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5, 1961

Supreme Court of Ceylon
No. 346 (Final) of 1954

District Court, Kegalle
No. 6269

UNIVERSITY OF LONDON
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10 FEB 1960
INSTITUTE OF ADVANCED
LEGAL STUDIES

63577

IN HER MAJESTY'S PRIVY COUNCIL
ON AN APPEAL FROM
THE SUPREME COURT OF CEYLON

BETWEEN

Mrs. CECILY HARRIET MATILDA PEIRIS
of No. 66 Campbell Place, Colombo. *Plaintiff-Appellant.*

AND

1. Mrs. CHARLOTTE MARY CLARA FERNANDO
of "Credon", 18 Castle Street, Colombo.
2. Mrs. REINEE MARY PHYLLIS PERERA,
wife of Dr. A. F. S. Perera of Colombo. *Defendants-Respondents.*

SUPPLEMENT TO
RECORD
OF PROCEEDINGS

KEGALLA DISTRICT
PROVINCE OF SABARAGAMUWA

This sheet is only a Diagram compiled from scattered Surveys
made at different times and is to be used for reference only



From Kegalla

To Kandy

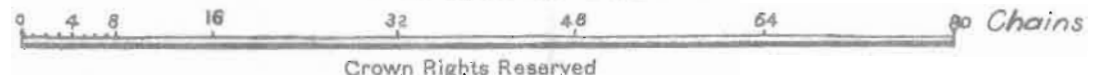
1/24 3 A

1/24 3 B

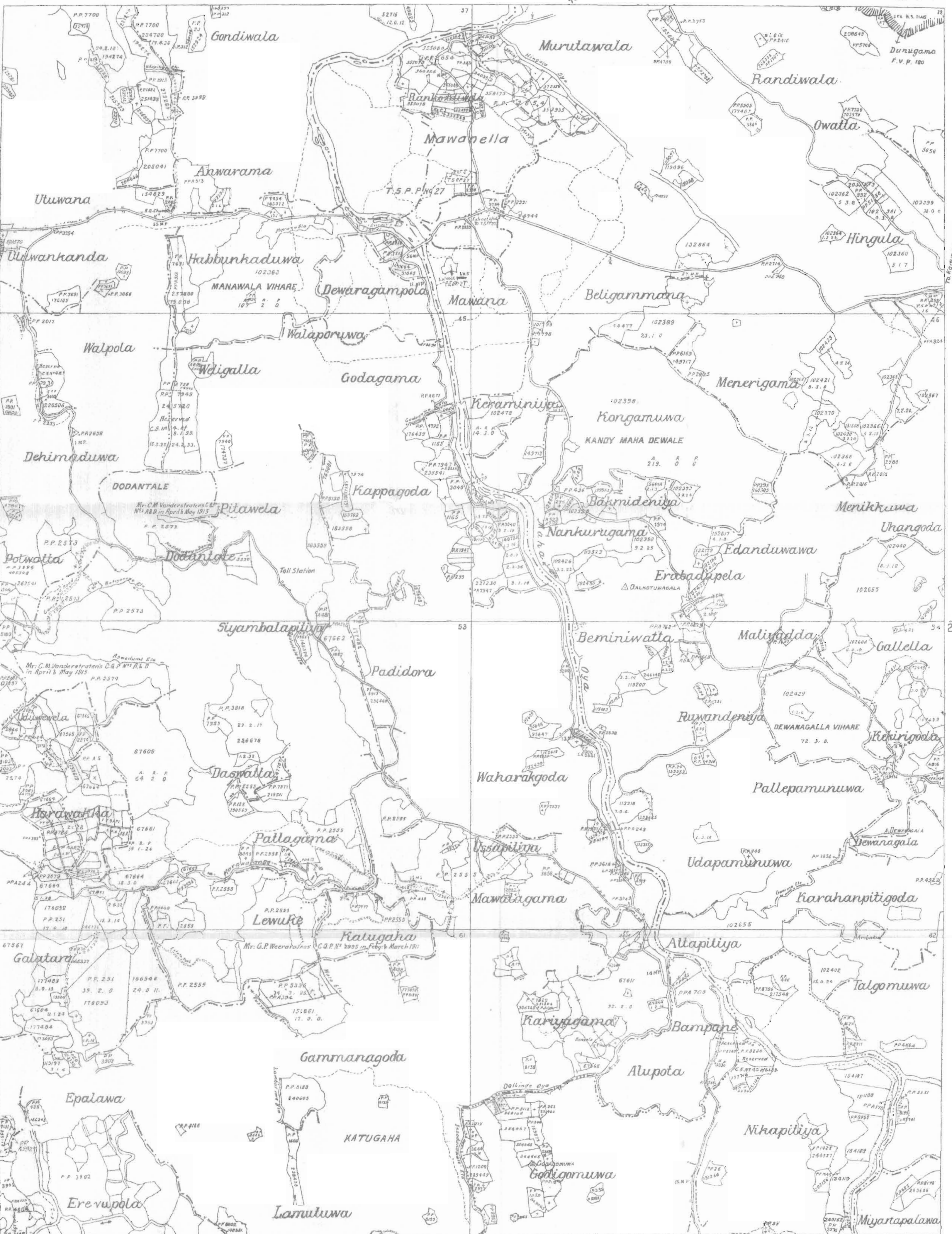
Revised December, 1956.

