuwilla; (10) Dona Misi Nona Hamine and her husband (11) Don Cornelis Pieris, both of Panadure—shall, on or before the 20th day of September, 1900, show sufficient cause to the contrary.

It is further declared that the said petitioner is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless the respondents above-named shall, on or before the 20th day of September, 1900, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,  
Additional District Judge.

The 23rd day of August, 1900.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. No. C 1,354.	}	In the Matter of the Estate of the late Bulatgamage Deonis Appuhami, deceased, of Kahatapitiya in Udugaha pattu of Hewagam korale.
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THIS matter coming on for disposal before F. R. Dias, Esq., Additional District Judge of Colombo, on the 30th day of August, 1900, in the presence of Mr. V. Perera, Proctor, on the part of the petitioner Bulatgamage Thelenis Appu, of Kahatapitiya; and the affidavit of the said petitioner, dated 9th day of August, 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 Bulatgamage Deonis Appu issued to him, as son of the said deceased, unless the respondents—(1) Kiriella Gurunnahelage Batchohamy; (2) Bulatgamege Romanis Appu; (3) Bulatgamege Alonis Appu, all of Kahatapitiya in Udugaha pattu in Hewagam korale—shall, on or before the 20th day of September, 1900, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,  
Additional District Judge.

The 30th day of August, 1900.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. No. C 1,357.	}	In the Matter of the Estate of the late Wijemana Mohottige Don Cornelis Appoo and Duwege Elana Alvis Hamine, deceased, both of Kotte.
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THIS matter coming on for disposal before F. R. Dias, Esq., Additional District Judge of Colombo, on the 30th day of August, 1900, in the presence of Messrs. P. D. & T. D. Mack, Proctors, on the part of the petitioner Don Elias Wijemana, of Kotte; and the affidavit of the said petitioner, dated 28th August, 1900, having been read: It is ordered that the petitioner aforesaid, as one of the sons of the deceased, be declared entitled to have letters of administration to the estate of the deceased Wijemana

Mohottige Don Cornelis Appoo and Duwege Elana Alvis Hamine, unless the respondents—1, Don Johanes Wijemana; 2, Don Samuel Wijemana; 3, Don Siman Wijemana, all of Kotte; 4, Leonora Wijemana and her husband 5, Rev. Don Joseph Perera, both of Maradana—shall, on or before the 20th day of September, 1900, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,  
Additional District Judge.

The 30th day of August, 1900.

In the District Court of Colombo.

*Order Nisi declaring Will proved.*

Testamentary Jurisdiction. No. C 1,361.	}	In the Matter of the Last Will and Testament of Meegahage Don Bastian Appuhamy, late of No. 56, Jampettah street, and his wife Maria de Silva Merisinghe Hamine.
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THIS matter coming on for disposal before F. R. Dias, Esq., Additional District Judge of Colombo, on the 30th day of August, 1900, in the presence of Mr. V. Perera, Proctor, on the part of the petitioner Malandina Arachelege Don Juanis Appuhamy, of New Chetty street, Colombo; and the affidavit of the said petitioner, dated 23rd August, 1900, having been read: It is ordered that the will of Meegahage Don Bastian Appuhamy, late of No. 56, Jampettah street, Colombo, deceased, dated 27th February, 1900, and now deposited in this court, be and the same is hereby declared proved, unless any person interested shall, on or before the 27th day of September, 1900, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner is the executor named in the said will, and that he is entitled to have probate to the same issued to him accordingly, unless any person interested shall, on or before the 27th day of September, 1900, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,  
Additional District Judge.

The 30th day of August, 1900.

In the District Court of Colombo.

*Order Nisi declaring Will proved, &c.*

Testamentary Jurisdiction. No. C. 1,362	}	In the Matter of the Last Will and Testament of James Muir, Chartered Accountant of the City of Glasgow, Scotland, deceased.
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THIS matter coming on for disposal before F. R. Dias, Esq., Additional District Judge of Colombo, on the 30th day of August, 1900, in the presence of Messrs. F. J. & R. F. de Saram, Proctors, on the part of the petitioner Thomas Shuckforth Grigson, of Colombo; and the affidavit of the said petitioner, dated 29th August, 1900, having been read: It is ordered that the will of James Muir, late of Glasgow, deceased, dated 9th March, 1880, and codicil thereto, dated 20th day of February, 1893, an exemplification whereof is now deposited in this court, be and the same is hereby declared proved, unless any person interested shall, on or before the 13th day of September, 1900, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner is the attorney of William James Anderson, Isabella Donaldson Muir, and William Robertson Copland, the executors named in the said will, and that he is as such attorney entitled to have letters of administration

with copy of the will annexed issued to him accordingly, unless any person interested shall, on or before the 13th day of September, 1900, show sufficient cause to the satisfaction of this court to the contrary.

