

# 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.

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#### DRAFT ORDINANCES.

## MINUTE.

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

An Ordinance relating to the possession and use of Firearms.

Preamble.

WHEREAS 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 Government Gazette, 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judicial district, or judicial division, the enactments mentioned in column 1 of the first schedule hereto shall be repealed in respect of such province,

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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- (a) Any penalty, forfeiture, or punishment incurred in respect of any offence committed against any enactment hereby repealed; nor
- (b) The continuance of any legal proceeding already instituted, and which may be pending under any enactment so repealed.

Where any unrepealed Ordinance incorporates or refers to any provision of any enactment hereby repealed, such unrepealed Ordinance shall be deemed to incorporate or refer to the corresponding provision of this Ordinance.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 Government Gazette, to issue licenses under this Ordinance within such province, judicial district, or judicial division.

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 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 hereinafter provided for possessing a gun without a license,

License to possess a gun.

Proviso 1.

Proviso 2.

Licenses how to be obtained.

until after the expiration of one calendar month from the death of such licensee. 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.

(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 thirtyfirst day of December next ensuing after the issue thereof.

When dispensed

(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 it 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 Ordinauce 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.

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.

Half fines 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 employed in the Prisons Department in the custody or supervision of prisoners, or 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.
- 22 It shall be lawful for the Governor in his discretion from time to time, by writing under the hand of the Colonial Secretary, to exempt any person or the holder of any office during his tenure of such office from the operation of this Ordinance, and such exemption when made to cancel or revoke. None of the provisions of this Ordinance shall be deemed to apply to any person so exempted while such exemption continues in force.

## 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" ... Somuch of part 5 of
Schedule B as
refers to "The
Firearms Ordi-

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 ———

(Signed) ———, Government Agent.

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

### (Section 9.)

(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,

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

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. No. 1,414 C. In the Matter of the Last Will and Testament of Mary Jane Copeland, deceased, of Staindrop in the County of Durham.

THIS matter coming on for disposal before F. R. Dias, Esq., Additional District Judge of Colombo, on the 6th day of December, 1900, in the presence of Mr. Hector van Cuylenburg, Proctor, on the part of the petitioner John James de Fry, of Colombo; and the affidavit of the said petitioner, dated 5th December, 1900, having been read:

It is ordered that the will of Mary Jane Copeland, deceased, dated 29th July, 1897, an exemplification of the probate whereof is now deposited in this court, be and the same is hereby declared proved, unless any person shall, on or before the 20th day of December, 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 Charles John Copeland and Arthur Copeland, the executors named in the said will, and that he is entitled; as such attorney, to letters of administration with copy of the will annexed issued to him accordingly, unless any person interested shall, on or before the 20th day of December, 1900, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,
Additional District Judge.

The 6th day of December, 1900.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. No. 1,415 C.

In the Matter of the Last Will and Testament of the late Wellewattage Alwis Pieris alias Domingo Pieris, deceased, of Bambalapitiya.

THIS matter coming on for disposal before F. R. Dias, Esq., Additional District Judge of Colombo, on the 6th day of December, 1900, in the presence of Messrs. Fieris & De Mel, Proctors, on the part of the petitioner Sembuge Dona Pablina Fonseka, of Bambalapitiya; and the affidavit of the said petitioner, dated the 5th day of December, 1900, having been read: It is ordered that the will of Wellewattage Alwis Pieris alias. Domingo Pieris, deceased, dated the 23rd October, 1900, 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 December, 1900, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Sembuge Dona Pablina Fonseka is the executrix named in the said will, and that she is entitled to have probate of the same issued to her accordingly, unless any person interested shall, on or before the 20th day of December, 1900, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS, Additional District Judge.

The 6th day of December, 1900.

#### In the District Court of Colombo.

Order Nisi.

No. 1,348.

In the Matter of the Estate of the late Kondagamage William Edward Fernando, deceased, of Moratuwa.

THIS matter coming on for disposal before F. R. Diss, Esq., Additional District Judge of Colombo, on the 16th day of August, 1900, in the presence of Mr. E. G. Jayewardene, Proctor, on the part of the petitioner Vitaranege Emily Engeltina Fernando, of Moratuwa; and the affidavit of the said petitioner, dated 15th 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 Kondagamage William Edward Fernando issued to her, as widow of the said deceased, unless the respondents—1, Kondagamage Edward Edgar Fernando; 2, Kondagamage Helen Beatrice Fernando, both of Moratuwa—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 16th day of August, 1900.

The date for showing cause against the above Order Nisi is extended till the 20th December, 1900.

