

# Ceylon Government Gazette

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### No. 5,801-FRIDAY, SEPTEMBER 13, 1901.

PART I.—General: Minutes, Proclamations, Appointments, and General Government Notifications. \*PART II.—Legal and Judioial.

PART III.—Provincial Administration.
PART IV.—Marine and Mercantile.
PART V.—Municipal and Local.

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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 Firearms Ordinance, 1901."

Preamble.

WHEREAS it is expedient to amend the Ordinance No. 6 of 1901 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:

Short title.

1 This Ordinance shall be construed and read as one with "The Firearms Ordinance, 1901," hereinafter referred to as "the principal Ordinance," and this Ordinance and the principal Ordinance may be cited together as "The Firearms Ordinances of 1901."

Section 1 of Ordinance No. 6 of 1901 amended.

- 2 For section 1 of the principal Ordinance the following shall be substituted:
  - (1) This Ordinance may be cited for all purposes as "The Firearms Ordinance, 1901," and shall come into operation in such provinces, municipalities, divisions, districts, or villages, and at such times as the Governor shall, from time to time by Proclamation to be published in the Government Gazette, appoint.

Section 11 of Ordinance No. 6 of 1901 amended.

- 3 For section 11 of the principal Ordinance the following shall be substituted:
  - (11) From and after the coming into operation of this Ordinance in any province, municipality, division, district, or village, no person shall make, keep, or expose for sale, by way of auction or otherwise, in such province, municipality, division, district, or village, any gun without a license from the government agent of such province, or of the province within which such municipality, division, district, or village 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.

The words
"judicial district
and judicial
division" in
Ordinance No. 6
of 1901 amended.

4 In the principal Ordinance the words "municipality, division, district, or village" shall be substituted for the words "judicial district or judicial division" wherever they occur.

By His Excellency's command,

W. T. TAYLOR, Acting Colonial Secretary.

Colombo, September 3, 1901.

OTICE is hereby given that the Criminal Session of the Supreme Court appointed to be held in the Court-house at Kurunegala on the 18th instant has been adjourned to Monday, the 30th instant.

Fiscal's Office, Kurunegals, September 11, 1901. N. S. CASSIM, for Fiscal, North-Western Province.

BOBERT WILSON IEVERS, Fiscal for the Northern Province, do hereby nominate and depute Mr. Visuvalingam Tambipillai, Head Clerk, Fiscal's Office, Jaffna, to be my Deputy in the said office of Fiscal for the Jaffna District during my pleasure.

This 5th day of September, 1901.

. IEVERS, Fiscal

#### NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Jurisdiction. No. 1,350 C. In the Matter of the Last Will and Testament of Ponnatchie Umma, deceased, of Messenger street, Colombo.

THIS matter coming on for disposal before Felix R. Dias, Esq., Additional District Judge of Colombo, on the 5th day of September, 1901, in the presence of Mr. Arthur Alwis, Proctor, on the part of the petitioner Ibraim Lebbe Marikar Awoo Lebbe Marikar of Old Moor street; and the affidavit of the said petitioner, dated 27th August, 1901, having been read:

It is ordered that the petitioner aforesaid be declared entitled to have letters of administration to the estate of the deceased Ponnatchie Umma issued to him, as one of the heirs of the deceased, unless the respondents—(1) Ibrahim Lebbe Marikar Mohamado Meera Lebbe Marikar of Messenger street, (2) Ibrahim Lebbe Marikar Meera Lebbe Marikar of Dickman's road, and (3) Sinnatchie Umma, widow of Sultan Marikar Assena Marikar of No. 75, Messenger street—shall, on or before the 3rd day of October, 1901, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS, Additional District Judge.

The 5th day of September, 1901.

In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction. No. 2,200. In the Matter of the Estate of the late Veeragattiyar Canagasapy, Mudaliyar, deceased, of Kandy, and late of Colombo.

