



# 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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## NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 2,110. In the matter of the insolvency of Thomas Paul of Kadawatte in the Siyane Korale West.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on May 5, 1904, for the grant of a certificate of conformity.

By order of court,  
J. B. Misso,  
Secretary.

Colombo, March 31, 1904.

No. 2,105. In the matter of the insolvency of Seena Thana Palaniappa of Dam 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 May 5, 1904, for the grant of a certificate of conformity.

By order of court,  
J. B. Misso,  
Secretary.

Colombo, March 31, 1904.

No. 2,094. In the matter of the insolvency of Edward Martin Gauder of Wellawatta.

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

place at the sitting of this court on May 5, 1904, for the grant of a certificate of conformity.

By order of court,  
J. B. Misso,  
Secretary.

Colombo, March 31, 1904.

In the District Court of Matara.

No. 5. In the matter of the insolvency of Ali Ibbun Seyedo Ahamado Rafai Maulana of Wategederamulla.

WHEREAS Siddi Lebbe Casi Lebbe of Wategederamulla has filed a petition praying that Ali Ibbun Seyedo Ahamado Rafai Maulana of Wategederamulla be adjudged an insolvent, and a notice of adjudication of insolvency was personally served on the said Ali Ibbun Seyedo Ahamado Rafai Maulana, who failed to appear, and show cause: Notice is hereby given that this court has adjudged the said Ali Ibbun Seyedo Ahamado Rafai Maulana insolvent accordingly, and that two public sittings of the court, to wit, on April 27 and May 16, 1904, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court,  
F. VANDERPUT,  
Secretary.

Matara, March 26, 1904.

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

*Order Nisi.*

Testamentary } In the Matter of the Estate of the late  
Jurisdiction. } Vitana Appuhamillage Don Isaac  
No. 2,095. } Perera, deceased, of Colombo.

**T**HIS matter coming on for disposal before Joseph Grenier, Esq., District Judge of Colombo, on the 10th day of March, 1904, in the presence of Mr. D. E. Wanigesooria on the part of the petitioner Don Johannes Perera Seneviratne; and the affidavit of the petitioner, dated 4th March, 1904, having been read: It is ordered that the petitioner aforesaid be declared entitled to have letters of administration to the estate of Vitana Appuhamillage Don Isaac Perera issued to him, unless (1) Don Siman Perera of Gampola, (2) Rev. J. S. Perera and his wife, (3) Dona Francina Perera of Elwala in Kandy, (4) Dona Maria Perera Hamine of Makewita in the Ragam pattu of Alutkuru korale, (5) Dona Maria Perera, wife of (6) Kurumbalapitiage James Alwis of Makewita, (7) Dona Johana Perera of Makewita, (8) Sophia Hamine and her husband (9) Bempi Appuhamy of Kuswala in the Dasiya pattu of Alutkuru korale, (10) Dona Carlina Perera Hamine and her husband (11) Balasuri Lekemage Don Davith Appuhamy of Makewita, (12) Dona Martha Perera Hamine and her husband, (13) Don Isaac Jayasooria of Karagahamune in the Adikari pattu of Siyane korale, shall, on or before the 14th day of April, 1904, show sufficient cause to the satisfaction of this court to the contrary.

JOSEPH GRENIER,  
District Judge.

The 10th day of March, 1904.

In the District Court of Colombo.

Testamentary } In the Matter of the Estate of the  
Jurisdiction. } late Ummachy Umma, deceased, of  
No. 2,097. } Dematagoda.

**T**HIS matter coming on for disposal before Joseph Grenier, Esq., District Judge of Colombo, on the 10th day of March, 1904, in the presence of Mr. J. B. M. Pereira on the part of the petitioner Bawa Neyna; and the affidavit of the petitioner, dated 7th March, 1904, having been read: It is ordered that the petitioner aforesaid be declared entitled to have letters of administration to the estate of Ummachy Umma intended to have, unless any person interested shall, on or before the 14th day of April, 1904, show sufficient cause to the satisfaction of this court to the contrary.