F. R. DIAS, Additional District Judge.

In the District Court of Colombo Order Nisi declaring Will proved.

Testamentary Jurisdiction. No. C 1,416. In the Matter of the Last will and Testament of Lieutenant-Colonel James Meaden, of Colombo, deceased.

THIS matter coming on for disposal before F. R. Dias Esq., Additional District Judge of Colombo, on the 6th day of December, 1900, in the presence of Messrs. F. J. & R. F. de Saram, Proctors, on the part of the petitioner Susan Meaden, of Colombo; and the affidavit of the said petitioner, dated 3rd day of December, 1900, having been read:

It is ordered that the will of Lieutenant-Colonel James Meaden, deceased, dated 8th August, 1862, 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 December, 1900, show sufficient cause to

It is further declared that the said petitioner is the executrix named in the said will, and that she is entitled to have probate of the same issued to her accordingly, unless any person interested shall, or or before the 20th

day of December, 1900, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS, Additional District Judge.

The 6th day of December, 1900.

In the District Court of Kalutara.

Order Nisi.

Testamentary Jurisdiction. No. 247. In the Matter of the Estate of the late Joronis de Silva Thanapathy Wijeratna, deceased, of Paiyagala.

THIS matter coming on for disposal before Allan Beven, Esq., District Judge of Kalutara, on the 21st day of August, 1900, in the presence of Mr. D. de Silva, Proctor, on the part of the petitioner Thanapathilianerallage Michela de Silva, of Paiyagala; and the affidavit of the said petitioner, dated 26th July, 1900, having been read:

It is ordered that the said petitioner Thanapathilianerallage Michela de Silva be and she is hereby declared entitled to have letters of administration to the estate of the said deceased Joronis de Silva Thanapathy Wijeratna issued to her, as widow of the said deceased, unless the respondents—1, Juwan de Silva Thanapathy Wijeyaratne; 2, Anthony de Silva Thanapathy Wijeyaratne; 3, Peter de Silva Thanapathy Wijeyaratne; 4, Catherina de Silva Thanapathy Wijeyaratne, all of Paiyagala—shall, on or before the 4th day of October, 1900, show sufficient cause to the satisfaction of this court to the contrary.

ALLAN BEVEN, District Judge.

The 21st day of August, 1900.

The date for showing cause against the above Order Nisi is hereby extended to the 15th day of November, 1900.

ALLAN BEVEN, District Judge.

October 4, 1900.

The date for showing causing against the above Order Nisi is hereby further extended to the 18th day of December, 1900.

G. C. ROOSMALECOCQ, District Judge.

November 15, 1900.

In the District Court of Galle.

Order Nisi.

Testamentary
Jurisdiction.
No. 3,330.

In the Matter of the Intestate Estate
of Nicholas Dias Suriya Aratchy
Appuhamy, deceased, of Magedera.

THIS matter coming on for disposal before F. J. de Livera, Esq., District Judge of Galle, on the 14th day of November, 1900, in the presence of Mr. Fred. J. de Vos, Proctor, on the part of the petitioners (1) James Dias Dahanaike Appuhamy, and (2) Andreas Dias Suria Aratchy Appuhamy, of Bambarenda in Wellaboda pattu of Matara; and the affidavit of the said James Dias Dahanaike Appuhamy, dated 12th November, 1900, having been read:

It is declared that the said (1) James Dias Dahanaike Appuhamy, of Magedera, and (2) Andreas Dias Suriya Aratchy Appuhamy, the 1st as brother in-law and 2nd as brother of the said deceased, are entitled to have letters of administration of the estate of the said deceased issued to them accordingly, unless the respondents—1, Dona Carlina Dahanaike Haminey; 2, Sekal Dias Suriya Aratchy Appuhamy; 3, Andreas Dias Suria Aratchy Appuhamy; 4, Edwin Dias Suria Aratchy Appuhamy, all of Magedera; 5, Dona Dingiri Etana Dias Suria Aratchy Haminey, wife of 6, John Dissanayake, of Baddegama; 7, Dona Nancy Dias Suriya Aratchy Haminey, of Magedera, the 7th respondent berguardian ad litem the 1st respondent—shall, on or before the 18th day of December, 1900, show sufficient cause to the satisfaction of this court to the contrary.

F. J. DE LIVERA, District Judge.

The 14th day of November, 1900.

In the District Court of Galle.

Order Nisi.

No. 3,324.

In the Matter of the Estate of the late Kahanda Kanattegey Dona Ceciliyana, deceased, of Hatuwapiyadigama.