THIS matter coming on for disposal before John Henricus de Saram, Esq., District Judge of Kandy, on the 16th day of August, 1901, in the presence of Mr. C. Jayetileke on the part of the petitioner Tilliwanam Canagasapy of Town End Lodge in Gampola; and the affidavit of Pravinayagam Dharmalingam Pulle of Gampola, dated 21st June, 1901, having been read:

It is ordered that the petitioner Tilliwanam Canagasapy of Town End Lodge in Gampola be, and she is hereby declared entitled to letters of administration to the estate of Veeragattiyar Canagasapy, Mudaliyar, of Kandy, and late of Colombo, deceased, as a daughter of the said deceased, unless the respondents—(1) Pravinayagam Meenatchy Amma Canagasapy, (2) Thangam Canagasapy, (3) Manikkan Canagasapy, (4) Sabapathy Canagas-py, (5) Puranam Canagasapy, (6) Canagaratnam Canagasapy, (7) Dharmaratnam Canagasapy, (8) Mahalingam Canagasapy, (9) Ponnampalam Canagasapy, and (10) Sengamalam Canagasapy, the 4th, 5th, 6th, 7th, 8th, 9th, and 10th respondents above-named by their guardian ad litem Veeragattiyar Carthigaser Pulle of No. 133, Trincomalee street, Kandy—shall, on or before the 16th day of September. 1901, show sufficient cause to the satisfaction of this court to the contrary.

J. H. DE SARAM, District Judge.

The 16th day of August, 1901.

In the District Court of Kandy. .

Order Nisi.

Testamentary Jurisdiction. No. 2,202. In the Matter of the Estate of the late Pana Lana Kawana Palaniappa Chetty, deceased, of Colombo.

THIS matter coming on for disposal before John Henricus de Saram, Esq., District Judge of Kandy, on the 26th day of August, 1901, in the presence of Messrs. Beven & Beven on the part of the petitioner Pana Lana Kawana Kadappa Chetty of Sea street in Colombo; and the affidavit of the said petitioner, dated 24th August, 1901, having been read:

It is ordered that the petitioner Pana Lana Kawana Kadappa Chetty of Sea street in Colombo be, and he is hereby declared entitled to letters of administration to the estate of Pana Lana Kawana Palaniappa Chetty, deceased, of Colombo, as the attorney of Thayvana Achy, the widow of the said deceased, unless Thayvana Achy and Meenatchy, both of Lembelekudivattam in Natchandupatty in Tirumayam Talooka in Puducotta Zillah, Southern India, shall, on or before the 30th day of September, 1901, show sufficient cause to the satisfaction of this court to the contrary.

J. H. DE SARAM,
District Judge.

The 26th day of August, 1901.

In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction. {
No. 2,204.

In the Matter of the Estate of the late Weerabahugedera Appuhamy, deceased, of Hurikaduwa in Udagampaha of Lower Dumbara.

THIS matter coming on for disposal before John Henricus de Saram, Esq., District Judge of Kandy, on the 29th day of August, 1901, in the presence of Messrs. Beven & Beven, on the part of the petitioner Alahakoon Mudianselage Ram Manica of Hurikaduwa in Udagampaha of Lower Dumbara; and the affidavit of Alahakoon Mudianselagedera Ukku Banda of Hurikaduwa aforesaid, dated 22nd August, 1901, having been read:

It is ordered that the petitioner Alahakoon Mudianselsge Ram Manica of Hurikaduwa in Udagampaha of

Lower Dumbara be, and she is hereby declared entitled to letters of administration to the estate of the late Weersbahugedera Appuhamy, deceased, of Hurikaduwe aforesaid, as the widow of the said deceased, unless (1) Weersbahugedera Loku Manica, (2) Weersbahugedera Dingiri Manica, (3) Weersbahugedera Koin Manika, and (4) Weersbahugedera Bisso Manica, by their guardian adlitem Alahakoon Mudianselage Punchi Banda, alli of Hurikaduwa aforesaid, shall, on or before the 30th day of September, 1901, show sufficient cause to the satisfaction of this court to the contrary.

J. H. DE SARAM, District Judge.

The 29th day of August, 1901.

In the District Court of Galle. ::

Order Nisi.

