



Ceylon Government Gazette

Published by Authority.

No. 5,309—FRIDAY, SEPTEMBER 7, 1894.

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.

	PAGE		PAGE
Passed Ordinances	...	Supreme Court Notices	...
Draft Ordinances	...	District Court Notices	... 87
Treaties, Conventions, &c.	...	Minor Court Notices	... 90
Notifications of Criminal Sessions	...	Notices of Insolvency	... 89
Lists of Jurors	...	Notices of Fiscals' Sales	... 90
Appointment of Marshals	...	Miscellaneous Notices	...

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. } In the Matter of the Estate of Watutantirigey Johanna de Alwis, of Peliyagoda, deceased. No. C/496.

THIS matter coming on for disposal before Joseph Grenier, Esq., Acting District Judge of Colombo, on the 23rd day of August, 1894, in the presence of Julius & Creasy, Proctors, on the part of the petitioner Watutantirigey William Peiris, of Peliyagoda; and the affidavit of the said Watutantirigey William Peiris, dated 15th August, 1894, having been read: It is ordered that the said Watutantirigey William Peiris be and he is hereby declared entitled to have letters of administration to the estate of Watutantirigey Johanna de Alwis, deceased, issued to him, as the eldest son of the said deceased, unless the respondents—1, Watutantirigey James Peiris; 2, Watutantirigey Paulus Peiris; 3, Watutantirigey Peter Peiris; 4, Kondagamagey Isabella Fernando; 5, Kondagamage Peter Fernando; and 6, Kondagamage Carolis Fernando, all of Peliyagoda—shall, on before the 13th day of September, 1894, show sufficient cause to the satisfaction of this court to the contrary.

JOSEPH GRENIER,
Acting District Judge.

The 23rd August, 1894.

PART II.—Page 87.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. } In the Matter of the Joint Estate and Effects of Mabaluge Appu Sinno Appu and wife Mapatunagamage Menikhami, deceased, of Panaluwe in the Meda pattu of Hewagam korale. No. C/492.

THIS matter coming on for disposal before Joseph Grenier, Esq., Acting District Judge of Colombo, on the 2nd day of August, 1894, in the presence of J. F. Bandaranaike, Proctor, on the part of the petitioner Kodikarige Don Hendrick Appuhami, of Padukka, in the Meda pattu of Hewagam korale, and the affidavit of Kodikarige Don Hendrick Appuhami, dated 26th July, 1894, having been read: It is ordered that the said Kodikarige Don Hendrick Appuhami be, and he is hereby declared entitled to have letters of administration to the estate of Mabaluge Appu Sinno Appu and wife Mapatunagamage Menikhami, deceased, issued to him, as son-in-law of the said deceased, unless the respondents—1, Mabaluge Pabohami and husband, 2, Kaletuwage Seadoris Appu, both of Padukka in the Meda pattu of Hewagam korale; 3, Mabaluge Nonohami, of Padukka; 4, Mabaluge Appu Sinno Appu, of Panaluwe in the Meda pattu of Hewagam korale; 5, Mabaluge-Podi Appu; 6, Mabaluge Podihami

B 1

and husband 7, Hiripitiyage Magilis Silva, of Panaluwa, aforesaid—shall, on or before the 13th day of September, 1894, show sufficient cause to the satisfaction of this court to the contrary.

JOSEPH GRENIER,
Acting District Judge.
2nd day of August, 1894.

In the District Court of Kandy.

Order Nisi.

Testamentary } In the Matter of the Estate of the late
Jurisdiction. } Galahitiawegedara Ukku Banda, of
No. 1,844. } Walala in Lower Dumbara, deceased.

Galahitiawegedara Tikiri Menika... Petitioner

And

- 1, Galahitiawegedara Kalu Menika ;
- 2, do. Mntu Menika ;
- 3, do. Kalu Banda ;
- 4, do. Ran Menika ;
- 5, do. Punchi Banda; and
- 6, do. Bandara Menika... Respondents.