THIS matter coming on for disposal before F. J. de Livera, Esq., District Judge, Galle, on the 27th day of September, 1900, in the presence of George Abeyewardene, Proctor, on the part of the petitioner Hallinne Lockugey Hendrick de Silva, of Hatuwapiyadigama; and the affidavit of Meegodayaddehigey Sinno Appu, of Hatuwapiyadigama, dated 31st July, 1900, having beeen read:

It is declared that the said Hallinne Lockugey Hendrick de Silva, of Hatuwapiyadigama, is husband of the said deceased, and that he is as such entitled to letters of administration of the estate of the above-named deceased issued to him accordingly, unless the respondents—(1) Hallinne Lockugey Sardias Daharmaratne, (2) Kahanda Kanattegey

Don Mathes de Silva Pandita Goonaratne, late Police Officer, both of Hatuwapiyadigama-shall, on or before the 18th day of December, 1900, show sufficient cause to the satisfaction of this court to the contrary.

F. J. DE LIVERA The 27th day of September, 1900. District Judge.

> In the District Court of Kurunegala. Order Nisi declaring Will proved, &c.

Testamentary Jurisdiction. No. 654.

In the Matter of the Will of Meera Lebbe, son of Mohamado, deceased.

Usubu Lebbe, son of Ahamado Lebbe, of Bandawa .......Petitioner.

1, Abdul Satibu, son of Madu Lebbe; 2, Ismail Lebbe; 3, Mariyambu Nachchia; 4, Kan-

1HIS matter coming on for disposal before J. D. Mason, Esq., District Judge of Kurunegala, on the 16th day of November, 1900, in the presence of Mr. C. P. Markus on the part of the petitioner; the affidavit of the said petitioner Usubu Lebbe, son of Ahamado Lebbe, of Bandawa, dated the 5th day of November, 1900, having been read: It is ordered that the will of the late Meera Lebbe, son of Ahamado Lebbe, of Bandawa, dated the 18th day of October, 1900, and now deposited in this court, be and the same is hereby declared proved.

And it is further ordered that the said Usubu Lebbe, son of Ahamado Lebbe, of Bandawa, is the executor named-in the said will, and that he is entitled to have probate issued to himaccordingly, unless the said respondents shall, on or before the 28th day of December, 1900, show sufficient cause to the satisfaction of this court to the contrary.

J. D. MASON. District Judge.

In the District Court of Kurunegala.

Order Nisi.

Testamentary Jurisdiction. No. 657.

In the Matter of the Intestate Estate of the late Ranasingha Mudiyanselage Widane, late Arachchi of Marapahambiya.

 Ranasingha Mudiyanselage Dingiri Me-nika;
 Ranasingha Mudiyanselage Ram Menika, both of Marapahambiya ...... Petitioners.

1. Ranasingha Mudiyanselage Ukku Banda : Ranasingha Mudiyanselage Punchi Menika, both of Marapahambiya in 

VHIS matter coming on for disposal before J. D. Mason, Esq., District Judge of Kurunegala, on the

24th November, 1900, in the presence of Mr. E. G. Goonawardene on the part of the petitioners; and the affidavit of the petitioners, dated the 22nd day of November, 1900, having been read: It is ordered that the said Ranasigha Mudiyanselage Dingiri Menika and Ranasingha Mudiyanselage Ram Menika, both of Marapahambiya, as daughters of the deceased intestate, are entitled to letters of administration of the estate of the said deceased issued to them accordingly, unless the respondents shall, on or before the 11th day of January, 1901, show sufficient cause to the satisfaction of this court to the contrary.

> J. D. MASON, District Judge.

The 24th day of November, 1900.

In the District Coult of Mannar.

Order Nisi.

Testamentary Jurisdiction. No. 100.

In the Matter of the Estate, Goods, Chattels, Rights, and Credits of the late Mohaiadeenkadduvava Mohamadokaseen, of Vidattaltivu, deceased.

Kadduvava Mohamadokaseen, of Vidattaltivu.....Petitioner.

1. Alimaumma, widow of Mohamadokaseen; 2, Mohamadokaseen Sulaimalevvai; 3, Mohamadokaseen Asiaumma; 4. Mohamadokaseen Chainampoo; 5, Mohamadokaseen Hameedulevvai; Mohamadokaseen Mohamado Meerasaibo, minors, by their guardian ad litem the first respondent, all of Vidattaltivu....Respondents.