F. R. DIAS,  
Additional District Judge.

The 30th day of August, 1900.

In the District Court of Colombo.

*Order Nisi declaring Will proved.*

Testamentary Jurisdiction. } In the Matter of the Last Will and Testament of Mohammado Ismail Mohammado Hanifa, of No. 92, 1st Division, Maradana in Colombo, deceased.

THIS matter coming on for disposal before F. R. Dias, Esq., Additional District Judge of Colombo, on the 30th day of August, 1900, in the presence of Mr. E. W. Perera, Proctor, on the part of the petitioner Mohammado Ismail Mohammado Alie, of No. 73, Dam street in Colombo; and the affidavit of the said petitioner, dated the 27th day of August, 1900, having been read: It is ordered that the will of Mohammado Ismail Mohammado Hanifa, deceased, dated 29th June, 1898, and now deposited in this court, be and the same is hereby declared proved, unless any person interested shall, on or before the 20th day of September, 1900, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner is one of the executors named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless any person interested shall, on or before the 20th day of September, 1900, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,  
Additional District Judge.

The 30th day of August, 1900.

In the District Court of Tangalla.

*Order Nisi declaring Will proved, &c.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late Kirimadinage Setsiriye, deceased, of Udayala.

THIS matter coming on for disposal before Thos. Brownlee Russell, Esq., District Judge, Tangalla, on the 21st day of August, 1900, in the presence of Gunasekera Gajaman Kankanage Dinoris; and the affidavit of Wellalage Babahami, of Udayala, dated 22nd February, 1900, having been read, and all parties heard: It is ordered that letters of administration be issued to Wellalage Babahami, unless the respondents Kirimadinage Punchihami, Gajaman Kankanage Dinoris, Kirimadinage Appu, Kirimadinage Sinno Appu, and Kirimadinage Dingihami shall, on or before the 30th day of September, 1900, show sufficient cause to the satisfaction of this court to the contrary.

T. B. RUSSELL,  
District Judge.

The 28th day of August, 1900.

In the District Court of Kurunegala.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Intestate Estate of the late Heratmudianselage Punchirala, Gan-arachchi of Hunupola in Mahagalboda Egoda korale, deceased.

Heratmudianselage Kalu Banda, of Hunupola.....Petitioner.

Vs.

Heratmudianselage Bandi Menika, of Hunupola ... Respondent.

THIS action coming on for disposal before J. D. Mason, Esq., District Judge, Kurunegala, on the 6th day of August, 1900, in the presence of Mr. J. de Silva, Proctor, on the part of the petitioner; and the affidavit of Heratmudianselage Kalu Banda, the petitioner, dated the 30th day of July, 1900, having been read:

It is ordered that the said Heratmudianselage Kalu Banda, of Hunupola, the petitioner, as son of the late Heratmudianselage Punchirala, Gan-arachchi, is entitled to letters of administration of the estate of the said deceased issued to him accordingly, unless the above-named respondent shall, on or before the 21st day of September, 1900, show sufficient cause to the satisfaction of this court to the contrary.

J. D. MASON,  
District Judge.

The 6th day of August, 1900.

In the District Court of Kurunegala.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Intestate Estate of the late Heratmudianselage Dingiri Etana, of Konwatta, deceased.

Atapattumudianselage Kiri Menika, of Panaliya in Udayala Otota korale.....Petitioner.

Vs.

1, Atapattumudianselage Mutu Menika; 2, Atapattumudianselage Ran Menika; 3, Atapattumudianselage Dingiri Menika; 4, Atapattumudianselage Kiri Mudianse; 5, Atapattumudianselage Punchimahatmaya, all of Konwatta in Udayala Otota korale.....Respondents.