Survey Department, Ceylon, Jan. 1957

Scale: 16 Chains to One Inch



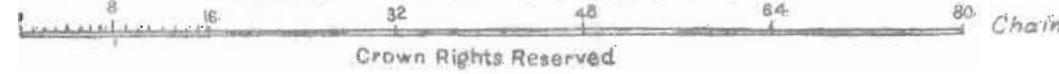
This Sheet is only a Diagram compiled from scattered Surveys made at different times and is to be used for reference only.



Land Mark

1/24^A

Scale: 16 Chains to One Inch



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Reference

Lot	Name of Land	Description	Extent	
			A	R. P.
1		Tea	39	3.33
2		do	2	2.20
3		do	0	3.17
4		do	13	3.12
4 ¹		do	15	1.04
5		do	1	0.24
6		do	0	3.14
7		do	4	2.04
8		do	6	0.00
9		do	0	2.73
10		do	2	3.29
11		do	1	0.30
12		do	20	1.00
Total area of Tea			107	0.00
A	Titaveruluhena & Moragollehena	Chena	2	2.30
B	do & Galbathhena	Paddy field	6	1.12
C	Attanagoda hena & Godapora gaha hena	Chena	2	0.14
D	Buludandehena	do	2	0.34
E	do	do	19	0.54
F	do	do	0	1.32
G	Vitanage ismathahena	do	2	0.12
H	Kiripolahena	do	5	3.10
I	Gonamaluahena	do	0	1.22
J	Meeegahamullehena	do	0	2.34
K	Wewagavehena	do	1	2.14
L	Bulanahena	do	0	2.36
M	do	Garden	1	3.14
N	Halwat Kadagehena	Chena	0	3.19
O	Udagamaralage hena	do	1	1.04
P	do	Garden	0	2.00
Q	do	Paddy field	0	0.10
R	Ambagahamullehena	Chena	1	0.10
S	Warakodella hena	do	0	3.15
T	Minumpangu hena	do	1	0.08
U	Natranpothahena	do	0	2.34
V	Alutgamagahena	Cocoanuts	1	1.00
W	do	Chena	5	0.14
X	Galpadapothina	do	2	1.08
Y	do	Paddy field	0	0.14
Z	Wala Kadagavehena	Chena	0	2.22
A ¹	Miris Kotuwahena	do	2	1.36
A ²	Moragastannehena	do	0	2.06
			53	3.09

Lots not shown in Mr. Ben J. Thiedeman's Plan No. 1501

No.	Description	Area	Remarks
1.	Part of Timbiriella hena (part of lot 12)	Tea	0 0 20
2.	Part of Kapukoluwa hena alias Malakode hena (see lot 2)	Tea & Jungle	0 3 05
3.	Part of Kapukoluwa hena (part of lot 2)	Tea	0 3 15
4.	Part of Kapukoluwa hena alias Malakodiyawa hena (part of lot 10)	do	0 0 23
5.	Wala Kadu Miris Kotuwahena (part of lot 1)	Tea	2 1 36
6.	Part of Kapukoluwa hena (part of lot 2)	Tea	1 0 18
7.	Southern part of lot 1, P.P. 319 & Bulanahena situated in T.E. 574781 (part of lot 7)	do	2 1 10
Total			7 2 29

