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Part II.—Legal.

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

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DRAFT ORDINANCE.

MINUTE.

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

An Ordinance to provide for the Publication of a Revised Edition of the Legislative Enactments of this Island.

WHEREAS a revised edition of the Legislative Enactments of this Island has been prepared by Mass Thajoon Akbar, Esquire, Advocate of the Supreme Court of Ceylon and Acting Solicitor-General; and Charles Henry Collins, Esquire, a member of the Ceylon Civil Service, and it is expedient to legalize the publication of the same: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Preamble.

1 This Ordinance may be cited for all purposes as "The Revised Edition Ordinance, No. of 1924."

Short title.

2 Every copy of the said revised edition shall be stamped with the Seal of the Island, and the copies so stamped shall be deemed to be and shall be, without any question whatsoever, in all courts of justice, the only proper Statute Book of the Island up to the date of the latest of the Ordinances contained therein.

Legalization of new edition.

3 Nothing in this Ordinance shall be construed as bringing into operation any of the enactments included in the said revised edition, before the date at which such enactment, if it had not been so included, would have come into operation.

Effect of Ordinance on enactments which had not come into operation.

By His Excellency's command,

Colonial Secretary's Office,
Colombo, February 18, 1924.

CECIL CLEMENTI,
Colonial Secretary.

Statement of Objects and Reasons.

THE object of the Bill is to legalize the publication of the Revised Edition of the Legislative Enactments, and it follows the precedent of Ordinance No. 10 of 1914.

Attorney-General's Chambers,
Colombo, January 24, 1924.

H. C. GOLLAN,
Attorney-General.

NOTIFICATIONS OF CRIMINAL SESSIONS.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the Western Circuit will be holden at the Court-house at Hulftsdorp, on Thursday, March 20, 1924, 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, W. D. BATTERSHILL,
Colombo, February 25, 1924. for Fiscal, W. P.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the District of Central Province will be holden at the Audience Hall, Kandy, on Monday, March 10, 1924, 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, A. RAÑESINGHE,
Kandy, February 26, 1924. for Fiscal.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the Districts of Chilaw and Puttalam will be holden at the court-house at Colombo, on Thursday, March 20, 1924, 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, S. D. SAMARASINHE,
Kurunegala, February 21, 1924. for Fiscal.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the Districts of Avissawella and Ratnapura will be holden at the Court-house at Colombo, on Thursday, March 20, 1924, 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, G. F. R. BROWNING,
Ratnapura, February 21, 1924. Fiscal.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 3,034. In the matter of the insolvency of Ana Moona Mohideen of No. 39, Main street, 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 March 11, 1924, for the appointment of an auditor.

By order of court, P. DE KRETZER,
Colombo, February 26, 1924. Secretary.

In the District Court of Colombo.

No. 3,047. In the matter of the insolvency of Kana Pana Vana Ahamed Marikar of No. 23, Maliban street, 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 March 25, 1924, for the grant of a certificate of conformity to the insolvent.

By order of court, P. DE KRETZER,
Colombo, February 22, 1924. Secretary.

In the District Court of Colombo.

No. 3,196. In the matter of the insolvency of W. M. H. M. Rawoof of No. 20, 2nd Cross street, 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 May 27, 1924, for the grant of a certificate of conformity to the insolvent.

By order of court, P. DE KRETZER,
Colombo, February 26, 1924. Secretary.

In the District Court of Colombo.

No. 3,270. In the matter of the insolvency of Joseph Stephen Corera of Norris road, Pettah.

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 March 25, 1924, for the grant of a certificate of conformity to the insolvent.

By order of court, P. DE KRETZER,
Colombo, February 22, 1924. Secretary.

In the District Court of Colombo.

No. 3,277. In the matter of the insolvency of Muhandirange Gabriel Rodrigo of No. 89, Third Division, Maradana.

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 March 25, 1924, for the grant of a certificate of conformity to the insolvent.

By order of court, P. DE KRETZER,
Colombo, February 22, 1924. Secretary.

In the District Court of Colombo.

No. 3,278. In the matter of the insolvency of Nama-sivayam Sithambaram of Slave Island in 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 March 25, 1924, for the grant of a certificate of conformity to the insolvent.

By order of court, P. DE KRETZER,
Colombo, February 22, 1924. Secretary.

In the District Court of Colombo.

No. 3,279. In the matter of the insolvency of Vana Ena Kana Bana Vaitilingam Chetty of Sea street in 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 March 18, 1924, for the appointment of an assignee.

By order of court, P. DE KRETZER,
Colombo, February 21, 1924. Secretary.

In the District Court of Colombo.

No. 3,285. In the matter of the insolvency of Andrew Peter de Silva Wickremesooria of Dehiwala.

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 March 18, 1924, for the appointment of an assignee.

By order of court, P. DE KRETZER,
Colombo, February 22, 1924. Secretary.

In the District Court of Colombo.

No. 3,298. In the matter of the insolvency of T. Deen Cuttilan of Vauxhall street in Colombo.

WHEREAS T. Deen Cuttilan has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by L. M. Muttiah of Slave Island, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said T. Deen Cuttilan

insolvent accordingly, and that two public sittings of the court, to wit, on March 18, 1924, and on April 1, 1924, 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, P. DE KRETZER,
Colombo, February 18, 1924. Secretary.

In the District Court of Colombo.

No. 3,300. In the matter of the insolvency of Frank Ellis Porritt of Bagatelle road, Colombo.

WHEREAS F. E. Porritt has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by H. W. Cave & Co., Fort, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said F. E. Porritt insolvent accordingly; and that two public sittings of the court, to wit, on March 25, 1924, and on April 8, 1924, 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, P. DE KRETZER,
Colombo, February 26, 1924. Secretary.

In the District Court of Kalutara.

No. 181. In the matter of the insolvency of John Louis Bertram Crozier of Panadure.

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 March 13, 1924, for the appointment of an assignee.

By order of court, R. MALALGODA,
Kalutara, February 22, 1924. Secretary.

In the District Court of Kandy.

No. 1,677. In the matter of the insolvency of F. W. J. Weerappah of Peradeniya road, 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 March 21, 1924, to appoint an assignee.

By order of court, P. MORTIMER,
Kandy, February 22, 1924. Secretary.

In the District Court of Galle.

No. 493. In the matter of the insolvency of Manawaduge Darlis Goonewardena of Magalle.

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 March 17, 1924, for the examination of the insolvent:

By order of court, RICHARD L. PERERA,
Galle, February 26, 1924. Secretary.

In the District Court of Galle.

No. 514. In the matter of the insolvency of Lekanwasan Dambure Gamage Johanis *alias* Podisingho of Galle.

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 March 5, 1924, for the examination of the insolvent.

By order of court, RICHARD L. PERERA,
Galle, February 21, 1924. Secretary.

In the District Court of Ratnapura.

No. 54. In the matter of the insolvency of John Edwin Ginger of Hospital road, Ratnapura.

NOTICE is hereby given that the second sitting and the examination of the insolvent has been fixed for April 10, 1924.

By order of court, B. L. ABEYRATNE,
Galle, February 21, 1924. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Charles Lambert Rodrigo Jayamanna of Wellawatta Plaintiff.

No. 313 of 1920. Vs.

Polgampolage Carolis Appu of Talgasmotte in Meda pattu of Siyane korale Defendant.

NOTICE is hereby given that on Tuesday, April 1, 1924, at 1 o'clock in the afternoon, will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 408 dated October 4, 1912, and decreed to be sold by the decree entered in the above action for the recovery of the sum of Rs. 1,000, with interest thereon at the rate of 9 per cent. per annum from February 25, 1920, till payment in full, and costs and poundage, less a sum of Rs. 250 paid subsequent to decree, viz. :—

An undivided 9/10 of Kelagahawatta and 4/5 of the tiled house and the other building thereon situated at Talgasmotte in the Meda pattu of Siyane korale, in the District of Colombo, Western Province; bounded on the north by land belonging to the Crown, on the east by the land belonging to Kadinappuliradage Kaluwa and others, on the west by land belonging to Polgampolage Thepanis Appu and others, and on the south by the field; containing in extent about 5 acres, and all the right, title, interest and claim whatsoever of the defendant in, to, upon, or out of the said premises.

Fiscal's Office,
Colombo, February 26, 1924.

W. D. BATTERSHILL,
Deputy Fiscal, W. P.

In the Court of Requests of Colombo.

S. F. Amarasinha presently of Anuradhapura... Plaintiff
No. 7,053. Vs.

Mrs. Delekan of No. 92B, Wall street, Kotahena,
Colombo Defendant.

NOTICE is hereby given that on Friday, March 28, 1924, at 3.30 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 for the recovery of the sum of Rs. 225, and costs of suit taxed at Rs. 38.05, and damages at Rs. 45 per month from February 1, 1923, till March 31, 1923, viz. :—

An undivided 1/10 share of all that portion marked B with the buildings thereon of an allotment of land bearing assessment No. 88, situated at Alvis place in Kotahena, in the District of Colombo, within the Municipality of Colombo, Western Province; bounded on the north-east by lands of Edwin Perera and K. Elias Perera, south-east by lot C, on the south-west by land of A. W. de Silva, and north-west by lot A; containing in extent 1 rood and 12 perches.

Fiscal's Office, W. D. BATTERSHILL,
Colombo, February 26, 1924. Deputy Fiscal, W. P.

In the District Court of Colombo.

(1) H. P. Cosmas, (2) A. Zareplea, (3) J. Cosmas, carrying on business under the name, style, and firm of The Cargo Boat Despatch Company, Colombo. Plaintiffs
No. 7,817. Vs.

(1) F. E. Porritt, (2) A. H. Porritt, carrying on business under the name, style, and firm of F. E. Porritt & Co., Colombo Defendants.
NOTICE is hereby given that on Tuesday, March 25, 1924, at 10 o'clock in the forenoon, will be sold by public

at auction at Criston, Bagatelle road, Kollupitiya, Colombo, the following movable property for the recovery of the sum of Rs. 15,787, together with interest at 9 per cent. per annum from February 26, 1923, till payment in full, and costs of suit, and less Rs. 900, viz. :—

Downstairs.

One piano, 2 lounges, 15 chairs, 3 teapoy, 1 writing table, 1 toilet table, 1 cabinet, 1 gramophone and a case, 2 rattan chairs, 1 sofa (cushioned), 1 teapoy, 1 rattan chair (cushioned), 1 glass bookcase, 1 carpet, 1 hatstand, 1 large teakwood almirah, 1 sideboard, 2 brass vases with brass stands, 4 ebony armchairs (cushioned), 2 ebony armchairs (cushioned), 1 ebony couch, 2 brass lions, 2 brass vases with ebony stands, 1 brass vase, 1 ebony chiffonier, 1 coir matting, 65 small brass goods, 2 brass crocodiles, 1 whatnot fixed with mirror, 2 carpets, 1 whatnot, 1 clock, 1 dining table, 1 chiffonier fixed with mirror, 2 silver cups, 1 lot electroplated articles, 2 cases containing cutlery, 1 lot spoons, forks, and table knives, 1 silver dish, 1 cruet stand, 6 rattan armchairs, 1 rattan settee, 2 corner whatnots, 2 s'ands, 4 ebony elephants, 2 tamarindwood elephants, 1 side table, 1 lot plates and cups, 1 screen, 2 brass toys, 1 meatsafe, 1 ice box, 1 kitchen table, 1 pair deer horns, 1 filter with stand, 1 dining table, 1 teakwood sideboard, 1 nadun almirah fixed with mirror, 1 nadun toilet table, 1 washhandstand with marble top, 1 china toilet jug and basin, 1 lot flower plants.

Upstairs.

Two sideboards with drawers, 1 stand, 1 stand, 2 sofas, 1 round teapoy, 2 large almirahs, 1 stand, 1 rattan lounge, 1 sideboard with drawers, 3 travelling bags, 1 hand sewing machine, 1 large almirah fixed with mirror, 1 washhandstand with marble top, 1 china basin and jug, 2 low chairs, 1 teakwood toilet table, 1 iron safe, with stand (locked), 1 nadun almirah fixed with mirror, 1 stand, 3 screens, 1 teapoy, 1 packing case, 1 bracket fixed with mirror, 1 table with marble top, 1 screen, 1 perambulator.

Fiscal's Office, W. D. BATTERSHILL,
Colombo, February 27, 1924. Deputy Fiscal, W. P.

In the District Court of Colombo.

Arthur Fernando Seneviratna, (2) Edward Jacob Seneviratna, carrying on business in Negombo under the firm, name, and style of Arthur F. Seneviratne & Co. Plaintiffs.

No. 8,185. Vs.

Karumuttu Ramanathan, carrying on business in Colombo under the firm, name, and style of Ramanathan & Co. Defendant.

NOTICE is hereby given that on Saturday, March 22, 1924, at 1 o'clock in the afternoon, will be sold by public auction at the premises of Messrs. Oscar Irvin Seneviratna & Co., in Dean's road, Maradana, Colombo, the following movable property for the recovery of the sum of Rs. 3,134.25, with legal interest thereon from November 3, 1922, to September 12, 1923, and thereafter on the aggregate amount till payment in full, and costs of suit, viz. :—

A two-seater Cleveland car.

Fiscal's Office, W. D. BATTERSHILL,
Colombo, February 26, 1924. Deputy Fiscal, W. P.

In the District Court of Colombo.

M. K. Kristnan Chetty of No. 56, Dam street, Colombo Plaintiff.

No. 8,452. Vs.

M. Kiyaz Mohideen of No. 64, Third Cross street, Colombo Defendant.

NOTICE is hereby given that on Saturday, March 29, 1924, at 1 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 for the recovery

of the sum of Rs. 360.24, with interest thereon at the rate of 9 per cent. per annum from May 7, 1923, till payment in full, and costs not taxed, viz. :—

All that premises Nos. 26 and 27 and Ward No. 1437 to 1440, situated at Maligakanda road, within the Municipality of Colombo; and bounded on the north by Maligakanda road, on the east by property bearing assessment No. 26, on the south by property bearing assessment No. 161 belonging to Menchihamy, on the west by property belonging to W. M. Hadjar Slema Lebbe and No. 29; containing in extent 1 rood and 3 56/100 perches.

Fiscal's Office, W. D. BATTERSHILL,
Colombo, February 26, 1924. Deputy Fiscal, W. P.

In the District Court of Colombo.

Roona Kana Nana Ana Roona Arunasalam Chetty of Sea street, Colombo Plaintiff.

No. 10,605. Vs.

(1) Saina Marikar Pattu Muttu Zohara, (2) Seku Marikar Abdul Caffoor (wife and husband), both of Old Moor street, Colombo Defendants.