JOSEPH GRENIER,  
District Judge.

The 10th day of March, 1904.

In the District Court of Colombo:

*Order Nisi declaring Will proved.*

Testamentary } In the Matter of the Last Will and  
Jurisdiction. } Testament of Lindamulage William  
No. 2,098. } de Silva Wijeyratne Mohandiram,  
deceased, of Nagalagam street.

**T**HIS matter coming on for disposal before Joseph Grenier, Esq., District Judge of Colombo, on the 10th day of March, 1904, in the presence of Mr. H. P. Weerasooriya on the part of the petitioner Francis Benjamin de Silva Wijeyratne; and the affidavit of the petitioner, dated 23rd February, 1904, having been read:

It is ordered that the will of Lindamulage William de Silva Wijeyratne Mohandiram, deceased, dated 10th December, 1901, be and the same is hereby declared proved, unless (1) Anna Mabel Laura de Silva Wijeyratne, (2) Lillian Gertrude Engracia de Silva Wijeyratne, (3) Cyriel Mary Matilda de Silva Wijeyratne, (4) Stella Florence Emelia de Silva Wijeyratne, (5) Clarence William Robert de Silva Wijeyratne, (6) Fauny Blanche

Anastasia de Silva Wijeyratne, (7) Hettiyakandegge Victoria Fernando, all of Nagalagam street, Colombo, (8) Alfred John Mathias de Silva Wijeyratne of Moratuwa (the 1st, 2nd, 3rd, 4th, 5th, and 6th respondents by their guardian *ad litem* the 8th respondent), shall, on or before the 14th day of April, 1904, show sufficient cause to the satisfaction of this court to the contrary.

JOSEPH GRENIER,  
District Judge.

March 10, 1904.

In the District Court of Colombo.

*Order Nisi.*

Testamentary } In the Matter of the Last Will and  
Jurisdiction. } Testament of Hellen Maud Jansen,  
No. 2,107 C. } deceased, of No. 66, Fisher's Hill,  
Mutwal, Colombo.

**T**HIS matter coming on for disposal before Joseph Grenier, Esq., District Judge of Colombo, on the 22nd day of March, 1904, in the presence of Mr. E. W. Perera on the part of the petitioner Peter Arthur Jansen; and the affidavit of the petitioner, dated 17th March, 1904, having been read: It is ordered that the will of Hellen Maud Jansen, deceased, dated 25th January, 1904, and now deposited in court, be and the same is hereby declared proved, unless any person interested shall, on or before the 14th day of April, 1904, show sufficient cause to the satisfaction of this court to the contrary. It is further declared that the said Peter Arthur Jansen is the executor 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 14th day of April, 1904, show sufficient cause to the satisfaction of this court to the contrary.

JOSEPH GRENIER,  
District Judge.

The 22nd day of March, 1904.

In the District Court of Kurunegala.

*Order Nisi.*

Testamentary } In the Matter of the Intestate Estate  
Jurisdiction. } of the late Jayasundara Mudiyanse-  
No. 774. } lage Kiri Banda of Siwallewa,  
deceased.

Jayasundara Mudiyanse Lage Ran Menika  
of Siwallewa.....Petitioner.

Vs.

(1) Jayasundara Mudiyanse Lage Punchi Menika, (2) Jayasundara Mudiyanse Lage Ukku Banda, (3) Jayasundara Mudiyanse Lage Dingirihamy, all of Siwallewa in Walgampattu korale.....Respondents.

**T**HIS matter coming on for disposal before R. W. Byrde, Esq., Acting District Judge of Kurunegala, on the 21st day of March, 1904, in the presence of Mr. E. G. Goonawardana, Proctor, on the part of the petitioner Jayasundara Mudiyanse Lage Ran Menika of Siwallewa; and the affidavit and petition, dated the 17th day of March, 1904, of Jayasundara Mudiyanse Lage Ran Menika of Siwallewa having been read: It is ordered that the petitioner aforesaid be declared entitled to have letters of administration to the estate of the deceased Jayasundara Mudiyanse Lage Kiri Banda issued to her, as the widow of the deceased, unless the respondents aforesaid shall, on or before the 22nd day of April, 1904, show sufficient cause to the satisfaction of the court to the contrary.

