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Part II.—Legal and Judicial.

Separate paging is given to each Part in order that it may be filed separately.

DISTRICT COURT NOTICE.

In the District Court of Colombo.

No. 631.—Special. In the Matter of an Application under Section 4 of "The Trading with the Enemy Ordinance, No. 20 of 1914," and in the Matter of the Firm of Messrs. Freudenberg & Co.

THIS matter coming on for disposal before G. S. Schneider, Esq., District Judge, on October 24, 1914, in the presence of the Hon. the Attorney-General, on reading the application of the Hon. the Attorney-General, dated October 24, 1914, and the order dated October 23, 1914, by His Excellency the Governor in Executive Council, it is hereby ordered and decreed that Messrs. James Ford, Arthur John Rhodes, Charles Jermyn Ford, Arthur Pelham Ford, Harold Douglas Thornton, Patrick Haggard Fraser, Maurice John Harding, carrying on business as Chartered Accountants at Colombo under the firm name of Ford, Rhodes, Church & Co., and under the firm name of Ford, Rhodes, Thornton & Co., as and from November 1, 1914, hereinafter referred to as "the Controllers," be and they are hereby appointed Controllers of the business and trade of Messrs. Reinhardt Freudenberg, Winfried Freudenberg, and Siegmund Freudenberg, all of Colombo, carrying on business under the firm name of "Freudenberg & Co.," hereinafter referred to as "the firm," during the continuance of the present war or until further order, with the powers of a receiver and manager, subject to the modifications, restrictions, and extensions herein specified, and to such modifications, restrictions, and extensions as may be from time to time ordered, and in particular without prejudice to the generality of the powers so conferred with the powers following:—

- (a) To carry on or finance all or any of the manufactures, estates, or other productive enterprises which the said firm now carry on or are interested in, and to carry on the general mercantile business of the said firm so far as may be necessary for the purpose of realizing and preserving assets, disposing of or warehousing stocks, discharging obligations, and financing the said manufactures, estates, and enterprises.
- (b) To do all acts and to execute in the name and on behalf of the said firm all assurances, negotiable instruments, and documents necessary for the said purposes.
- (c) To take over all bank balances and other property, movable and immovable, belonging to the said firm.
- (d) To bring or defend any action or other legal proceedings in the name and on behalf of the firm.
- (e) To disburse out of the income of the said trade and business to or for the benefit of the members of the said firm or their dependents such sums as may be ordered by the Court.
- (f) To borrow money after special application to the Court for the aforesaid purposes, and to create charges on the property of the firm in priority to existing charges in such manner as may be ordered by the Court.
- (g) To do all such other things as the said Controllers may judge to be necessary for carrying on the trade and business of the firm as hereinbefore authorized, or for any matter ancillary or incidental thereto.

And it is further ordered that in the exercise of their powers under this order, the said Controllors shall act in conjunction with such Committee of Management, if any, as may be appointed by the Court, and shall consult such Committee on all matters on which the said Controllors may desire their advice, or on which they may be requested by such Committee so to do, and shall act in accordance with the advice of such Committee or the majority thereof, subject always to the order of the Court.

And it is further ordered that the said Controllors shall be entitled to receive as remuneration for all charges and expenses in the execution of this order such amount as may be fixed by the Court, and that all such charges and expenses and the cost of these proceedings, and, subject to the order of the Court, all subsequent proceedings instituted under the authority of this order, shall be payable out of the assets of the said firm, or shall be charged upon the property of the firm in such manner as the Court may on application direct

And it is further ordered that this order is subject to such further orders and directions as may be from time to time made or given by the Court, and that the Attorney-General, the said Controllors, and the said Committee of Management shall have liberty to apply for such orders and directions with reference to any matters arising out of the execution of this order, or the purposes for which this order is made.

And it is further ordered that this order shall take effect as from 9 A.M. of Monday, October the 26th, 1914.

Dated the 24th day of October, 1914.

G. S. SCHNEIDER,
District Judge.