IHIS matter coming on for disposal before B. Constantine, Esq., District Judge of Mannar, on the 23rd day of October, 1900, in the presence of Mr. S. Mudlr Ananthan, Proctor, on the part of the petitioner Kadduvava Mohamadokaseen of Vidattaltivu; and the affidavit of the said petitioner, dated 12th day of October, 1900, having been read: It is ordered that the said Kadduvava Mohamadokaseen be, and he is hereby declared entitled to have letters of administration to the estate of the deceased Mohaiadeenkadduvava Mohamadokaseen issued to him. as his brother-in-law, unless the respondents above-named or any other person shall, on or before the 28th day of December, 1900, show sufficient cause to the contrary.

> B. CONSTANTINE, District Judge.

This 23rd day of October, 1900.

## NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Mananedewage Magiris Fernando, of Prince 

No. 13,639.

1, Beminihennedige Johannes Pieris; 2, Beminihennedige Haramanis Pieris; 3, Beminihennedige Cornelis Pieris, all of

Egoda Uyana in Moratuwa ......Defendants.

OTICE is hereby given that on Saturday, January 5, 1901, at 11 o'clock in the forenoon, will be sold by public auction at the premises the following property,

All that tea estate and plantation called and known as Charity Garden or Wattegala estate, situate in the village Mahalla, in Dehigampal korale of Three Korales in the District of Kegalla, which estate is differently described as follows, to wit :-

(a) All that estate called and known as Charity Garden, situate at Mahalla in Dehigampal korale of Three Korales; and bounded on the east by Troy estate, on the south and west by native gardens, and on the north by Hakurugala estate; containing in extent 65 acres and 2 roods more or less.

(b) All that estate called and known as Charity Garden, situate at Mahalla aforesaid; bounded on the north by Gedaragawahena, on the east by Hakurugala estate, on the south by Udakumbura and Diabona-ela, on the west by Troy estate and Harunkahawa, and on the north-west by Wattegallehena; containing in extent 64 acres 3 roods

and 28 perches.

Writ is issued to levy the sum of Rs. 20,660, with interest on Rs. 15,000 at 9 per cent. per annum from

May 23, 1900, and costs of suit.

TIMOTHY F. ABAYAKOON, Deputy Fiscal.

Deputy Fiscal's Office, Kegalla, December 8, 1900.

In the District Court of Negombo.

Sembukuttiarachchige Carolis Silva Appu-

hami, of Katana.....Plaintiff.

No. 3,343.

1, Savina Perera; 2, Ana Fernando, her husband 3. Christogu Fernando Pedro husband 3, Christogu Fernando Pedro Pulle; 4, Suse Fernando Jacob Pulle; 5,

Salman Fernando Jacob Pulle; 6, Madalena Fernando, her husband 7, Alensu Fernando Nicholan Pulle; and 8, Thomme Fernando

Jacob Pulle, all of Heinmulle......Defendants. O'TICE is hereby given that on January 12, 1901, commencing at 11 o'clock in the forencon, will

be sold by public auction at the premises the following property, specially hypothecated by bond No. 11,197 dated September 25, 1896, viz.:—

An undivided 11 share of the portion of the land called Mahawatta, situate at Etgala in the Dunagaha pattu of the Alutkuru korale; the entire land is bounded on the north by the garden belonging to the heirs of Suse Fernando Ramanathan Pulle, on the east by the portion of this land belonging to the heirs of Gabriel Fernando Philippu Pulle, on the south by the lands of Suse Peeris Saviel Pulle and others, and on the west by the land of Peduru Fernando Ramadan Pulle, Annavi; containing in extent 1 acre and 2 roods more or less.

2. An undivided  $\frac{1}{12}$  share of one-fifth share of the land called Millagahawatta, at Bambukuliya in do.; the said one-fifth share is bounded on the north by the land of Pedro Fernando Palappa and others, on the east by a dewata road, on the south by the portion of this land of Anthoni Perera Domingo Pulle, and on the west by the land of Mathes Peries Paulo Pulle and others; contain-

ing in extent 3 acres more or less.

3. An undivided 13 share of the land called Kongahawatta, at Heinmulla in do.; the entire land is bounded on the north by the field or agara land belonging to Philippu Fernando Anthoni Pulle, Police Headman, and others, on the east also by lands belonging to the said Philippu Fernando Anthoni Pulle, Police Headman, and others, on the south by the road Mahamawatta, and on the west by the portion of this land of the said Ana Fernando; containing in extent 3 acres more or less.

4. The land called Halgahawatta, at Obberiya in do.; bounded on the north by the agara field of Christogo Fernando Ananda, on the east by the garden of Saviel Fernando Wengadastry, on the south by the land of Gabriel Fernando Wengadastry and others, and on the west by the garden of Saviel Fernando Wengadastry and others, and on the west by the garden of Saviel Fernando Wengadastry and others; containing in extent 1 acre and 2 roods more or less.