Testamentary
Jurisdiction,
No. 3,368.

In the Matter of the Estate of the late
Domingu Badaturuge Dines de Silva,
deceased, of Colombo.

HIS matter coming on for disposal before F. J. de Livera, Esq., District Judge of Galle, on the 26th day of August, 1901, in the presence of Mr. N. Dias Abeyasinha, Proctor, on the part of the petitioner Madampahewage Menchihamy of Galupiyadda; and the affidavit of Madampahewage Menchihamy of Galupiyadda, dated 21st June, 1901, having been read: It is declared that the said Madampahewage Menchihamy of Galupiyadda is widow of the above-named deceased, and that she is as such entitled to have letters of administration of the estate of the above-named deceased issued to her accordingly, unless the respondents—1, Dumingu Badaturuge Caronchi Appu of Galupiyadda; 2, Merenchige Don Dines of Ahangama, the 1st respondent by his guardian ad litem the 2nd respondent—shall, on or before the 15th day of October, 1901, show sufficient cause to the satisfaction of this court to the contrary.

The 26th day of August, 1901.

F. J. DE LIVERA,
District Judge.

In the District Court of Galle.

Order Nisi declaring Will proved, &c.

Testamentary
Jurisdiction.
No. 3,369.
In the Matter of the Estate of the late Ahangama Kudagamage Baba, deceased of Ahangama.

THIS matter coming on for disposal before F. J. de Livera, Esq., District Judge of Galle, on the 16th day of July, 1901, in the presence of Mr. Abeyesingha, Proctor, on the part of the petitioner Mayakaduwege Maddumahami of Ahangama; and the affidavit of Mayakaduwege Maddumahami of Ahangama, dated February 14, 1901, having been read: It is declared that the said Mayakaduwege Maddumahami of Ahangama is widow of the deceased, and that she is as such entitled to have letters of administration of the said estate, issued to her accordingly, unless the respondents—(1)Ahangama Kudagamage Maddumahami, (2) Ahangama Kudagamage Wattuhami, (3) Ahangama Kudagamage Roinahami, (4) Ahangama Kudagamage William, (5) Ahangama Kudagamage John, all of Ahangama, (6) Ahangama Kudagamage Anadahami and husband (7) Philip de Silva Senanayake, both of Mayakaduwa, of whom the 7th responded is the guardian ad litem of 1st, 2nd, 3rd, 4th, and 5th respondents—shall, on or before the 11th day of September, 1901, show sufficient cause to the satisfaction of this court to the contrary.

The 16th day of July, 1901.

F. J. DE LIVERA, District Judge.

In the District Court of Chilaw.

Testamentary
Jurisdiction.
No. 614.

In the Matter of the Estate of the late
Ravenna Kavenna Kadersah Markar
of Madampe, deceased.

THIS matter coming on for disposal before J. G. Fraser, Esq., District Judge, Chilaw, on 16th day of July, 1901; and on reading the affidavit of Muhammadu Umma of Madampe, dated the 16th day of July, 1901:

It is ordered that the petitioner Muhammadu Umma of Madampe be and she is hereby declared entitled, as widow of Ravenna Kavenna Kadarsah Markar of Madampe, deceased, to letters of administration to the estate of the said Ravenna Kavenna Kadarsah Markar of Madampe, unless any person shall, on or before the 30th day of September, 1901, show sufficient cause to the satisfaction of this court to the contrary.

August 20, 1901.

J. G. Fraser, District Judge.

In the District Court of Badulla.

Order Absolute.

Testamentary
Jurisdiction.
No. B 203.
In the Matter of the Last Will and
Testament of William Beattie, late
of Sarnia estate in Badulla, deceased.

Esq.. District Judge of Badulla, on the 26th day of August, 1901, in the presence of Mr.B. L. Potger, Proctor, on the part of the petitioner Charles William Beattie, now of Telbedde estate in Badulla; and the affidavit of Mr. B. L. Potger, Notary Public, and Ayasamy Muttusamy of Badulla, dated 26th August, 1901, as to the due execution of the last will, and the affidavit of the said petitioner, dated 26th August, 1901, as to the death of the testator William Beattie having been read: It is ordered that the will of William Beattie, deceased, dated 27th February, 1897, and now deposited in this court, be and the same is hereby declared proved.