NOTICE is hereby given that on Thursday, March 27, 1924, at 3 o'clock in the afternoon, will be sold by public auction at the premises in the following property mortgaged with the plaintiff by bond No. 2,765 dated April 18, 1921, and attested by C. T. Kandaiya of Colombo, Notary Public, and decreed and ordered to be sold by the order of court dated February 9, 1924, for the recovery of the sum of Rs. 6,674.55, with interest thereon at 9 per cent. per annum from November 29, 1923, till payment in full, and costs, viz. :—

Prior Registration A 127/46.

All that house and ground bearing assessment No. 328/20, situated at Second Fisher's street, now called Second Fishers' lane in Pettah, within the Municipality and District of Colombo, Western Province; bounded on the north by Second Fishers' lane, on the east by the house of Andris de Sauser, now bearing assessment No. 19 belonging to E. G. Addamalay, on the south by the house of Lewis Dias and Gabriel Perera, now bearing assessment Nos. 8 and 9, Prince street, and on the west by the house of Pedro Fernando, now bearing assessment No. 21 belonging to Amissa Umma; containing in extent 3 1/2 square perches as per surveys bearing No. 10,108 dated August 31, 1820, authenticated by Gaulterus Schneider, Surveyor-General, and 848 dated August 7, 1919, and made by J. W. Amarasekara, Licensed Surveyor.

Fiscal's Office, W. D. BATTERSHILL,
Colombo, February 26, 1924. Deputy Fiscal, W. P.

In the District Court of Colombo.

S. P. V. S. Sockalingam Chetty of Sea street, Colombo Plaintiff.

No. 10,724. Vs.

(1) Hewagam Korale Kathirage Dona Silawathi Silva and her husband (2) Don Peter Jayakoddy, both of Madampitiya road, Colombo, and (3) M. R. R. M. Raman Chetty of Sea street in Colombo Defendants.

NOTICE is hereby given that on Monday, March 24, 1924, will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bonds Nos. 3,122 and 3,283 dated August 29, 1922, and June 15, 1923, and both attested by C. T. Kandaiya of Colombo, Notary Public, and decreed and ordered to be sold by the order of court dated December 14, 1923, for the recovery of the sum of Rs. 37,324.35, with legal interest thereon from December 11, 1923, till payment in full, and costs less Rs. 26,000, viz. :—

At 10 A.M.

(1) All that allotment of land marked E, F, and G, in plan No. 1,148 dated November 6, 1920, made by C. C. Wijetunga, Special Licensed Surveyor, situated at Wellawatta in the Palle pattu of the Salpiti korale, within the Municipality and District of Colombo, Western Province; bounded on the north by lot 6, on the east by lot marked

H in the said plan, on the south by lot No. 8, and on the west by lot marked D in the said plan; containing in extent 3 roods and 22 $\frac{42}{100}$ perches, according to the said plan No. 1,148 dated November 6, 1920, together with the full and free right of way over the reservation for a road 30 feet wide, marked K in the said plan, leading from the high road to lot J in the said plan.

At 3 P.M.

(14) All that fibre mill and saw mill situated on the land called Welikumburagangabodawatta, situated at Kotuwila in Ambatalenpahala of Alutkuru korale south, in the District of Colombo, Western Province, and more fully described hereunder, together with the leasehold interest created over the said land under and by virtue of deed No. 744 dated August 2, 1922, attested by John Wilson of Colombo, Notary Public, and all and singular the machinery, tools, and implements in respect of the said mill and every part thereof.

(15) A divided portion of Welikumburagangabodawatta, marked B in the figure of survey dated February 14, 1902, made by Frederick Bartholomuesz, Surveyor, situated at Kotuwila in Ambatalenpahala of Alutkuru korale south, in the District of Colombo, Western Province; and bounded on the north by Kelani river, on the east by the garden belonging to the estate of the late William de Silva Wijeratna Muhandiram and others, on the south by the road leading to Hanwella, on the west by the other portion of this land marked letter A, presently of S. D. Nicholas Jayatillake and S. D. William Jayatilleke, but formerly of K. D. Belenis; containing in extent 1 acre 2 roods and 12 perches, with the buildings and all the appurtenances thereunto belonging.

Fiscal's Office,
Colombo, February 27, 1924.

W. D. BATTERSHILL,
Deputy Fiscal, W. P.

In the District Court of Kalutara.

H. G. Manderk Foenander, Sub-Collector of
Beruwala Plaintiff
No. 10,751. Vs.

Mohammado Cassim Marikar Mohammado Jalido
Marikar of Bandarawatta in Beruwala Defendant.

NOTICE is hereby given that on Thursday, March 20, 1924, will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 718 dated May 19, 1918, and attested by A. de Abrew, Notary Public, and decreed to be sold by the decree entered in the above action for the recovery of the sum of Rs. 2,420, with interest on Rs. 2,000 at the rate of 12 $\frac{1}{2}$ per cent. per annum from July 22, 1922, till June 29, 1923, and thereafter at the rate of 9 per cent. per annum on the aggregate amount till payment in full, and costs Rs. 255.37, viz. :—

At 2 P.M.

(1) An undivided $\frac{1}{2}$ share of the soil and trees and of the buildings standing on a portion of land bearing assessment No. 1, situated at Foreshore street or Reclamation road, on the east by a road, on the south by land described in plan No. 17,197, and on the west by land described in plan No. 170,774; containing in extent 1.25 perches.

At 2.30 P.M.

(2) An undivided $\frac{1}{2}$ share of the soil and trees and of the buildings standing on the portion of land bearing assessment No. 1, situated at Foreshore street or Reclamation road, within the Municipality of Colombo; and bounded on the north by the portion of land above described, on the east by a road, on the south by land No. 39 of J. F. A. Kadhar, and on the west by Small road; containing in extent 1.65 perches, and all the right, title, interest, and claim whatsoever of the defendant in, to, upon, or out of the said several premises.

Fiscal's Office,
Colombo, February 28, 1924.

W. D. BATTERSHILL,
Deputy Fiscal, W. P.

In the District Court of Colombo.

(1) Tundu Chetty Atchi Kannu, wife of (2) Sockalingam Chetty Ramasamy Chetty, both of Silversmith lane in Colombo Plaintiffs.
No. 54,094. Vs.

(1) Pitchy Chetty Vadivil Chetty, (2) Kalimuttu Chetty Sellatchi, wife of (3) Muttu Caruppen Chetty Suppramaniam Chetty, (4) Kalimuttu Chetty Wethivel, and two others, all of Silversmith lane, Colombo Defendants.

(1) Savenna Velu Chetty, (2) V. Sandanam Chetty, and (3) S. Kalimuttu Added defendants.

NOTICE is here by given that on Monday, March 31, 1924, will be sold by public auction at the respective premises the following property for the recovery of the sum of Rs. 699.91 being taxed costs, viz. :—

At 2 P.M.

The right, title, and interest of the 1st plaintiff in and to the following property, viz. :—

(1) An undivided $\frac{1}{2}$ share of lot C of all that garden called and known as the Welvaart, situated at Silversmith street, within the Municipality and in the District of Colombo, Western Province, together with the buildings standing thereon described in plan No. 377; which said lot is bounded on the north by lot A, on the east by lot E, reservation for road (20 ft. wide), on the south by premises bearing assessment No. 361/3, Vincent street, of Jeronimus Mudaliyar, now of O. L. M. Ousuph, and on the west by premises bearing assessment Nos. 69 and 70 of Hendrick de Alwis Appu, now of Velu Chetty Samy Kannu Chetty and others, and assessment No. 361/2, Vincent street, of Don Manual, now of Kaderesen (Hindu temple); containing in extent 1 rood and 8 $\frac{56}{100}$ perches, and which share is subject to leases bearing Nos. 223 dated November 24, 1916, and February 5, 1917, attested by A. C. Abeywardana, Notary Public, and 623 dated November 13, 1918, attested by S. R. Amarasekara, Notary Public, as set out in the final decree in this case.

At 2.30 P.M.

The right, title, and interest of the 2nd and 4th defendants in and to the following property, to wit :—

(2) An undivided $\frac{1}{2}$ share of lot B of all that garden called and known as Welvaart, situated at Silversmith street, within the Municipality and in the District of Colombo, Western Province, described in plan No. 377; which said lot is bounded on the north by Silversmith street, east by premises bearing assessment No. 508/59 and 60 of J. F. Dias Bandaranayaka, Mudaliyar, now of the heirs of the late I. L. M. Abdul Rahiman, on the south by lot D, and on the west by lot E, reservation for road (20 ft. wide); containing in extent 1 rood and 8 $\frac{56}{100}$ perches, and which shares are subject to lease No. 223 dated November 24, 1916, and February 5, 1917, attested by A. C. Abeywardana, Notary Public, as set out in the final decree in this case.

At 3 P.M.

The right, title, and interest of the 3rd defendant in and to the following property, to wit :—

(3) Lot D in plan No. 377 of all that garden called and known as the Welvaart, situated at Silversmith street, within the Municipality and in the District of Colombo, Western Province; which said lot is bounded on the north by lot B, on the east by premises bearing assessment Nos. 508/59 and 60 of J. F. Dias Bandaranayaka, Mudaliyar, now of the heirs of the late I. L. M. Abdul Rahiman, on the south by premises bearing assessment No. 361/3, Vincent street, of Jeronimus Mudaliyar, now of O. L. M. Ousuph Lebbe, and on the west by lot E, reservation for road (20 ft. wide); containing in extent 1 rood and 8 $\frac{56}{100}$ perches, and which said share is subject to leases bearing Nos. 223 dated November 24, 1916, and February 5, 1917, attested by A. C. Abeywardana, Notary Public, and 621 dated October 28, 1918, attested by S. R. Amarasekara, Notary Public, as set out in the final decree in this case.

Fiscal's Office,
Colombo, February 26, 1924.

W. D. BATTERSHILL,
Deputy Fiscal, W. P.

In the District Court of Negombo.

M. R. P. L. Kaliappa Chetty of Sea street,
Colombo Plaintiff.
No. 15,682. Vs.
Don Juse Perera of Waradala Defendant.

Notice is hereby given that on March 22, 1924, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :—

The land called Dombawinnawatta *alias* Agunawela-katuwawatta, situate at Waradala in Dumagaha pattu of Alutkuru korale, in the District of Negombo, Western Province; and bounded on the north by land belonging to Sinnappuhamy and others, east by land belonging to Thammitage Marku Perera, south by the high road, and on the west by the other portion of this land belonging to Don Charles Perera; containing in extent about 4 acres 3 roods and 22 perches.

Amount to be levied Rs. 527.36, with interest on Rs. 400 at 16 per cent. per annum from November 8, 1922, to February 20, 1923, and thereafter at 9 per cent. per annum till payment.

Deputy Fiscal's Office, FRED. G. HEPPONSTALL,
Negombo, February 26, 1924. Deputy Fiscal.

In the District Court of Negombo.

Syanna Thana Lena Arumugam Pulle of Negombo,
(2) ditto Letchimen Chetty by his attorney Muna
Arumugam Pulle of Negombo Plaintiffs.
No. 16,348. Vs.
Hector L. Mendis of Negombo Defendant.

NOTICE is hereby given that on March 26, 1924, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :—

An undivided $\frac{1}{2}$ share of the land called Sivambalagahawatta comprised of two contiguous portions, situate at 1st Division, Udayartoppu, within the gravets of Negombo, Western Province; and bounded on the north by high road, east by portion of this land formerly of Elaris de Zoysa now of J. E. de Zoysa, south by land formerly of Francis Abeysekera now of the Ceylon Government Railway, and on the west by road leading to the Railway station; containing in extent about 1 acre and of the buildings standing thereon.

Amount to be levied Rs. 2,069.75, with interest on Rs. 1,179.50 at 15 per cent. per annum from October 8, 1923, to November 19, 1923, and thereafter at 9 per cent. per annum till payment, less a sum of Rs. 68.40.

Deputy Fiscal's Office, FRED. G. HEPPONSTALL,
Negombo, February 26, 1924. Deputy Fiscal.

In the District Court of Colombo.

M. R. P. L. Kaliappa Chetty of Sea street,
Colombo Plaintiff.
No. 48,698. Vs.
K. K. N. K. V. Velaiden Chetty of Negombo Defendant.

NOTICE is hereby given that on March 27, 1924, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :—

All that land called Lunugalwelyaya, situate at 1st Division, Kuruna, and 1st Division, Bolawalana, within the gravets of Negombo; and bounded on the north by land of Diago Pinto's heirs, high road, rail road, and of Santiago Fonseka and Juse Fonseka's heirs, east by land formerly of D. J. Emmanuel now of Mrs. Weerasinghe, portion of this land marked H, land of Simon Fonseka, and lake, south by lake and land of Gabriel Fernando and of the heirs of Diago Pinto, and land of the heirs of Lorensu Appuhami, and west by land of John Kurera and others; containing in extent 105 acres.

Amount to be levied Rs. 1,250, with legal interest from April 26, 1923, till payment in full, and poundage.

Deputy Fiscal's Office, FRED. G. HEPPONSTALL,
Negombo, February 26, 1924. Deputy Fiscal.

In the District Court of Colombo.

Lizbeth Conchita Witham of No. 3, Knight Bridge,
Hyde Park corner, London (widow) Plaintiff.
No. 5,384. Vs.
Lentia Dissanayake, administratrix of the estate of
the late D. A. Don Aron Perera, deceased, of No. 66,
Panchikawatta road, Maradana Defendant.

NOTICE is hereby given that on Saturday, March 22, 1924, at 3 P.M., will be sold by public auction at the premises the right, title, and interest of the said defendant, as such administratrix as aforesaid, in the following property for the recovery of Rs. 11,570.36, with interest on Rs. 11,021.95 at 9 per cent. per annum from April 8, 1923, till payment in full, and costs and poundage, viz. :—

The remaining land, after excluding a portion in extent of 5.82 perches belonging to the Crown of Nikagahawatta-owita *alias* Bakmigahaowitawatta *alias* Kadurugahaowitawatta, lot B, situated at Pattiya North in Panadure; and bounded on the north by water-course, on the east by Kadurugahaowitawatta, south by land whereon Panadure hospital stands, Nikagahaowitawatta, and on the west by old road on Nikagahaowitawatta *alias* Galpottewatta; containing in extent 3 roods and 26 perches.

Deputy Fiscal's Office, H. SAMERESINGHA,
Kalutara, February 26, 1924. Deputy Fiscal.

In the District Court of Kalutara.

Mansel Fernando Wanigaratnam of Kalutara Plaintiff.
No. 11,514. Vs.
Weerasinghe Marthenis de Silva, Police Vidane of
Pathakada Defendant.