5. An undivided 3 share of the land called Banadiaowita, at Manaweriya in do.; the entire land is bounded on the north by the land purchased by Lorensu Fernando and Bastian Fernando, on the east by the road, on the south by the road Mahamawatta and by land purchased by Anthoni Waas and canal called Toppu-ela, on the south-west and west by the said Toppu-ela; containing in extent 3 roods and 21 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. 1,571.50, and interest on Rs. 1,100 at 121 per cent. per annum from September 25, 1898, of which Rs. 651 received on May 26, 1900.

> SWAMPILLE JOSEPH, Deputy Fiscal.

Deputy Fiscal's Office, Negombo, December 11, 1900.

In the Court of Requests of Negombo.

Suna Pana Yaina Kuna Kristnan Chetty, of

Negombo ......Plaintiff.

Herathitihamillage Babanis Vederala, of

Kandawala.....Defendant.

OTICE is hereby given that on January 8, 1901, 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,

The land wherein the defendant resides and the buildings standing thereon, situate at Kandawala in the Dunagaha pattu of Alutkuru korale; and bounded on the north by the land of Don Isan Appu and others, on the east by the land of Paulu Vedarala, of Pitipana, on the south by the land of Juse Appu and others; and on the west by a dewata and road; containing in extent 3 acres more or

Amount to be levied Rs. 358-631, and interest on Rs. 326 55½ at 9 per cent. per annum from September 25 1900.

> SWAMPILLE JOSEPH, Deputy Fiscal.

Deputy Fiscal's Office, Negombo, December 11, 1900.

## Central Province.

In the District Court of Kandy. ...

Muna Kana Runa Carupen Chetty......Plaintiff.

No. 12,411. **Vs.** 

Ratwattawalawwe Vegodepola Tikiri Banda...Defendant

TOTICE is hereby given that on January 12, 1901, 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 field called Kiribathgallekumbura, of four amunams of paddy culture, situate at Vegodepola in Udugodapallesiya pattu of Matale; boundedon the east by the limit of Hembalande, south by Ela, west by bank of the field, and on the north by ela of the field. Amount of writ, Rs 1,070.74.

Fiscal's Office, Kandy, December 11, 1900. A. V. WOUTERSZ, Deputy Fiscal.

#### In the District Court of Kandy.

Ana Lana Kana Runa Letchimanan Chetty, of Matale, of the last will and testament of Muna Thana Muna Muttappa Chetty, of Matale, deceased......Plaintiff.

No. 13,206.

Vs.

Anthony Santiagu Chandrawaranam, Mudaliyar, Secretary of the District Court, Kandy, the present administrator of the estate of Dorakumburawalawwe Ekanaike Wijeratne Wickremesekera Dharmekiritie Rajakaruna Waselamudiyanse Dissawe, deceased...... Defendant.

OTICE is hereby given that on January 10, 1901, commencing at 12 o'clock noon, will be sold by public auction at the premises the following lands mortgaged upon bond dated August 10, 1895, to wit:-

(1) All that paddy field called Asweddume of two pelas of paddy culture; bounded on the east by Medewelwalakumbura and fence, south by the garden belonging to Gurunnahe, west by Madametenne-ela, and on the north by Madamatenne and fence, situate at Kanangomuwe in Gamphasia pattu of Matale,

(2) All that land called and known as Asweddumewatta of about four nellies of kurakkan sowing extent; bounded on the east by Medatenna-ela, south by fence of Uhanegodellehena, west by the fence of Kapurala's garden, and on the north by the fence of the chena belonging to Meddume Kapurala, situate at Kanangomuwe as aforesaid.

(3) All that paddy field called Medewalewalakadullagawadarandepela of bout one pel of paddy culture; bounded on the east by Narangahamulekumbura, south by fence of Gedarawatta, west by Heneyalekumbura, and on the north by Heendenduwella and Mahawella, situate at

Dunukewatta aforesaid.

(4) An undivided half share of all those three pieces of land called Waragollemakulamulahena, Dematagahamulahena and Paragahamulahena (now planted with cacao and other fruit trees); bounded on the east by the limit of the garden belonging to Wattagedara Kalu Banda and Ukku Banda, south by the limit of the garden of Alvis Muhandiram. west by Telambokanuwe and Kitulkanuwe and the garden of Sanchihamy, and on the north by the garden of Bogahamulahena; containing in extent 4 acres and 1 rood more or less; situated at Dorakumbura, excluding the minor road passing through the land.