It is further declared that the said petitioner Charles William Beattie 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.

The 26th day of August, 1901.

F. BARTLETT, District Judge. In the District Court of Kegalia.

Order Nisi.

Testamentary Jurisdiction. No. 103. In the Matter of the Intestate Estate of the deceased Harankaha Achchillage James Appuhamy of Indurana.

Abeyasinghe Achchillage Magiris Appu of Indurana.....Petitioner.

hn A

Harankaha Achchillage Brampi Sinno;
 Harankaha Achchillage l'unchi Menika,
 both of Indurana;
 Harankaha Achchillage Leisohamy of Wahakula;
 Harankaha Achchillage Ran Ettana

HIS matter coming on for disposal before Allan Beven, Esq., District Judge of Kegalla, on the 9th day of August, 1901, in the presence of Mr. J. R. Molligoda on the part of the petitioner aforesaid; and the affidavit of the said petitioner, dated 11th day of July, 1901, having been read: It is ordered that the petitioner aforesaid be declared entitled to have letters of administration to the intestate estate of the deceased Harankaba Achchillage James Appuhamy issued to him, as the brother-in-law of the said deceased, unless the respondents—(1) Harankaba Achchillage Brampi Sinno, (2) Harankaba Achchillage Punchi Menika, both of Indurana, (3) Harankaba Achchillage Leisohamy of Wahakula, (4) Harankaba Achchillage Ran Ettana of Kannimahara—shall, on or before the 25th September, 1901, show sufficient cause to the satisfaction of this court to the contrary.

ALLAN BEVEN, District Judge.

The 9th day of August, 1901.

## NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 2,005.

In the matter of the insolvency of Christian Ragaratnam Muttiah of Colombo.

OTICE is hereby given that the insolvent abovenamed was on September 9 refused a certificate of conformity by this court and his protection withdrawn.

By order of court,

Colombo, September 10, 1901.

J. B. Misso, Secretary. No. 2,028.

In the matter of the insolvency of Caitan Laity Ramanader of New Chetty street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on October 10, 1901, to consider the question of the grant of a certificate of conformity to the insolvent.

By order of court,

J. B. Misso,

Colombo, September 6, 1901.

Secretary.

#### NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

No. C 15,081. Vs.

Ahamadu Lebbe Mahamood Marikar of Messenger street, Colombo......Defendants.

OTICE is hereby given that on Wednesday, October 9, 1901, at 3 o'clock in the afternoon, will be sold by public auction at the premises the following property,

decreed to be sold by the decree entered in the above action, for the recovery of the sum of Rs. 15,000, with interest thereon at the rate of 7 per cent. per annum from December 4, 1900, to December 31, 1900, and at 10 per cent. per annum from January 1, 1901, to July 5, 1901, and thereafter at the rate of 9 per cent. per annum until payment in full, and costs of suit Rs. 295 61, viz.:—

All that house and ground bearing assessment No. 33, situated at Main street in the Pettah of Colombo; bounded on the north by Bankshall No. 6, now the property of Gulla Mohideen, on the east by the premises bearing assessment No. 34, on the south by Main street, and on the west by the house of Abraham Joseph, now the property belonging to the estate of Cunjee Marikar

Avoe Lebbe Marikar; containing in extent 6.81 perches together with all the buildings in and upon the said premises or thereto respectively belonging, and all the estate, right, title, interest, claim, and demand of the defendant into, upon, or out of the same.

Fiscal's Office, Colombo, September 11, 1901. E. Ondatje Deputy Fiscal.

In the Court of Requests of Colombo.

Liyanage Martinus Perera Abeyaratne of Skinner's road north, Colombo......Plaintiff.

No. 15,766.

1, Isabella de Silva Rupesinghe; 2, Magina Charles Alfred Mirando; 3, Magina

Robert Mirando, all of Maradana......Defendants.

