

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 to amend and consolidate the Law ralating to Pilots appointed by the Governor of Ceylon.

Preamble.

WHEREAS it is expedient to amend and consolidate the law relating to pilots appointed by the Governor of Ceylon: 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 may be cited for all purposes as "The Pilots' Ordinance, 1898."

Interpretation clause.

- 2 In this Ordinance the following words and expressions have the following meanings, unless a different intention appears from the subject or context—
 - "Master attendant" means the master attendant of any port, and includes his deputies and assistants.
 - "Ports" means any port brought under the operation of this Ordinance under section 3.
 - "Vessel" includes any ship or boat or any other description of vessel used in navigation of above 100 tons register.

"Master" includes any person having for the time being the charge, command, or control of any vessel.

"Pilot" means any person appointed by the Governor under section 5 for the purposes of conducting vessels to or out of any port named in such appointment.

Governor to declare ports brought under the operation of this Ordinance and to define their limits.

3 The Governor may from time to time, with the advice of the Executive Council, by Proclamation declare the ports which are to be brought within the operation of this Ordinance, and define the limits of such ports respectively.

Pilotage required.

It shall be unlawful to bring into or remove out of any port any vessel without having a pilot on board, unless authority in writing so to do has been obtained from the master attendant or some officer empowered by such master attendant to give such authority; and if any vessel shall be brought into or removed out of any port contrary to the provisions of this Ordinance, the master of such vessel shall be liable to a fine not exceeding two hundred rupees for every such offence.

Appointment of nilots.

5 (1) The Governor shall continue from time to time to appoint fit, proper, and qualified persons to be pilots for the purpose of conducting vessels into or out of any port.

(2) The Governor may from time to time remove any pilot so appointed and appoint another in his stead.

(3) All such pilots shall be under the control and subject to the orders of the master attendant of the port for which they may be appointed.

Amount of outward pilotage to be paid in advance.

No pilot shall be in anywise bound to conduct any vessel to sea, neither shall any vessel proceed to sea, until the full amount of the outward pilotage of such vessel and the charges due on account of such vessel to the master attendant's department shall be first paid or secured to be paid to the satisfaction of such pilot and master attendant.

Pilots in certain cases to demand payment over and above the amount of pilotage.

Every pilot in charge of any vessel in, or entering, or proceeding from, any port, who shall remain on board any such vessel for a period exceeding forty-eight hours, either on account of stress of weather or under quarantine, shall be entitled to demand and receive over and above the amount of pilotage charged under port rules made or to be made under the authority of section 6 of "The Masters Attendant's Ordinance, 1865," the sum of five rupees for each and every day he shall so remain on board any vessel.

Penalty: pilot for misconduct.

Every pilot who shall refuse, neglect, or delay to take charge of any vessel when required to do so by the master attendant, unless upon good and sufficient cause to justify such refusal, neglect, or delay, and every pilot who shall quit any such vessel or decline the piloting thereof after he has taken charge thereof, or shall by drunkenness or otherwise render himself incapable of conducting any vessel or do any injury to the same or to the tackle or furniture thereof, shall, in addition to his civil liability, be guilty of an offence, and be liable on conviction to a fine not exceeding two hundred rupees.

Penalty on person acting as pilot without authority.

It shall be lawful for any pilot within the limits of the port for which he is appointed to supersede in the charge of any vessel any person not appointed to act as a pilot within such limits, and every person assuming or continuing in the charge and conduct of any vessel, not being a pilot or not being duly appointed to act as a pilot within the limits in which such vessel shall actually be, after any pilot duly appointed to act within such limits shall have offered to take charge of such vessel, shall be guilty of an offence, and be liable to a fine not exceeding two hundred rupees. Provided always that, notwithstanding anything in this Ordinance contained, any person shall and may lawfully and without being subject to any penalty by this Ordinance imposed assume or continue in the charge or conduct of any vessel as a pilot where and so long as a pilot duly appointed shall not have offered to take charge of such vessel or made a signal for that purpose, or where and so long as such vessel shall be in distress, or

Proviso.

under circumstances which shall have rendered it necessary for the master or person in charge of such vessel to avail himself of the best assistance which at the time could be procured.

Pilot's liability limited.

10 The liability of a pilot for neglect or want of skill shall not exceed the sum of one thousand five hundred rupees, and in the event of his being entitled to fees on account of pilotage in respect of the voyage in which he was engaged when he became so liable, his liability shall not exceed the said sum and the amount payable to him as such fees.

Non-liability of Government, owner, or master where pilot is employed. int the Governor or the owner or master of a ship shall not be answerable to any person whatsoever for any loss or damage occasioned by the fault or incapacity of any pilot acting in charge of that ship within the limits of any port brought under the operation of this Ordinance.

Penalty: pilot offending against Ordinance or port rule. 12 If any pilot shall in any case fail or neglect to observe any lawful directions of the master attendant, or to do anything required by him by this Ordinance or by any port rule made or to be made under the authority of section 6 of "The Masters Attendant's Ordinance, 1865," or shall do or omit to do anything contrary to the true and plain meaning of this Ordinance or of any such port rule, he shall be guilty of an offence, and be liable on conviction to a fine not exceeding two hundred rupees.

Ordinance not to extend to Government vessels or ships of war. 13 Nothing in this Ordinance contained shall extend to any vessel belonging to or in the service of Her Majesty, or to any vessel of war belonging to any foreign prince or state, nor affect any law relative to the Customs, nor any order or direction which shall have been lawfully made or given in pursuance of the provisions of any such law.

Offences against this Ordinance and debts due thereunder to be respectively punishable and recoverable in police courts and courts of requests.

14 All offences against this Ordinance shall and they are hereby declared to be fully cognizable and punishable by police courts, and all sums becoming due by reason of any of the provisions thereof shall and they are hereby declared to be recoverable before courts of requests, though such offences and sums should exceed the ordinary jurisdiction of those courts.