THIS matter coming on for disposal before J. D. Mason, Esq., District Judge, Kurunegala, on the 14th day of August, 1900, in the presence of Mr. J. de Silva on the part of the said petitioner; and the affidavit of the said petitioner, dated the 14th day of August, 1900, having been read:

It is declared that the said Atapattumudianselage Kiri Menika, of Panaliya, as the daughter of the late Heratmudianselage Dingiri Etana, deceased, and as such is entitled to have letters of administration to the estate of the late Heratmudianselage Dingiri Etana issued to her, unless the respondents above-named shall, on or before the 28th day of September, 1900, show sufficient cause to the satisfaction of this court to the contrary.

J. D. MASON,  
District Judge.

The 14th day of August, 1900.

In the District Court of Kegalla.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Intestate Estate of Aratchillage Menik-  
No. 83. } rala, Gan-araohchi of Boyagama, deceased.

Aratchillage Punchi Appuhamy, of Boyagama ..... Petitioner.

1, Kankanamalage Punchihamy; 2, Aratchillage Dingiry Appuhamy; 3, Aratchillage Kiri Banda; 4, Aratchillage Ukku Banda; 5, Aratchillage Dingiri Amma; 6, Aratchillage Dingiri Mahatmeya; 7, Aratchillage Dingiri Banda, all of Boyagama ..... Respondents.

THIS matter coming on for disposal before J. C. Molamure, Esq., District Judge of Kegalla, on the 9th day of July, 1900, in the presence of Mr. M. P. Samaresinhe on the part of the petitioner Aratchillage Punchi Appuhamy, of Boyagama; and the affidavit of the said petitioner, dated the 18th day of June, 1900, having been read: It is ordered that the petitioner aforesaid be and he is hereby declared entitled to have letters of administration to the intestate estate of the deceased Aratchillage Manikrala, Gan-araohchi of Boyagama, as the eldest son of the said deceased, unless the respondents—1, Kankanamalage Punchihamy; 2, Aratchillage Dingiri Appuhamy; 3, Aratchillage Kiri Banda; 4, Aratchillage Ukku Banda; 5, Aratchillage Dingiri Amma; 6, Aratchillage Dingiri Mahatmeya; 7, Aratchillage Dingiri Banda, all of Boyagama—shall, on or before the 25th day of August, 1900, show sufficient cause to the satisfaction of this court to the contrary.

J. C. MOLAMURE,  
The 21st day of July, 1900. District Judge.

The date for showing cause against this *Order Nisi* is extended to the 22nd September, 1900.

J. C. MOLAMURE,  
August 25, 1900. District Judge.

In the District Court of Kegalla.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Intestate Estate of Horatalpadige Kiri  
No. 84. } Ukkuwa, Vidane Duraya of Pallepuruwa, deceased.

Horatalpadige Selinda, of Pallepuruwa... Petitioner.

And

1, Horatalpadige Horatala; 2, Horatalpadige Balaya; 3, Horatalpadige Seria Veda; 4, Horatalpadige Hapi, all of Pallepuruwa..... Respondents.

THIS matter coming on for disposal before J. C. Molamure, Esq., District Judge of Kegalla, on the 9th day of July, 1900, in the presence of Mr. Samaresinhe on the part of the petitioner Horatalpadige Selinda, of Pallepuruwa; and the affidavit of the said petitioner, dated the 9th day of June, 1900, having been read: It is ordered that the petitioner aforesaid be and she is hereby declared entitled to have letters of administration to the intestate estate of the deceased Horatalpadige Kiri Ukkuwa, Vidane Duraya of Pallepuruwa, issued to her, as the widow of the said deceased, unless the respondents—1, Horatalpadige Horatala; 2, Horatalpadige Balaya; 3, Horatalpadige Seria Veda; 4, Horatalpadige Hapi, all of Pallepuruwa—shall, on or before the 25th day of August, 1900, show sufficient cause to the satisfaction of this court to the contrary.

J. C. MOLAMURE,  
District Judge.

The 21st day of July, 1900.

The date for showing cause against this *Order Nisi* is extended to the 22nd September, 1900.

J. C. MOLAMURE,  
District Judge.

August 25th, 1900.

## NOTICES OF FISCALS' SALES.

### Western Province.

In the Court of Requests of Colombo.