Lots described above do not appear in Mr. Ben J. Thiedeman's Plan No. 1501

Sgt. G.W. de Mel
(C. de Mel)
1st Surrey & Leveller
Moratuwa, 3rd Sept 1945

Ceylon	Ceylon
Sgt.	Sgt.
18-11-45	18-11-45
4/10	6/10

Scale 4 Chains to an Inch

PLAN
OF
UTUMANKANDE ESTATE
Situating in the District of
KEGALLE
Province of Sabaragamuwa

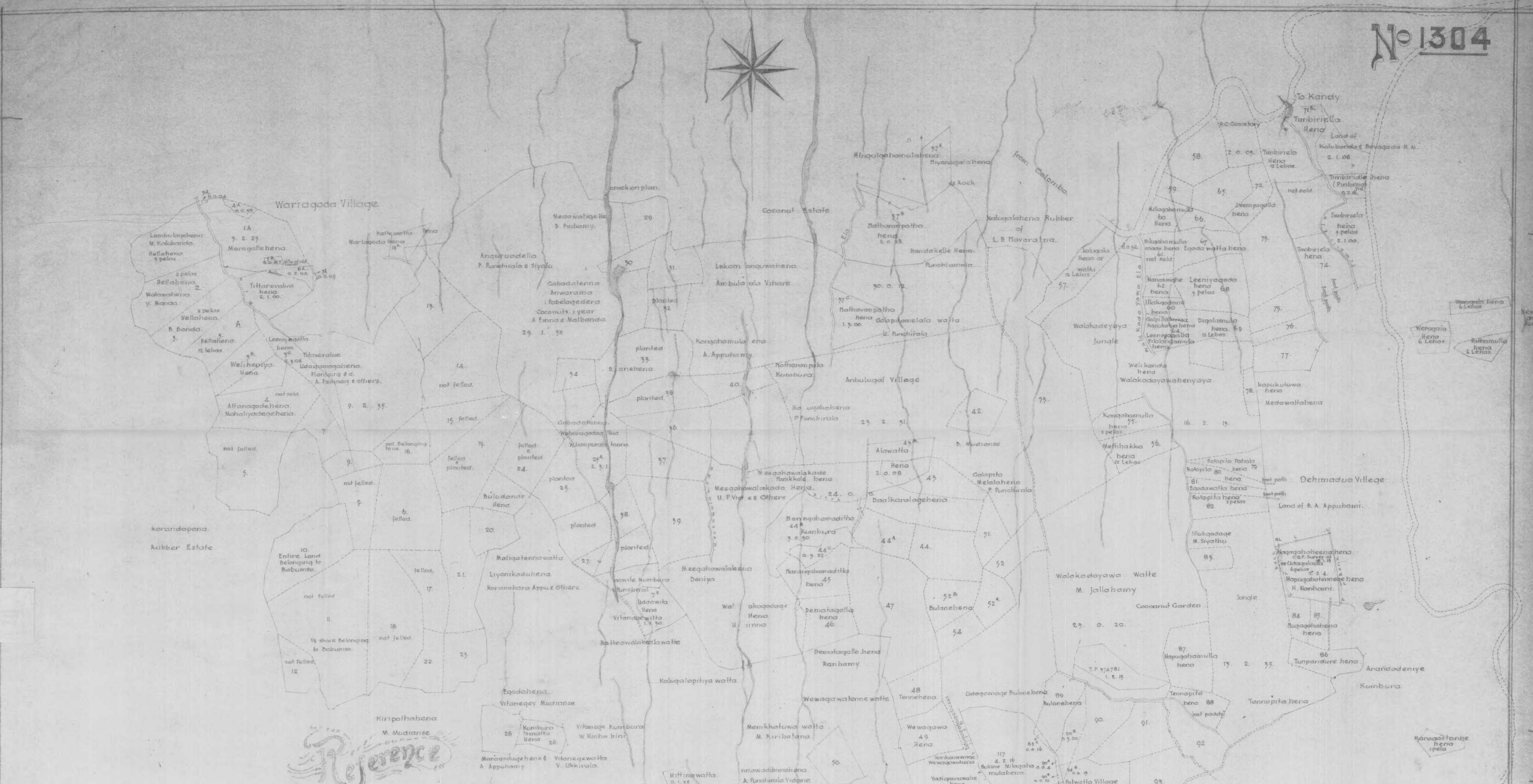
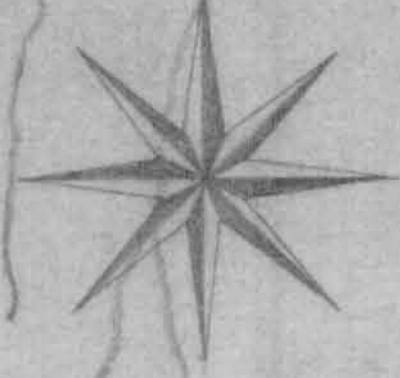
True-to-scale Print from tracing of Original Plan No. 329, prepared in the Office of G. Bernard Altham
Dipl. Arch. (Sist.), Lpool F.R.I.B.A.
Chartered Architect.