THIS matter coming on for disposal before John Henricus de Saram, Esq., District Judge of Kandy, on the 21st day of August, 1894, in the presence of Mr. Jayetileke, Proctor, on the part of the petitioner Galahitiawegedara Tikiri Menika; and the affidavit of Galahitiawegedara Puchi Banda, dated the 20th day of August, 1894, having been read :

It is declared that the said Galahitiawegedara Tikiri Menika is the widow of Galahitiawegedara Ukku Banda, deceased, and as such is entitled to have letters of administration to the estate of Galahitiawegedara Ukku Banda, deceased, issued to her, unless the respondents above-named shall, on or before the 21st day of September, 1894, show sufficient cause to the satisfaction of this court to the contrary.

J. H. DE SARAM,
District Judge.
The 21st day of August, 1894.

In the District Court of Kandy.

Order Nisi.

Testamentary } In the Matter of the Estate of the late
Jurisdiction. } Hapugoda Walawwe James Loku
No. 1,845. } Banda, of Galagedara, deceased.

Kannangarage Dona Therasiya... Petitioner

And

James Andrew, by his guardian *ad litem*
Abeyakoon Mudiyanse Lage Ukku Banda... Respondent.

THIS matter coming on for disposal before John Henricus de Saram, Esq., District Judge of Kandy, on the 22nd day of August, 1894, in the presence of Mr. C. Jayetileke, Proctor, on the part of the petitioner Kannangarage Dona Therasiya; and the affidavit of Lindamulage Pelis Silva, Peace Officer, dated the 3rd August, 1894, having been read : It is declared that the said Kannangarage Dona Therasiya is the widow of Hapugoda Walawwe James Loku Banda, deceased, and as such is entitled to have letters of administration to the estate of Hapugoda Walawwe James Loku Banda, deceased, issued to her, unless the respondent above-named shall, on or before the 21st day of September, 1894, show sufficient cause to the satisfaction of this court to the contrary.

J. H. DE SARAM,
District Judge.
The 22nd day of August, 1894.

In the District Court of Kandy.

Order Nisi.

Testamentary } In the Matter of the Estate of Kannangara Korallage Don Arnolis
Jurisdiction. } Appuhami, late of Nildandahinna in
Class I. } Walapane, deceased.
No. 1,846. }

Vitanage Dona Sophia Dias de Silva Hamine... Petitioner

And

- 1, Dona Elizabeth Kannangara ; 2, Dona Sophia Kannangara ; 3, Don Simoff Kannangara, minors by their guardian *ad litem* Kannangara Korallage Don Puchi Appuhami Goonetileka Respondents.

THIS matter coming on for disposal before John Henricus de Saram, Esq., District Judge of Kandy, on the 25th day of August, 1894, in the presence of Mr. J. B. Siebel, Proctor, on part of the petitioner Vitanage Dona Sophia Dias de Silva Hamine ; and the affidavit of the said Vitanage Dona Sophia Dias de Silva Hamine, dated the 21st day of August, 1894, having been read :

It is declared that the said Vitanage Dona Sophia Dias de Silva Hamine is the widow of Kannangara Korallage Don Arnolis Appuhami, deceased, and as such is entitled to have letters of administration to the estate of Kannangara Korallage Don Arnolis Appuhami, deceased, issued to her, unless the respondents above-named shall, on or before the 28th day of September, 1894, show sufficient cause to the satisfaction of this court to the contrary.

J. H. DE SARAM,
District Judge.
The 27th day of August, 1894.

In the District Court of Jaffna.

Order Nisi.

Testamentary } In the Matter of the Estate of the late
Jurisdiction } Viyalar wife of Kathirippillai
Class I. } Vetharaniyapillai, of Rangoon, de-
No. 621. } ceased.

Kathirippillai Vatharaniyapillai, of Mallagam... Petitioner.

Vs.