D. A. Perera, of New Bazaar, Colombo.....Plaintiff.  
No. 13,516. Vs.

F. C. Askey, of New Urugodawatta road,  
Colombo .....Defendant.

NOTICE is hereby given that on Tuesday, October 2, 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 defendant in the following property, for the recovery of the sum of Rs. 200, with interest at 9 per cent. per annum from August 2, 1900, till payment in full, and costs Rs. 4.25, and poundage, viz. :—

All that undivided one-fourth part of the house and ground bearing assesment No. 17, situated at Gabo's lane, Pettah, within the gravets of Colombo; bounded on the north by Gabo's lane, east by boutique No. 16,

west by boutique No. 18, and on the south by the property formerly belonging to Fernando and now belonging to others; containing in extent 6 ft. more or less in breadth and 17 ft. more or less in length.

E. ONDATJE,  
Fiscal's Office,  
Colombo, September 5, 1900. Deputy Fiscal.

In the Court of Requests of Negombo.

Suna Pana Theyanna Una Ana Suppramanian Chetty, of Kochchikada ..... Plaintiff.  
No. 4,402. Vs.

Liyanage Peduru Silva Appuhamy, of Kattuwa ..... Defendant.

NOTICE is hereby given that on September 29, 1900, 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. :—

One-fifth of the garden (wherein the defendant resides) called Keenagahalanda *alias* Gorakagahawatta and the buildings standing thereon, situate at Kattuwa in the Dunagaha pattu of the Alutkuru korale; and bounded on the north by a part of this land purchased by Liyanage Abilinu Silva, on the east by the property of Samarasinha Arachchige Don Marthelis Appuhami and others, on the south by a part of this land of Pelis Vedarala, and on the west by the high road; containing in extent 2 roods and 15 perches more or less.

Amount to be levied Rs. 312.75, and interest on Rs. 250 at 18 per cent. per annum from June 15, 1897.

SWAMPILLE JOSEPH,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Negombo, September 4, 1900.

### Central Province.

In the District Court of Kandy.

I. K. R. Karuppen Chetty, of Kandy..... Plaintiff.  
No. 12,354. Vs.

Wilfred Abeyaratne Ratwatta... Defendant.

K. K. N. K. S. V. Nagappa Chetty, of  
Kandy ..... Added Party.

**N**OTICE is hereby given that on October 2, 1900, commencing at 12 o'clock noon, will be sold by public auction at the premises the following property mortgaged upon bond dated April 5, 1898, to wit:—

1. Pitakotuwehena of 3 seers of kurakkan sowing extent, situate at Vegodapola in Palis pattu of Matale; and bounded on the east by wella, south by the fence of Pinkotua, west by the fence of the chena belonging to defendant, and on the north by the fence of the field, with everything thereon.

2. Rukattanagahamulapillewa of about 4 seers of kurakkan sowing extent, situate at Vegodapola as aforesaid; and bounded on the east by Panselagala, south by Vegodapolawalawwehena, west by the fence of Kawodupelellawalawwe pillawa, and on the north by field, with everything thereon.

3. Bolluwe-elahena of 15 seers of kurakkan sowing extent, situate at Vegodapola as aforesaid; and bounded on the east and south by Vegodapolawalawwehena, west by fence of Polwatta, and on the north by field, with everything thereon.

4. Moragahakotapuhena of about 15 seers of kurakkan sowing extent, situate at Vegodapola as aforesaid; and bounded on the east by Vegodapolawalawwehena, south by the fence of the field, west by the chena belonging to defendant, and on the north by ganima, with everything thereon.

5. Ehatugahamulayayahenamudunehenyaya (six chenas) of about 30 seers of kurakkan sowing extent, situate at Vegodapola as aforesaid; and bounded on the east by Vegodapolawalawwehena, south by the chena belonging to defendant, west by stone fence, and on the north by Pillawaveta, with everything thereon.

6. Kadewatagawawelmadithehena of 8 seers of kurakkan sowing extent, situate at Vegodapola as aforesaid; and bounded on the east by the fence of Vegodapolawalawwehena, south by ela, west by stone fence, and on the north by the chenas belonging to defendant, with everything thereon.

7. Vewupitiahena of 10 seers of kurakkan sowing extent, and situate at Vegodapola as aforesaid; and bounded on the east by the fence of the field, south, west, and north by the chenas belonging to defendant, with everything thereon.

8. Badullagahumulahena of 10 seers of kurakkan sowing extent, situate at Vegodapola; and bounded on all sides by chenas belonging to defendant, with everything thereon.