G. B. Altham

12 Galle Face Court, Colombo 3.

Surveyed 18th July 1945

Sgt. H. H. Maartensz
460
Licensed Surveyor
86 High Street Wellawatta



No of Lot	Name of Land	Description	Name of Vendor	Areas	
				A	R. P.
1.	Lambutuge hena	Chena	M. Kalubanda.	5.	1.00
2.	Walawehena	do	Y. Banda.	2.	3.35
3.	Hellahena	do	B. Banda.	5.	2.24
4.	Allanagahena & Maholiagoda	do	M. Kalubanda.	4.	1.08
5.	Hellahena	do	M. Banda.	4.	1.05
6.	Kankalage Bulandehena	do	A. Kirihamy & others	4.	1.06
7.	Allanagoda Eppalagehena	do	A. Appuhamy	1.	1.16
8.	Godapanaohamula hena	do	A. Kirihamy & others	0.	3.18
9.	Karapitiyehena	do	K. Kaluhamy & others	1.	3.35
10.	Bulandehena	Cocunut	A. Babanisa	3.	3.28
11.	Bulandehena	Chena	U. Panchirala Vidane	7.	3.11
12.	do	Chena	U. Panchirala Vidane & others	1.	0.30
13.	Titavallage Udawalwagehena	do	U. Panchirala Vidane	3.	2.10
14.	Gobalathena Alulagahachena	do	A. Appuhamy & others	4.	2.03
15.	Kankalagehena	do	Kirihamy & others	1.	3.37
16.	Micunpanagahachena	do	E. Rathna	1.	2.10
17.	Hemalage hena	do	H. Mirina & Kumara	2.	0.24
18.	Alugamage Bulandehena	do	A. Panchirala Vidane	5.	0.18
19.	Karapitiyehena	do	H. Panchirala	3.	3.32
20.	Katikambe Vitangahena	do	V. Ukkurula & others	1.	1.28
21.	Liyankaduhena	do	Hemenekeage Rathna	3.	0.20
22.	Bulandehena	do	T. Appu Sirima	1.	1.22
23.	Liyangage Deniya	Deniya	H. Appuwa & Hattawa	1.	2.32
24.	Karapitiyehena	Chena	A. Kirihamy	3.	3.22
25.	Munamalagehena	do	H. Mirina	2.	0.18
26.	Vitangalage Kumbaragehena	do	P. Siyatha	0.	3.30
27.	Munamalagehena	do	M. Panchirala	1.	3.01
28.	Kiripathahena	Jungle	Hemalage Mirina & others	1.	0.35
29.	Medawalwagehena	Chena	M. Panchirala & others	1.	2.00
30.	Kalugage or Kapuhena	do	A. Appuhamy	0.	2.28
31.	Hemalagehena	do	H. Mirina & Kumara	1.	2.34
32.	Kankalagehena	do	A. Panchirala	1.	1.10
33.	Gobalathena Ambagahena	do	A. Appuhamy	3.	3.30
34.	Ampalagehena or Godalenne	do	H. Samilla	0.	3.25
35.	Diganehena	do	A. Babanisa	2.	0.31
36.	Meegahalakada Kankalagehena	do	A. Kirihamy	2.	0.02
37.	Meegahalakada	do	Hemalage Mirina	2.	3.30
38.	Munamalagehena	do	A. Appuhamy	2.	3.36
39.	Meegahalakada hena	do	V. Ukkurula	4.	1.25
40.	Honorakalagehena	do	H. Appuwa & E. Hathana	1.	1.28
41.	Waralagahachena	do	H. Panchirala	4.	3.00
42.	Adunepathahena Kalawath	do	H. Kirihamy	1.	1.10
43.	Kelatuwehena	do	H. Kawa	1.	1.06
44.	Nanagahachena	do	H. Panchirala	2.	2.10
45.	Nanagahachena	do	A. Appuhamy	1.	2.23
46.	Adunepathahena	do	A. Ranbiru & M. Ranika.	2.	0.10
47.	Denipathahena	do	H. Ranika	1.	3.23
48.	Nanagahachena	Cocunut	Godapamage Vidane	1.	1.20
49.	Tennehena	Chena	G. Panchirala	1.	2.27
50.	Wawagahachena	do	A. Kirihamy	2.	0.06
51.	Meegahalakada hena	do	A. Siyatha & others	1.	1.38
52.	Gelapimelakada Kankalagehena	do	A. Kirihamy	1.	0.18
53.	Vakdelalagehena	do	A. Kirihamy & V. Appuhamy	1.	1.34
54.	Vakdelalagehena	do	Y. Pansala	1.	1.00
55.	Waralagahachena or Arwalahena	do	H. Ranika	1.	2.20
56.	Kalugahachena	do	P. Kunalhamy	12.	1.35
57.	Waralagahachena	do	E. Sirimala	0.	3.30
58.	Kanamalage hena	do	K. Mudiyanse	1.	2.03
59.	Malthakahena	do	P. Appuhamy & others	1.	2.17
60.	Kalugahachena	Cocunut	B. Mudiyanse & Raniru Appu & others	2.	1.05
61.	Galakadapathena	Chena	M. M. Appuhamy	0.	2.10
62.	Doalgahachena	do	D. B. Appuhamy	0.	2.22
63.	do	do	Carried over	0.	3.13