Repealing clause.

15 The Ordinances mentioned in the schedule shall be repealed to the extent specified in the third column thereof, provided that such repeal shall not affect any penalty or punishment incurred in respect of any offence committed against any enactment hereby repealed.

SCHEDULE.

Ordinances repealed.

Number and Year.

6 of 1865 ... "The Masters Attendant's Ordinance, 1865."

9 of 1898 ... "An Ordinance to amend The Masters Attendant's Ordinance, 'No. 6 of 1865."

Extent of Repeal.

Sections 17, 18, 19, 20, 21, 22, and so much of section 34 as refers to pilots

The whole Ordinance

By His Excellency's command,

W. T. TAYLOR, Acting Colonial Secretary...

Colonial Secretary's Office, Colombo, May 10, 1899.

NOTICES IN TESTAMENTARY ACTIONS.

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

Testamentary
Jurisdiction.
No. C 1,172.

In the Matter of the Last Will and
Testament of Mututantrige Bastian
Fernando, deceased, of Katukurunda.

THIS matter coming on for disposal before D. F. Browne, Esq., District Judge of Colombo. on the 20th day of April, 1899, in the presence of Mr. C. Peiris on the part of the petitioner Warnakulasooria Hettige Catherine Silva, of Katukurunda; and the affidavit of the said petitioner, dated 19th April, 1899, having been read:

It is ordered that the will of Mututantrige Bastian Fernando, of Katukurunda, deceased, dated 28th February, 1898, and now deposited in this court, be and the same is hereby declared proved, unless any person interested shall, on or before the 18th day of May, 1899, show sufficient cause to the satisfaction of this court to the contrary.

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, on or before the 18th day of May, 1899, show sufficient cause to the satisfaction of this court to the contrary.

The 20th day of April, 1899.

D. F. BROWNE, District Judge.

In the District Court of Colombo.

Order Nisi.

In the Matter of the Estate, Effects, and Goods of Ana Joakim Amma and Bastian Madurampulle (wife and husband), both of Pettah, Colombo, deceased.

THIS matter coming on for disposal before F. R. Dias, Esq., Additional District Judge of Colombo, on the 4th day of May, 1899, in the presence of Mr. G. S. Johnpulle, Proctor, on the part of the petitioner Emmanuel Madurampulle, of Maliban street, Pettah, Colombo; and the affidavit, dated the 3rd day of May, 1899, of the said petitioner having been read: It is ordered that the petitioner aforesaid be declared entitled to have letters of administration to the estate of the deceased Ana Joakim Amma and Bastian Madurampulle, both of Pettah, Colombo, issued to him, as an heir of the deceased, unless the respondents above-named shall, on or before the 15th day of June, 1899, show sufficient cause to the satisfaction of this court to the contrary.

The 4th day of May, 1899. F. R. DIAS, Acting District Judge.

In the District Court of Negombo.

Testamentary
Jurisdiction.
No. 380.

In the Matter of the Estate of Kumarasinhetti Arachchige Andrew William
Perera Appuhami, of Ewariwatta,
deceased.

Kumarasinhetti Arachchige Mendis Perera Appuhami, of Ewariwatta......Petitioner.

THIS matter coming on for disposal before W. R. B. Sanders, Esq., District Judge of Negombo, on the

22nd day of March, 1899, in the presence of Mr. Rajepakse, Proctor, on the part of the petitioner Kumarasinhetti Arachchige Mendis Perera Appuhami; and the affidavit of the petitioner. dated the 27th day of February, 1899, having been read: It is ordered that letters of administration to the estate of Kumarasinhetti Arachchige Andrew William Perera Appuhami, deceased, be issued to the petitioner, as brother of the deceased, unless the respondents above-named or any other person shall, on or before the 1st day of June, 1899, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS, District Judge.

Dated 22nd March, 1899.

In the District Court of Negombo.

Testamentary
Jurisdiction.
No. 383.
In the Matter of the Estate of the late
Hendalaliyanage Pelis Perera, of
Seeduwa, deceased.

Pasqualge Dona Maria, of Seeduwa...... ...Petitioner

Vs.

THIS matter coming on for disposal before W. R. B. Sanders. Esq., District Judge of Negombo, on the 22nd day of March, 1899, in the presence of Mr. Rajepakse, Proctor, on the part of the petitioner Pasqualge Dona Maria, of Seeduwa; and the affidavit of the petitioner, dated the 7th day of October, 1898, having been read: It is ordered that letters of administration to the estate of Hendalaliyanage Pelis Perera be issued to the petitioner, as widow of the deceased, unless the respondents above-named or any other person shall, on or before the 1st day of June, 1899, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS, District Judge.

March 22, 1899.

In the District Court of Negombo.

Testamentary Jurisdiction. No. 384. In the Matter of the Estate of the late Palliamadinagey Pedro Silva, of Polwatta, deceased.

Lokudombawalagey Rosa Maria, of Polwatta...Petitioner.

THIS matter coming on for disposal before W. R. B. Sanders, Esq., District Judge of Negombo, on the 22nd day of March, 1899, in the presence of Mr. Rajepakse, Proctor, on the part of petitioner Lokudombawalagey Rosa Maria; and the affidavit of the petitioner, dated the 5th day of January, 1899, having been read: It is ordered that letters of administration to the estate of Palliamadinagey Pedro Silva, deceased, be issued to the petitioner, as widow of the deceased, unless the respondents above-named or any other person shall, on or before the 1st day of June, 1899, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS, District Judge.

March 22, 1899.

In the District Court of Negombo.

Testamentary
Jurisdiction.
No. 386.

In the Matter of the Intestate Estate
of Alawaturage Uparis Perera, of
Bataliya, deceased.

Alawaturage Livinis Perera, of Hapitigama in Yatigaha pattu.....Petitioner.