Visuvar Nanniar, of Mallagam Respondent.

THIS matter of the petition of Kathirippillai Vatharaniyapillai, of Mallagam, praying for letters of administration to the estate of the above-named deceased Viyalar, wife of Kathirippillai Vetharaniyapillai, coming on for disposal before F. J. de Livera, Esq., District Judge, on the 29th day of August, 1894, in the presence of Messrs. Casippillai & Cathiravelu, Proctors, on the part of the petitioner; and the affidavit of the petitioner, dated the 29th day of August, 1894, 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 respondent or any other person shall, on or before the 10th day of September, 1894, show sufficient cause to the satisfaction of this court to the contrary.

F. J. DE LIVERA,
District Judge.
The 30th day of August, 1894.

In the District Court of Galle.

Order Nisi.

Testamentary } In the Matter of the Estate of the
Jurisdiction } late Warusavitanege Ungo Appu,
No. 3,065. } deceased, of Galupiadda.

THIS matter coming on for disposal before Henry Luttrell Moysey, Esq., District Judge of Galle, on the 24th day of August, 1894, on the motion of Mr. G. C. A. Jaysekara, Proctor, on the part of the petitioner Alutgamaguruge Thocho Hami, of Galupiadda, widow of Warusavitanege Ungo Appu ; and the affidavit of Alutgamaguruge Thocho Hami, of Galupiadda, dated 23rd August, 1894, having been read :

It is declared that the said Alutgamaguruge Thochcho Hami, of Galupiadda, is the widow of the above-named deceased, and that as such she is entitled to have letters of administration of the estate of the said deceased Warusavitanege Ungo Appu issued to her accordingly, unless Alutgamaguruge Babian, of Galupiadda, guardian *ad litem* of Warusavitanege Caroline, Punchi Sinno, Mendis, and Mary Nona shall, on or before the 25th day of September, 1894, show sufficient cause to the satisfaction of this court to the contrary.

H. L. MOYSEY,
District Judge.

The 24th day of August, 1894.

In the District Court Kurunegala.

Order Nisi.

Testamentary Jurisdiction. } In the Matter of the Estate of the late Samarakon Mudiyansele Ukku Banda, Lekammahatmaya, deceased, of Wadiagoda.
No. 507. }

1, Attanayake Mudiyansele Dingiriama ;
2, Samarakon Mudiyansele Appuhami,
Gan-arachchi of Wadiagoda.....Petitioners.

Vs.

1, Samarakon Mudiyansele Kiri Banda ;
2, Samarakon Mudiyansele Dingiri Banda,
of Wadiagoda Respondents.

THIS matter coming on for disposal before John Davenport Mason, Esq., Acting District Judge, on the 3rd day of September, 1894, in the presence of Mr Markus, on the part of the petitioners; and the affidavit of Attanayake Mudiyansele Kiri Banda and Samarakon Mudiyansele Appuhami, Gan-arachchi, dated 29th August, 1894, having been read: It is declared that the said Attanayake Mudiyansele Dingiriama and Samarakon Mudiyansele Appuhami, Gan-arachchi, as widow and son of the said Ukku Banda Lekammahatmaya, deceased, are entitled to have letters of administration to the estate of the said intestate issued to them, unless the respondents shall, on or before the 8th day of October, 1894, show sufficient cause to the satisfaction of this court to the contrary

J. D. MASON,
Acting District Judge.

The 3rd day of September, 1894.

In the District Court of Puttalam.

Order Nisi.

Testamentary Jurisdiction. } In the Matter of the Last Will and Testament of Casie Mohedeen Tamby Nainapulle, late of Kalpitiya, deceased.
No. 77. }

THIS matter coming on for disposal before S. Haughton, Esq., Acting District Judge of Puttalam, on the 29th day of August, 1894, in the presence of the applicant; and the affidavit dated the 29th day of August, 1894, having been read:

It is ordered that Tamby Nainapulle Markar Mohamad Kasim, of Kalpitiya, be and he is hereby declared executor of the last will and testament of the said Casie Mohedeen Tamby Nainapulle, late of Kalpitiya, deceased. It is further declared that the said last will filed in this case has been proved, and that the said executor do have probate thereof issued to him.