NOTICE is hereby given that on Saturday, March 22, 1924, at 2 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 (mortgaged by the defendant with plaintiff and declared bound and executable for the decree entered in the said case) for the recovery of Rs. 413.12, with interest on Rs. 250 at 18 per cent. per annum from October 8, 1923, till November 28, 1923, and thereafter at 9 per cent. per annum on the aggregate till payment in full, viz. :—

1. The undivided northern $\frac{1}{2}$ part of the land called Dehingedera (Dehingoda) owita, situate at Midalana in Uturu Maha pattu of Pasdun korale east, in the District of Kalutara, Western Province; and bounded on the north by Maguru river, east by lot No. 2 in P. P. 10,534, and Maguru-ganga, south by Pitarana-ela *alias* water-course called Blackwater, and on the west by lot No. 1 in P. P. 10,534; and containing in extent 4 acres.

2. The undivided $\frac{1}{2}$ part of the land called Gangabodahena, situated at ditto; and bounded on the east by land appearing in plan No. 249,816 and on all other sides by Crown lands; and containing in extent 1 acre and 7 perches.

On Saturday, March 29, 1924, at 2 P.M.

3. The undivided $\frac{9}{10}$ shares of the soil and of all the plantations standing thereon of the land called Thololiyawa, situated at Pathakada in Munwatebage pattu of Rayigam korale, in the District of Kalutara, Western Province; and bounded on the north by land in plan No. 98,379, east by land in plan No. 241,492, south by land in plan No. 242,490, and on the west by Crown land; containing in extent 2 acres 3 roods and 5 perches.

Deputy Fiscal's Office, H. SAMERESINGHA,
Kalutara, February 26, 1924. Deputy Fiscal.

Central Province.

In the District Court of Kandy.

Adappayalagegedera Mohammado Mohideen's son
 Meer Saibo of Galheenna in Pallegampaha of
 Harispattu Plaintiff.

No. 30,273.

Vs.

Adappayalagegedera Ismail Lebbe's son Mohamado
 Lebbe of Galheenna in Pallegampaha of Harispattu,
 in the District of Kandy Defendant.

NOTICE is hereby given that on Wednesday, April 9, 1924, and the following days, if found necessary, commencing each day at 12 noon, will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bonds No. 11,390 dated February 1, 1918, and attested by Mr. J. W. Illangantilleke of Kandy, Notary Public, and No. 8,670 dated November 18, 1919, and attested by Mr. F. W. P. Gunawardena of Kandy, Notary Public, and decreed to be sold under the decree entered in the above case for the recovery of the sum of Rs. 4,500, with interest thereon at 9 per cent. per annum from August 28, 1922, till payment in full, and poundage, viz. :—

A. (1) The field called Dungalhamuladeniyakumbura of 12 lahas in paddy sowing extent, situated at Pallegampaha or Alawatta in Ankumbura, in Pallegampaha of Harispattu, in the District of Kandy, Central Province; and bounded on the east by Jambughamula bemma, on the south by ela, on the west by Kumbukgahamula bemma, and on the north by ella; being the field and everything thereon within the said boundaries.

(2) An undivided $\frac{1}{2}$ share of Kaluwaragahaelakumbura of 2 pelas of paddy sowing in extent, situate at Udagama in Ankumbura aforesaid; and bounded in its entirety on the east by ella, on the south by below the wall (bemma) of the field belonging to Kiri Naide, on the west by limitary ridge of the field belonging to Kiri Naide, and on the north by the stone fence; together with a like share of everything thereon.

B. (1) An undivided $\frac{1}{2}$ part or share of and in all that field called Kaluwaragahaelakumbura of 2 pelas paddy sowing in extent in the whole, situate at Ankumbura Udagama, in Pallegampaha of Harispattu aforesaid; which said entire field is bounded on the east by ella, on the south by below the bemma of Kiri Naide's field, on the west by the limitary dam of Naidagekumbura, and on the north by stone fence.

(2) An undivided $\frac{1}{2}$ part or share of and in all that land called Kaluwaragahaelawatta of 2 pelas in paddy sowing extent in the whole, situate at Ankumbura Udagama aforesaid; which said entire land is bounded on the east by ditch, on the south by above Kiri Naide's field, on the west by above Kaluwaragahaelakumbura, and on the north by ela.

(3) An undivided $\frac{1}{2}$ part or share of and in all that high land called Kaluwaragahaelahena of 2 pelas and 5 lahas in paddy sowing extent and of the field called Kaluwaragahaelakumbura of 5 lahas in paddy sowing extent, situated at Alawatta in Ankumbura Udagama aforesaid; which said high land and field adjoin each other and now forming one property and are together bounded on the east by dawata tree and the ditch forming the limit of the garden of Dawatagahatennegedere Appu, on the south by the road forming the limit of Tikirala's garden, on the west by stone fence forming the limit of Kaluwaragahaelakumbura, and on the north by the limit of Madige Vidanelagehena.

(4) An undivided $\frac{1}{2}$ part or share of and in all that land called Kaluwaragahaelawatta of 2 pelas paddy sowing in extent in the whole, situated at Ankumbura Udagama aforesaid; which said entire land is bounded on the east by ditch, on the south and west by wela, and on the north by ela.

(5) All that land called Kaluwaragahaelahena of 6 pelas in paddy sowing extent, situate at Ankumbura Udagama aforesaid; bounded on the east by the limit of Dawatagahatennehena, on the south by the limit of Mohamado Lebbe's garden, on the west by above the ella of Mohamado Lebbe's field, and on the north by Mahagala, Tongala, and Kotapukosgaha.

(6) All that land called Wijeyawatta of 12 nellies kurakkan sowing in extent, situated at Alawatta aforesaid; and bounded on the east by gala, on the south by limit of Seiyadu Lebbe's chena and Maha gala on the west by Wele-ella, and on the north by Meda gala and Kotapukoskanuwa.

(7) An undivided one-half ($\frac{1}{2}$) part or share of and in all that land called Dawatagahatennewatta of 1 amunam paddy sowing extent in the whole, situated at Ankumbura Udagama aforesaid; which said entire land is bounded on the east by Dawatagahatennewele-ella, on the south and west by the limit of Mohamado Lebbe's garden, and on the north by the ditch of the chena of Mudianse, *ex Aratchila*.

(8) An undivided one-half ($\frac{1}{2}$) part or share of and in all that land called Dawatagahatennehena of 3 pelas paddy sowing extent in the whole, situated at Ankumbura Udagama aforesaid; which said entire land is bounded on the east by the fence of Ali Uduma Lebbe's garden, on the south by limit of Habibu Lebbe's field, now the limit of the garden, on the west by the ditch of Kiri Banda Aratchila's chena, and on the north by the limit of Mohamado Lebbe's garden now Kumbure-ella.

(9) All that land called Dawatagahatennegederawatta of 3 pelas in paddy sowing extent, situated at Ankumbura Udagama aforesaid; and bounded on the east by the ditch of Ali Uduma Lebbe's garden, on the south by the limit of Mohamado Lebbe's chena, on the west by the ditch and fence of Karo Appu's garden, and on the north by the limit of Habibu Lebbe's field.

(10) All that land called Dawatagahadeniyewatta of 3 pelas paddy sowing in extent, situated at Ankumbura Udagama aforesaid; and bounded on the east by Dawatagahadeniyekumbura, on the south by ela, on the west by fence of Appu's garden, and on the north by ella (excluding, however, therefrom a portion in extent 2 lahas paddy sowing towards the east).

(11) All that western portion above the Kamatwella, in extent 7 lahas paddy sowing out of the land called Kandekumburapitiyehena, now watta, of 15 lahas paddy sowing extent in the whole, situated at Ankumbura in Pallegampaha aforesaid; which said western portion is bounded on the east by the limit of the remaining portion, on the south by jak tree and ditch, and on the west by ditch of Udagedera Tikirala's garden, and on the north by ela.

Registered H 24/101, 48/114, H 48/114 & 115, 108/3, 127/283, 101/51, 127/284, 119/314 & 312, 117/89 & 90, and 106/330 in the Kandy Land Registry Office.

Fiscal's Office,
 Kandy, February 22, 1924.

A. RANESINGHE,
 Deputy Fiscal.

North-Western Province.

In the Additional Court of Requests, Kurunegala.

Kana Nana Kana Chena Palaniappa Chetty *alias* Kana
 Nana Chena Palaniappa Chetty, by attorney Muna
 Veyanna Kona Suppiah Pulle of Kurunegala. . . Plaintiff.

No. 668.

Vs.

Awanna Runa Sinniah of Ipalawa in Ihala Wisideke
 korala Defendant.

NOTICE is hereby given that on Monday, March 24, 1924, at 1 o'clock in the afternoon, will be sold by public auction at the Fiscal's office, Kurunegala, the right, title, and interest of the said defendant in the following property :—

The right, title, and interest of the defendant in and to the unexpired term of the planting agreement No. 266 dated December 1, 1922, attested by J. C. Perera, Notary Public, affecting the following land, viz. :—

An undivided $\frac{2}{3}$ of Mahalindagawahena, Boraluwalagawaketakalagahamulahena, Kosgahamulahena, Welihena, Kotikapolahena, Bemmehenyayelindakumburapillewa, Kongahamulahena, Olagamaralagewatta, Amunubemmehena, Galagawahena, Sengahamulawatta, and Kotikapolagewatta, the area composed of the said lands of about 8 pelas

and 4 kurunies kurakkan sowing extent; and bounded on the north by field and high road, east by field, south by stone fence and the limits of the chena of the temple, west by the village limit of Ipalawa; with the plantations and everything thereon, situate at Polgollā and Ipalawa in Ihala Wisideke korale in Ittiriyaala hatpattu, in the District of Kurunegala, North-Western Province.

Amount to be levied Rs. 179, and poundage.

Fiscal's Office, S. D. SAMARASINHA,
Kurunegala, February 26, 1924. Deputy Fiscal.

In the District Court of Colombo.

S. N. S. O. Periyannen Chetty of Sea street in Colombo Plaintiff.
Meyanna Koonā Ana Hamid of Kurunegala, substituted plaintiff, in the room of V. E. M. Abdulla Saibo.

No. 46,722. Vs.

(1) Sena Muna Mohamado Saibo, and (2) Sena Muna Seka Marikar, both of Kurunegala Defendants.

NOTICE is hereby given that on Monday, March 24, 1924, commencing at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following mortgaged properties decreed to be sold under the decree entered in the above case, viz. :—

1. All that land called Ehetugahamulehena, situate at Elabodagama of Medapattu korale of Katugampola hatpattu, in the District of Kurunegala, North-Western Province; and bounded on the north by Yakdessaopitiyalandehenyaya and Horagahamulawatta appearing in plan No. 147,296 belonging to Ibrahim Lebbe, on the east by Horagahamulawatta of Kasi Lebbe and others, Kahatagahawatta of Ibrahim Lebbe, Gorakagahamulawatta of Tambirasa Lebbe, and Yakdesapitiyalandehenyaya *alias* Ehetuwelamukalana of the same individual, on the south by land appearing in plan No. 147,297, and on the west by lands appearing in plans Nos. 147,297 and 147,296 and reservation for a road; containing in extent 22 acres, excluding therefrom a portion in extent 5 acres towards the north-east.

2. All that land called Kahatagahamulawatta, situate at Hattiniya in Medapattu korale; and bounded on the north by vetiya, on the east by fence of Ungurala's garden, kahata tree, on the south by fence of the pillewa, and on the west by fence of Batta's garden; containing in extent 2 lahas of kurakkan sowing.

3. All that land called Imbulgahamulawatta, situate at the aforesaid village; and bounded on the north by vela (field), on the east by garden of Mudalihamy and others, and on the south by the garden of Andi Naide and others, and on the west by Pitche Tambi Arachchila's garden; containing in extent 3 lahas of kurakkan sowing.

4. All that land called Kongahamulawatta, situate at the aforesaid village; and bounded on the north by fence of the garden of the same person, on the east by liminary dam of the field, on the south by fence of the garden of Kuppatambi and others, and on the west by garden of Sena Muna Mohamadu Meera Saibo; containing in extent 1 acre.

5. All that land called Meegahamulawatta, situate at the aforesaid village; and bounded on the north by live fence of the garden of Kawanna, on the east by garden of Abiyamma and others, on the south by vela (field), and on the west by endaru fence of the garden of Andi Naide; containing in extent 2 acres.

Amount to be levied Rs. 18,093.75, with interest on Rs. 15,000 at the rate of 13½ per cent, per annum from December 12, 1916, to November 2, 1917, and thereafter further interest on the aggregate amount at the rate of 9 per cent, per annum till payment in full, and cost of suit and poundage.

Fiscal's Office, S. D. SAMARASINHA,
Kurunegala, February 26, 1924. Deputy Fiscal.

Province of Sabaragamuwa.

In the District Court of Colombo.

D. P. Billimoria of Chatham street, Fort, Colombo. Plaintiff.
No. 5,659. Vs.

Uswatte Arachchige Tepanis Appuhamy of Lellopitiya, Ratnapura Defendant.

NOTICE is hereby given that on March 29, 1924, at 11 o'clock in the forenoon, 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. 4,500, with interest on Rs. 4,000 at 15 per cent, per annum from July 1, 1922, till December 6, 1922, and thereafter on the aggregate amount of decree at the same rate till payment in full, and costs Rs. 312.55, less a sum of Rs. 50, viz. :—

An undivided 300 acres from and out of Hewapanguwa, situated at Dippitigala in Uda pattu of Nawadun korale, in the District of Ratnapura; and bounded on the north by high road, east by Deeyangegama or Wiharapanguwa and Palugampola, south by Mahagalenda, west by Ganegodapanguwa and Gameatchigehena containing in extent 150 amunams, excluding therefrom Diyawalagawahena, Higgahahena, Bokalmahena, Pahalagedarawatthehena, Mahagalagawahena, Nekettigegedaragawahena, Batteketegekalagehena of 7 amunams and field of 4 amunams and gardens and mukalana of 50 amunams, registered at Ratnapura under title B 75 266, 309, 76/138.

Fiscal's Office, R. E. D. ABEYRATNE,
Ratnapura, February 21, 1924. Deputy Fiscal.

In the District Court of Kegalla.

Kirallage Punchi Banda of Kahagalla Plaintiff.
No. 6,240. Vs.

(1) Rathnayakepathirannehelage Dingiri Banda *alias* Ratnayake of Niyadandupola and his assignee Asurappuliradage Appuwa Vidane Henaya of Weligalle,
(2) Mudianselage Punchinilame of Gangoda Defendants.

NOTICE is hereby given that on March 22, 1924, at the hours specified below, will be sold by public auction at the premises the right, title, and interest of the said plaintiff and 2nd defendant in the following property, viz. :—

On March 22, 1924, commencing at 2 P.M.

1. An undivided ¼ share of the land called Kohambadeniyehenyaya *alias* Kiriwandenihenyaya, of about 10 amunams of paddy sowing in extent, situated at Gangoda in Gandolaha pattu; and bounded on the east by Kohilaramba and fence of the field, south and west by the village limit of Weragoda, north by Kiriwandeniyekumbura and the stream.

