



# Ceylon Government Gazette

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PART I.—General : Minutes, Proclamations, Appointments,  
and General Government Notifications.

PART II.—Legal and Judicial.

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PART IV.—Marine and Mercantile.

PART V.—Municipal and Local.

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## Part II.—Legal and Judicial.

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## NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 1,836. In the matter of the insolvency of Lalamean Magan Saban, of Silversmith street, Colombo.

WHEREAS the above-named Lalamean Magan Saban was on August 24, 1896, adjudged insolvent by the District Court of Colombo, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal : Notice thereof is hereby given to all concerned ; and notice is also hereby given that the said court has appointed that two public sittings of the court will be held, to wit, on September 24, 1896, and October 15, 1896, for the said insolvent to surrender and conform : and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of insolvent estates."

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

Colombo, August 24, 1896.

No. 1,833. In the matter of the insolvency of A. Suta Fernando, of Galkissa.

NOTICE is hereby given that a meeting of creditors of the above-named insolvent will take place at the sitting of the court on October 1 next, for the pur-

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pose of granting to the above-named insolvent his certificate of conformity in terms of the 124th clause of the Ordinance No. 7 of 1853.

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

August 31, 1896.

No. 1,835. In the matter of the insolvency of Ismail Lebbe Markar Yunoos Lebbe, of Silversmith street, Colombo, an insolvent.

WITH reference to the notice dated July 22, 1896, notice is hereby given that the second sittings in this matter has been re-fixed for October 1, 1896.

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

August 31, 1896.

No. 1,832. In the matter of the insolvency of Martin Thomas Soertsz, of New Bazaar in Colombo.

NOTICE is hereby given that a certificate of conformity as of the 2nd class was allowed to the above-named insolvent this day.

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

Colombo, September 4, 1896.

B I

**N**OTICE is hereby given that the sittings of the Courts will be held at Pasyala from September 21 to 26, 1896, both days inclusive.

PETER DE SARAM,  
Police Magistrate and Commissioner.

Awisawella, September 3, 1896.

hereby proclaim that a Criminal Session of the said Court for the Districts of Matara, Tangalla, and Hambantota will be holden at the Court-house at Galle on Tuesday, September 15, 1896, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above-mentioned, and not to depart without leave asked and granted.

Fiscal's Office,  
Galle, September 7, 1896.

C. T. LEEBRUGGEN,  
for Fiscal.

**B**Y virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do

### MINUTE.

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

An Ordinance to enable one Judge of the Supreme Court to hear all pending Appeals from District Courts which relate to matters not exceeding Three Hundred Rupees.

Preamble.

**W**HEREAS it is expedient to make provision for the more expeditious hearing of appeals pending in the Supreme Court from judgments of the several district courts of this Colony : Be it therefore enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof, as follows :

Appeals from district courts in matters not exceeding three hundred rupees may be heard by one judge.

**1** All appeals pending at the date of the passing of this Ordinance before the Supreme Court from judgments and orders of the several district courts of the Colony in actions in which the debt, damage, or demand shall not exceed three hundred rupees, and in actions in which the title to interest in or right to the possession of any land shall be in dispute, where the value of such land or the particular share, right, or interest in dispute does not exceed three hundred rupees, may be heard, and all powers given to the Supreme Court in respect of such appeals may be exercised, by any one judge of the Supreme Court, anything in the provisions of section 41 of "The Courts Ordinance, 1889," to the contrary notwithstanding.

To be read as one with Ordinance No. 12 of 1895.

**2** This Ordinance and "The Courts of Requests Amendment Ordinance, 1895," shall be read together as one Ordinance.

By His Excellency the Governor's command,

W. T. TAYLOR,  
Acting Colonial Secretary.

Colonial Secretary's Office,  
Colombo, September 1, 1896.

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

*Order Nisi.*

Testamentary } In the Matter of the Intestate Estate  
Jurisdiction. } of the late Hewa Arachchige Peloris  
No. C/726. } Appuhamy, deceased.