SAM. HAUGHTON,
District Judge.

August 29, 1894.

In the District Court of Chilaw.

No. 460. In the Matter of the Estate of the late Jayasekara Mudalige Allis Appuhami, of Mohottimulla.

THIS matter coming on for disposal before Edward Thomas Noyes, Esq., District Judge of Chilaw, on the 9th day of August, 1894; and the petition and affidavit of Jayasekara Mudalige Don Francisco Appuhami, Police Headman of Mohottimulla, dated the 9th day of August, 1894, having been read: It is ordered that the said Jayasekara Mudalige Don Francisco Appuhami, Police Headman of Mohottimulla, be and he is hereby declared entitled to have letters of administration to the estate of the above-named Jayasekara Mudalige Allis Appuhami, of Mohottimulla, deceased, and that such letters of administration be granted to him accordingly, unless any person shall, on or before the 10th day of September, 1894, show sufficient cause to the contrary.

E. T. NOYES,
District Judge.

The 9th day of August, 1894.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 1,762. In the matter of the insolvency of Hector Cross Buchanan and Frederic William Bois, as partners in the firm of Alstons, Scott & Co., and as individuals.

NOTICE is hereby given that a meeting of creditors will be held at the sitting of this court on September 13, 1894, for the purpose of considering the terms and conditions of sale of the following property, viz.:—

1. All that piece of land called Lianyehena gap, situated at Tellegama in Lower Bulatgama, containing in extent 5 acres and 3 roods.
2. All that piece of land called Galpallehayne, situated at Yatiyantota, in extent 5 acres.
3. All that store called Yapama store, situated at Yapama in Lunugala, in extent 1 acre 1 rood and 18 perches, Government title plan No. 79,260.

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

Colombo, August 17, 1894.

No. 1,812. In the matter of the Insolvency of Marcellus Perera, of Skinner's road South in Colombo.

WHEREAS the above-named Marcellus Perera, of Skinner's road South was on August 30, 1894, 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 October 11 and October 25, 1894, 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, intitled "An Ordinance for the due collection, administration, and distribution of insolvent estates."

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

Colombo, September 1, 1894.

In the District Court of Kandy.

No. 1,347. In the matter of Kuppa Muttu Cangany *alias* Mari Muttu Cangany.

WHEREAS Kuppa Muttu Cangany *alias* Mari Muttu Cangany, of Kandy, has filed a declaration of insolvency, and a petition for the sequestration as insolvent of his own estate, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged him an insolvent accordingly, and that two public sittings of the court, to wit, on September 21 and October 5, 1894, will take place for the 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,
A. SANTIAGO,
Secretary.

Kandy, August 28, 1894.

In the District Court of Galle.

No. 256. In the matter of the insolvency of Ana Casim, of Talapetiya.

WHEREAS the above-named Ana Casim was on August 31, 1894, adjudged insolvent by the District Court of Galle, 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

NOTICE is hereby given that a suit has been instituted in the Court of Requests of Avisawella by the kanakapulley of Eila estate against the Eila Tea Company, Limited, to recover the sum of Rs. 1,699.92 due to him as wages.

Court of Requests,
Avisawella, August 29, 1894.

J. W. DIAS,
Chief Clerk.

also hereby given that the said court has appointed that two public sittings of the court will be held, to wit, on September 28 and November 2, 1894, 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,
JAMES KRAUSE,
Secretary.

Galle, September 3, 1894.

NOTICE is hereby given that a suit has been instituted in the Court of Requests of Avisawella by the head kangany, sub-kanganies, and labourers of Ardross estate against the proprietor thereof to recover the sum of Rs. 1,000 due to them as wages.