 $\mathbf{v}_{\mathbf{s}}$

THIS matter coming on for disposal before W. R. B. Sanders, Esq., District Judge of Negombo, on the 30th day of March, 1899, in the presence of Mr. H. J. Salgado, Proctor, on the part of the petitioner Alawaturage Livinis Perera, of Hapitigama; and the affidavit of the said petitioner, dated 28th March, 1899, having been read: It is ordered that the petitioner aforesaid bedeclared entitled to have letters of administration to the estate of the deceased Alawaturage Uparis Perera, of Bataliya, issued to him, as father of the said deceased, unless the respondents above-named shall, on or before the 1st day of June, 1899, show sufficient cause to the satisfaction of this court to the contrary.

March 30, 1899.

W. R. B. SANDERS, District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction. No. 1,792.

In the Matter of the Estate of the late Walisundara Mudianselagedera Ram Manika, late of Bootuwatta in Lower Hewaheta, deceased.

THIS matter coming on for disposal before John Henricus de Saram, Esq., District Judge of Kandy, on the 11th day of April, 1899, in the presence of Mr. J. D. Jonklaas on the part of the petitioner Walisundara Mudianselage Dingiri Amma; and the affidavit of the said petitioner, dated 28th March, 1899, having been read: It is ordered that letters of administration to the estate of Walisundara Mudianselagedera Ram Manika, deceased, be issued to the petitioner above-named, unless Walisundara Mudianselagedera Dingiri Banda, Walisundara Mudianselagedera Bandara Manika, Rajanaike Mudianselage Dingiri Amma, Rajanaike Mudianselage Ram Manika, Rajanaike Mudianselage Riri Banda shall, on or before the 15th day of May, 1899, show sufficient cause to the satisfaction of this court to the contrary.

April 11, 1899.

J. H. DE SARAM, District Judge.

In the District Court of Kandy.

Order Nisi,

Testamentary
Jurisdiction.
No. 2,097.

In the Matter of the Estate of the late
Selamberam Pulle, deceased, of Gandahe korale of Lower Hewaheta.

THIS matter coming on for disposal before John Henricus de Saram, Esq., District Judge of Kandy, on the 14th day of April, 1899, in the presence of Messrs. Beven and Beven on the part of the petitioner Muttusamy Pulle, of Godamune in Gandahe korale of Lower Hewaheta; and the affidavit of Hippola Mudianselagedera Appuhamy, of Godamune aforesaid, dated 7th April, 1899, having been read:

It is ordered that letters of administration to the estate of Selamberam Pulle, of Godamune aforesaid, deceased, be issued to the petitioner Muttusamy Pulle, of Godamune aforesaid, unless Marude, of Godamune in Gandahe korale of Lower Hewaheta, shall, on or before the 17th day of May, 1899, show sufficient cause to the satisfaction of this court to the contrary.

J. H. DE SARAM, District Judge. In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction. No. 2,098.

In the Matter of the Estate of the late Wana Eua Nawana Moona Kuna Waithilingam Chetty, deceased, of Pundalu-oya.

THIS matter coming on for disposal before John Henricus de Saram, Esq., District Judge of Kandy, on the 14th day of April, 1899, in the presence of Messrs. Beven and Beven on the part of the petitioner Wana Ena Nawana Moona Kuna Muttu Carpen Chetty, of Pundalu-oya; and the affidavit of Muna Vengadasalem Pulley, of Pundalu-oya, dated 7th April, 1899, having been read:

It is ordered that letters of administration to the estate of Wana Ena Nawana Moona Kuna Waithilingam Chetty, of Pundalu-oya, deceased, be issued to Wana Ena Nawana Muna Kuna Muttu Carpen Chetty, of Pundalu-oya, unless Kuna Raman Chetty, of Pundalu-oya, shall, on or before the 17th day of May, 1899, show sufficient cause to the satisfaction of this court to the contrary.

April 14, 1899.

J. H. DE SARAM, District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary
Jurisdiction.
No. 849.

In the Matter of the Estate of the late
Nellinachan, wife of Chankarapillai
Murukar, of Manthovil, deceased.

1, Chankarapillai Murukar; 2, Chitamparanatar Chuperamaniar and wife 3, Theivanaipillai, of Manthovil; and 4, Kathiresar Chitamparanatar, of Madduvil..Respondents.

THIS matter of the petition of Ramanadar Kanthaiyah, Secretary of the District Court of Jaffna, praying for letters of administration to the estate of the abovenamed deceased Nellinachan, wife of Chankarapillai Murukar, of Manthovil, coming on for disposal before C. Eardley-Wilmot, Esq., District Judge, on the 22nd day of April, 1899, in the presence of Messrs. Casippillai and Cathiravelu, Proctors, on the part of the petitioner; and affidavit of Chankarapillai Murukar, dated the 16th day of June, 1897, having been read: It is declared that the petitioner, as Secretary of the District Court of Jaffna, 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 29th day of May, 1899, show sufficient cause to the satisfaction of this court to the contrary.

C. EARDLEY-WILMOT,
This 22nd day of April, 1899. District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary Jurisdiction. No. 853.

In the Matter of the Estate of the late Annappillai, daughter of Sinnatamby Kartikesoo, of Tannakkarakurichchi, deceased.

Ramanadar Kanthaiyah, Secretary of the District Court of Jaffna......Petitioner.

THIS matter of the petition of Ramanadar Kanthaiyah, Secretary of the District Court of Jaffna, praying for letters of administration to the estate of the abovenamed deceased Annappillai, daughter of Sinnatamby Kartikesoo, coming on for disposal before C. Eardley-Wilmot, Esq., District Judge, on the 22nd day of April, 1899, in the presence of Messrs. Casippillai and Cathiravelu, Proctors, on the part of the petitioner; and affidavit of Sinnatamby Kartikesoo, of Tanakkarakurichchi, dated

The 14th April, 1899.

the 9th day of July, 1897, having been read: It is declared that the petitioner, as Secretary of the District Court of Jaffna, 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 29th day of May, 1899, show sufficient cause to the satisfaction of this court to the contrary.