2. The land called Hitinawatta of about 3 pelas of paddy sowing in extent, situated at the same village as aforesaid; and bounded on the east by village limits of Makuddala and Weragoda, south by the village limit of Weragoda, west by the stone fence, and north by the village limit of Makuddala.

On March 22, 1924, commencing at 4 P.M.

3. An undivided ½ share of Dembataliyaddekumbura and watta of about 2 pelas and 5 lahas of paddy sowing in extent, situated at Kahagalla in Gandolaha pattu; and bounded on the east by the ditch of Beliwatta and Puwakwetiya, south by the ditch of tea estate, west by ela, and on the north by oya.

4. An undivided ½ share of Galahitiyawekumbura of about 2 pelas and 5 lahas of paddy sowing in extent, situated at Kahagalla aforesaid; and bounded on the east by the Inniyara of Udawele Pahalakella, south by oya, west by the Inniyara of Bogahakumbura, and on the north by ela.

5. An undivided ½ share of Bakmeegollewatta of about 1 amunam of paddy sowing in extent, situated at Kahagalla aforesaid; and bounded on the east by the ditch of the land belonging to Siyambalagahamaditthehena Appusinna and others, south by ela, west by Galenda, stone fence, and ela, and on the north by Peralheneagala.

To levy Rs. 670.40, with poundage.

Deputy Fiscal's Office, G. WIRARATNA,
Kegalla, February 25, 1924. Deputy Fiscal.

I, THOMAS ARTHUR HODSON, Fiscal for the North-Western Province, do hereby appoint Mr. R. V. Naganathan to be Marshal for the divisions of Dambadeni Udukaha North and West, and Mairawati korales of Dambadeni hatpattu, Karandapattu, Meddeketiya, Katugampola Medapattu East and West, Yatikaha, Yagampattu, Kinyama, Katugampola North and South, and Pitigal korales of Katugampola hatpattu in the Kurunegala District, under the provisions of "The Fiscals' Ordinance, No. 4 of 1867," for February 23 and 24, 1924, and authorize him to perform the duties and exercise the authority of Marshal, for which this shall be his warrant.

Given under my hand at Kurunegala this 20th day of February, 1924.

T. A. Hodson,
Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Edirisinghe Atchige Don Simon Edirisinghe of Kanduboda, deceased.
No. 1,523.

Don William Edirisinghe of Kanduboda in the Adikari pattu of Sigiriya korale Petitioner.

And

(1) Pitiyagedera Aratchige Babahamy, (2) Don Pieris Edirisinghe, (3) Don Herat Edirisinghe, (4) Don Opies Edirisinghe, all of Kanduboda, (5) Dona Enda Nona Edirisinghe, wife of (6) Gamaetirallage Kusala Hamy, both of Hatnapitiya in Parakaduwa, (7) Dona Rango Nona of Kanduboda Respondents.

THIS matter coming on for disposal before W. S. de Saram, Esq., District Judge of Colombo, on January 31, 1924, in the presence of Mr. R. P. Weerasinghe, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated July 23, 1923, and the order of the Supreme Court dated September 19, 1923, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as son of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before March 6, 1924, show sufficient cause to the satisfaction of this court to the contrary.

January 31, 1924.

W. S. DE SARAM,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Kotte Muhandirange Stephen Rodrigo
No. 1,631. of Batagama south in the Ragam pattu of Alutkuru korale, deceased.

Mellawattarige Mariya Perera of Batagama south, presently of Kurunegala Petitioner.

And

(1) Peter Rodrigo, (2) Marcelline Rodrigo, (3) Seadorina Rodrigo, all of Batagama south, (4) Emaliana Rodrigo of Kurunegala, all minors, appearing by their guardian *ad litem* (5) Setunge Madalige Don Egonis of Batagama Respondents.

THIS matter coming on for disposal before W. S. de Saram, Esq., District Judge of Colombo, on February 1, 1924, in the presence of Mr. R. P. Weerasinghe, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated January 4, 1924, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before March 6, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 1, 1924.

W. S. DE SARAM,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Kodimarakkalage Johana Fernando
No. 1,632. of Galkissa, deceased.

Wattorutantirige Palis Fernando of Galkissa Petitioner.

And

(1) Wattorutantirige Alexander Fernando, (2) ditto George Fernando, (3) ditto Henry Fernando, (4) ditto Romline Fernando, all of Galkissa Respondents.

THIS matter coming on for disposal before W. S. de Saram, Esq., District Judge of Colombo, on February 4, 1924, in the presence of Mr. H. J. Peiris, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated February 1, 1924, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as widower of the above-named deceased, to have letters of administration to her estate issued to him; unless the respondents above named or any other person or persons interested shall, on or before March 6, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 4, 1924.

W. S. DE SARAM,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Test-
Jurisdiction. ment of the late Dona Luvina Hamine of
No. 1,636. Kalubowila in the Palle pattu of Salpiti korale, deceased.

Rajapakse Pathirige Ronald Edwin Perera of Kalubowila aforesaid Petitioner.

THIS matter coming on for disposal before W. S. de Saram, Esq., District Judge of Colombo, on February 6, 1924, in the presence of Messrs. Pereira & Caldera, Proctors, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated January 27, 1924, (2) of the attesting notary dated January 29, 1924, having been read:

It is ordered that the last will of Dona Luvina Hamine, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved, and it is further declared that the petitioner is the executor named in the said will, and that he is entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before March 8, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 6, 1924.

W. S. DE SARAM,
District Judge.

Recd

In the District Court of Colombo.
Order Nisi.

Testamentary In the Matter of the Intestate Estate and
Jurisdiction. Effects of Morawakage Agonis Perera,
No. 1,637. late of Depanama in the Palle pattu
of Salpiti korale, deceased.

Weeratun Achchige Welimina de Costa of Depa-
nama.....Petitioner.

And

- (1) Morawakage Gabriel Perera of Depanama aforesaid,
- (2) Amaratung Achehi Maddumage Don Edwin Perera of Kiriwattuduwa, (3) Morawakage Carlina Perera, and her husband (4) Eleperuma Atchige Don Carolis of Kiriwattuduwa, (5) Morawakage Rosalina Perera, and her husband (6) Hewage Mannel Rodrigo of Panadure, (7) Morawakage Emaliana Perera, and her husband (8) Ranaweera Achchige Pabilis Perera of Undurugoda in Udugaha pattu of Salpiti korale, (9) Morawakage Dona Christina Perera, and husband (10) Liyanage Velun Perera of Niwantidiya, (11) Morawakage David Perera of Depanama Respondents.

THIS matter coming on for disposal before W. S. de Saram, Esq., District Judge of Colombo, on February 6, 1924, in the presence of Mr. R. C. Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated January 25, 1924, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before March 6, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 6, 1924. W. S. DE SARAM,
District Judge.

Recd

In the District Court of Colombo.
Order Nisi.

Testamentary In the Matter of the Last Will and Testa-
ment of Wahalathantige Don William
No. 1,638. Perera, late of Maligawatta in Colombo,
deceased.

Andrea Achchige Robert de Silva Senanayake of
No. 20, Maligawatta, in Colombo.....Petitioner.

THIS matter coming on for disposal before W. S. de Saram, Esq., District Judge of Colombo, on February 7, 1924, in the presence of Mr. D. L. P. Wellawitta, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated January 18, 1924, (2) of the attesting witnesses dated January 18, 1924, and (3) of the attesting notary dated February 7, 1924, having been read:

It is ordered that the last will of Wahalathantige Don William Perera, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved, and it is further declared that the petitioner is the executor named in the said will, and that he is entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before March 13, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 7, 1924. W. S. DE SARAM,
District Judge.

Recd

In the District Court of Colombo.

Testamentary In the Matter of the Last Will and Testa-
ment of Suleima Lebbe Ahmado Lebbe
No. 1,640. of Walgama, deceased.

Ahmado Lebbe Mohamed Yooseof of Walgama...Petitioner.

And

Lebbe Pathumma, wife of the late Suleima
Ahmado Lebbe of Walgama aforesaid Respondent.

THIS matter coming on for disposal before W. S. de Saram, Esq., District Judge of Colombo, on February 7,

1924, in the presence of Mr. M. N. M. Salabudeen, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated February 1, 1924, and (2) of the attesting witnesses dated January 21, 1924, having been read:

It is ordered that the last will of Suleima Lebbe Ahmado Lebbe, deceased, of which the original has been produced and is now deposited in this court be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said will, and that he is entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before March 13, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 7, 1924. W. S. DE SARAM,
District Judge.

Recd

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Estate and Effects
Jurisdiction. of Dematadenipathirennehelage Don
No. 1,645. Thelenis ex Police Vidane of Demata-
denikanda in the Udugaha pattu of
Siyane korale, deceased.

Peter de Saram of The Synagogue, Colpetty, in
Colombo.....Petitioner.

Vs.

- (1) Dematadenipathirennehelage Mencho Nona of Pasyala in Siyane korale east, (2) Dematadenipathirennehelage Alice Nona of Elalamulla in Siyane korale east, (3) Dematadenipathirennehelage Engo Nona of Kendalanda in Hapitigam korale, (4) Dematadenipathirennehelage Sinchi Nona, wife of (5) Ranatunvidanelagey Haramanis Appuhamy, both of Dematadenikanda, aforesaid.... Respondents.

THIS matter coming on for disposal before W. S. de Saram, Esq., District Judge of Colombo, on February 11, 1924, in the presence of Mr. J. Stanley Perera, Proctor, on the part of petitioner above named; and the affidavit of the said petitioner dated February 8, 1924, having been read:

It is ordered that Mr. P. H. de Kretser, Secretary of the District Court of Colombo, be and he is hereby declared entitled, as the official administrator, to have letters of administration to the estate of the above-named deceased issued to him, unless the respondents above named or any other person or persons interested shall, on or before March 13, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 11, 1924. W. S. DE SARAM,
District Judge.

Recd

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and
Jurisdiction. Effects of Sultan Marikar Aiyasa Natehia
No. 1,657. of No. 27, New Moor street, in Colombo,
deceased.

Avoo Marikar Hadjar Haji Marikar of No. 27,
New Moor street, in Colombo.....Petitioner.

Vs.

- (1) Sitti Umma, wife of (2) Sulaima Lebbe Hadji Mohamed, (3) Zuanithu Umma, (4) Zamina Umma, wife of (5) Razeen Abdul Cader, and (6) M. S. H. Marikar, all of New Moor street, Colombo... Respondents.

THIS matter coming on for disposal before W. S. de Saram, Esq., District Judge of Colombo, on February 13, 1924, in the presence of Mr. A. C. M. Abdul Cader, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated February 12, 1924, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as widower of the above-named deceased, to have letters of administration to her estate issued to

him, unless the respondents above named or any other person or persons interested shall, on or before March 20, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 13, 1924.

W. S. DE SARAM,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. the late Don Brampy Dissanayake,
No. 1,658. Police Aratchchi of Mitirigala in the
Gangaboda pattu of the Siyane korale,
deceased.

Gunendane Aratchige Dona Rando Nona Hamine of
Mitirigala in the Gangaboda pattu of the
Siyane korale..... Petitioner.

And

(1) Don David Dissanayake, (2) Dona Edlina Dissa-
nayake, (3) Don Abraham Dissanayake, (4) Don
Jayasena Dissanayake, (5) Dona Nandavati Dissa-
nayake, (6) Dingiri Banda Dissanayake, (7) Don
Simon Dissanayake, all of Mitirigala..... Respondents.

THIS matter coming on for disposal before W. S. de
Saram, Esq., District Judge of Colombo, on February 13,
1924, in the presence of Mr. C. E. A. Samarakkody, Proctor,
on the part of the petitioner above named; and the affidavit
of the said petitioner dated January 17, 1924, having been
read:

It is ordered that the petitioner be and she is hereby
declared entitled, as widow of the above-named deceased
to have letters of administration to his estate issued to her
unless the respondents above named or any other person
or persons interested shall, on or before March 20, 1924,
show sufficient cause to the satisfaction of this court to the
contrary.

February 13, 1924.

W. S. DE SARAM,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and
Jurisdiction. Effects of Gangodawilage John Dabera
No. 1,661. of Skinner's road south, late of Colombo,
deceased.

Grace Priscilla Dabera (nee Weerakkody) of Skinner's
road south, Colombo..... Petitioner.

and

(1) Gangodawilage Mary Pearl Dabera, (2) Gangoda-
wilage Prins John Dabera, (3) Gangodawilage Happy
Grace Dabera, (4) Gangodawilage Earle Leslie Dabera,
all of Skinners, road, Colombo, and (5) Gangodawilage
Emmanuel Dabera of Kelaniya..... Respondents.

THIS matter coming on for disposal before W. S. de
Saram, Esq., District Judge of Colombo, on February 15,
1924, in the presence of Mr. L. A. Wanigasuria, Proctor,
on the part of the petitioner above named; and affidavit of
the said petitioner dated February 13, 1924, having been
read:

It is ordered that the petitioner be and she is hereby
declared entitled, as the widow of the above-named deceased,
to have letters of administration to his estate issued to her,
unless the respondents above named or any other person
or persons interested shall, on or before March 13, 1924,
show sufficient cause to the satisfaction of this court to the
contrary.

February 15, 1924.

W. S. DE SARAM,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Franklyn Oliver James Muller of
No. 1,663. Colombo, deceased.

Percival Muller of Colombo..... Petitioner.

And

(1) Julia Agnes Rosaline Muriel Muller, (2) Clarence
Basil Oliver Muller, (3) Anastasia Hazel Monica
Muller, (4) Florence Blanche Muller, (5) Beatrice
Violet Clotilda Muller, (6) Constance Mildred Harriet
Muller, (7) Frances Julia Dorothy Muller, and
(8) Camilus Stanislaus Denis Muller, all of
Colombo..... Respondents.

THIS matter coming on for disposal before W. S. de
Saram, Esq., District Judge of Colombo, on February 15,
1924, in the presence of Messrs. de Vos & Gratian, Proctors,
on the part of the petitioner above named; and the affidavit
of the said petitioner dated January 28, 1924, having been
read:

It is ordered that the petitioner be and he is hereby
declared entitled, as brother-in-law of the above-named
deceased, to have letters of administration to his estate
issued to him, unless the respondents above named or any
other person or persons interested shall, on or before
March 13, 1924, show sufficient cause to the satisfaction
of this court to the contrary.

February 15, 1924.

W. S. DE SARAM,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Mary Wallwyn Duncan (wife of Edgar
No. 1,685. Oldfield Duncan) of Underwoods Gardens,
Adyar, Madras, in India, deceased.