No of Lot	Name of Land	Description	Name of Vendor	Areas	
				A	R. P.
64.	Malgawak ennehena	Chena	Brought forward	105.	3.19
65.	Kalugahachena	do	M. Siyatha	0.	3.17
66.	Kalugahachena	do	K. Ukkurula	0.	2.22
67.	Godapamulagehena	do	R. Appuhamy	0.	2.22
68.	Godapamulagehena	do	K. Appuhamy	1.	0.09
69.	Godapamulagehena	do	B. Appuhamy	1.	2.32
70.	Godapamulagehena	do	H. Mudiyanse	0.	2.28
71.	Godapamulagehena	do	E. Panchirala & Dinguiri	1.	2.18
72.	Godapamulagehena	do	H. Appuhamy & Mudiyanse	2.	3.18
73.	Godapamulagehena	do	M. Monkana	1.	1.28
74.	Godapamulagehena	do	H. Mudiyanse	0.	2.27
75.	Godapamulagehena	do	Mrs. W. S. Sarana.	3.	1.20
76.	Godapamulagehena	do	B. Appuhamy	1.	0.27
77.	Godapamulagehena	do	D. Appuhamy	5.	2.35
78.	Godapamulagehena	do	A. Appuhamy	2.	0.17
79.	Godapamulagehena	do	U. Williams Perera	1.	1.19
80.	Godapamulagehena	do	A. Appuhamy & R. Panchirala	0.	2.30
81.	Godapamulagehena	do	R. Lalitha & another	1.	2.30
82.	Godapamulagehena	do	D. Appuhamy	0.	1.32
83.	Godapamulagehena	do	B. A. Mudiyanse	0.	3.32
84.	Godapamulagehena	do	H. Mudiyanse	0.	3.02
85.	Godapamulagehena	do	D. Dinguiri & Panchirala	0.	3.09
86.	Godapamulagehena	do	H. Mudiyanse	1.	1.08
87.	Godapamulagehena	do	H. Mudiyanse	0.	2.32
88.	Godapamulagehena	do	H. Mudiyanse	2.	1.32
89.	Godapamulagehena	do	H. Mudiyanse	1.	0.18
90.	Godapamulagehena	do	A. Siyatha & others	1.	3.06
91.	Godapamulagehena	do	U. Davith Appu & others	2.	3.00
92.	Godapamulagehena	do	P. Surugana	3.	2.08
93.	Godapamulagehena	do	Dahlan & Aratchi	1.	3.18
94.	Godapamulagehena	do	S. Loku Banda & Panchirala	3.	1.25
95.	Godapamulagehena	do	do	4.	3.00
96.	Godapamulagehena	do	A. Banda	0.	3.03
97.	Godapamulagehena	do	D. Dinguiri & another	2.	0.30
98.	Godapamulagehena	do	V. Ranarathna	2.	3.10
99.	Godapamulagehena	do	P. Mudiyanse	0.	2.30
100.	Godapamulagehena	do	Alubo wila Banda	0.	3.30
101.	Godapamulagehena	do	P. Appuhamy	0.	1.36
102.	Godapamulagehena	do	W. Ranarathna	3.	1.18
103.	Godapamulagehena	do	P. Appuhamy	1.	0.10
104.	Godapamulagehena	do	Udawalwa Manika	2.	3.10
105.	Godapamulagehena	do	Chena	2.	3.10
106.	Godapamulagehena	do	P. Ranarathna	1.	0.36
107.	Godapamulagehena	do	S. Loku Banda	3.	0.36
108.	Godapamulagehena	do	do	1.	2.30
109.	Godapamulagehena	do	D. Nanika	1.	2.30
110.	Godapamulagehena	do	Wanika Mudiyanse	1.	1.18
111.	Godapamulagehena	do	Sangilha Benjane	2.	3.20
112.	Godapamulagehena	do	S. Loku Banda	5.	3.30
113.	Godapamulagehena	do	D. Dinguiri Manika	1.	3.08
114.	Godapamulagehena	do	Manika Mudiyanse	3.	2.28
115.	Godapamulagehena	do	T.P. Bayagoda	0.	1.20
116.	Godapamulagehena	do	K.P. Bayagoda	1.	3.30
117.	Godapamulagehena	do	Keppilpola Koroje	0.	1.30
118.	Godapamulagehena	do	Sirmala & others	2.	1.09
119.	Godapamulagehena	do	Sold Lot in Extant	266.	1.35
120.	Godapamulagehena	do	Unsold Lots but Surveyed	261.	2.39
				Total	528 0 08