C. EARDLEY-WILMOT. This 22nd day of April, 1899. District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary Jurisdiction. No. 913.

In the Matter of the Estate of the late Sultan Muhiatheen Nachia, wife of Meeralevvai Maracayar Muhamathulevvai Maracayar, of Vannarponne, deceased.

Ramanadar Kanthaiyah, Secretary of the District Court of Jaffna. Petitioner.

1, Mukayateenkandu Seku Abdulcader; 2, Meeralevvai Marakair Muhamathulevvai Marakayar, of Vannarponne west...... Respondents.

THIS matter of the petition of Ramanadar Kanthaiyah, Secretary of the District Court of Jaffna, praying for letters of administration to the estate of the abovenamed deceased Sultan Muhiatheen Nachia, wife of Meeralevvai Maracayer Muhamathulevvai Maracayar, of Vannarponne west, coming on for disposal before C. Eardley-Wilmot, Esq., District Judge, on the 22nd day of April, 1899, in the presence of Messrs. Casippillai and Cathiravelu, Proctors, on the part of the petitioner; and affidavit of Mukayatheenkandu Seku Abdulcader, dated the 30th day of June, 1898, having been read: It is declared that the petitioner, as the Secretary of the District Court of Jaffna, 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 29th day of May, 1899, show sufficient cause to the satisfaction of this court to the contrary.

> C. EARDLEY-WILMOT, District Judge.

This 22nd day of April, 1899.

In the District Court of Kurunegala.

· Order Nisi.

Testamentary Jurisdiction. No. 621.

In the Matter of the Intestate Estate of Ena Mana Magudu Muhamadu, late of Kurunegala, deceased.

Amina Umma, of Kurunegala.....Petitioner.

1, Ena Mana Ismail; 2, Ena Mana Thangachchi Umma; 3, Ana Muha-mado Casim; 4, Ana Muna Sego Abdul Cader; 5, Ena Mana Hamido; 6, Ena Mana Muhamadu Casim, all

of Kurunegala.....Respondents.

THIS matter coming on for disposal before Keith Macleod, Esq., District Judge, Kurunegala, on the 2nd day of May, 1899, in the presence of Mr. G. Schokman on the part of the petitioner; and the affidavit of the applicant, dated 26th day of April, 1899, having been read: It is declared that the said Amina Umma, the applicant, as legal wife of the deceased, is entitled to letters of administration of the estate of the said deceased issued to her accordingly, unless the respondents shall, on or before the 9th day of June, 1899, show sufficient cause to the satisfaction of this court to the contrary.

2nd day of May, 1899.

K. MACLEOD. District Judge.

In the District Court of Chilaw.

Order Nisi.

Testamentary) In the Matter of the Estate of the late Jurisdiction. NeinaMohammado Cader Moheideen, No. 410. of Chilaw, deceased.

Seramalia Umma, of Chilaw Petitioner. And

Warusey Mohammado......Respondents. .

1, Sella Umma, of Chilaw; 2, Amma Umina, of Puttalam; 3, Meera Umma, of Chilaw; 4, Pitchey Umma, of Chilaw; 5, Mohammado Meera Saibo, of Chilaw; 6, Umargatta, of Chilaw; 7, Mohammado Patumma, of Chilaw; 8, Kader Beebee, of Chilaw, widow of

THIS matter coming on for disposal before Charles
Russell Cumberland, Esq., District Judge of Chilaw,
on the 28th day of April, 1899, on reading the petition
and affidavit of Seramaila Umma, the above-named petitioner: It is ordered that Moona Aly Thamby, of Chilaw, be and he is appointed guardian of the minors Pitchey Umma, Mohammado Meera Saibo, Umargatta, and Mohammado Patumma, the above-named 4th, 5th, 6th, and 7th respondents, and that Seramalia Umma, the petitioner, be and she is hereby declared entitled to the grant of fresh letters of administration to the unadministered portion of the estate of the late Neina Mohammado Cader Moheideen, of Chilaw, deceased, and that such letters be accordingly issued to her, unless the respondents abovenamed show sufficient cause to the contrary on the 1st day of June, 1899.

C. R. CUMBERLAND. District Judge.

In the District Court of Puttalam.

Testamentary) In the Matter of the Intestate Estate of Anthony Pulle Suse Pulle, of Pala kuda in Akkarai pattu. Jurisdiction. No. 135.

Between

1, Santiago Philippu Sammaty; 2, Anthony Ayan Perumal Pulle, both of Palakuda in Akkarai pattu.....Petitioners. And

Salamai Atchy Fernando, of Palakuda in Akkarai pattu.....Respondent.

THIS action coming on for disposal before Edward Thomas Noyes, Esq., District Judge of Puttalam, on the 28th day of April, 1899, in the presence of Mr. Adam Muttukumara, Proctor, on the part of the petitioners; and the petitioners and the affidavit of the petitioners, dated the 27th April, 1899, having been read: It is ordered that the said petitioners, Santiago Philippu Samathy and Anthony Ayan Perumal Pulle, both of Palakuda, be and they are hereby declared entitled to Palakuda, be and they are hereby declared entitled to have letters of administration to the intestate estate of the said Anthony Pulle Suse Pulle, of Palakuda, deceased, issued to them, unless the respondent shall, on or before the 31st day of May, 1899, show sufficient cause to the satisfaction of this court to the contrary.

EDWARD THOMAS NOYES. The 28th day of April, 1899. District Judge.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 1,951. In the matter of the insolvency of M. L. M. Sahribo Deen.

NOTICE is hereby given that a meeting of creditors of the above-named insolvent will take place at the sitting of the court on June 1 next, for the purpose of appointing an assignee in the above matter.