THIS matter coming on for disposal before W. S. de
Saram, Esq., District Judge of Colombo, on February 19,
1924, in the presence of Mr. P. S. Martensz, Proctor, on the
part of the petitioner, James Aubrey Martensz of Colombo;
and (1) the affidavit of the said petitioner dated February
19, 1924, (2) power of attorney from Edgar Oldfield Duncan
dated December 12, 1923, and (3) the order of the Supreme
Court dated February 11, 1924, having been read: It is
ordered that the said James Aubrey Martensz is the attorney
in Ceylon of the said Edgar Oldfield Duncan, the husband
and sole next of kin of the above-named Mary Wallwyn
Duncan, deceased, and as such entitled to have letters of
administration issued to him accordingly, unless any person
or persons interested shall, on or before March 13, 1924,
show sufficient cause to the satisfaction of this court to the
contrary.

February 26, 1924.

W. S. DE SARAM,
District Judge.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment (with a Codicil) of Louisa Harding
No. 1,686. of Campion Lodge, Holly Walk, Lea-
mington, in the County of Warwick,
England, widow, deceased.

THIS matter coming on for disposal before W. S. de
Saram, Esq., District Judge of Colombo, on February 26,
1924, in the presence of Mr. P. S. Martensz, Proctor, on the
part of the petitioner, James Aubrey Martensz of Colombo;
and (1) the affidavit of the said petitioner dated February
19, 1924, (2) the power of attorney dated December 7, 1923,
and (3) the order of the Supreme Court dated February 11,
1924, having been read: It is ordered that the will of the
said Louisa Harding, deceased, dated May 30, 1907, and a
codicil thereto dated June 29, 1921, a certified copy of
which under the Seal of His Majesty's High Court of Justice
in England has been produced and is now deposited in this
court, be and the same is hereby declared proved; and it is

further declared that the said James Aubrey Martensz is the attorney in Ceylon of the surviving executor named in the said will, and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before March 13, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 26, 1924.

W. S. DE SARAM,
District Judge.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment (with 4 Codicils) of Matilda Hill of
No. 1,687. Roadwater, Dawlish, in the County of
Devon, England, widow, deceased.

THIS matter coming on for disposal before W. S. de Saram, Esq., District Judge of Colombo, on February 26, 1924, in the presence of Messrs. F. J. & G. de Saram, Proctors, on the part of the petitioner, Christopher Cockburn Durrant of Colombo; and (1) the affidavit of the said petitioner dated February 23, 1924, (2) the power of attorney dated November 2, 1923, and (3) the order of the Supreme Court dated February 13, 1924, having been read: It is ordered that the will of the said Matilda Hill, deceased, dated December 3, 1904, and 4 codicils thereto dated respectively April 5, 1909, December 31, 1910, January 31, 1913, and December 31, 1914, a certified copy of which under the seal of His Majesty's High Court of Justice in England has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said Christopher Cockburn Durrant is the attorney in Ceylon of the executors and executrix named in the said will and 1st codicil, and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before March 13, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 26, 1924.

W. S. DE SARAM,
District Judge.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Edward John Tolson, late of
No. 7,245. 12 Rue de Champ de Mars, Bordeaux,
in the Department of Gironde, formerly of
78, Cours de Tourny, Bordeaux
aforesaid, deceased.

THIS matter coming on for disposal before W. S. de Saram, Esq., District Judge of Colombo, on February 25, 1924, in the presence of Mr. Percival Stephen Martensz, Proctor, on the part of the petitioner, James Aubrey Martensz of Colombo; and (1) the affidavit of the said petitioner dated February 19, 1924, (2) the power of attorney dated September 20/November 28, 1923, and (3) the order of the supreme court dated February 11, 1924, having been read: It is ordered that the will of the said Edward John Tolson, deceased, dated June 12, 1915, an officially certified copy of which and of the act of deposit under order of the Civil Tribunal Bordeaux, France, together with a translation thereof have been produced and are now deposited in this court, be and the said will as contained in the said translation thereof is hereby declared proved; and it is further declared that the said James Aubrey Martensz is the attorney of the executors named in the said will, and that he is entitled to have letters of administration (with a copy of the said will as contained in the said translation annexed) issued to him accordingly, unless any person or persons interested shall, on or before March 13, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 25, 1924.

W. S. DE SARAM,
District Judge.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment or Trust Disposition and Settle-
No. 7,246. ment of William John Woodman Smith
of Laithers, in the Parish of Turriff, and
County of Aberdeen, Scotland, deceased.

THIS matter coming on for disposal before W. S. de Saram, Esq., District Judge of Colombo, on February 26, 1924, in the presence of Mr. P. S. Martensz, Proctor, on the part of the petitioner, James Aubrey Martensz of Colombo; and (1) the affidavit of the said petitioner dated February 19, 1924, (2) the power of attorney dated October 22, 23, 24, and 30, 1923, and (3) the order of the Supreme Court dated February 11, 1924, having been read: It is ordered that the will of the said William John Woodman Smith, deceased, dated March 11, 1912, an exemplification of which under the Seal of the Commissary Court of Aberdeenshire has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said James Aubrey Martensz is the attorney in Ceylon of the continuing executors named in the said will, and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before March 13, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 26, 1924.

W. S. DE SARAM,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Inestate Estate of the
Jurisdiction. late Malimage Clementi Aponso, deceased,
No. 2,186. of Kepungoda.

THIS matter coming on for disposal before F. D. Peries, Esq., District Judge of Negombo, on January 18, 1924, in the presence of Mr. D. L. E. Amarasinghe, Proctor, on the part of the petitioner, Malimage Simon Aponso of Kepungoda; and the affidavit of the said petitioner dated December 19, 1923, having been read:

It is ordered that the 1st respondent be appointed guardian *ad litem* over the minors, 5th, 6th, 7th, and 8th respondents, for the purpose of the above testamentary action, unless sufficient cause be shown to the contrary.

It is further declared that the said petitioner be and he is hereby declared entitled, as a son of the deceased, to administer the estate of the deceased above named; and that letters of administration do issue to him accordingly, unless the respondents—(1) Pattinikuttige Elena Nonis of Kepungoda, (2) Malimage Maria Aponso, and husband; (3) Kahumarakkalage Semion Fernando, both of Boralesssa in Chilaw District, (4) Malimage John Aponso, (5) Malimage Manuel Aponso, (6) Malimage Anthony Aponso, (7) Malimage Jane Aponso, and (8) Malimage Winifred Aponso, all of Kepungoda—or any other person or persons interested shall, on or before March 5, 1924, show sufficient cause to the satisfaction of this court to the contrary.

And it is further ordered that the said 1st respondent do produce the said minors before this court at 9.30 A.M. on March 5, 1924, in connection with the above case.

January 18, 1924.

R. G. SAUNDERS,
Acting District Judge.

February 13, 1924.

In the District Court of Kalutara.

Order Nisi declaring Will be proved, &c.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of the late Arumadura Elaris de
No. 1,619. Silva Karunaratne, deceased, of Mulla-
Paya.

(1) Arumadura Dickman de Silva Karunaratne, (2) Rosli de Silva Karunaratne Hamine, (3) ditto Joseph de Silva Karunaratne Hamine, all of Mulla-Paya. Respondents.

THIS matter coming on for disposal before W. H. B. Carbery, Esq., District Judge of Kalutara, on November 24, 1923, in the presence of Mr. H. A. Jayasundera, Proctor,

on the part of the petitioner, Arumadura Ganeswara Dass Karunaratne of Mullapitiya; and the affidavit of the said petitioner and the attesting witnesses dated November 7, 1923, having been read:

It is ordered that the will of Arumadura Elaris de Silva Karunaratne of Mullapitiya, deceased, dated January 14, 1923, and now deposited in this court be and the same is hereby declared proved, unless the respondents or any other person or persons interested shall, on or before January 21, 1924, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Arumadura Ganeswara Dass Karunaratne of Mullapitiya is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless the respondents or any other person or persons interested shall, on or before January 21, 1924, show sufficient cause to the satisfaction of this court to the contrary.

November 24, 1923. W. H. B. CARBERY,
District Judge.

The date for showing cause was extended to March 11, 1924.

W. H. B. CARBERY,
District Judge.

In the District Court of Kalutara.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late Jurisdiction. Lema Hewage Joslyn Perera, deceased, No. 1,624. of Panadura.

THIS matter coming on for disposal before W. H. B. Carbery, Esq., District Judge of Kalutara, on December 15, 1923, in the presence of Mr. M. H. Jayatileke, Proctor, on the part of the petitioner, Lema Hewage Simon Perera of Panadura; and the affidavit of the said petitioner dated November 20, 1923, having been read: It is ordered that the said petitioner be and he is hereby declared entitled, as brother of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents—(1) Waduge Leanora Fernando of Panadura, (2) Lema Hewage Adelin Perera of Moratuwa, and husband (3) Charles Henry de Silva of ditto—or any other person or persons interested shall, on or before February 14, 1924, show sufficient cause to the satisfaction of this court to the contrary.

December 15, 1923. W. H. B. CARBERY,
District Judge.

The date for showing cause against the above Order Nisi is extended till March 6, 1924.

February 14, 1924. W. H. B. CARBERY,
District Judge.

In the District Court of Kalutara.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late Jurisdiction. Dona Meleriya Ruberu Samaraweera No. 1,625. of Ganeskera, deceased, of Aruggoda.

THIS matter coming on for disposal before W. H. B. Carbery, Esq., District Judge of Kalutara, on December 20, 1923, in the presence of Mr. B. O. Dias, Proctor, on the part of the petitioner, Lorenz Ranasinghe Appuhamy of Aruggoda; and the affidavit of the said petitioner dated December 11, 1923, having been read: It is ordered that the said petitioner be and he is hereby entitled, as a son of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents—(1) Peter Ranasinghe Appuhamy, (2) Robert Ranasinghe Appuhamy, (3) David Ranasinghe Appuhamy, (4) Dhammarakkitha Ummanse, (5) Richard Ranasinghe Appuhamy, all of Aruggoda—or any other person or persons

interested shall, on or before February 14, 1924, show sufficient cause to the satisfaction of this court to the contrary.

December 20, 1923. W. H. B. CARBERY,
District Judge.

The date for showing cause against the above Order Nisi is extended till March 6, 1924.

February 14, 1924. W. H. B. CARBERY,
District Judge.

In the District Court of Kalutara.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Ratnayaka Liyanage Don Haramanis No. 1,631. Appuhamy, deceased, of Malamulla.

Weerasekera Aratchige Papiya Nona Hamine of Malamulla Petitioner.

Vs.

(1) Dona Cornelia Hamine, and husband (2) Malala Marthenis Peiris of Malamulla, (3) Don Pabilis Appuhamy, (4) Don Pedrick Appuhamy, (5) Nonohamy, (6) Cornelis Appu, (7) James, (8) Misihamy, all of Malamulla; 5th, 6th, 7th, and 8th respondents by their guardian *ad litem* the 2nd respondent. Respondents.

I, WEERASEKERA ARATCHIGE PAPIYA NONA HAMINE of Malamulla, not being a Christian, do hereby solemnly, sincerely, and truly declare, affirm, and say as follows:—

1. Ratnayaka Liyanage Don Haramanis Appuhamy died at Malamulla, within the jurisdiction of this court, on November 29, 1923, without having made a last will, leaving him surviving as his heirs, myself, his lawful wife, and seven children, to wit, (1) Dona Cornelia Hamine, the 1st respondent, who is the wife of 2nd respondent, (2) Don Pabilis Appuhamy, 3rd respondent, (3) Don Pedrick Appuhamy, 4th respondent, (4) Nonohamy, 5th respondent, (5) Cornelis Appu, 6th respondent, (6) James Appu, 7th respondent, and Misihamy, 8th respondent; the 5th, 6th, 7th, and 8th respondents are minors of the age of 20, 18, 16, and 12 years, respectively.

2. Full and true particulars of the properties left by the deceased are given in the schedule annexed to the petition.

3. The 2nd respondent is a fit and proper person to be appointed guardian *ad litem* over the said minors, he having no interest adverse to those of the said minors.

4. I claim letters of administration as the wife of the said deceased.

In the District Court of Kalutara.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Testament Jurisdiction. of the late Waduge Haramanis No. 1,632. Fernando, deceased, of Pattiya North in Panadura.

THIS matter coming on for disposal before W. H. B. Carbery, Esq., District Judge of Kalutara, on January 29, 1924, in the presence of Mr. C. S. Perera, Proctor, on the part of the petitioner, Warusa Hennedige Ana Soysa of Pattiya North in Panadura; and the affidavit of the said petitioner dated January 22, 1924, having been read:

It is ordered that the will of Waduge Haramanis Fernando of Pattiya North in Panadura, deceased, dated March 13, 1919, and now deposited in this court, be and the same is hereby declared proved.

It is further declared that the said Warusa Hennedige Ana Soysa of Pattiya North in Panadura is the executrix named in the said will, and that she is entitled to have probate of the same issued to her accordingly.

January 29, 1924. W. H. B. CARBERY,
District Judge.

In the District Court of Kalutara.

Order Nisi.

No. 1,637. In the Matter of the Estate of the late
Not. Avu Lebbe Marikar Meera Lebbe
Testamentary Marikar; deceased, of Deenagoda in
Beruwala.

THIS matter coming on for disposal before W. H. B. Carbery, Esq., District Judge of Kalutara, on February 8, 1924, in the presence of Mr. F. J. C. Perera, Proctor, on the part of the petitioner, Sinna Lebbe Sama Lebbe Marikar of Deenagoda, in Beruwala; and the affidavit of the petitioner dated February 8, 1924, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled, as grandfather of the respondents, to have letters of administration to his estate issued to him, unless the respondents—(1) Meera Lebbe Marikar Muttu Natchia, and her husband (2) Mohammadu Lebbe Marikar Abdul Hamid, (3) Meera Lebbe Marikar Umma Abidi, (4) Meera Lebbe Marikar Rahimath Umma, (5) Meera Lebbe Marikar Abdul Wadud, (6) Sinna Lebbe Ismail Lebbe Maricar—or any other person or persons interested shall, on or before March 24, 1924, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said 6th respondent be and he is hereby appointed guardian *ad litem* over the 3rd, 4th, and 5th respondents for all the purposes of this action, unless the respondents or any other person shall, on or before March 24, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 8, 1924.

W. H. B. CARBERY,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Agalakotuwegedera Appuhamy, deceased,
No. 4,106. of Miwatura Gangapalata,
Udunuwara.

THIS matter coming on for disposal before Paulus Ediri Piaris, Doctor of Letters, District Judge, Kandy, on January 31, 1924, in the presence of Mr. P. B. Panabokke, Proctor, on the part of the petitioner, Agalakotuwegedera Bulawattagamagedera Punchi Menika of Miwatura aforesaid; and the affidavit of the said petitioner dated January 30, 1924, and her petition having been read: It is ordered that the said petitioner, as the widow of the deceased above named, be and she is hereby declared entitled to have letters of administration to the deceased's estate issued to her accordingly, unless the respondents—(1) Agalakotuwegedera Dingiri Amma, (2) ditto Ukku Banda, (3) ditto Siyatu, (4) ditto Ran Menika, (5) ditto Mudiyanse, (6) ditto Kiri Menika, (7) ditto Punchirala, (8) ditto Mutu Menika, (9) ditto Ranhamy, (10) ditto Kirihamy, (11) ditto Ukku Menika, (12) ditto Punchi Amma, (13) ditto Punchi Banda, (14) ditto Dingiri Menika—shall, on or before March 3, 1924, show sufficient cause to the satisfaction of this court to the contrary.