CONTAINING IN EXTENTS 528 0 08

Scale of 1 Chain to an Inch
TUANKANDA
 of several contiguous allotments of land now forming one property called and known as
TUANKANDA
 Situated at Ambutugala Palawia Udawalwa Warigoda and Dehimaduwa Villages in the Ego-dapota Patta of Galboda Korale in the District of Negalle

SABARAGAMUWA PROVINCE

Edg. Sen. J. Theodman.
 for Land Survey Agency
 Special Licensed Surveyor & Leveller
 19 Upper Chatham Street
 Fort - Colombo.
 Spd. Kart. R. J. J. Licensed Surveyor
 12, Galle Face Court 2, Colombo 5.

Chains	Links
528	32
0	08

No 1304

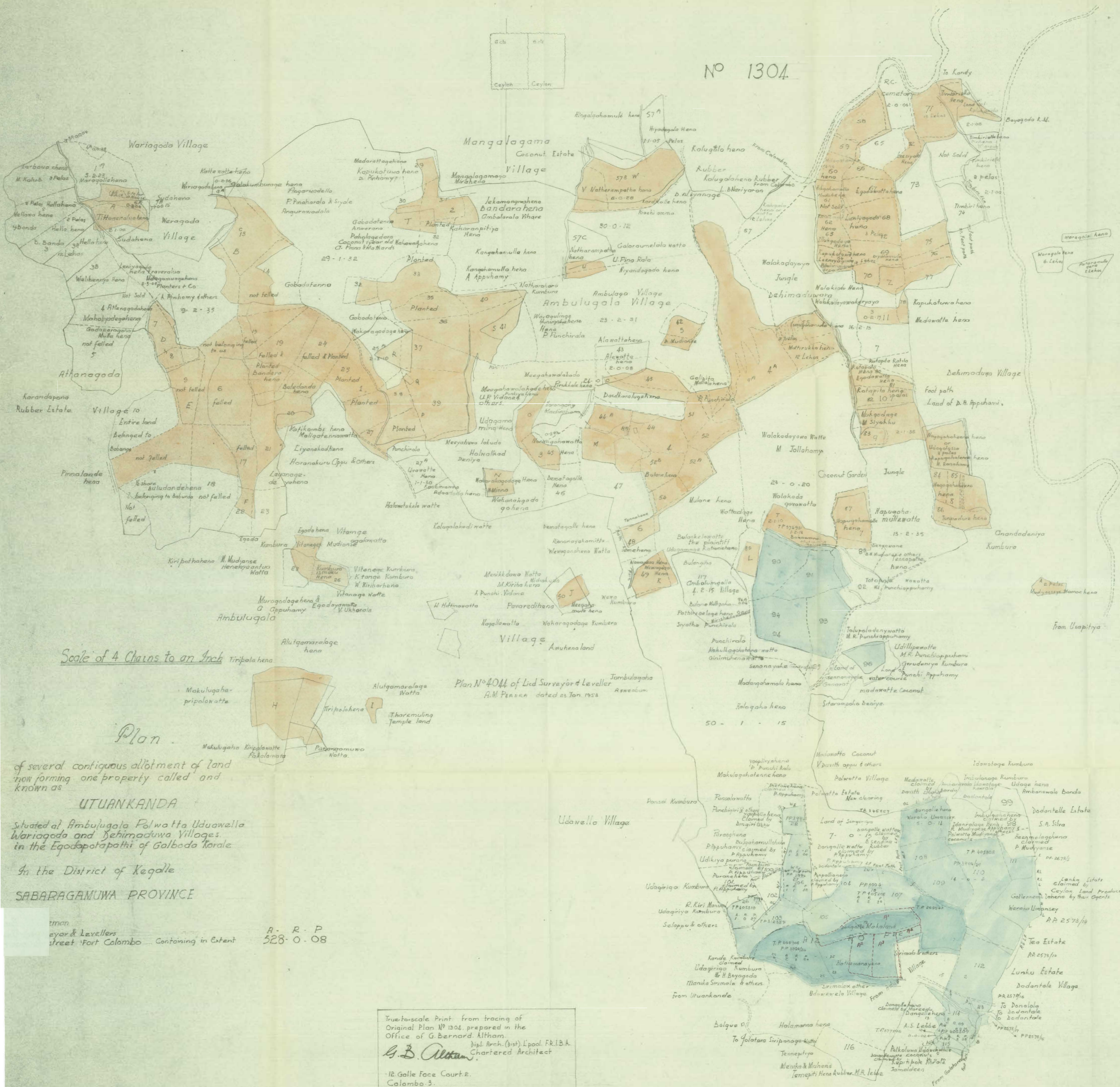


Table with columns: Lot No, Name of Land, Name of Vendor, Area. Lists 116 lots with their respective details.

Table with columns: Lot, Name of Land, Description, Extent. Lists 12 lots with their descriptions and measurements.

Notes regarding land parcels, including 'Part of Timbiriella hena' and 'Kapukotawa hena'.

Notes stating 'Lots described above do not appear in Mr. Ben. J. Thideman's Plan No. 1304'.

Text explaining the plan's status: 'This is a True Copy of Plan No 1304 made by Me: 1st Ben. J. Thideman on it is superimposed Plan 329. This superimposition is coloured pink.' and 'On Plan No 1304 is also superimposed Plan 329 showing the lands claimed in D.C. Kegalle 6269. These lots are coloured light blue. All the rest of the Defts land lying adjacent to lands shown in Plans are coloured a darker blue. On this is superimposed in red out line lots 6, 7, 8, 9, 10, 11, 12 of Plan No 3775 of Mr Carl Janz.'.

Scale of 4 Chains to an Inch. Plan of several contiguous allotment of land now forming one property called and known as UTUANKANDA. Situated at Ambulugala Palwatta Uduwella Wariyagoda and Behimaduru Villages in the Egodapathathi of Galboda Korale in the District of Kegalle SABARAGAMUWA PROVINCE. Surveyed by R. R. P. 528-0-08.

Trustee-scale Print from tracing of Original Plan No 1304 prepared in the Office of G. Bernard Atham. G.B. Atham, Chartered Architect. 12 Galle Face Court 2, Colombo 3.