By order of court,

Colombo, May 4, 1899.

J. B. Misso, Secretary.

No. 1,951. In the matter of the insolvency of M. L. M. Sahribo Deen.

OTICE is hereby given that a meeting of creditors of the above-named insolvent will take place at the sitting of the court on June 8 next, for the purpose of granting a certificate of conformity to the said insolvent.

By order of court,

Colombo, May 4, 1899.

J. B. Misso, Secretary.

No. 1,956. In the matter of the insolvency of Robert Batuwantudawa, of 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 June 1, 1899, to grant a certificate of conformity to the said insolvent.

By order of court,

J. B. Misso,

Colombo, May 4, 1899.

S. Misso, Secretary.

No. 1,964. In the matter of the insolvency of Paules de Soysa, of Alutmawata.

NOTICE is hereby given that a meeting of creditors of the above-named insolvent will take place at the sitting of the court on June 8 next, for the purpose of granting a certificate of conformity to the said insolvent.

By order of court,

J. B.

Colombo, May 4, 1899.

J. B. Misso, Secretary.

No. 1,969. In the matter of the insolvency of Paul Perera, of Dam street, Colombo.

W HEREAS Paul Perera has filed a declaration of insolvency and a petition for the sequestration of the estate of the said Paul Perera under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Paul Perera insolvent accordingly, and that two public sittings of the court, to wit, on June 1 and 15, 1899, 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,

J. B. Misso, Secretary. No. 1,970.

In the matter of the insolvency of Sana Narayanan Asary, of Brassfounder street.

WHEREAS Sana Narayanan Asary has filed a declaration of insolvency and a petition for the sequestration of the estate of the said Sana Narayanan Asary under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Sana Narayanan Asary insolvent accordingly, and that two public sittings of the court, to wit, on June 1 and 15, 1899, 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,

J. B. Misso, Secretary.

Colombo, May 4, 1899.

In the District Court of Kandy.

No. 1,400. In the matter of the insolvency of Sana Eliya Tamby, a trader of Kandy.

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 June 2, 1899, for the annulment of the adjudication of insolvency made in this case.

By order of court,

Kandy, May 5, 1899.

A. Santiago, Secretary.

No. 1,407. In the matter of the insolvency of Oyan Kangany, of Passimalay in Gampola.

NOTICE is hereby given that a certificate of the third class was awarded to the insolvent abovenamed on April 18, 1899.

By order of court,

Kandy, May 4, 1899.

W. M. DE ZILVA, Acting Secretary.

No. 1,413. In the matter of the insolvency of Babun Hamy, of Wattegama.

NOTICE is hereby given that a certificate of the third class was awarded to the insolvent abovenamed on April 19, 1899.

By order of court,

Kandy, May 4, 1899.

W. M. DE ZILVA, Acting Secretary.

No. 1,414. In the matter of the insolvency of Coomaravail Cangany, of Orion estate, Gampola.

OTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on June 2, 1899, for the allowance of the certificate of conformity to the above-named insolvent.

By order of court,

W. M. DE ZILVA, Acting Secretary.

Colombo, May 4, 1899.

etary. Kandy, May 3, 1899.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Nanayakkarage Don Paules Silva, of Colpetty.....Plaintiff.

No. 12,422 C.

S. Thiagarajah, of Rosemead Place, Cinnamon Gardens, ColomboDefendant.

OTICE is hereby given that on Friday, June 9, 1899, at 12 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 the sum of Rs. 1,030.33, with interest thereon at 9 per cent. per annum from April 19, 1899, till payment in full and costs of suit, viz. :-

All that house and premises called and known as "Barnes Acre," situated at Barnes street, Cinnamon Gardens, Colombo; and bounded on the north by Barnes street, on the south by land described in plan No. 90,568, on the east by the other portion of this land, and on the west by the land described in plan No. 84,940; containing in extent 1 acre more or less.

FRED. G. HEPPONSTALL, Fiscal's Office. Deputy Fiscal. Colombo, May 10, 1899.

In the Court of Requests of Colombo.

Yar Mohamadoe, of Union Place, Slave Island, Colombo......Plaintiff.
No. 8,669. Vs.

Kana Packeer, of No. 19, Meat Market, Mariakada, Maradana, Colombo......Defendant.

OTICE is hereby given that on Thursday, June 8, 1899, 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 the sum of Rs. 240, with interest at 9 per cent. from February 1, 1899, till payment in full, and costs Rs. 30.75 and poundage, viz.:

All that land with the buildings standing thereon marked letter B in the figure of survey dated March 28, 1896, made by Juan de Silva, Licensed Surveyor, being the eastern portion of the garden bearing assessment Nos. 152 and 153, situate in 2nd Division, Maradana, Colombo; which said portion of land is bounded on the north by the garden of Wapoe Marcar, now of Mamma Lebbe Mohamadoe Usupu, on the east by a part of the same garden belonging to Mamma Lebbe Mohamadoe Usubu, on the south by the property of Menchy-hamy, and on the west by the remaining portion A of the same garden; containing in extent 18 square perches, with the right of way marked roadway through the portion A in the said figure of survey from the high road to the said portion of land.

FRED. G. HEPPONSTALL, Deputy Fiscal.

Fiscal's Office Colombo, May 10, 1899.

Northern Province.

In the District Court of Jaffna.

Sapapatiyar Punniyamurti, of Point Pedro......Plaintiff.
No. 1,433.

Vs.

1, Alvar Chinnaiya; his wife 2, Minadchippillai; and 3, Vallaippillai, widow of Chinnattampi, of Puloli east..............Defendants.