January 31, 1924.

P. E. PIERIS,
District Judge.

In the District Court of Kandy.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of the late Rebecca Mackenzie,
No. 4,109. deceased, of Altguish Lodge, Nuwara
Eliya, and of Ootacamund, who died
at the Mental Hospital, Madras.

THIS matter coming on for disposal before Paul E. Pieris, Doctor of Letters, District Judge of Kandy, on February 12, 1924, in the presence of Mr. Victor Denizil de Vos, on the part of the petitioners (1) Mortimer Scowen of Giddawa estate, Wategama, (2) Francis Charles Liesching of Kandy; and the affidavit of the said 2nd petitioner and of Robert Nanayakkara of Kandy, both dated January 31, 1924, having been read:

It is ordered that the will of Rebecca Mackenzie, late of Altguish Lodge, Nuwara Eliya, and of Ootacamund, who died at the Mental Hospital, Madras, dated February 14, 1921, and now deposited in this court, be and the same is

hereby declared proved, unless any person shall, on or before March 24, 1924, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said (1) Mortimer Scowen of Giddawa estate, Wategama, and (2) Francis Charles Liesching of Kandy, are the executors named in the said will, and that they are entitled to have probate of the same issued to them accordingly, unless any person shall, on or before March 24, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 12, 1924.

P. E. PIERIS,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of Dehigaha-
Jurisdiction. kotuwegedera Omaru Lebbe's son, Saibo
No. 4,110. Lebbe, deceased, of Galagawa Vidane-
lagegedara in Madawala, in Udagampaha
of Lower Dumbura.

THIS matter coming on for disposal before Paul E. Pieris, Doctor of Letters, District Judge, Kandy, on February 13, 1924, in the presence of Mr. Mudannayake, on the part of the petitioner, Saibo Lebbe's son, Abusalie of Madawala aforesaid; and the affidavit of the said petitioner dated February 13, 1924, having been read:

It is ordered that the petitioner Saibo Lebbe's son, Abusalie of Madawala aforesaid, be and he is hereby declared entitled to letters of administration to the estate of the said deceased as his eldest son, unless (1) Saibo Lebbe's son, Abdul Azees, (2) ditto Mohammado Haniffa, (3) ditto Mohammado Lebbe, (4) ditto Bahaudeen, (5) Saibu Lebbe's daughter, Asma Umma, (6) ditto Pathamuttu, (7) Galagawa Muhamdiramalegedara Abubakker Lebbe's daughter, Amina Umma (the widow of the deceased), all of Madawala aforesaid by his guardian *ad litem* the 2nd respondent shall, on or before March 27, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 13, 1924.

P. E. PIERIS,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Welhenege William Silva, deceased
No. 5,692. of Megalle.

THIS matter coming on for disposal before T. B. Russell Esq., District Judge of Galle, on February 4, 1924, in the presence of the petitioner, Richard Levi Perera; and the affidavit of the said petitioner dated February 4, 1924, having been read:

It is ordered that the said petitioner, as official administrator, is entitled to have letters of administration issued to him accordingly, unless the respondents, viz., (1) Cecilia Dharmaratna, presently of Ahangama, (2) Welhenege Abaranhamy, (3) Welhenege Carlinahamy, (4) ditto Sadinahamy, wife of (5) Anthonige Andiris Appu, all of Padawtota in Magalle, (6) Welhenege Caronchihamy, wife of (7) K. M. Ediriweera, (8) Welhenege Wijesena, all of Dondra, (9) ditto Savundias of Tanakolavatta in Yatiyantota shall, on or before March 6, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 4, 1924.

A. P. BOONE,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Manimeldura Aldris Merdis, deceased,
No. 5,813. of Ratgama.

THIS matter coming on for disposal before A. P. Boone, Esq., District Judge of Galle, on August 27, 1923, in the presence of Messrs. Abeyewardene & Abeyewardene, on the part of the petitioner, Manameldura Amadoris Mendis of Ratgama; and the affidavit of the said petitioner dated August 27, 1923, having been read: It is ordered that the said petitioner, as son of the deceased above named, is

entitled to have letters of administration issued to him accordingly, unless the respondents, viz., (1) Handunnetti Charles Hamy, (2) Manameldura John Sandoris Mendis, (3) ditto Aiyaris Mendis, all of Ratgama, shall, on or before October 18, 1923, show sufficient cause to the satisfaction of this court to the contrary.

August 27, 1923. — A. P. BOONE,
District Judge.

This *Order Nisi* has been extended to March 6, 1924.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Don Cornelis Amarasiri Goonawardane, No. 5,875. deceased, of Mahamodera.

THIS matter coming on for disposal before T. B. Russell, Esq., District Judge, Galle, on December 3, 1923, in the presence of Messrs. G. E. & C. E. Abeyewardene, on the part of the petitioners, Thurstan Amarasiri Goonewardene of Mahamodera; and the affidavit of the said petitioner dated December 1, 1923, having been read. It is ordered that the following 16th respondent be appointed guardian *ad litem* over 14th and 15th respondents, unless the respondents, viz., (1) Jane Wijenayaka of Katukelle, Kandy, (2) Elgina Weerasuriya of Bambalapitiya, (3) Anson Samuel Amarasiri Goonawardane of Slave Island, (4) Victor Albert Kuruppu Goonatilleka of Haputale, (5) Donald John Kuruppu Goonatilleka, (6) Frank Edgar Kuruppu Goonatilleka, (7) Lionel Oscar Kuruppu Goonatilleka, (8) Percy Herbert Kuruppu Goonatilleka, (9) Lily Kuruppu Goonatilleka, all of Kalutara, (10) Ellen Kaviratne, wife of (11) Peter Kaviratne, both of Pamankada, (12) Reemie Wickramasinghe, wife of (13) Eland Wickramasinghe, both of Kitulgala, (14) Iris Wickramasinghe, (15) Sybil Wickramasinghe, (16) Hector Wickramasinghe, Inspector of Police, all of Kotahena, shall, on or before January 17, 1924, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner, as eldest son of the deceased above named, is entitled to have letters of administration issued to him accordingly, unless the said respondents shall, on or before January 17, 1924, show sufficient cause to the satisfaction of this court to the contrary.

December 3, 1923. — T. B. RUSSELL,
District Judge.
This *Order Nisi* has been extended to March 27, 1924.

A. P. BOONE,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Kingalawaduge Himnehamy, deceased, No. 5,915. Kumbalwella.

THIS matter coming on for disposal before A. P. Boone, Esq., District Judge, Galle, on February 6, 1924, in the presence of Mr. D. G. Goonewardena, Proctor, on the part of the petitioner, Obadamudalige Themis of Kumbalwella; and the affidavit of the said petitioner, dated January 25, 1924, having been read:

It is declared that the said petitioner, as son-in-law of the deceased above named, is entitled to have administration issued to him accordingly, unless the respondent, Holuwagoda Ranjitha Regina of Kumbalwella shall, on or before March 3, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 6, 1924. — A. P. BOONE,
District Judge.

In the District Court of Matara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Ennail Lebbe Marikkan, Mohammodu No. 2,992. Ennail, deceased, of Kadaweediya.

THIS matter coming on for disposal before E. Rodrigo, Esq., District Judge of Matara, on February 15, 1924, in

the presence of Mr. Samson Dias, Proctor, on the part of the petitioner, Muhammadu Abdul Carder Seinambu Natchiya; and the affidavit of the said petitioner dated December 11, 1923, having been read: It is ordered that the petitioner, Muhammadu Abdul Carder Seinambu Natchiya, be and she is hereby declared entitled, as widow of the aforesaid deceased, to administer the estate of the said deceased, and that letters of administration do issue to her accordingly, unless the above named respondents or any other person or persons interested shall, on or before April 8, 1924, show sufficient cause to the satisfaction of this court to the contrary. It is also ordered that the 3rd respondent Muhammadu Abdul Carder Sehu Muhammadu be and he is hereby appointed guardian *ad litem* over the minors, the 1st and 2nd respondents, unless the above-named respondents or any other person or persons interested shall, on or before April 8, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 15, 1924. — E. RODRIGO,
District Judge.

In the District Court of Matara.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Don Cornelis Kulatunga Rajapaksa, No. 2,994. of Ranna, deceased.

Don Salman Goonasekera Rajapaksa of Ranna. Petitioner.
Vs.

(1) Siriwardana Disanayaka Dona Gimara of Ranna,
(2) Don Siyadoris Kulatunga Rajapaksa of ditto Respondents.

THIS matter coming on for disposal before E. Rodrigo, Esq., District Judge of Matara, on February 7, 1924, in the presence of Messrs. E. T. D. Abayagoonawardana & D. W. Weerasekera, Proctors, on the part of the petitioner Don Salman Goonasekera Rajapaksa of Ranna; and the affidavit of the said petitioner dated November 16, 1923, having been read.

It is ordered that the petitioner Don Salman Goonasekera Rajapaksa be and he is hereby declared entitled, as cousin of the said deceased, to administer the said estate and that letters of administration do issue to him accordingly, unless the above-named respondents or any other person or persons interested shall, on or before March 21, 1924, show sufficient cause to the satisfaction of this court to the contrary. It is also ordered that the 1st respondent, Siriwardana Disanayaka Dona Gimara, be and she is hereby appointed guardian *ad litem* over the 2nd respondent a minor, unless the above-named respondents or any other person or persons interested shall, on or before March 21, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 7, 1924. — E. RODRIGO,
District Judge.

In the District Court of Matara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Narasin Vitaranage Don Jamis, deceased. No. 2,996. of Bengamuwa.

THIS matter coming on for disposal before E. Rodrigo, Esq., District Judge of Matara, on February 7, 1924, in the presence of Messrs. E. Y. D. Abeyagoonawardana & D. W. Weerasekera, Proctors, on the part of the petitioner, Cornelia Sepala Ratnayaka; and the affidavit of the said petitioner dated December 20, 1923, having been read: It is ordered that the petitioner, Cornelia Sepala Ratnayaka, be and she is hereby declared entitled, as widow of the said deceased, to administer the estate of the above-named deceased, and that letters of administration do issue to her accordingly, unless the respondents - Narasin Vitaranage Seelin, ditto Tettin, ditto Cyril, ditto Letisi, ditto Pentis,

all of Bengamuwa, and Abraham Sepala Ratnayaka of Rotumba — or any other person or persons interested shall, on or before March 18, 1924, show sufficient cause to the satisfaction of this court to the contrary.

It is also ordered that the 6th respondent Abraham Sepala Ratnayaka of Rotumba be and he is hereby appointed guardian *ad litem* over the minors the 1st to 5th respondents, unless the above-named respondents or any other person or persons interested shall, on or before March 18, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 7, 1924.

E. RODRIGO,
District Judge.

In the District Court of Tangalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. the late Galetumbekankanage Dingi-
No. 866. nny, deceased, of Pallattara.

THIS matter coming on for disposal before R. S. V. Poulter Esq., District Judge, Tangalla, on December 14, 1923, in the presence of Mr. V. S. Wickramanayake, Proctor, on the part of the petitioner, Mahabadanage Siddiappu of Pallattara; and the affidavit of the said petitioner dated December 10, 1923, having been read:

It is ordered that letters of administration to the estate of the late Galetumbekankanage Dingihamy, deceased, be granted to the petitioner aforesaid, unless the respondents—(1) Kuwanpatiranage Don Davith, (2) ditto Don Juwanis, (3) ditto Hinhamy, (4) ditto Dingihamy, (5) ditto Kirigoris, (6) Mahabadanage Dona Gimara, wife of (7) Namanagamage Don Nikulas, (8) Rattasin Achchige Don Juwanis, all of Pallattara, (9) ditto Gimarahamy of Hakuruwela, (10) ditto Kirihamy of Pallattara, (11) Mahabadanage Hinhamy of Edgalmulla, (12) Wirasekera Hapukapuge Don Pediris of Pallattara, (13) ditto Dingihamy of ditto, (14) ditto Kawanihamy of ditto, (15) ditto John of ditto, (16) Kulatunge Mudalunge Sumanahamy of ditto, (17) Mahabadanage Edwin of ditto—and any person or persons interested shall, on or before March 3, 1924, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 1st respondent be appointed guardian *ad litem* over the 3rd, 4th, and 5th minor respondents, 5th respondent over the 10th, minor respondent, the 12th respondent over the 13th, 14th and minor respondents, and the 16th respondent over the 17th minor respondent for the purpose of this case, unless the respondents or any other persons interested shall, on or before March 3, 1924, show sufficient cause to the satisfaction of this court to the contrary.

December 14, 1923.

R. S. V. POULTER,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Anthonimuttu Santiapillai of Chundi-
No. 5,272. nny, deceased.

Annamma, widow of Anthonimuttu Santiapillai of ditto. Petitioner.

Vs.

(1) Mariamma Santiapillai, (2) Anthonipillai Edwin Gunaratnam, and wife (3) Thrace Amra, all of Chundicully; 1st respondent is a minor appearing by her duly appointed guardians *ad litem* the 2nd and 3rd respondents. Respondents.

THIS matter of the petition of petitioner above-named praying for letters of administration to the estate of the above-named deceased, coming on for disposal before G. W.

Woodhouse, Esq., District Judge, on January 31, 1924, in the presence of Mr. J. A. J. Tisseverasinghe, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated August 6, 1923, 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 respondent or any other person shall, on or before March 13, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 22, 1924.

G. W. WOODHOUSE,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Doctor Charles Francis of Jaffna town,
No. 5,288. deceased.

Mary Caroline Johnpulle of ditto. Petitioner.

Vs.

(1) Elizabeth Francis, widow of Swampillai Francis of ditto, (2) Emmanuel Joseph Francis Gregory of ditto, (3) John Edmund Peter Gregory of ditto, (4) John Paul Stanislaus Ponnutamby of ditto, (5) Joseph Gregory of ditto, and (6) Rosaline Ponnutamby of ditto; the 2nd and 3rd respondents (minors) appear by their guardian *ad litem* the 5th respondent, and the 4th respondent (minor) appear by his guardian *ad litem* the 6th respondent. Respondents.

THIS matter of the petition of petitioner above named praying for letters of administration to the estate of the above-named deceased, coming on for disposal before G. W. Woodhouse, Esq., District Judge, on February 22, 1924, in the presence of Mr. J. A. J. Tisseverasinghe, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated October 4, 1923, having been read: It is declared that the petitioner is the next of kin 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 or any other person shall, on or before March 6, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 22, 1924.