9. Kosgahamulaeturuyaya of 8 seers of kurakkan sowing extent, situate at Vegodapola as aforesaid; and bounded on all sides by the chenas belonging to defendant, with everything thereon.

10. Kuruketiayahenyaya of 30 seers of kurakkan sowing extent, situate at Vegodapola as aforesaid; and bounded on the east by stone fence, south, west, and north by limit of the chenas belonging to defendant, with everything thereon.

11. Diyawarakawehena of 30 seers of kurakkan sowing extent, situate at Vegodapola as aforesaid; and bounded on the east by stone fence, south and west by the limit of the chenas belonging to defendant, and on the north by ganima, with everything thereon.

And that on October 3, 1900, at 12 o'clock noon, at the premises.

Naberittayayehena of 40 seers of kurakkan sowing extent, situate at Vegodapola as aforesaid; and bounded on the east and all other sides by the chenas belonging to defendant, with everything thereon.

13. Siyambalagahamulayaya of 30 seers of kurakkan sowing extent, situate at Vegodapola as aforesaid; and bounded on the east, south, and west by the chenas belonging to defendant, and on the north by ganima, with everything thereon.

14. Ethparayaya of 30 seers of kurakkan sowing extent, situate at Vegodapola as aforesaid; and bounded on all sides by the chenas belonging to defendant, with everything thereon.

15. Illukgolleyaya of about 30 seers of kurakkan sowing extent, situate at Vegodapola as aforesaid; and bounded on the east by ganima, south and west by fence of the field, and on the north by the chena belonging to defendant, with everything thereon.

16. Kuruudugalgodayaya of 10 seers of kurakkan sowing extent, situate at Vegodapola as aforesaid; and bounded on the east and on all other sides by the chenas belonging to defendant, with everything thereon.

17. Damunugolleyaya of 40 seers of kurakkan sowing extent, situate at Vegodapola as aforesaid; and bounded on the east by the chenas belonging to defendant, south and west by ela, and on the north by the land belonging to defendant.

Amount of writ, Rs. 4,757.28.

R. N. THAINE,  
Deputy Fiscal.

Fiscal's Office,  
Kandy, September 4, 1900.

In the District Court of Kandy.

A. R. L. A. R. Sinnaiya Chetty, of  
No. 159, Colombo street, Kandy..... Plaintiff.

No. 13,048. Vs.

Sawanna Muna Mohamado Abdul Cader,  
of Madulkele..... Defendant.

**N**OTICE is hereby given that on September 28, 1900, commencing at 12 o'clock noon, will be sold by public auction at the premises the right, title

and interest of the defendant in and to the following lands, to wit:—

1. Borawahena, Kurumbewatta, Kurulandehena, and Wewagawawatta marked A in the survey dated May 28, 1889, containing in extent 5 acres 2 roods and 37 perches, situate at Udugoda in Lower Dumbara; and bounded on the east by land on which a Government house stands, the land owned once by Annamalay Chetty and Goonetilleke, Notary, south by land belonging to Lebbe Cando Marikkar, Udu-kumburasundera, and the field belonging to Seneratne, Notary, west by the land belonging to Secretary, and on the north by the land belonging to Mr. Holloway, with the buildings thereon.

On the land B and E appearing in the deed No. 15,591, dated October 8, 1893, and attested by J. A. Siriwardane, Notary.

2. Pitakandehena, situate at Udagama Pallegampaha of Lower Dumbara; bounded on the north by land claimed by Jayasekera Arachchige Punchy Appuhamy, north-east by land described in plan No. 67,372, south-east by lands described in plans Nos. 72,364 and 72,829, south-west by land described in plan No. 84,483, north-west by land described in plan No. 69,219; containing in extent 3 acres 2 roods and 21 perches, described in deed No. 3,045, dated May 13, 1896, and attested by Awadu Lebbe Marikkar Mohamad Cassim, Notary

3. Pitakandehena or watta of about 5 acres in extent, situate at Udagama as aforesaid; and bounded on the east by the drain of the field Kotuwatta, south by the ditch of Mr. Scowen's estate, west by the ditch of Mr. Scowen's jungle, and north by Daniel Bas' garden described in deed No. 2,447, dated February 16, 1894, attested by A. M. Mohamad Cassim, Notary.