The dotted outline and the markings A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z, AA, AB, AC, AD, AE, AF, AG, AH, AI, AJ, AK, AL, AM, AN, AO, AP, AQ, AR, AS, AT, AU, AV, AW, AX, AY, AZ, BA, BB, BC, BD, BE, BF, BG, BH, BI, BJ, BK, BL, BM, BN, BO, BP, BQ, BR, BS, BT, BU, BV, BW, BX, BY, BZ, CA, CB, CC, CD, CE, CF, CG, CH, CI, CJ, CK, CL, CM, CN, CO, CP, CQ, CR, CS, CT, CU, CV, CW, CX, CY, CZ, DA, DB, DC, DD, DE, DF, DG, DH, DI, DJ, DK, DL, DM, DN, DO, DP, DQ, DR, DS, DT, DU, DV, DW, DX, DY, DZ, EA, EB, EC, ED, EE, EF, EG, EH, EI, EJ, EK, EL, EM, EN, EO, EP, EQ, ER, ES, ET, EU, EV, EW, EX, EY, EZ, FA, FB, FC, FD, FE, FF, FG, FH, FI, FJ, FK, FL, FM, FN, FO, FP, FQ, FR, FS, FT, FU, FV, FW, FX, FY, FZ, GA, GB, GC, GD, GE, GF, GG, GH, GI, GJ, GK, GL, GM, GN, GO, GP, GQ, GR, GS, GT, GU, GV, GW, GX, GY, GZ, HA, HB, HC, HD, HE, HF, HG, HH, HI, HJ, HK, HL, HM, HN, HO, HP, HQ, HR, HS, HT, HU, HV, HW, HX, HY, HZ, IA, IB, IC, ID, IE, IF, IG, IH, II, IJ, IK, IL, IM, IN, IO, IP, IQ, IR, IS, IT, IU, IV, IW, IX, IY, IZ, JA, JB, JC, JD, JE, JF, JG, JH, JI, JJ, JK, JL, JM, JN, JO, JP, JQ, JR, JS, JT, JU, JV, JW, JX, JY, JZ, KA, KB, KC, KD, KE, KF, KG, KH, KI, KJ, KK, KL, KM, KN, KO, KP, KQ, KR, KS, KT, KU, KV, KW, KX, KY, KZ, LA, LB, LC, LD, LE, LF, LG, LH, LI, LJ, LK, LL, LM, LN, LO, LP, LQ, LR, LS, LT, LU, LV, LW, LX, LY, LZ, MA, MB, MC, MD, ME, MF, MG, MH, MI, MJ, MK, ML, MM, MN, MO, MP, MQ, MR, MS, MT, MU, MV, MW, MX, MY, MZ, NA, NB, NC, ND, NE, NF, NG, NH, NI, NJ, NK, NL, NM, NN, NO, NP, NQ, NR, NS, NT, NU, NV, NW, NX, NY, NZ, OA, OB, OC, OD, OE, OF, OG, OH, OI, OJ, OK, OL, OM, ON, OO, OP, OQ, OR, OS, OT, OU, OV, OW, OX, OY, OZ, PA, PB, PC, PD, PE, PF, PG, PH, PI, PJ, PK, PL, PM, PN, PO, PP, PQ, PR, PS, PT, PU, PV, PW, PX, PY, PZ, QA, QB, QC, QD, QE, QF, QG, QH, QI, QJ, QK, QL, QM, QN, QO, QP, QQ, QR, QS, QT, QU, QV, QW, QX, QY, QZ, RA, RB, RC, RD, RE, RF, RG, RH, RI, RJ, RK, RL, RM, RN, RO, RP, RQ, RR, RS, RT, RU, RV, RW, RX, RY, RZ, SA, SB, SC, SD, SE, SF, SG, SH, SI, SJ, SK, SL, SM, SN, SO, SP, SQ, SR, SS, ST, SU, SV, SW, SX, SY, SZ, TA, TB, TC, TD, TE, TF, TG, TH, TI, TJ, TK, TL, TM, TN, TO, TP, TQ, TR, TS, TT, TU, TV, TW, TX, TY, TZ, UA, UB, UC, UD, UE, UF, UG, UH, UI, UJ, UK, UL, UM, UN, UO, UP, UQ, UR, US, UT, UY, UZ, VA, VB, VC, VD, VE, VF, VG, VH, VI, VJ, VK, VL, VM, VN, VO, VP, VQ, VR, VS, VT, VU, VV, VW, VX, VY, VZ, WA, WB, WC, WD, WE, WF, WG, WH, WI, WJ, WK, WL, WM, WN, WO, WP, WQ, WR, WS, WT, WU, WV, WW, WX, WY, WZ, XA, XB, XC, XD, XE, XF, XG, XH, XI, XJ, XK, XL, XM, XN, XO, XP, XQ, XR, XS, XT, XU, XV, XW, XX, XY, XZ, YA, YB, YC, YD, YE, YF, YG, YH, YI, YJ, YK, YL, YM, YN, YO, YP, YQ, YR, YS, YT, YU, YV, YW, YX, YY, YZ, ZA, ZB, ZC, ZD, ZE, ZF, ZG, ZH, ZI, ZJ, ZK, ZL, ZM, ZN, ZO, ZP, ZQ, ZR, ZS, ZT, ZU, ZV, ZW, ZX, ZY, ZZ.