G. W. WOODHOUSE,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Sophia Sellamuttu, wife of Charles A.
No. 5,344. Thampu of Manippay, deceased.

Bastian Emmanuel, Secretary of the District Court, Jaffna. Petitioner.

Vs.

(1) Murugesu Prince Nalliah *alias* M. Anumakkody Singa Mudaliar of Federated Malay States, (2) Murugesu Rasiah *alias* M. Veluppillai of General Post Office, Kuala Lumpur, and (3) Resaratnam, wife of Seeniar Nagalingam of Loco office, Sentul, Federated Malay States. Respondents.

THIS matter of the petition of Bastian Emmanuel, Secretary of the District Court, Jaffna, praying for letters of administration to the estate of the above-named deceased, Sophia Sellamuttu, wife of Charles A. Thampu, coming on for disposal before G. W. Woodhouse, Esq., District Judge, on January 8, 1924, in the presence of Mr. M. Vythialingam, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated January 8, 1924, having been read: It is declared that the petitioner is, as the Secretary of the

District Court, Jaffna, 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 March 4, 1924, show sufficient cause to the satisfaction of this court to the contrary.

January 8, 1924. G. W. WOODHOUSE,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Sethunathar Karthigesu of Vadduk-
No. 5,379. kodai west who died at Kuang, in the
State of Selangor in F. M. S., deceased.

Sanmugam Ampalavanar of Vaddukkodai . . . Petitioner.

Vs.

- (1) Karthigesu Sittampalam of Vaddukkodai west, (2) Karthigesu Sinniah of ditto, but his present place of abode is unknown, (3) Sivapakkiam, daughter of Karthigesu Chellappah of Vaddukkodai west, (4) Chellappah Kandaswamy of ditto, (5) Chinnachpillai, widow of Karthigesu Chellappah of ditto, (6) Chellam, widow of Sethunathar Karthigesu of ditto, 3rd and 4th are minors Respondents.

THIS matter of the petition of the above-named petitioner, praying that the above-named 5th respondent be appointed guardian *ad litem* over the minors the 3rd and 4th respondents, and praying for letters of administration to the estate of the above-named deceased, coming on for disposal before G. W. Woodhouse, Esq., District Judge, Jaffna, on February 4, 1924, in the presence of Messrs. Nagalingam & Nagalingam, Proctors, for the petitioner; and the affidavit of the petitioner dated February 4, 1924, having been read: It is ordered that the above-named 5th respondent be appointed guardian *ad litem* over the said minors, and it is declared that the petitioner, as the creditor of the deceased, is entitled to have letters of administration to the estate of the above-named deceased issued to the petitioner accordingly, unless the above-named respondents or any others shall, on or before March 4, 1924, show sufficient cause to the satisfaction of the court to the contrary.

February 8, 1924. G. W. WOODHOUSE,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Samuel Vanniasingam Cameron of
No. 5,381. Manipay, deceased.

Nava Ratnasingam Cumarasingam of Manipay. Petitioner.

- (1) Annamma, widow of Samuel Cameron; (2) Ganjaratnam, (3) Annam, (4) Sothinaya, (5) Sornakanthy children of S. V. Cameron, minors, (6) Thangamma, widow of S. V. Cameron, all of Manipay. Respondents.

THIS matter of the petition of Nava Ratnasingam Cumarasingam of Manipay, praying for letters of administration to the estate of the above-named deceased Samuel Vanniasingam Cameron of Manipay, coming on for disposal before G. W. Woodhouse, Esq., District Judge, on February 15, 1924, in the presence of Mr. V. A. Harichandra, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated January 9, 1924, having been read: It is declared that the petitioner is the father-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 March 6, 1924, show sufficient cause to the satisfaction of this court to the contrary.

February 15, 1924. G. W. WOODHOUSE,
District Judge.

In the District Court of Anuradhapura.

Order Nisi.

Testamentary In the Matter of the Estate and Effects of
Jurisdiction. Mohideen Mohammodu Sadaku Tamby
of Keelakarai, South India, deceased.

Muna Keena Muna Mohammodu Mohideen
Tamby Petitioner.

Vs.

- (1) Mohammodu Ibrahim Umm of East street, Keelakarai, South India, (2) Muna Keena Muna Mohideen Abdul Cader of Ihala Talawa, (3) Muna Keena Muna Ali Buhari of Keelakarai, (4) Muna Keena Muna Aiyasa Beebee of ditto, (5) Muna Keena Muna Seyadu Ibrahim Saibo of ditto, the 2nd to 6th respondents are minors appearing by their guardian *ad litem* Muna Keena Mohammodu Ibrahim Saibo of East street, Keelakarai, South India Respondents.

THIS matter coming on for disposal before C. J. S. Pritchett, Esq., District Judge of Anuradhapura, on January 19, 1924, in the presence of Mr. S. Nata Raja, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated January 7, 1924, having been read:

It is ordered that the petitioner be and he is hereby declared entitled as the son of the deceased above named, to have letters of administration to his estate issued to him unless the respondents or any other person interested shall, on or before February 12, 1924, show sufficient cause to the satisfaction of this court to the contrary.

January 19, 1924. C. J. S. PRITCHETT,
District Judge.

Time to show cause against the Order Nisi extended to March 18, 1924.

February 12, 1924. C. J. S. PRITCHETT,
District Judge.

In the District Court of Kegalla.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Kossinnage Arnolis Appahamy of
No. 957. Yatanwala, deceased.

Kossinnage Hendrick Singh of Yatanwala in Dehi-
gampal korale Petitioner.

Vs.

- (1) Jayawardana Gammara Vidanelage Maria Madalena Perera Hamine of Yatanwala, (2) Kossinnage Paulis Sinhgo of ditto Respondents.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge, Kegalla, on January 31, 1924, in the presence of Mr. A. F. Herat, Proctor, for petitioner; and his affidavit and petition dated December 19, 1923, and January 28, 1924, respectively, praying for letters of administration of the said estate, having been read: It is ordered and declared that the petitioner, as a son of the deceased, is entitled to letters of administration of the said estate, and that such letters will be issued to him accordingly, unless the respondents or any person or persons interested shall, on or before March 3, 1924, show sufficient cause to the satisfaction of the court to the contrary.

January 31, 1924. D. H. BALFOUR,
District Judge.

In the District Court of Kegalla.

Testamentary Jurisdiction. In the Matter of the Estate and Effects of Megasuri Mudiansalage Lokumenika of Pinnawela, deceased.

No. 960. Kurupu Mudiansalage *alias* Muhandiramalage Puchi-appuhara of Pinnawela Petitioner.

Vs.

- (1) Kurupu Mudiansalage *alias* Muhandiramalage Puchi anda, (2) ditto Dingiri anda, (3) ditto Ukku anda, (4) ditto Mudianse, (5) ditto Dingiri-mahathmaya, all of Pinnawela, being minors by their guardian *ad litem* their maternal grandmother, (6) Megasuri Muthiansalage Ranmenika of Aladeniya Respondents.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge, Kegalla, on January 31, 1924, in the

presence of G. C. H. Molligoda, Proctor, for petitioner; and his affidavit and petition dated December 12, 1923, and January 30, 1924, respectively, praying for letters of administration of the said estate and for appointment of guardian *ad litem* over the minor respondents, having been read: It is ordered and declared that the petitioner, as the husband of the deceased, is entitled to letters of administration of the said estate; and that such letters will be issued to him accordingly, and that the 6th respondent, being the grandmother of the minor respondents, is a fit and proper person to be appointed their guardian *ad litem*, and that such appointment will be made accordingly, unless the respondents or any person or persons interested shall, on or before March 7, 1924, show sufficient cause to the satisfaction of this court to the contrary.

January 31, 1924.

D. H. BALFOUR,
District Judge.

PASSED ORDINANCES.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof.

No. 2 of 1924.

An Ordinance to amend "The Nuwara Eliya Board of Improvement Ordinance, 1896."

W. H. MANNING.

Preamble.

WHEREAS it is expedient to amend "The Nuwara Eliya Board of Improvement Ordinance, 1896": 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 as "The Nuwara Eliya Board of Improvement (Amendment) Ordinance, No. 2 of 1924," and shall be read as one with the principal Ordinance.

Interpretation.

2 In this Ordinance, unless the context otherwise requires—

"The Board of Improvement" means the Board of Improvement constituted by this Ordinance.

"The existing Board of Improvement" means the Board of Improvement of Nuwara Eliya as constituted by section 4 of the principal Ordinance.

Dissolution of the existing Board of Improvement.

3 As from the constitution of the Board of Improvement as hereinafter provided for, but subject to the express provisions hereinafter contained, the existing Board of Improvement shall be dissolved.

Constitution and incorporation of the Board of Improvement.

4 (1) There shall be a Board of Improvement at Nuwara Eliya constituted as hereinafter mentioned, which shall be a corporation with perpetual succession and a common seal and with power to sue and be sued by the name of "The Nuwara Eliya Board of Improvement": Provided, however, that the existing Board of Improvement shall continue to exercise the powers and perform the duties of the Board of Improvement of Nuwara Eliya until the Governor shall notify by Proclamation in the *Government Gazette* that the Board of Improvement created by this Ordinance has been duly constituted.

(2) All costs, charges, and expenses arising from or in respect of any suit, action, or legal proceeding, which the Board of Improvement may become liable to pay or be chargeable with, shall be paid from the fund of the Board of Improvement, and no member shall become personally liable for the payment thereof.

(3) The service of all processes in any legal proceedings against the Board of Improvement shall be made upon the Assistant Government Agent of Nuwara Eliya.

5 (1) The Board of Improvement shall consist of three official and seven unofficial members.

(2) The official members shall be the Assistant Government Agent and two other officials appointed by the Governor; and the unofficial members shall consist of two persons appointed by the Governor, and of five persons elected in the manner hereinafter provided.

6 The two official members appointed by the Governor as in section 5 (2) provided shall hold office during the pleasure of the Governor, and every other member of the Board of Improvement, whether appointed or elected, shall hold office for a period of three years, or in the case of a member nominated or elected to fill a casual vacancy, until the next general election or nomination of members: Provided always that in the case of members appointed or elected on the original constitution of the Board of Improvement under this Ordinance the term of office of such members may be diminished to the extent provided in any Order made by the Governor in Executive Council and published in the *Government Gazette*.

7 (1) The Board of Improvement shall, as from its constitution, be the successor of the existing Board of Improvement, and all the property, rights, powers, duties, debts, liabilities, and obligations of the existing Board of Improvement shall, as from the date of the constitution of the Board of Improvement, be deemed to be transferred to such last-named board.

(2) Upon the constitution of the Board of Improvement, all references in any Ordinance, or in any order, rule, regulation, or by-law made thereunder, or any document or instrument executed or issued in pursuance thereof, to the existing Board of Improvement shall be construed as though they were references to the Board of Improvement constituted as in this Ordinance provided.

8 Nothing in this Ordinance shall prejudicially affect any securities granted before the commencement of this Ordinance on the credit of any rate or tax or of any property by this Ordinance transferred to the Board of Improvement; and all such securities, as well as all unsecured debts, liabilities, and obligations incurred by the existing Board of Improvement in exercise of any of the powers or in relation to any property transferred from the existing Board of Improvement to the Board of Improvement under this Ordinance, shall be discharged, paid, and satisfied by such last-named board.

9 All such proclamations, orders, notifications, rules, regulations, and by-laws of or affecting the existing Board of Improvement as are in force at the time of the commencement of this Ordinance shall, so far as they relate to or are in pursuance of the powers and duties transferred from the existing Board of Improvement to the Board of Improvement, or so far as they relate to any matter or thing within the administrative limits of the Board of Improvement, and so far as they are not in conflict with the provisions of this Ordinance, continue in force as if they had been made in relation to or by the authority of the Board of Improvement, subject, nevertheless, to revocation or alteration in manner provided in the principal Ordinance with regard to the matters hereinbefore mentioned.

10 (1) If at the date of the constitution of the Board of Improvement any action or proceeding, or any cause of action or proceeding, is pending or existing in the interest of or against the existing Board of Improvement in relation to any

Composition of the Board of Improvement.

Term of office of member.

The Board of Improvement to be successor of existing Board of Improvement.

Saving for existing securities and discharge of debts.

Proclamations, orders, rules, and notifications continued in force.

Saving for pending actions, contracts, &c.

powers, duties, liabilities, or property by this Ordinance transferred to the Board of Improvement, the same shall not be in anywise prejudicially affected by reason of the passing of this Ordinance, but may be continued, prosecuted, and enforced by or against the Board of Improvement in like manner as if this Ordinance had not been passed.

(2) All contracts, deeds, bonds, agreements, notices, and other instruments entered into, issued, or made by the existing Board of Improvement and subsisting at the time of the constitution of the Board of Improvement, and affecting any such powers, duties, liabilities, obligations, or property as are by this Ordinance transferred to the Board of Improvement, shall be of as full force and effect against or in favour of the Board of Improvement, and may be enforced or acted upon as fully and effectually as if the Board of Improvement had been a party to or had made or issued the same.

Officers and servants.

11 (1) The officers and servants of the existing Board of Improvement shall, upon the constitution of the Board of Improvement, become officers and servants of the Board of Improvement, and shall hold their offices as nearly as practicable by the same tenor and upon the same terms and conditions as if this Ordinance had not been passed, and while performing the same or the corresponding duties shall as nearly as practicable receive not less salary or remuneration or allowances and be entitled to receive not less pensions and gratuities, if any, than they would have been entitled to receive if this Ordinance had not been passed.

(2) The Board of Improvement may distribute the business to be performed by such officers or servants in such manner as the Board of Improvement may think just, and every such officer or servant shall perform such duties in relation to that business as may be directed by the Board of Improvement.

Rates and assessments.

12 (1) All rates levied and all taxes imposed by the existing Board of Improvement, which shall be due at the date of the constitution of the Board of Improvement, may be enforced in the same manner as rates levied and taxes imposed by the Board of Improvement.

(2) All assessments made or adopted for the purpose of any such rate shall continue in force until revised in manner provided by the principal Ordinance.

Limits of Board of Improvement may be defined by Governor.

13 It shall be lawful for the Governor in Executive Council, by Proclamation in the *Government Gazette* to define from time to time the limits of the town of Nuwara Eliya for the purposes of this Ordinance.

Chairman.

14 (1) The Assistant Government Agent of the district shall be the *ex officio* Chairman of the Board of Improvement, and shall preside at any meeting thereof.

2 If the Chairman is absent at any meeting, the members present shall appoint one of their own number to preside at any such meeting.