OTICE is hereby given that on Tuesday, 8, 1901, at 3 o'clock in the afternoon, will be sold by public auction at the premises the following property, ordered to be sold by the order dated August 29, 1901, in the above action for the recovery of the sum of Rs. 295, with further legal interest on Rs. 250 from June 6, 1901, till payment in full, and costs Rs. 28 25, viz.:

An undivided one-eighth part or share from and out of an allotment of land with the buildings standing thereon, bearing assessment No. 69, situated at 3rd Division, Maraduna, in Colombo; and bounded on the north by the garden of Don Magris de Silva, Tillekeratne Arachchi, now of C. H. de Silva, Proctor, and H. Martin Alwis; on the north-east by the cinnamon garden, now called Campbell's park; on the south-east by the garden of M. Juanis Mirando, now of C. D. S. W. Gunatilaka; on the south by the garden of M. Juanis Mirando, now of R. A. Mirando; and on the north-west by a reservation, now a road; containing in extent 1 acre and 34.22 perches more or less.

Fiscal's Office. Colombo, September 11, 1901. E. ONDATJE Deputy Fiscal.

In the District Court of Negombo.

Ana Nana Sona Sokkolingam Chetty of Negombo......Plaintiff.

No. 4,033. Vs.

1, Weerappuliradage Pilo Veda; 2, Weerappuliradage Noiya Fernando, widow of Weerappuliradage Seenchi Veda; 3, Weerappuliradage Josa, all of Dunagaha...... Defendants.

TOTICE is hereby given that on October 8, 1901, commencing at 11 o'clock in the forenoon, will be sold by public auction at the respective premises the following property, specially hypothecated by bond No. 11,826 dated October 28, 1897:—

- An undivided half of the land called Koteagaragodella, situate at Palliyapitiya in the Dunagaha pattu of Alutkuru korale (exclusive of two portions thereof, in extent 3 acres and 7 acres respectively); the entire land is bounded on the north by the land described in plan No. 74,263 and by the land said to belong to Hettiarachchige Welun Naide, on the east by the land said to be belonging to Menchenaika Appuhamillage Don Andris, on the south-west also by the land said to belong to the said person and by the land described in plan No. 74,263, on the west and south-west by the land described in plan No. 74,263; containing in extent 23 acres and 3 roods more or less.
- 2. An undivided  $\frac{3}{12}$  or  $\frac{1}{4}$  of the field called Kotaagarakumbura, at do.; the entire field is bounded on the north by the field of Seenchi Veda, on the east by the field belonging to the same person, on the south by the land of Brahamanage Selenchi Fernando, and on the west by the land of Peries Sinno Appulami and others; containing in extent 2 parrahs of paddy sowing more or less.
- 3. An undivided 34 of the garden called Megahawatta at Dunagaha, in do. 7 the entire land is bounded on the

north by a portion of this land or the land formerly of Sala Veda and now of Seenchi Veda and others, on the east by the field formerly of the said Sala Veda and now of Caro Veda and others, on the south by the land formerly of Handukoladewege Sidonchia and others and now of Lessia and others, and on the west by the land formerly belonging to Government and now of Santia and others; containing in extent 5 or 9 acres more or less.

4. An undivided  $\frac{\pi}{18}$  or  $\frac{1}{8}$  of the garden called Delgahawatta, at do.; the entire land is bounded on the north and north-east by the land said to belong to Crown, on the south-east by the land said to be belonging to Sala Veda and by land said to belong to Crown, on the west and south-west by land said to belong to the Crown;

containing in extent 11 acres more or less.

5. An undivided 24 of the field called Galakumbura, at do.; the entire field is bounded on the north by the high ground purchased by Dingirala, on the east by the field Galekumbura or a portion of this field formerly purchased by Tanippuliradage Sala, and from him purchased by Mallawearachchige Juwanis Appu, and from him purchased by Mutugalage Juwanis Fernando, on the south by the oya separating the field Nilpanagodarallage-kumbura, and on the west by a portion of this field or Gilma purchased by Weerappuliradage Seenchi Veda; containing in extent 12 or 14 kurunies of paddy sowing more or less.