THIS matter coming on for disposal before D. F. Browne, Esq., District Judge of Colombo, on the 27th day of February, 1896, in the presence of A. E. Roberts, Proctor, on the part of the petitioner Maramage Dono Hamy of Mahaersooriapaluwa; and the affidavit of the said Maramage Dono Hamy, dated 16th October, 1895, having been read: It is ordered that the said Maramage Dono Hamy be, and she is hereby declared entitled to have letters of administration to the estate of Hewa Arachchige Peloris Appuhamy, deceased, issued to her, as widow of the said deceased, unless the respondents—1, Hewa Arachchige Nonohamy; 2, Hewa Arachchige Tidoris Appu; 3, Hewa Arachchige Charles Appu; 4, Hewa Arachchige Isohamy; 5, Hewa Arachchige Saihamy; 6, Hewa Arachchige Punchi Nona; 7, Hewa Arachchige Cornelia Perera; 8, Hewa Arachchige Selestina Perera; 9, Hewa Arachchige Daniel Perera; 10, Hewa Arachchige Bala Hamy, all of Mahaersooriapaluwa—shall, on or before the 17th day of September, 1896, show sufficient cause to the satisfaction of this court to the contrary.

D. F. BROWNE,  
District Judge.

The 27th February, 1896.

In the District Court of Colombo.

*Order Nisi.*

Testamentary } In the Matter of the Last Will and  
Jurisdiction. } Testament of Meringhage Johannes  
No. C/522. } Salgado Gunawardene, deceased.

THIS matter coming as for disposal before D. F. Browne, Esq., District Judge of Colombo, on the 30th day of July, 1895, in the presence of W. P. Gunawardena for Charles Peiris, Proctor, on the part of the petitioner Warusahennedige Domingo Soysa of Rawatawatta in Moratuwa; and the affidavit of the said W. D. Soysa, dated 25th October, 1894, of W. D. F. W. Karunaratna, dated 25th October, 1894, of A. W. Salgado, dated 8th April, 1896, and of S. A. Soysa and G. P. Perera, dated 9th July, 1896, having been read: It is ordered that the will of Meringhage Johannes Salgado Gunawardene, deceased, dated 22nd November, 1889, and now deposited in this court, be and the same is hereby declared proved, unless any person shall, on or before the 3rd day of September, 1896, show sufficient cause to the satisfaction of this court to the contrary. It is further declared that the said Warusahennedige Domingo Soysa is the sole heiress and devisee under the said will, and that as such she is entitled to have letters of administration with the said will annexed issued to her, unless any person shall, on or before the 17th day of September, 1896, show sufficient cause to the satisfaction of this court to the contrary.

D. F. BROWNE,  
District Judge.

The 30th July, 1896.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary } In the Matter of the Estate of the late  
Jurisdiction. } Tankamuttu, wife of Moottatampi of  
No. 786. } Puloppalai, deceased.

Sinnattampiar Moottatampi of Puloppalai.....Petitioner.  
Vs.

Siwakurunatar Sammukam of Puloppalai.....Respondent.

THIS matter of the petition of Sinnattampiar Moottatampi of Puloppalai, praying for letters of administration to the estate of the above-named deceased,

Tankamuttu wife of Moottatampi of Puloppalai, coming on for disposal before H. H. Cameron, Esq., District Judge, on the 19th day of August, 1896, in the presence of Messrs. Casippillai & Cathiravelu, Proctors, on the part of the petitioner; and the affidavit of the petitioner, dated the 20th day of July, 1896, having been read: It is declared that the petitioner is the lawful husband 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 22nd day of September, 1896, show sufficient cause to the satisfaction of this court to the contrary.

H. H. CAMERON,  
District Judge.

Signed this 19th day of August, 1896.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary } In the Matter of the Estate of the late  
Jurisdiction. } Ponnachy, widow of Veluppillai  
No. 781. } of Karaveddy north in Jaffna,  
deceased.

Varittampi Charavanamuttu of Karaveddy  
north.....Petitioner.

Vs.

1, Charavanamuttu Kanapathippillai; 2, his wife Valliyammai; 3, Theywanai, wife of Charavanamuttu; 4, Veluppillai Chanmukam; 5, Varittampi Vallipuram of Karaveddy north.....Respondents.

THIS matter of the petition of the above-named petitioner praying for letters of administration to the estate of the above-named deceased, Ponnachy widow of Veluppillai of Karaveddy north, coming on for disposal before H. H. Cameron, Esq., District Judge, on the 21st day of July, 1896, in the presence of Mr. C. Strantenberg, Proctor, on the part of the petitioner; and the affidavit of the petitioner, dated the 20th day of July, 1896, having been read: It is declared that the petitioner is the son-in-law of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before the 21st day of September, 1896, show sufficient cause to the satisfaction of this court to the contrary.