(2) The Chairman shall be the executive officer of the Board of Improvement, and all executive acts and responsibilities which are by this or any other Ordinance directed or empowered to be done or discharged by the Board of Improvement may, unless the contrary intention appears from the context, be done or discharged by the Chairman :

Provided that the Chairman in the exercise of his powers under this section (except as regards matters expressly committed to him) shall act in conformity with such resolutions, if any, as may from time to time be passed by the Board of Improvement.

Powers of Board of Improvement to be vested in the majority.

15 All acts whatsoever authorized or required by virtue of this or any other Ordinance to be done by the Board of Improvement may and shall be decided upon and done by the majority of members present at any duly convened meeting thereof, five of whom shall form a quorum.

Quorum.

Chairman to have a casting vote.

Provided that when the votes of the members present in regard to any question shall be equally divided, the presiding officer shall, besides his vote as a member, have a casting vote.

16 The administrative area of the town of Nuwara Eliya shall be divided into five electoral divisions by order of the Governor in Executive Council published in the *Government Gazette*, with such local limits as shall be defined in the order, and one member of the Board of Improvement shall be elected for each electoral division.

Constitution
of electoral
divisions.

17 Any person who is entitled to have his name entered in the electoral roll of any electoral division shall be qualified to be elected and to serve as a member of the Board of Improvement provided that—

Qualification
of member.

- (a) He is able to read and write the English language ;
- (b) He resides within the town of Nuwara Eliya and has so resided for a period of six months immediately prior to the exhibition of the notice mentioned in section 19 of this Ordinance ;
- (c) He is possessed, either in his own right or the right of his wife, of immovable property situated within the town of Nuwara Eliya of the value (after allowing for any mortgage debt thereon) of not less than five thousand rupees, or is in receipt of an income of not less than three thousand rupees per annum ;
- (d) He is not an executive officer, clerk, or servant of the Board of Improvement ;
- (e) He has not directly or indirectly any share or interest (except as a shareholder in an incorporated company) in any contract with the Board of Improvement ;
- (f) He does not hold any salaried office under Government ;
- (g) He has not been dismissed from the Government service ;
- (h) He is not an uncertificated insolvent ;
- (i) He has not been sentenced by a criminal court to imprisonment for an offence punishable with imprisonment for a term exceeding six months, such sentence not having been subsequently reversed on appeal, and such person's disqualification on account of such sentence not having been removed by an order of the Governor in Executive Council, which order the Governor in Executive Council is hereby empowered to make whenever he thinks fit.

18 (1) Any person whose name appears in the electoral roll of any electoral division shall be entitled to vote at any election of a member for such division.

Qualification
of elector.

(2) Any person shall be entitled to have his name entered on the electoral roll of any electoral division if he possesses the qualifications following, that is to say :

- (a) If he is a British subject and a male of the age of twenty-one years or upwards and of sound mind ; and
- (b) If he has paid all rates and taxes imposed on and due and payable by him under the provisions of this Ordinance ; and
- (c) If he is the occupier of a house within the electoral division, either as proprietor or tenant, of the annual value or rent of not less than one hundred and eighty rupees, or if he holds or owns immovable property in such division of not less value (after allowing for any mortgage debt thereon) than two thousand rupees, or if he resides in the division and has an income of not less than six hundred rupees per annum, such occupation, holding, owning, or residence, as the case may be, having continued during the period of six months immediately prior to the exhibition of the notice mentioned in section 19 of this Ordinance, or if he is the husband of a wife or the eldest son of a widow who but for her sex would be qualified in respect of her property to have her name entered on the electoral roll.

(3) In the case of a house occupied jointly by two or more persons, each such person, not being a usufructuary mortgagee, shall be entitled to have his name entered in the register of voters, provided the number of persons does not exceed the number obtained by dividing the annual value or rent by one hundred and eighty.

Preparation of electoral roll.

19 (1) For the purpose of any general election of members of the Board of Improvement, the Assistant Government Agent shall prepare for each electoral division in the English language and in one or both of the vernacular languages a roll of persons possessing the qualifications specified in subsection (2) of the last preceding section, and a further roll of persons possessing the qualifications referred to in section 17 of this Ordinance, and shall on a date not later than three months before the said election exhibit a notice in the said languages at the office of the Board of Improvement and at such other conspicuous places in the electoral divisions as the Assistant Government Agent may think fit, indicating—

- (a) That such rolls are open for inspection during office hours at the said office or other places ;
- (b) That at a time and date specified in the notice (not being later than two months before the holding of the said election) he will attend at the said office or at such other place as he may specify in the notice for the purpose of hearing all claims for insertion of any name in the said rolls and of all objections to any name inserted therein.

(2) The Assistant Government Agent or some person deputed by him in writing on his behalf shall attend at the time and place so indicated, and shall decide all such claims and objections in a summary manner, and such decision shall be final and conclusive.

(3) No objection shall be entertained unless the objector shall have given seven days' notice in writing of his objection through the Assistant Government Agent to the person against the insertion of whose name in the roll the objection is to be taken.

(4) For the purpose of his decision on any claim or objection under this section, the Assistant Government Agent or person so deputed may administer an oath or affirmation, and any person knowingly making any false statement upon such oath or affirmation shall be guilty of an offence and shall be liable to the penalties prescribed for the offence of giving false evidence in a judicial proceeding.

(5) Upon the determination of all claims and objections the Assistant Government Agent or person so deputed shall revise the rolls accordingly, and shall cause copies of the said rolls so revised, certified under the hand of the Assistant Government Agent, to be exhibited at the office of the Board of Improvement for inspection at all reasonable hours.

(6) The rolls so certified shall remain in force for the purpose of the said general election and any election to fill any casual vacancy, until new rolls are prepared and certified for the next general election of members.

Notice of election.

20 (1) Not less than one month before the day fixed for any election of a member of the Board of Improvement, the Assistant Government Agent shall issue a public notice that it is intended to hold such an election.

(2) Every such notice shall be in the English and in one or both of the vernacular languages, and shall be exhibited at the office of the Board of Improvement, and shall be otherwise published in such manner as the Assistant Government Agent may consider best calculated to give publicity thereto, or as the Board of Improvement by by-law made in manner provided for the making of by-laws by section 30 of the principal Ordinance may determine.

(3) Every such notice shall state the time within which the nomination of candidates must be made, and the time and place at which a poll will be taken if more than one candidate is nominated.

Mode of election.

21 (1) No person shall be entitled to be a candidate for election unless he shall have been nominated in writing, and unless his nomination shall have been subscribed by at least two persons whose names shall appear in the electoral roll of the electoral division, and shall have been delivered at the office of the Board of Improvement on or before the day fixed for nomination by the Assistant Government Agent.

(2) If not more than one duly qualified candidate is duly nominated, the Assistant Government Agent shall by public notice declare such candidate to be elected.

(3) If more than one duly qualified candidate is duly nominated, a poll shall be held in manner prescribed by the schedule to this Ordinance, subject to such modifications or conditions as may from time to time be prescribed by by-laws made by the Board of Improvement in manner provided for the making of by-laws by section 30 of the principal Ordinance.

(4) Any duly qualified voter may object to the nomination of any candidate on the ground that he is not duly qualified, or has not been duly nominated. The Assistant Government Agent shall decide any such objection in a summary manner, and his decision shall be final.

22 A general election of members shall be held every three years in the month of December of the year in which the election is holden on such date as shall be fixed by the Assistant Government Agent, and the term of office of the members elected at such general election shall date from the first day of January of the succeeding year: Provided always that in the case of the first general election to be held under this Ordinance the Governor in Executive Council may by Order published in the *Government Gazette* prescribe other times than those hereinbefore mentioned for the holding of such general election or the commencement of the term of office of members elected at such election.

Date of election.

23 (1) Any member of the Board of Improvement, who—

Vacation of office.

- (a) Being an elected member, shall cease to be qualified as required by section 17 of this Ordinance; or
- (b) Shall be absent without leave of the Board from the meetings of the Board of Improvement for more than three consecutive ordinary meetings of the Board of Improvement; or
- (c) Shall be adjudicated an insolvent; or
- (d) Shall be sentenced to imprisonment as mentioned in section 17 (i) of this Ordinance; or
- (e) Shall become incapacitated from fulfilling the duties of his office by mental or bodily infirmity or disease; or
- (f) Shall accept any office of emolument under the Board of Improvement; or
- (g) Shall become either directly or indirectly concerned or interested in any contract with the Board of Improvement (except as a shareholder in an incorporated company);

shall *ipso facto* vacate his office.

(2) If any person elected as member of the Board of Improvement shall die, or become disqualified, or vacate his office in manner aforesaid, or shall resign or refuse to accept the office of a member, or if a casual vacancy should occur in any other manner in such office, the Assistant Government Agent shall hold an election for the purpose of filling up such vacancy, and the person thereupon elected shall serve until the next general election of members.

24 (1) If by reason of any failure or neglect, or any other cause whatever (other than a deficiency of votes) required under the next succeeding section), any election shall not be duly and regularly holden, or if at any such election a member shall not be duly elected, then and in every such case the Assistant Government Agent, as soon as convenient after any such event shall have been notified to him, upon being satisfied that the said election was not duly and regularly holden or any member not duly elected, shall declare the election void, and shall hold another election for the purpose of electing a member in the same manner as is hereinbefore directed.

Irregular election to be again holden.

(2) No objection to any election shall be entertained after the lapse of fourteen days from the holding of the same.

25 (1) In case, after due notice of election has been given as provided by this Ordinance, no candidate is duly nominated, it shall be lawful for the Governor to appoint any person, whether holding any office of emolument under Government or not, to be a member, in order to make up the number of members required for the Board of Improvement.

On failure of nomination, Governor may appoint.

(2) Members so appointed shall be deemed to be elected members for the purposes of this Ordinance.

Election offences; giving or receiving gratification.

26 (1) Whoever being qualified to vote, or claiming to be qualified to vote at any election under this Ordinance, accepts or obtains, or agrees to accept or attempts to obtain, for himself or for any person, any gratification whatever as a motive or reward for giving or forbearing to give his vote at any such election shall be guilty of an offence, and shall be liable on conviction to a fine not exceeding one hundred rupees for every such offence, and shall for ever be disqualified from voting at any such election, or from being elected a member.

(2) Whoever gives or offers to give any gratification whatsoever to any person as a motive or reward for giving or forbearing to give his vote in favour of any person at any election under this Ordinance shall be guilty of an offence, and shall be liable on conviction to a fine not exceeding one hundred rupees, or to imprisonment of either description for a period not exceeding six months, or to both such punishments, and shall be disqualified as provided by sub-section (1) hereof.

Unlawful voting and personation.

27 (1) Any person who knowingly votes at any election without possessing the necessary qualifications, or being disqualified as provided in this Ordinance, shall, notwithstanding that his name appears in the list of persons qualified to vote, be guilty of an offence, and shall be liable on conviction to a penalty not exceeding one hundred rupees.

(2) Whoever falsely personates any elector at any election under this Ordinance shall be guilty of an offence, and shall be liable on conviction to a fine not exceeding one hundred rupees, or to imprisonment of either description for a period not exceeding six months, or to both such punishments.

Electoral by-laws.

28 All matters connected with an election under this Ordinance, for which no provision is made under this Ordinance, or in respect of which the arrangements made by this Ordinance require to be supplemented or modified so as to meet unforeseen or special circumstances, may be provided for by by-laws made by the Board of Improvement in manner provided for the making of by-laws under the principal Ordinance, or in the absence of such by-laws, by order of the Governor in Executive Council.

Repeal.

29 The definitions of the expression "Board of Improvement" in section 2, sections 3 to 10 (both inclusive), and section 12 of the principal Ordinance are hereby repealed.

SCHEDULE.

Regulations for the holding of a Poll.

(Section 21 (3)).

1. The Assistant Government Agent shall provide one or more polling places for each electoral division, and shall either himself preside or shall appoint a person to preside at each polling place. Every candidate and one other person selected by himself shall be entitled to attend the proceedings during the time appointed for the election.

2. At every election the votes shall be given by ballot.

3. The poll shall open and close at such times as shall be publicly notified by the Assistant Government Agent.

4. The ballot of each voter shall consist of a paper (in these regulations called a ballot paper) to be supplied by the Board of Improvement, containing the names of the candidates in English and in one or both of the vernacular languages. Each ballot paper shall have a number printed on the back, and shall have a counterfoil with the same number printed on the face.

5. At the time of voting the ballot paper shall be marked on both sides with an official mark and delivered to the voter within the polling station, and a number corresponding to the number of the voter on the list of voters shall be marked on the counterfoil. The voter having secretly marked his vote on the paper by setting a cross opposite the name of the candidate for whom he desires to vote, and having folded it up so as to conceal his vote,

shall place it in a closed box in the presence of the presiding officer, after having shown to him the official mark at the back. The presiding officer, on the application of any voter who states that he is unable to read, shall cause the vote of such voter to be marked on a ballot paper in manner directed by such voter.

6. Any ballot paper which has not on its back an official mark, or on which votes are given to more than one candidate, or on which anything except the number on its back referred to in regulation 4 is written or marked by which the vote can be identified, shall be void, and shall not be counted.

7. If at any such poll any question arises as to the identity of any person claiming to be a person whose name is on the electoral roll, the presiding officer shall have power to inquire into the same, and, if it appears expedient to him, to administer an oath or affirmation to any person whom he may think fit to examine with reference to such question, and it shall be the duty of any person so examined to answer truly all questions put to him. The decision of the presiding officer on any such claim shall be final.

8. If as a result of any decision under the last preceding regulation it should appear that a person by falsely personating another voter recorded a vote, the person entitled to vote shall be permitted to exercise his right, and the Assistant Government Agent shall declare the vote recorded by the false personation void, and on the opening of the ballot box shall, on tracing the ballot paper, have the same removed, so that it shall not be counted among the votes recorded.

9. After the close of the poll the ballot boxes shall be sealed by the presiding officer so as to prevent the introduction of additional ballot papers, and shall be taken charge of by the Assistant Government Agent.

10. Each candidate may appoint an agent for the purpose of attending at the opening of the ballot boxes and checking and counting of the votes.

11. The Assistant Government Agent shall, in the presence of any such agents of the candidates as may be in attendance, open the ballot boxes and ascertain the result of the poll by counting or causing to be counted the votes given to each candidate, and shall forthwith declare to be elected the candidate or candidates to whom the majority of votes have been given.

12. The decision of the Assistant Government Agent as to any question arising in respect of any ballot paper shall be final.

13. In the event of the election being rendered undecisive by reason of an equality of votes, the matter shall be decided by the casting vote of the Assistant Government Agent, or, at the option of the Assistant Government Agent, by lot.

Passed in Council the Seventh day of February, One thousand Nine hundred and Twenty-four.

W. E. HOBDAY,
Clerk to the Council.

Assented to by His Excellency the Governor the Twenty-sixth day of February, One thousand Nine hundred and Twenty-four.

C. CLEMENTI,
Colonial Secretary.