OTICE is hereby given that on Wednesday, June 14, 1899, at 10 o'clock in the forenoon, will be

sold by public auction on the lands hereinafter described the right, title, and interest of the said first and second defendants in the following property, for the recovery of Rs. 809.81, with interest on Rs. 640 at the rate of 16 per cent. per annum from June 8, 1898, until payment in full (such interest not exceeding Rs. 470:19), and costs of suit being Rs. 108.27, and charges, viz.:-

1. In a divided 5 lachams varaku culture and 8 kullies on the north, with its appurtenances and right of water-course of a piece of land called Kalliyantidal, situated at Puloli east Vendipakutevankurichchi, and containing or reputed to contain in extent 6% lachams varaku culture. The said 5 lachams and 8 kullies is bounded or reputed to be bounded on the east by a lane, north and west by land belonging to the temple of Ampalavanasami at Chitamparam, and south by property of Chinnachchi. Of this, 1 kully left for the use of water-course and $\frac{1}{5}$ share of the well and of 2 kullies reserved for the use of the well are excluded.

The right, title, and interest of the second and third defendants in an undivided one-sixth share, exclusive of the roof of the hut of a divided 4 lachams and 13 kullies with its appurtenances, out of the land consisting of the following parcels called Navalteni, situated at Puloli east Chinkapakutevankurichchi, and containing or reputed to contain in extent 103 lachams varaku culture. Navalteni in extent house one. The said 4 lachams and 13 kullies is bounded or reputed to be bounded on the east by property of Minadchi and others, north by property of Kattirunal, west by a lane, and south by property of Antoni and others.

3. In an undivided one-sixth share of a divided 6 lachams and 23 kullies, with its appurtenances, of the land consisting of the following parcels called Navalteni, situated at Puloli east Chinkapakatevankurichci, and situated at Puloli east Chinkapakatevankurichci, and containing or reputed to contain in extent 13½ lachams varaku culture. Navalteni in extent house ¼. The said 6 lachams and 2¾ kullies is bounded or reputed to be bounded on the east by property of Vayiramuttu and others, north by property of Yovan and others, west by property of Kanagasabai and others, and south by lane and by property of Antoni and others.

4. In an undivided one-fourth share of a divided 4¾ lachams, with its appurtenances, of a piece of land called Kandaiyanteni, situated at Puloli east Malavarayakurichchi, and containing or reputed to contain in extent

kurichchi, and containing or reputed to contain in extent $7\frac{1}{8}$ lachams varaku culture. The said $4\frac{3}{8}$ lachams is bounded or reputed to be bounded on the east by the lane forming the limit of Tumpalai, north by property of Santiravar and others, and west and south by property of Tiresu and others.

5. In an undivided one-fourth share of a divided five lachams and 4k kullies, with its appurtenances, out of the land consisting of the following parcels called Mamparampattai, situated at Tumpalai, and containing or reputed to contain in extent 10 lachams varaku culture. Mamparampattai in extent house 1. The said 5 lachams and 4 kullies is bounded or reputed to be bounded on the east and north by property of Kalippillai and others, west by lane and by property of Annamuttu and others and south by property of Chuppiramaniyar and others.

6. In an undivided one-fourth share of a divided 5

lachams and 17½ kullies, with its appurtenances, out of a piece of land called Kurumpaichiddi, situated at Tumpalai, and containing or reputed to contain in extent 104 lachams varaku culture. The said 5 lachams and 173 kullies is bounded or reputed to be bounded on the east by property of Solomai and others, north by property of Vayiramuttu and others, west by the lane forming the limit of Puloli, and south by property of Kaliyammai and others.

Fiscal's Office, Jaffna, May 5, 1899. JOHN RUDD, for Fiscal. In the District Court of Jaffna.

Sapapatiyar Punniyamurti, of Point Pedro......Plaintiff. No. 1,433.

Alvar Chinnaiya; his wife 2, Minadchippillai; and 3, Vallippillai, widow of Chinnattampi of Puloli east......Defendants.

OTICE is hereby given that on Friday, June 16, 1899, at 10 o'clock in the forenoon, will be sold by public auction on the lands hereinafter described the right, title, and interest of the said third defendant in the following property, for the recovery of Rs. 809.81, with interest on Rs. 640 at the rate of 16 per cent. per annum from June 8, 1898, until payment in full (such interest not exceeding Rs. 470 19), and costs of suit being Rs. 108.27 and charges, viz.:

In an undivided half share of a divided 5 lachams and 21 kullies, with its appurtenances, out of a piece of land called Nunanindakaladdi, situated at Puloli east Chinkapakutevankurichchi, and containing or reputed to contain in extent 62 lachams varaku culture. The said 5 lachams and 20 laulilies is bounded an artist of the laulilies is bounded as the laulilies. lachams and 24 kullies is bounded or reputed to be bounded on the east by a lane, north by property of Kannappar and others, west by property of Chuppar Vayittilingam and others, and south by a lane and by property of Chellamuttu.

Fiscal's Office, Jaffna, May 5, 1899. JOHN RUDD. for Fiscal.

In the District Court of Jaffna.

Sapapatiyar Punniyamurti, of Point Pedro Plaintiff. No. 1,433. Vs.

Alvar Chinnaiya; his wife 2, Minadchip-pillai; and 3, Vallippillai, widow of Chinnattampi, of Puloli east...................... Defendants.

OTICE is hereby given that on Thursday, June 15, 1899, at 10 o'clock in the forenoon, will be sold by public auction on the lands hereinafter described the right, title, and interest of the said third defendant in the following property, for the recovery of Rs. 809.81, with interest on Rs. 640 at the rate of 16 per cent. per annum from June 8, 1898, until payment in full (such interest not exceeding Rs. 470 19), and costs of suit being Rs. 108.27, and charges, viz.:-

In an undivided half share of a divided 4 lachams and 113 kullies, with its appurtenances, out of a piece of land called Tenankaladdi, situated at Puloli east Malavarayakurichchi, and containing or reputed to contain in extent 18 lachams vraku culture. The said 4 lachams and 113 kullies is bounded or reputed to be bounded on the east by property of Punniyamurti and others, north by a laue, west by property of Chinnaiya and others, and south by property of Kulantaivelu and

2. In an undivided one-fourth share of a divided 5 lachams and 145 kullies, with its appurtenances, out of a piece of land called Nediyakaladdi, situated at Puloli east Chinkapakutevankurichchi, and containing or reputed to contain in extent 11\square lachams varaku culture. The said 5 lachams and 145 kullies is bounded or reputed to be

bounded on the east, north, and south by lanes, and west by property of Ponnachchi and others.