Amount of writ Rs. 2,328 35, and legal interest thereon from July 14 1900 till payment in full

from July 14, 1900, till payment in full.

A. V. WOUTERSZ, Deputy Fiscal.

Fiscal's Office, Kandy, December 11, 1900.

## Southern Province.

In the District Court of Galle.

Muna Rawanna Mana Ana Sanmugam Chetty, of Galle ...... Plaintiff.

 $\nabla s$ . No. 4,620.

Samat Hakim Abdul Carim and others, of Galle.....Defendants.

OTICE is hereby given that on Friday, January 11, 1901, at 2 o'clock in the afternoon, will be sold by public auction at the premises the following property,

1. All that field called Battalawattewela (exclusive of \$ of \$ of \$ and 72 of \$ of \$ of \$ parts), containing in extent 12 acres 1 rood and 36.70 perches, situated at

2. The field called Mahakumbura, containing in extent 9 acres 2 roods 13.67 perches, situated at Gintota.

3. All the field called Dywabalapuwekumbura and 3 parts of Weliketiyakumbura, containing in extent 5 acres 33.08 perches, at Wakwella.

4. All that allotment of land called Weliketiya-

kumbura, 12 kurunies in extent, situate at Wakwella.

5. All the soil and fruit trees of the two lots Nos. 1 and 2 marked lot A of the garden Totagewatta alias Ampitiyewatta, situate at Wakwella.

On Wednesday, January 16, 1900, at 2 o'clock in the afternoon, at the premises.

6. All the remaining unsold portion of Dambokkewela alias Adamgewela, otherwise called Radakumbura and Vidanagewatta-addarakumbura, situate at Horagampita.

7. All the soil and fruit trees of Kanattewatta alias Walawwewatta and the adjoining paddy fields Honpalatoduwekumbura, Pataweiwitiyakumbura, Halpankossekumbura, Halpankosseowita, and Welikadawatta alias owita, all forming one tract, situate at Kudagoda.

Mortgaged by writing obligatory No. 3,982 dated March 31, 1891, and declared bound and executable under

the judgment entered in the above case.

Amount Rs. 4,999.50, with interest on Rs. 4,950 at 9 per cent. from April 2, 1897, less Rs. 244 recovered.

Fiscal's Office, Galle, December 6, 1900. C. T. LEEMBRUGGEN, for Fiscal.

In the District Court of Galle.

Edward Alexander Goonewardena, of Colombo......Plaintiff.

No. 5,363.

٧s.

Hendrick Amerasingha, of Unawatuna, administrator of the estate of Carlina Brakel Goonewardena Hamine, of Galle, deceased ...... Defendant,

OTICE is hereby given that on Thursday, January 10, 1901, 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. An undivided 1 part of Galgeruduweihaladeniya alias Sahabandumahathayagedeniya, situate at Badde-1 gama.

On Tuesday, January 15, 1901, at 2 in the
afternoon, at the premises.
2. One-fourth part of 10 pelas extent of Sarentugewels and the adjoining land, stuate at Walpits.

3. Half part of 5 pelas of Pathirekumbura. situate at Walpita

4. Half part of Pitawagura, situate at Walpita.

On Thursday, January 17, 1901, at 2 in the

afternoon, at the premises.

5. Half of \* parts of Liyanagewatta, situate at Pan-

nangoda.
6. Half of 3 parts of Tuppahiralagewatta, situate at Pannangoda.

On Saturday, January 19, 1901, at 2 in the afternoon, at the premises.

7. Undivided \*\* or \* of the garden called Raigam-korlewatta and all the buildings standing thereon, situate at Dangedara.

> On Monday, January 21, 1901, at 2 in the afternoon, at the premises.

8. Undivided \$\frac{3}{6}\$ of an undivided \$\frac{2}{6}\$ part of Weliwatta, of the extent of 20 acres 3 roods and 23 perches, situate at Walpita.

On Wednesday, January 23, 1901, at 2 in the afternoon, at the premises.

9. Undivided 34 of an undivided 4 parts of Rookmalekumbura, situate at Urala.

10. Undivided 24 parts of Kanuketiyakumbura, situate at Urala.

11. Undivided 24 parts of the field called Deyandarakumbura, situate at Lelwala.

On Saturday, January 26, 1901, at 2 in the afternoon, at the premises.

12. Undivided 28 of an undivided 3 part of Dampelawatta alias Tuppahiralahamigewatta, situate at Pannan-

watta, situate at Pannangoda.

14. Undivided 24 parts of the land Hakurannewatta

alius Pulliyeaddarawatta, situate at Pannangoda.