Court of Requests,
Avisawella, August 29, 1894.

J. W. DIAS,
Chief Clerk.

NOTICES OF FISCALS' SALES.

Western Province.

In the Court of Requests of Negombo.

Sembukutti Arachchige Gabriel Silva Appuhami Plaintiff.
No. 1,318. Vs.

Athidiyapanagodaliyanage Don Abraham.
Police Vidane..... Defendant.

NOTICE is hereby given that on September 29, 1894, commencing at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz.:-

A land called Kendagahalanda (excluding 3 acres claimed by Juse Silva) and the tiled house standing thereon, situated at Katana in the Dunagaha pattu of the Alutkuru korale; bounded on the north by the cart road, on the east and south by the properties of Juse Silva Appuhami, and on the west by the properties of Mathes Paris and others; containing in extent 5 acres more or less.

Amount to be levied Rs. 77.25, with interest on Rs. 60 at 12 per cent. per annum from February 23, 1887.

Deputy Fiscal's Office,
Negombo, September 4, 1894.

J. P. LEWIS,
Deputy Fiscal.

Central Province.

In the District Court of Kandy.

Mena Ana Runa Mena Colondawelan Chetty Plaintiff.
No. 8,074. Vs.

Rowland Boustead, of Wattedama..... Defendant.

NOTICE is hereby given that on September 29, 1894, commencing at 1 o'clock in the afternoon, will be sold by public auction at the premises the following property of the defendant, viz.:-

Five chests of first grade tea, 10 chests of second grade tea, 9 chests of third grade tea, 24 chests of unshifted tea, 86 empty tea boxes, 6 large empty tea boxes, and 1 chest of dust tea, at the store of Maria estate in Wawinna of Pallegampaha in Lower Dumbura.

Amount of writ, Rs. 1,903.03.

Fiscal's Office,
Kandy, September 3, 1894.

C. R. CUMBERLAND,
Fiscal.

In the District Court of Kandy.

Nawanna Awanna Suppremanien Chetty,
of Kandy..... Plaintiff.
No. 8,190. Vs.

Rowland Boustead, of Wattedama..... Defendant.

NOTICE is hereby given that on September 28, 1894, commencing at 12 o'clock noon, will be sold by public auction at the premises the following property of the defendant, viz.:-

Five chests of first grade tea, 10 chests of second grade tea, 9 chests of third grade tea, 24 chests of unshifted tea, 86 empty tea boxes, 6 large empty tea boxes, and one chest of dust tea, at the store of Maria estate at Wawinna in Pallegampaha of Lower Dumbura.

Amount of writ, Rs. 3,196.50.

Fiscal's Office, C. R. CUMBERLAND,
Kandy, September 3, 1894. Fiscal.

Southern Province.

In the Court of Requests of Galle.

Uduma Lebbe Marcar Ahamet Casim, of Galle... Plaintiff.
No. 2,615. Vs.

Y. B. Don Elias, of Galle, now in Colombo
Fort Defendant.

NOTICE is hereby given that on Saturday, September 29, 1894, at 3.30 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.:-

All that house and premises bearing assessment No. 7, situated at Church street in the Fort of Galle.

This writ is issued to levy a sum of Rs. 68.

Fiscal's Office, C. T. LEEMBRUGGEN,
Galle, September 4, 1894. Deputy Fiscal.

In the District Court of Matara.

Don Mathes Balasuriya, of Matara..... Plaintiff.
No. 623. Vs.

Don Tepanis de Silva Abayagunawardana, of
Mirissa Defendant.

NOTICE is hereby given that on Monday, October 8, 1894, 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.:-
Situated at Kotawila.

1. The field Weligodellawila *alias* Dittollewila.
2. The field Nedungastollewila.

Claim Rs. 711.90, with interest thereon at 18 per cent. from November 18, 1892.

Deputy Fiscal's Office, D. A. GOONERATNE,
Matara, September 3, 1894. Deputy Fiscal.