3. In an undivided three-eighth share of a divided 5 lachams and 2½ kullies, with its appurtenances, out of a piece of land called Nappainds hald it situated at Poll. piece of land called Nunanindakaladdi, situated at Puloli east Chinkapakutevankurichchi, and containing or reputed to contain in extent $6\frac{7}{6}$ lachams varaku culture. The said 5 lachams and $2\frac{1}{4}$ kullies is bounded or reputed to be bounded on the east by a lane, north by property of Kannappar and others, west by property of Chuppar Vayittilingam and others, and south by a lane and by property of Chellamuttu.

4. In an undivided one-sixth share of a divided 4 lachams and 13 kullies, with its appurtenances, out of a piece of land situated at Puloli east Chinkapakutevankurichchi. consisting of the following parcel called Navalteni, containing or reputed to contain in extent 1034 lachams varaku culture. Navalteni in extent house one. The said 4 lachams and 13 kullies is bounded or reputed to be bounded on the east by property of Minadchi and others, north by property of Kattirunal, west by a lane, and south by property of Antoni and others.

5. In an undivided one-sixth share of a divided 6 lachams and 23 kullies, with its appurtenances, out of a piece of land consisting of the following parcels called Navalteni, situated at Puloli east Chinkapakutevankurichchi, and containing or reputed to contain in extent 13½ lachams varaku culture. Navalteni in extent house one-fourth. The said 6 lachams and 23 kullies is bounded or reputed to be bounded on the east by property of Vayıramuttu and others, north by property of Yovan and others, west by property of Minadchi and others, and south by a lane and by property of Antoni and others.

Fiscal's Office. Jaffna, May 5, 1899. JOHN RUDD, for Fiscal.

Eastern Province.

In the District Court of Batticaloa.

Robert Massie, Esq., now in England, by his attorney Miss Edith Chapman Atherton...... Plaiatiff. No. 1,775.

1. Bandara Udayar Banda; 2, Muttu Banda, Ratemahatmaya; 3, Arugamarala Suder Kumah; 4, Arugamarala Punchi Kumah; 5, Arugamarala Sudu Banda; 6, Arugamarala Goonetileke; 7, Arugamarala Ramanika, heirs of the late Sudu Nilame, Ratemahatmaya; 8, Bandara Udayar Banda; 9, Muttu Banda, Rate-mahatmaya, heirs of the late V. K. Bandara Udayar, fifth defendant; 10, Arugamarala Sudu Kumah; 11, Arugamarala Punchi Kumah; 12, Arugamarala Sudu Banda; 13, Arugamarala Goonatileke; 14, Arugamarala Ramanika Defendants.

OTICE is hereby given that on Friday, June 9, 1899, at 12 o'clock noon, will be sold by public auction at the spot the right, title, and interest of the said defendants in the following property, viz. :-

1. The boundaries and extent of the northern share of the paddy land called Verakodaivelly, situate at Periyapanama in Panamai pattu are: on the north by river, south by the common dam of Kumara Muttadduperiyakeetu, east by land called Odaimarodai, and on the west by tamarind tree; in extent from north to south 102 fathoms and from east to west 250 fathoms, an extent of 9 avanams and 26 maracals sowing land, with inlets, outlets, drain, dam, and share of tank.

On Saturday, June 10, 1899, at 9 A.M.

2. The boundaries and extent of the paddy land called Sengamattuveli, situate at Panoa pattu, are: on the north by Karunda-ar, south by main road, east by Talaway, and on the west by dam of tank; in extent from north to south 320 fathoms and from east to west 110 fathoms out of the extent of 20 avanams sowing land, an undivided 13 avanams and 10 maracals sowing extent, an undivided 6 avanams and 20 maracals sowing extent.

Commencing at about 3 o'clock P.M.

3. The boundaries of the land called Noddaipattuveli or Moddaipattuveli in Siyavelli, situate at Pottuvil in Panamai pattu, are: on the east by Moddayadi Paman Rai, west and north by Crown lands and now belonging to the second defendant, and on the south by Kandaiyarodai; containing 45 amunams sowing extent, with inlets, outlets, drain, dam, share of tank, and every right belonging thereto.

Amount to be levied Rs. 3,337.50, with legal interest from May 4, 1897, till payment, &c.

Fiscal's Office. Batticaloa, May 3, 1899. T. SINNATAMBY Deputy Fiscal.

North-Western Province.

In the District Court of Chilaw.

Jayakodi Arachchige Don Romel Appu, of

Mudukatuwa, and sixty-eight others Defendants.

OTICE is hereby given that on Monday, June 5, 1899, 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,

1. Half share of 400 cocoanut trees and the buildings standing on the garden called Beligahawatta, situate at Mudukatuwa; and bounded on the north by the dewata road, on the east by land planted by Pedro Appu and others. on the south by garden belonging to the heirs of Bastian Appu, and on the west by the land of Sinnappu.

2. Half share of 400 coroanut trees and the buildings standing on the garden called Makinlag harmette.

standing on the garden called Makullagahawatta, situate at Mudukatuwa; and bounded on the north by land belonging to the heirs of Seneviratna Mudaliyar, on the east by garden called Wadiyewatta, on the south by Pelawatta, and on the west by Usweralawatta.