H. H. CAMERON,  
District Judge.

The 21st day of July, 1896.

In the District Court of Kurunegala.

*Order Nisi.*

Testamentary } In the Matter of the Intestate Estate  
Jurisdiction. } of the late Joseph de Silva Jayasun-  
No. 562. } dera, Mudaliyar, deceased, of Kurune-  
gala.

Bodigutta Chinta Manikka Abeyakon Nava-  
ratne Wasala Mudiyanse Ralahamillage  
Tikiri Kumarihamy, of Denegomuwa,  
presently of Kurunegala.....Petitioner.

And

1, Ellen Georgiana Tennekoon, wife of John  
Graham Tennekoon, of Kurunegala; 2,  
Alfred Joseph de Silva Jayasundera, of  
Denegomuwa Walawwa; 3, Jonathan  
Edmund de Silva Jayasundera, of Villa d'Oor,  
Maradana, Colombo; 4, Everard Graham de  
Silva Jayasundera, of Kurunegala; and 5,  
Josephine Alice de Silva Jayasundera, of  
Kurunegala..... Respondents.

THIS matter coming on for disposal before John Penry  
Lewis, Esq., Acting District Judge, on the 4th day  
of September, 1896, in the presence of Mr. Schokman on

the part of the petitioner, and the affidavit of the petitioner dated 4th September, 1896, having been read :

It is ordered that the said Tikiri Kumarihamy, the petitioner, as widow of the late Joseph de Silva Jayasundera, is entitled to have letters of administration of his estate issued to her, unless the above-named respondents shall, on or before the 1st day of October, 1896, show cause to the satisfaction of this court to the contrary.

J. P. LEWIS,  
District Judge.

In the District Court of Puttalam.

*Order Nisi.*

Testamentary } In the Matter of the Estate of  
Jurisdiction. } Anachchi, wife of Bastian Pillai  
No. 101. } Manuel Pillai of Mampuri, deceased.

Bastian Pillai Manuel Pillai of Mampuri..... Petitioner.

Vs.

1, Manuel Pillai Mariani Pillai ; 2, Manuel Pillai Caitan Pillai ; and 3, Manuel Pillai Bastian Pillai, all of Mampuri ..... Respondents.

THIS matter coming on for disposal before G. A. Baumgartner, Esq., District Judge of Puttalam, on the 15th day of August, 1896, in the presence of Mr. A. M. C. Casie Chitty, Proctor, on the part of the petitioner ; and the affidavit of Bastian Pillai Manuel Pillai, dated 14th August, 1896, having been read : It is declared that the petitioner is the husband of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the

respondents shall, on or before the 22nd day of September, 1896, show sufficient cause to the satisfaction of this court to the contrary.

G. A. BAUMGARTNER,  
District Judge.

In the District Court of Puttalam.

*Order Nisi.*

Testamentary } In the Matter of the Estate of Bastiam-  
Jurisdiction. } pulle Saveripulle of Thaluvai,  
No. 102. } deceased.

Babiachi, widow of Bastiampulle Saveripulle, of Thaluvai ..... Petitioner.

Vs.

1, Mariamma, wife of Manuelpulle Bastiampulle, and her husband 2, Manuelpulle Bastiampulle, both of Thaluvai ..... Respondents.

THIS matter coming on for disposal before G. A. Baumgartner, Esq., District Judge of Puttalam, on the 15th day of August, 1896, in the presence of Mr. A. M. C. Casie Chitty, Proctor, on the part of the petitioner ; and the affidavit of Babiachi, dated 31st July, 1896, having been read : It is declared that the petitioner is the widow of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to her, unless the respondents shall, on or before the 22nd day of September, 1896, show sufficient cause to the satisfaction of this court to the contrary.

G. A. BAUMGARTNER,  
District Judge.

## NOTICES OF FISCALS' SALES.

### Western Province.

In the District Court of Negombo.

Sawenna Thana Sina Wana Seweraman  
Chetty..... Plaintiff.  
No. 2,512. Vs.

Jayesinha Arachchige Don Carolis Appuhami and another..... Defendants.