R. W. BYRDE,  
Acting District Judge.

The 21st day of March, 1904.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary Jurisdiction. } In the Matter of the Estate of the late  
No. 1,484. } Ramalinkam Mailvaganam of Malla-  
kam, deceased.

Mailvaganam Changarappillai of Colombo.....Petitioner.

Vs.

Thangappillai, widow of Ramalinkam

Mailvaganam, of Mallakam.....Respondent.

THIS matter of the petition of Mailvaganam Changarappillai of Colombo, praying for letters of administration to the estate of the above-named deceased

Ramalinkam Mailvaganam of Mallakam, coming on for disposal before T. B. Russell, Esq., District Judge, on the 10th day of March, 1904, in the presence of Mr. V. S. Ponnambalam, Proctor, on the part of the petitioner; and the affidavit of the petitioner, dated the 1st day of March, 1904, having been read: It is declared that the petitioner is one of the heirs of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondent or any other person shall, on or before the 14th day of April, 1904, show sufficient cause to the satisfaction of this court to the contrary.

T. B. RUSSELL,  
District Judge.

This 10th day of March, 1904.

## NOTICES OF FISCALS' SALES.

### Western Province.

In the District Court of Colombo.

Mayna Soona Pana Meyappa Chetty.....Plaintiff.  
No. 18,996. Vs.

Philip de Silva and Wyramuttu Candayah....Defendants.

NOTICE is hereby given that on Tuesday, May 3, 1904, at 2 o'clock in the afternoon, will be sold by public auction at the premises the following property mortgaged with the plaintiff, and decreed to be sold by the decree entered in the above case for the recovery of the sum of Rs. 11,800, with interest on Rs. 10,000 at 18 per cent. per annum from October 1, 1903, till November 13, 1903, and thereafter at 9 per cent. per annum till payment in full, viz. :—

All those three contiguous allotments of land forming one property, and which from their situation as respects each other can be included in one survey, to wit :—

(a) All that garden called Ambagahawatta, with the plantations and trees thereon, situated at Mulleriyawa in the Adikari pattu of Hewagam korale; bounded on the north by the field of Rebecca de Saram Haminé, widow of Amerasekeregey Don Philippu Appuhami; on the east and south by the field of J. J. de Saram, Mudaliyar, and others; and on the west by the garden of Kulatunge Mudalige Don Cornelis Appuhami and others and Kulatunge Mudalige Don Alwis Appuhami and others; containing in extent 13 acres 1 rood and 6 square perches.

(b) All that paddy field called Gamarallageykumbura, also situated at Mulleriyawa aforesaid; bounded on the north by Government owita ground, jungles, and by the garden of Tamby Naide; on the east by the field of Juan's Cangany and by Government owita ground; on the south by a bank and the garden of Sarange Hendrick; and on the west by the garden of Don Daniel Appu and by the property of Don Abraham Vidane; containing in extent 41 acres 3 roods and 31 perches.

(c) All that paddy field called Neynamalduakumbura, situated at Mulleriyawa aforesaid; bounded on the north by the paddy field of Sinho Appuhami; on the east by Government owita ground; on the south by jungles and by the paddy field of Don Abraham, Vidane Muhandiram; and on the west by the paddy field of Katikalage people and by the garden of Lewis de Saram; containing in extent 30 acres and 2 roods.

E. ONDATJE,  
Deputy Fiscal.

Fiscal's Office,  
Colombo, April 6, 1904.

In the District Court of Colombo.

M. P. L. R. M. Raman Chetty of Sea street,  
Colombo..... Plaintiff.  
No. 19,356 C. Vs.

1, Theodore A. de Alwis; 2, Clara de Alwis,  
both of Panchikawatta, Colombo; 3, J. C. C.  
de Alwis of Kalutara; 4, A. S. Fernando of  
the Fort, Colombo ..... Defendants.