3. Half share of 300 cocoanut trees and the buildings standing on the garden called Joranappu Innawatta, situate at Mudukatuwa; and bounded on the north by garden called Bangalawawatta, on the east by garden of Soiyappu, on the south by garden of Gonchappu, and on the west

by the residing garden of Bastian Appu.

4. Half share of 1,100 cocoanut trees and the buildings standing on the garden called Kosgahawatta, situate at Mudukatuwa; and bounded on the north by the dewata road, on the east by high road, on the south by the village boundary of Lansigama, and on the west by Tambi Vidanege yaya.

5 Half share of 150 cocoanut trees standing on the

garden called Siyambalagahawatta, situate at Mudukatuwa; and bounded on the north by garden planted by Kaiyappu, on the east by the old roadway, on the south by the land planted by Anthoni Appu and others, and on the west by

high road. 6. Half share of 200 cocoanut trees and the buildings standing on the garden called Kahatagahawatta, situate at Mudukatuwa; and bounded on the north by land planted by Pascual Vedarala, on the east by the old roadway, on the south by land planted by Pedro Wadurala, and on the

west by high road.

7. Half share of 800 cocoanut trees and the buildings standing on the garden called Kahatagahawatta, situate at Mudukatuwa; and bounded on the north by land planted by Pelis Appu, on the east by the old roadway, on the south by land planted by Nikkappu, and on the west by high road.

8. Half share of 200 cocoanut trees and the buildings standing on the garden called Madangahawatta, situate at Mudukatuwa; and bounded on the north by the garden of Davit Sinno, on the east by high road, on the south by land of Migel Perera, and on the west by lands belonging

to Rahalawila.
9. Half share of 200 cocoanut trees and the buildings standing on the garden called Sinchilokkagewatta, situate at Mudukatuwa; and bounded on the north by the dewata road, on the east by Bangalawewatta, on the south by garden of Salan Appu, and on the west by Talgahawatta.

10. Half share of 300 cocoanut trees standing on the

garden called Bangalawewatta, situate at Mudukatuwa; and bounded on the north by land planted by Punchi Sinno and others, on the east by land planted by Soiyappu and others, on the south by land planted by Migel Appu and others, and on the west by land planted by Sinchi Appu and others Appu and others.

11. Half share of 175 cocoanut trees and the buildings standing on the garden called Madangahawatta, situate at Mudukatuwa; and bounded on the north by dewata road,

on the east by land planted by Mudalihami and others, on the south by lands of Baronchi Appu and Anthoni Appu, and on the west by the residing garden of Baronchi Appu.

12. Half share of 400 cocoanut trees and the buildings standing on the garden called Kahatagahawatta, situate at Mudukatuwa; and bounded on the north by land of Joronis Appu, on the east by land of Jacoppu, on the south by land of Paulu Appu, and on the west by land of Juse Appu.

Amount recoverable Rs. 2,205.30 and poundage.

Deputy Fiscal's Office, Chilaw, May 9, 1899. C. R. CUMBERLAND, Deputy Fiscal.

In the District Court of Puttalam.

M. Y. M. Meyappa Chetty.......Plaintiff.
No. 1,210. Vs.

Mohomado Abdul Kader Kader Saibo Marakar.....Defendant.

N OTICE is hereby given that on Friday, June 9, 1899, 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.:—

An undivided two-thirds share of a garden called Kaddayanar Undupanninatotam, situated at Kappaladi in Akkarai pattu; bounded on the north, south, and west by land belonging to the defendant and others, east by odai.

An undivided two-thirds share of a garden called Nadu Pattupiruvu, situated at Karukkuchena in the above place; bounded on the north and south by the garden of the defendant and Seynedeen Marakar, east by the garden called Uppukalitotam, once belonged to the defendant and now the property of others, and west by the field, once the property of defendant, now owned by

Amount involved Rs. 2,018, and interest from February 18, 1897.

Deputy Fiscal's Office, Puttalam, May 10, 1899.

E. T. NOYES, Deputy Fiscal.

Province of Uva.

In the District Court of Badulla.

Muna Ittanna Thana Vena Muttaya Chetty, by his attorney Pana Lana Arunasalam No. 1,445.

Marikar Lebbe Mohamedu Lebbe Marikar, of Bandarawela..... Defendat

OTICE is hereby given that on Friday, June 1899, at 3 o'clock in the afternoon, will be by public auction at the premises the right, title, and interest of the said defendant in the following property, for the recovery of Rs. 1,225-87, together with interest on Rs. 1,000 at the rate of 2 nor Rs. 1,000 at the rate of 2 nor Rs. 1,000 at the rate of 3 nor Rs. 1,000 at the Rs. 1,000 at the rate of 2 per Rs. 100 per mensem from October 11, 1898, and on the aggregate amount at 9 per cent. per annum from January 31, 1899, and costs, viz.:—

Three contiguous allotments of land, namely, 3 acre extent of Dikwatta, about 1½ kuruni of kurakkan sowing extent of the adjoining land also called Dikwatta. and about 3 kurunies of kurakkan sowing extent of the adjoining land called Dikwatta, situate at Bandarawela in the District of Badulla; all three allotments being bounded on the east by the land belonging to Subaseris Appu and Mahagala, on the south by high road and agala, and on the north and west by Government patana and agala, together with the four tiled boutique rooms and plantation standing thereon.

This property has been specially mortgaged with plaintiff by bond No. 19,080 dated May 4, 1897, and declared by the decree to be sold in satisfaction thereof.

Fiscal's Office, Badulla, May 8, 1899. L. W. C. SCHRADER. Deputy Fiscal.

DISTRICT AND MINOR COURTS NOTICES.

OTICE is hereby given that a suit has been instituted in the Court of Requests of Kandy by five labourers of Nillembe estate gainst the proprietor thereof, under the Ordinance No. 13 of 1889, for the recovery of their wages amounting to Rs. 165.50,