Amount of writ Rs. 1,477.83, with interest on Rs. 1,216.33 at 9 per cent. from February 7, 1899, till payment.

C. T. LEEMBRUGGEN,

Fiscal's Office, Galle, December 6, 1900.

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for Fiscal.

#### North-Western Province.

In the District Court of Negombo.

. S. K. R. A. Supramanien Chetty......Plaintiff. No. 3,608.

Halahakoon Arachchige Dona Marihami.....Defendant.

OTICE is hereby given that on Tuesday, January 8, 1901, 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 defendant in the following property, viz. :-

(1) The northern portion of the two contiguous portions of gardens called Madangahawatta and Kahatagahawatta, situate at Nainamadama in Kammal pattu; bounded on the north by the dewats road, east by the garden belonging to the heirs of Thobias Perera Annavirala, south by the portion of this land belonging to Don Juan Appuhami, and west by the new road leading from Negombo to Chilaw; containing in extent 2 acres; and all

the buildings standing thereon. (2) The north-eastern portion of the garden called Kosgahawatta, in extent 50 cocoanut trees plantable land (including the cocoanut trees of the old plantation thereof), situate at Manpitiya; the entire land is bounded on the north by the gardens of Allis Appuhami and Marihami from Don Elaris Samaranayaka Wickramasinha, Notary, east by the land of Gordiano Fernando and others, south by the garden of Don Gabriel Annavirala, and on the

west by the Agara land; containing in extent within the said boundaries about 4 acres.

(3) The portion of land adjoining the northern boundary of the garden called Kosgahawatta; situate at Manpitiya aforesaid; which said portion adjoining the northern boundary is bounded on the north by the land belonging to the said Marihami from Don Elaris Samara-nayaka Wickramasinha, Notary, east by the portion of this land described No. 2 herein now belonging to the said Marihami and the land of 50 cocoanut trees belonging to Graciano Fernando, south by the portion of this land belonging to Singappu and by the land of 50 cocoanut trees belonging to Graciano Fernando, and west by the field; containing within the said boundaries 75 cocoanut trees plantable extent, excluding the tall cocoanut trees thereof.

Amount recoverable Rs. 1,722.62, with interest on Rs. 1,500 at the rate of 18 per cent. per annum from December 7, 1899, and poundage.

Deputy Fiscal's Office, Chilaw, December 11, 1900.

J. G. FRASER, Deputy Fiscal.

In the District Court of Chilaw.

Ravanna Mana Muna Vina Vinathithan Chetty, of Madampe......Plaintiff.

Nawaratnakoralalage Malhami, Police Headman, and another, of Henapola......Defendants.

OTICE is hereby given that on Monday, January 7, 1901, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz: -

1. The land bearing No. 2,396, situate at Henapola in Yagam pattu, Chilaw District; on the south by land appearing in plan No. 100,376 and Crown land and on

other sides by K ndupiti-oya.

2. The land bearing No. R 95, situate at Henapols aforesaid; bounded on the east by land belonging to the defendants, south by land appearing in plan No. 88,476, south-west and west by land belonging to D. de Silva Gunaratna Ralahami and Ungurala Vidane and another, north-west by land appearing in plan No. 16,099 and disputed by D. de Siiva Gunaratna Ralahami.

3. The land called Daminnagahawatta, situate at Henapola aforesaid; and bounded on the north by land belonging to D. de Silva Gunaratna Ralahami and Ungurala Vidanarala, east by land appearing in plan No. 88,476, south by land disputed by D. de Silva Gunaratna Ralahami and appearing in plan No. 16,051 and by lands appearing in plans Nos. 94,888 and 88,471, and on the

west by land appearing in plan No. 88,474.

4. The land called Galowita, situate at Henapola aforesaid; bounded on the east by lands appearing in plans Nos. 96,019 and 96.011, on the south-east by lands appearing in plans Nos. 94,905 and 94,904, and on the remaining

sides by lands claimed by Pnnchi Etana.
5. The garden called Kajugahawatta, situate at Henapola aforesaid; bounded on the north by land belonging to Ungurala Vidanarala, on the east also by land belonging to the same persons, south by dewata road, and on the west by aforesaid garden Daminnagahawatta

6. The land situate at Henapola aforesaid; bounded on the east by Kadupiti-oya, south by the land appearing in plan No. 88.475, and on the north by the land disputed by Mr. D. de Silva Gunaratna and by land appearing in

the plan No. 469.

7. The field called Wewakumbura, situate at Henapola aforesaid; bounded on the north by the land appearing in plan No. 96,019, on the east by the land appearing in plan No. 94,879, south by the land appearing in plan No. 94,879, and west by the land appearing in plan No. 96,010 in plan No. 96,010.