4. Galgodahena *alias* Galgodawatta, situate at Panwila as aforesaid, containing in extent 1 acre 2 roods and 30 perches; bounded on the east by land belonging to Mr. Thomas, on the south by the road, on the west by a ditch and fence, and on the north by summit of the hill and land belonging to Mr. Thomas, described in deed No. 18,695, dated September 3, 1896, and attested by J. A. Siriwardane, Notary Public.

5. The land called and known as Galkandepatana or watta, situate at Kellebokke, in the Central Province, containing in extent 29 acres 1 rood and 34 perches; bounded on the north by land described in plan No. 78,165, on the east by Kande-oya, on the south by Sambugalakandura, and on the west by reservation along the road and by land described in plan No. 77,350, excluding therefrom 7 acres towards the east of the said land, with all the plantations and buildings, live and dead stock, implements, and utensils thereon and thereto belonging.

Amount of writ, Rs. 6,300·87½.

R. N. THAINE,  
Deputy Fiscal.  
Fiscal's Office,  
Kandy, September 4, 1900.

North-Western Province.

In the District Court of Negombo.

Suna Pana Rawanna Mana Lena  
Lechchamanan Chetty, of Negombo ... .. Plaintiff.  
No. 3,362. Vs.

Karunaratne Haluge Gabriel Fernando  
and another..... Defendants.

NOTICE is hereby given that on Saturday, September 29, 1900, at 12 o'clock noon, will

be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz.:—

The land called Batalahena *alias* Mahawatta of about 6 acres in extent, being a portion of the land called Kohilakanda; containing in extent about 250 acres, situated at Hemudawa in Pitigal korale of the Katugampola hatpattu, in the Kurunegala District.

Amount to be levied Rs. 3,027·50, with interest on Rs. 1,750 at 24 per cent. per annum from February 8, 1899, and poundage.

N. S. CASSIM,  
for Fiscal.  
Fiscal's Office,  
Kurunegala, September 4, 1900.

In the District Court of Negombo.

Nawenna Nawenna Nachchiappa Chetty,  
of Negombo ..... Plaintiff.  
No. 3,642. Vs.

Kuruppu Arachchillage Appuhamy *alias*  
Kornelis Appuhamy..... Defendant.

NOTICE is hereby given that on Saturday, September 29, 1900, at 2 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 land called Pepolekumburata-aithihena, situated in the village Wilgoda in Tiragandahe korale of the Weudawili hatpattu, in the District of Kurunegala; and containing in extent 27 fathoms in length and 37 fathoms in breadth, together with the buildings standing thereon.

2. The land called Wagallehena, situated in the village Pallewalpola in Tiragandahe korale aforesaid; containing in extent about 8 lahas of kurakkan sowing.

3. The land bordering on the round road opened up to the road from Negombo to Puttalam in the town of Kurunegala; containing about 1 seer of kurakkan sowing extent.

On Monday, October 1, 1900, at 12 o'clock noon, will be sold by public auction at the premises the following property:—

The five contiguous lands called Appuwamadehena, Appuwamadewawahena, two chena lands called Keenagollehena and Millagahamulahena, now forming one land and known as Werellagollewatta, situated at Kadahapola in Dambadeni Udukaha korale west of the Dambadeni hatpattu, in the District of Kurunegala; and containing 54 acres and 33 perches in extent, together with the buildings standing thereon.

Amount to be levied Rs. 5,271·83, with interest on Rs. 5,114·71 at 9 per cent. per annum from April 24, 1900, and poundage.

N. S. CASSIM,  
for Fiscal.  
Fiscal's Office,  
Kurunegala, September 4, 1900.

In the District Court of Chilaw.

M. M. A. Nikulesiya Perera Hamine and  
others, of Moratuwa ..... Plaintiffs.  
No. 1,090. Vs.

Warnakula-aditta Arsanelaitta Vesenti  
Lowe, of Talwila, and nineteen others... Defendants.

NOTICE is hereby given that on Monday, October 1, 1900, commencing at 1 o'clock in the

afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz. :—

1. Half share of the plantations or half of the planted trees with all the buildings standing on the garden called Paragahayekosgahawatta of 14 acres 1 rood 4 perches in extent, situate at Marawila in Yatakalan pattu of Chilaw District, exclusive of the soil ; bounded on the north by the lands of the heirs of Prino Lowe Appuhamy and Alvino Lowe, Mudaliyar, and by the land on which Roman Catholic church is built, east by the land of the heirs of Marthelis Lowe, Division Officer, and Alvino Lowe, Mudaliyar, south by the lands of the heirs of Seneviratne Mudaliyar, west by the lands of the heirs of Prino Lowe Appuhamy.