NOTICE is hereby given that on Wednesday, May 4, 1904, will be sold by public auction at the respective premises the right, title, and interest of the said

second and third defendants in the following properties, respectively, for the recovery of the sum of Rs. 20,069, with interest on Rs. 19,000 at 30 per cent. per annum from December 22, 1903, till January 6, 1904, and thereafter at 9 per cent. per annum till payment in full, viz. :—

At 3 P.M.

(1) The land and the building standing thereon bearing assessment No. 3, situated at Green street within the Municipality of Colombo; bounded on the east by Green street, on the south by the property of Thomis Appu, formerly belonging to D. de Thomas, on the west by house and ground bearing assessment No. 80, formerly belonging to S. R. Anthopulle and Domingo de Silva, Muhandiram, and on the north by house and ground bearing assessment No. 4 (portion of the same property); containing in extent 39 square perches more or less.

At 4 P.M.

(2) The land and the building standing thereon bearing assessment No. 45, situated at Messenger street within the Municipality of Colombo; bounded on the north by the property bearing assessment No. 63; on the east by the property bearing assessment No. 46; on the south by the high road, and on the west by the property bearing assessment No. 44; containing in extent half an acre more or less.

E. ONDATJE,  
Deputy Fiscal.

Fiscal's Office,  
Colombo, April 6, 1904.

### Southern Province.

In the District Court of Matara.

Endoris de Silva Balasuriya of Nupe in  
Matara..... Plaintiff.

No. 3,000. Vs.

1, Arnolis de Silva Gunaratne of Weligama;  
2, Symon de Silva Gunaratne of ditto..... Defendants.

NOTICE is hereby given that on Saturday, April 30, 1904, at 12 o'clock in the noon, will be sold by public auction at the spot the right, title, and interest of the said defendants in the following property, for the recovery of Rs. 1,609-30 and Fiscal's commission :—  
Situate at Sultanagoda in Weligam korale of Matara District.

The soil and plantation of the land called Bewulehena, in extent 41 acres.

H. J. DE LIVERA,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Matara, March 29, 1904.

In the District Court of Matara.

Endoris de Silva Balasuriya of Nupe ..... Plaintiff.  
No. 3,072. Vs.

Don Adriyan Abeywardana Wickrama-  
singhe of Kongala.....Defendant.

**N**OTICE is hereby given that on the following days, commencing 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, for the recovery of Rs. 2,780-70 and Fiscal's commission, viz.:-

At Kirinda in Gangaboda pattu of Matara District on May 6, 1904.

1. The land called Dunumadalagahahena, 7 acres and 27 perches.
2. The allotment of lands called Nugehena and Madittehena, 43 acres 1 rood and 25 perches.
3. The land called Pannaswadeamahawatta except planter's share, about 6 acres.

At Naiwela in Kandaboda pattu of Matara District on May 7, 1904.

4. Half of 10 kurunies of Napageirikonde at Hakmana in Kandaboda pattu.
5. One-third of the land Pitoha and the entire house of 13 cubits standing thereon.

At Udupelegoda in Kandaboda pattu.

6. Allotment of land called Bulugahahena and Maraketiyeheha, 27 acres 3 roods and 12 perches.
7. The land called Dolehena, 6 acres and 20 perches.

At Kongala in Kandaboda pattu.

8. The land called Bulugahahena, 1 acre 3 roods and 3 perches.

At Narawelpita in Kandaboda pattu.

9. The land called Karandeketiyeheha, 8 acres.

At Talpe in Kandaboda pattu.

10. The land called Galketiyeheha, 3 acres 3 roods and 9 perches.

At Gombaddala in Kandaboda pattu of Matara District on May 9, 1904.

11. The land called Kalukanda *alias* Madittawaladeniya, 5 acres 2 roods and 27 perches.

At Aturaliya in Gangaboda pattu of Matara District on May 10, 1904.