6. An undivided half share of the field called Etmalaagara at Indura-agara, in do.; the entire field is bounded on the north by the field of Sendria and others, on the east by lands of Juse Fernando and Siman Perera, Division Officer, on the south by the land of Dingiria and others, and on the west by the Crown land and by the land of Elenis Fernando and others; containing in

extent 6 parrahs of paddy sowing more or less.
7. An undivided half of the field called Dawettegahakumbura, at do.; the entire field is bounded on the north by the row of trees separating a portion of this field of Menika, on the east by the ditch, on the south by the field of Tambiya and others, and on the west by the ditch and the row of trees; containing in extent 2 parrahs of paddy sowing more or less, and declared liable to be sold in satisfaction of the decree entered in the above

Amount to be levied Rs. 883.87, and interest on Rs. 400 at 30 per cent. per annum from March 28 to June 30 1901, and thereafter at 9 per cent. till total interest equals principal.

SWAMPILLE JOSEPH, Deputy Fiscal's Office, Deputy Fiscal. Negombo, September 10, 1901.

#### Central Province.

In the District Court of Kandy.

1, Dona Maria Salmonia de Silva; 2, Don Francis de Silva......Plaintiffs, No. 14,103.

Jeremiah Francis Wanigasinghe; 2, L. Vanderstraaten, assignee of the insolvent estate of the first defendant......Defendants.

OTICE is hereby given that on October 8, 1901, at 12 o'clock noon, will be sold by public auction at the premises the following property mortgaged upon bond dated March 27, 1900, to wit:—

All that undivided half share of and in all that row of houses bearing assessment Nos. 224 to 245 on Peradeniya road at Katukele, within the town and Municipality of Kandy; bounded on the east by road to slaughterhouse, on the west by high road, on the No. 202 and an about the same of the No. 223, and on the south by ground No. 247; containing in extent one and a half acre more or less, which said premises are held and possessed by the first defendant, under deed No. 3,551 dated December 23, 1899.

Amount of writ Rs. 2,050 25 and interest.

R. A. G. FESTING, Fiscal's Office, Deputy Fiscal. Kandy, September 11, 1901.

loungers, three easy chairs, one paper stand, three tables, one lamp, one dining table, one cellaret, three whatnots,

four chairs, five cheese plates, five tea cups and saucers, one stove, one cruet stand, two salt cellars, two wooden bedsteads with mattresses, one washhand stand, one toilet table with mirror, one commode, one almirah, two almirahs, one commode, one washhand stand, and one Brown's triple action roller, one Barber's roller, one verticat engine, one roll breaker, one sifter, one desiccator (small), one Parnell's cutter (medium), one engine (horizontal), vertical boiler, all lying in the bungalow and factory on Atherton estate, Ambagamuwa aforesaid.

Amount of writ No. 14,575, Rs. 756.88 and interest. Amount of writ No. 3,521, Rs. 268.27 and interest.

Deputy Fiscal's Office,
Kandy, September 10, 1901.

Note.—The sale of the above property fixed for the 28th instant under District Court, Kandy, writ No. 14,575, is adjourned.

R. A. G. FESTING, Deputy Fiscal.

## DISTRICT AND MINOR COURTS NOTICES.

In the Court of Requests of Matale. No. 4,795.

OTICE is hereby given that a suit has been instituted in the Court of Requests of Matale by nine labourers of Mattawa estate against the proprietors of Pansalatenna estate, under the Ordinance No. 13 of 1889, for the recovery of their wages, amounting to Rs. 36.74.

This 5th day of September, 1901.

S. RANASINGHE,
Chief Clerk.

..........

OTICE is hereby given that a suit has been instituted in the Court of Requests of Hatton by two labourers, late of Watawala estate, against the proprietor thereof, under the Ordinance No. 13 of 1889, for the recovery of their wages amounting to Rs. 12.

O. S. MAHAMADU, Chief Clerk.

This 30th day of August, 1901.