8. The field called Godakumbura, situate at Hewapola aforesaid; bounded on the north by the field called Namadiwille, east by limitary ridge of the field of Yakdessawa, south by the limitary ridge of the field called Bakmigaha-kumbura, and on the west by the limitary ridge of the

field called Haturinandakumbura.

9. The field called Diyagilma, situate at Hewapola aforesaid; bounded on the north and west by water-course or drain, east by high jungle belonging to Davith Arachchirala, south by the Pillewa land belonging to

Herathamy.

- 10. The garden called Uswatuyaya, situate at Irattakulama; bounded on the north by the land planted by Sedonchi Naide by the land belong to the heirs of the late Mr. Jayawardane Mudaliyar east by gordens planted by Peduru Pulle and others, south by the road of the limit of the land called Godagama and by the gardens belonging to Santiago Perera Vidanerala, and west by the high road, excluding only the cocoanut trees out of the share belonging to the planting trouble, and that of the standing thereon, excluding 50 cocoanut trees out of the 21 shares.
- 11. The garden planted by S. Nikulan Fernando and Appu Gurunanse, situate at Irattakulama aforesaid; bounded on the north by the garden planted by Peduru Pulle and by garden planted by Sanchi Appu, east by the garden planted by Davith Appu and by the young cocoanut garden planted by Nikulan Fernando, south by the garden planted by Samel Appu, and on the west by the garden planted by Migel Appu, excluding the cocoanut trees belonging to the planting trouble.

12. 2½ share out of the 38 share of the garden planted by Laurenti Annavi and Sethappu, situate at Irattakulama aforesaid; bounded on the north, east, and west, by the lands belonging to Mr. Jayawardane Mudaliyar, and south by the residing garden of l'asqual Appu.

13. 2½ share out of the 32 share of the garden called Paulu Perera Kottase Wagakalawatta, situate at Irattakulama; bounded on the north, east, south, and west by the lands belonging to the heirs of the late Jayawardane Mudaliyar and Seneviratne Mudaliyar.

14. The garden called Uswatuyaya, excluding the planter's share, situate at Irattakulama aforesaid; bounded on the north by the fence of the garden belonging to the heirs of Siman Kendarala, east by the fence of of the garden planted by Samel Appu and by fence of the garden Kohombagahawatta, on the south by dewata road and by the garden belonging to Santiagu Perera Vidanerala, and on the west by the high road.

Amount recoverable Rs. 2,368 50, together with interest thereon at 9 per cent. per annum from January 17, 1900, and poundage.

J. G. Fraser, Deputy Fiscal.

Deputy Fiscal's Office, . Chilaw, December 11, 1900.

In the Court of Requests of Tangalla.

Sadris de Silva Wiraratne.......Plaintiff.

No. 2.481.

Vs.

John de Fonseka Abeyekoon.....Defendant.

OTICE is hereby given that on Tuesday, January 8, 1901, at 2 o'clock in the afternoon, will be sold by public nuction at the spot the right, title, and interest of the said defendant in the following property, viz.:—

The land called Ambagahawatta, in extent 12 acres and 2 roods, situate at the 3rd milepost, Kurunegala road, in Arachchivillu of Puttalam pattu; bounded on the north by Crown land, east by reservation for a road, south by

high road (Kurunegala road), and west by the garden called Kinattaditotam.

Amount to be levied Rs. 222.25, and interest at 9 per

Fiscal's Office, J. ARTHUR DE SILVA, Puttalam, December 11, 1900. Deputy Fiscal.

## Province of Sabaragamuwa.

In the District Court of Colombo.

Layana Vana Nawana Suppramaniam Chetty......Plaintiff.
No. 12,573.

Vs.

P. J. Rodrigo, of Nalluruwa in Panadure .....Defendant.

OTICE is hereby given that on January 8, 1901, 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.:—

An undivided half of Deddenikele appertaining to Yapita Mudiyanselage Hewawasama, about 200 amunams of paddy sowing extent, situate at Walandure of Uda pattu in Kuruwiti korale; bounded on the north by Mananperi Mudiyansel geganima, east by Indivitiya, south by Pinwatta-agala, and on the west by Kouletadeniyekele Indivitiya.

Amount to be levied Rs. 1,001.25, with interest thereon at 9 per cent. per annum from March 4, 1899, till payment in full.

Fiscal's Office, C. R. P. JAYAWARDANA, Ratnapura, December 7, 1900. Deputy Fiscal.