12. The field called Paragahawila, 2 acres and 6 perches.
13. The two adjoining fields called Hewagekumbura and Yaddessawila, 1 amunam and 3 kurunies.

H. J. DE LIVERA,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Matara, March 29, 1904.

In the District Court of Matara.

Endoris de Silva Balasuriya of Nupe.....Plaintiff.  
No. 3,110. Vs.

Don Jeeris de Silva Lokubadu Jayasuriya of  
Weligama.....Defendant.

**N**OTICE is hereby given that on the following days, commencing 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, for the recovery of Rs. 4,982-50, and Fiscal's commission, viz.:-

At Koramburuana in the Kandaboda pattu of Matara District on May 2, 1904.

1. The land called Danan-akuleketiya, in extent 1 acre 2 roods and 32 perches.

At Ganegama in Gangaboda pattu of Matara District on May 3, 1904.

2. The land Hirideniya-addarahena *alias* Walarakmullehena, 8 acres 33 perches.
3. The land Walarakmullehena, 4 acres 19 perches.
4. The land Walarakmullehena, 8 acres 18 perches.
5. The land Walarakmullehena, 8 acres 3 roods and 6 perches.
6. The land Pattinigodelleheha, 2 acres 1 rood and 39 perches.

At Gatare in Gangaboda pattu of Matara District.

7. The land Pattinigodelleheha, 2 acres 2 roods and 13 perches.
8. The land Welihenegodella, 3 acres 1 rood and 33 perches.

At Kamburupitiya in Gangaboda pattu of Matara District.

9. The land Mastakayamullehena, 8 acres and 6 perches.

At Ullala in Gangaboda pattu.

10. The land Geeganagewattalangahena *alias* Tambiyamullehena, 11 acres 1 rood and 10 perches.
11. The land Dewelketiyeheha *alias* Tambiyamullehena, 9 acres 2 roods and 26 perches.
12. Half of the land Tambiyawatta, 8 acres 3 roods and 26 perches.

At Sahabandukokmaduwa of Weligam korale in Matara District on May 4, 1904.

13.  $\frac{1}{2}$  and  $\frac{2}{3}$  of Mininduwwatta.

At Weligama in Weligam korale in Matara District on May 5, 1904.

14.  $\frac{1}{2}$  and  $\frac{2}{3}$  of the high land and of the low land called Wadugekumbura.
15.  $\frac{1}{2}$  and  $\frac{2}{3}$  of Balasarangugewatta.

At Mudugamuwa in Weligam korale.

16.  $\frac{1}{2}$  and  $\frac{2}{3}$  of Amunekanatta, in extent 12 acres.

H. J. DE LIVERA,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Matara, March 29, 1904.

### North-Western Province.

In the District Court of Chilaw.

U. M. M. R. M. Arunasalam Chetty, by his  
attorney Arunasalam Chetty of Madampe.....Plaintiff.  
No. 2,865. Vs.

Jalatpedige Avalea of Hattiniya and ten  
others.....Defendants.

**N**OTICE is hereby given that on Saturday, May 7, 1904, at 2 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. The land called Pussellakatuwehoragahawatta of about 2 acres in extent, situate at Hattiniya; bounded on the north by land purchased by Buriya, east by land called Marandawella, south by garden of Parattayan Ambalakaran, west by garden belonging to Meragala.

Amount to be levied Rs. 3,024-62, with interest thereon at 9 per cent. per annum from May 29, 1903, and poundage.

E. LAWSON KOCH,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Chilaw, March 30, 1904.

### DISTRICT AND MINOR COURTS NOTICES.

**N**OTICE is hereby given that a suit has been instituted in the Court of Requests of Urugala by six labourers late of Nawanagala Estate, Urugala, against the proprietor thereof, under the Ordinance No. 13 of 1889, for the recovery of their wages amounting to Rs. 49-27.

March 29, 1904.

C. RASANAYAGAM,  
Chief Clerk.