2. The entire soil, plantations, and the buildings standing on the land called Paragahayaya of about 1 acre and 2 roods in extent, situate at Marawila aforesaid ; bounded on the north by land of the late Mathes Lowe, Division Officer, east by land of Raphiel Lowe Appuhamy, south by a portion of this land belonging to Gregoris Lowe Appuhamy, west by land of Obris Lowe Appuhamy *alias* Andris Lowe Appuhamy.

3. A portion of land of 1 acre and 2 roods in extent with the plantations, soil, and buildings standing thereon, situate at Marawila aforesaid ; bounded on the north by a portion of this land belonging to Gregoris Lowe Appuhamy, east by land of Samel Perera, Annavirala, south by land of Allino Lowe, Mudaliyar, west by garden of Francis Lowe Appuhamy.

4. A portion of land of 1 acre and 2 roods in extent with soil, plantations, and buildings standing thereon, situate at Marawila aforesaid ; bounded on the north by land of Gregoris Lowe Appuhamy, east by land of Samel Perera, Annavirala, south by land of Augustino Lowe Appuhamy and others, west by land of Louis *alias* Andris Lowe Appuhamy.

5. A portion of land of 1 acre and 2 roods in extent with the soil and plantations and buildings standing thereon, situate at Marawila aforesaid ; bounded on the north by land of the late Mathes Lowe, Division Officer, east by land of Samel Perera, Annavirala, south by land of Augustino Lowe Appuhamy, west by land of Visenti Lowe Appuhamy.

6. A portion of land of 1 acre 2 roods in extent with the soil, plantations, and buildings standing thereon, situate at Marawila aforesaid ; bounded on the north by land of the late Mathes Lowe, Division

Officer, and another, east by a portion of this land belonging to Louis Lowe Appuhamy, south by garden of Alvino Lowe, Mudaliyar, and another, west by a portion of this land belonging to Andrew Tissera.

7. A portion of land of 2 acres in extent with the soil, plantations, and buildings standing thereon, situate at Marawila aforesaid ; bounded on the north by land of the late Mathes Lowe, Division Officer, and others, east by a portion of this land belonging to Migel Croos, south by garden of Alvino Lowe, Mudaliyar, and others, west by land of Mathes Lowe, Division Officer.

Amount recoverable Rs. 5,054.60, with further damages at Rs.57 for a month and interest at 9 per cent. per annum from February 25, 1899, until plaintiffs are restored to possession of the land decreed to them, and poundage.

J. G. FRASER,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Chilaw, September 4, 1900.

In the District Court of Chilaw.

Kuna Pena Ana Palaniappa Chetty, by his  
attorney K. P. A. Supramanian Chetty... Plaintiff.

No. 1,918. Vs.

Abraham Wijesinhe Jayawardane, of  
Madampe ..... Defendant.

NOTICE is hereby given that on Saturday, September 29, 1900, 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. :—

Five-tenths share of a piece of land of about 25 acres in extent, situate at Mugunuwatawana in Yagam pattu, Chilaw District ; bounded on the north by land of Mr. Joseph Pandithasekara, east by Horakele, south by land of Abeyaratne Mudaliyar, west by stream called Kaludiya-ela.

Amount recoverable Rs. 732.87, with interest on Rs. 1,500 at  $1\frac{1}{4}$  per cent. per mensem from March 2, 1899, up to June 8, 1899, further interest on the aggregate sum at 9 per cent. per annum from June 8, 1899, and poundage.

J. G. FRASER,  
Deputy Fiscal.  
Deputy Fiscal's Office,  
Chilaw, September 1, 1900.

## DISTRICT AND MINOR COURTS NOTICES.

NOTICE is hereby given that a suit has been instituted in the Court of Requests of Hatton by eight labourers late of Belgravia estate, against the proprietors thereof, under the Ordinance No. 13 of 1889, for the recovery of their wages amounting to Rs. 58.94.

This 30th day of August, 1900.

O. S. MOHAMADU,  
Chief Clerk.