NOTICE is hereby given that on October 6, 1896, 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. 8,929, dated June 4, 1894, viz. :—

1. The land Millegahawatta, situate at Medamulla in the Dasiyapattu of the Alutkuru korale ; and bounded on the north by the land of Samuel Fernando and others, on the east by the land of Sinno Appuhami, on the south by the land of Philippu Perera and others, and on the west by the footpath, containing in extent 7 acres more or less.

2. An undivided half share of the land called Gallewatta at do.; the entire land is bounded on the north by the land belonging to Samuel Perera and others, on the east by the ditch and live fence, on the south by the live fence, and on the west by the live fence of the land Delgahawatta, containing in extent 2 acres more or less.

3. An undivided half share of the land called Kadurugahawatta at do.; the entire land is bounded on the north by the live fence, on the east by the live fence and the ditch, on the south also by the live fence and the

ditch, and on the west by the lands of Daranagama Arachchige Harmanis Appu and others, containing in extent 3 acres more less.

4. An undivided half share of the residing land called Kadurugahawatta and of the tiled house standing thereon at do.; the entire land is bounded on the north by the lands of Don Davith Appu and others, on the east by the lands of Velun Perera and others, on the south by the lands belonging to the wife of the deceased Sinno Appuhamy and others, and on the west by the lands of Don Davith Appuhami, containing in extent 3½ acres more or less.

And on the same day, commencing at 3 o'clock in the afternoon, will be sold by the public auction at the premises the following property, viz. :—

An undivided half share of the land called Ahadiyadda alias Nagahaliadda, situated at Alutapola in the Dunagaha pattu of the Alutkuru korale ; the entire land is bounded on the north by the limitary bund of the field of Marthelis Paris, notary, on the east by the high land, on the south by the field called Pidenipitiyakumbura, and on the west by the oya, containing in extent 2½ bushels of paddy sowing more or less, and declared liable to be sold for the satisfaction of the decree entered in the above case.

Amount to be levied Rs. 1,121-25, with interest on Rs. 1,000 at 30 per cent. per annum from December 5, 1894.

FRED. G. HEPPONSTALL,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Negombo, September 9, 1896.

In the District Court of Negombo.

Wana Awanna Runa Pana Rena Periya Carpen  
Chetty ..... Plaintiff.

No. 2,618. Vs.

Ranasinghe Arachchige Don Anthony Appu-  
hamy ..... Defendant.

**N**OTICE is hereby given that on October 3, 1896, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the following property, specially hypothecated by bond No. 48, dated November 23, 1894, viz.:—

The two contiguous portions now forming one land called Gorakagahalanda *alias* Dawatagahalanda, situate at Daluwekotuwe in the Dunagaha pattu of the Alutkuru korale; bounded on the north by a dewata road, on the east by the high road leading to Kochchikade, on the south by the property of Mr. Gabriel de Croos, and on the west by the land of Nettrikumarage Migel Appu and Mr. Gabriel de Croos, containing in extent 3 acres 2 roods and 26 square 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. 1,565, and interest on Rs. 1,400 at 12 per cent. from November 23, 1894.

FRED. G. HEPPONSTALL

Deputy Fiscal's Office, Deputy Fiscal.  
Negombo, September 8, 1896.

North-Western Province.

In the District Court of Puttalam.

Tamby Naina Pulle Marikar Mohamadu  
Cassim Marikar of Kalpitiya, as executor  
of Cassim Mohydeen Tamby Neina Pulle  
Marakar of Kalpitiya ..... Plaintiff.

No. 1125. Vs.

Tuwaikalikkan Kamelkahan of Kuriyan-  
kally in Anawelundan pattu ..... Defendant.

**N**OTICE is hereby given that on Saturday, October 3, 1896, at 1 o'clock in the afternoon, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property, viz.:—

The conjoined six pieces of land called Velangahawatta, Dangahawatta, Battugahawatta, Timbirigahawatta, Visayamotayadytotam, and lot 9,790 in preliminary plan 1,906, situate at Baranamkattuwa in the Kumarawanni pattu in Puttalam District; and bounded on the north by Crown jungle and land belonging to H. L. Fonseka, on the south-west by Crown land, and on the east by land belonging to H. L. Fonseka and others, containing about 25 acres in extent.

G. A. BAUMGARTNER,  
Deputy Fiscal.

Deputy Fiscal's Office,  
Puttalam, September 4, 1896.